

IN THE MATTER OF APPLICATION 31713 )  
FILED TO CHANGE THE POINT OF DIVER-) )  
AND PLACE OF USE OF PERMIT 30447 IN) )  
MASON VALLEY, LYON COUNTY, NEVADA. )

R U L I N G

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Application 31713 was filed on May 13, 1977 by Samuel Marovich III, John Scurry and Harper Burns to change the point of diversion and place of use of 4.0 c.f.s. of the waters of an underground source heretofore appropriated under Permit 30447.

A permit was granted under Application 30447 on May 11, 1977 to appropriate 4.0 c.f.s. of the waters of an underground source to be diverted within the NE1/4 NE1/4 Section 22, T.14N., R.26E., M.D.B.&M. to be used for the irrigation of 240 acres of land within the NE1/4, E1/2 NW1/4 of said Section 22.

Application 31713 seeks to change the place of use from the 240 acres described above to 480 acres within the SE1/4, E1/2 SW1/4 Section 15, NE1/4, E1/2 NW1/4 Section 22, T.14N., R.26E., M.D.B.&M. There are no existing rights for the use of underground water on the SE1/4, E1/2 SW1/4 of said Section 15. Therefore the granting of Application 31713 would expand the acreage to be irrigated and, in fact, would amount to a new appropriation for 240 acres of land.

OPINION

It is our opinion that the granting of Application 31713 to expand the acreage to be irrigated would tend to impair the value of existing rights and be otherwise detrimental to the public welfare.

RULING

Application 31713 is hereby denied on the grounds that its granting would tend to impair the value of existing rights and be otherwise detrimental to the public welfare.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW/TJS/bl

Dated this 11th day  
of DECEMBER, 1978.