

IN THE MATTER OF APPLICATIONS )  
30234, 30235 AND 30236 FILED )  
FOR THE WATERS OF AN UNDERGROUND )  
SOURCE IN GRASS VALLEY, PERSHING )  
COUNTY, NEVADA. )

R U L I N G

GENERAL:

Application 30234 was filed on May 10, 1976 by Donnell J. Richards to appropriate 2.0 c.f.s. of the waters of an underground source to be diverted within the SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 26, T.34N., R.37E., M.D.B.& M., and to be used for the irrigation of 209.7 acres located within the E $\frac{1}{2}$  NE $\frac{1}{4}$  Section 27, N $\frac{1}{2}$  NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of said Section 26.

Application 30235 was filed on May 10, 1976 by Donnell J. Richards to appropriate 4.10 c.f.s. of the waters of an underground source to be diverted within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 35, T.34N., R.37E., and to be used for the irrigation of 397.5 acres of land located within the W $\frac{1}{2}$  and the W $\frac{1}{2}$  E $\frac{1}{2}$  Section 35, T.34N., R.37E.

Application 30236 was filed on May 10, 1976 by Donnell J. Richards to appropriate 3.12 c.f.s. of the waters of an underground source to be diverted within the SW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 12, T.33N., R.37E., M.D.B.& M., to be used for the irrigation of 312.3 acres within the E $\frac{1}{2}$  Section 11 and SW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 12, T.33N., R.37E.

By deed dated August 31, 1976, these applications were transferred from Donnell J. Richards to Donnell J. and Andree L. Richards.

Ground Water Reconnaissance Series Report 29 prepared by the Nevada Department of Conservation and Natural Resources, Division of Water Resources and U. S. Geological Survey, estimates the ground water recharge to the Grass Valley ground water basin to be 13,000 acre feet annually. It is also estimated that an underflow of 6,000 acre feet is discharged from the basin annually and contributes to the surface flow of the Humboldt River and is required to satisfy existing water rights of downstream appropriators. Existing approved appropriations within Grass Valley exceed the perennial yield. These applications are located within the Grass Valley ground water basin designated on July 24, 1972 by the order of the State Engineer.

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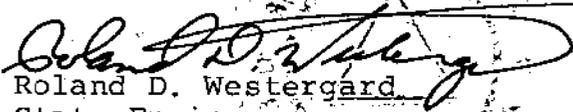
OPINION:

It is the opinion of this office that the granting of additional rights to appropriate ground water for irrigation within a basin which is over-appropriated would adversely affect existing rights.

RULING:

Applications 30234, 30235 and 30236 are hereby denied on the grounds that the granting of these applications for additional withdrawal of water for irrigation purposes from the area of the Grass Valley ground water basin would adversely affect and tend to impair the value of existing rights.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW/TJS/bs

Dated this 30th day  
of March, 1977.