

IN THE MATTER OF APPLICATION 43135)
FILED BY ROBERT K. BRYANT TO APPRO-)
PRIATE WATER FROM AN UNDERGROUND)
SOURCE IN CARSON VALLEY, DOUGLAS)
COUNTY, NEVADA)

R U L I N G

INTRODUCTION

Application 43135 was filed January 26, 1981 by Robert K. Bryant to appropriate water from an underground source for domestic purposes within the Carson Valley Ground Water Basin.

FINDINGS OF FACT

I

Application 43135 was filed by Robert K. Bryant to appropriate 0.01 c.f.s. of the waters of an underground source to be used for domestic purposes on a place of use and point of diversion described as being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 17, T.13N., R.21E., M.D.B.&M.

II

The granting of a water right from an underground source for domestic purposes only would not afford the applicant any use that is not already provided for under NRS 534.010 and NRS 534.180. Under 534.010 and 534.180 the statute provides domestic use to be limited to a single family dwelling where the draught of water does not exceed 1800 gallons per day and further provides that a permit is not required for domestic purposes.

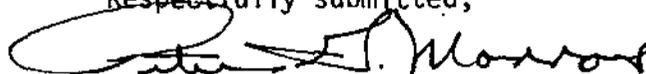
III

The State Engineer has jurisdiction of the parties and the subject matter of this action.

RULING

Application 43135 is hereby denied on the grounds that domestic wells are provided for under NRS 534.010 and NRS 534.180 without the requirement of a permit and to grant such a permit within the Carson Valley Hydrologic Basin would infer the granting of some right or assurance that the applicant was not otherwise afforded, such as, regulation of other withdrawals to maintain water levels.

Respectfully submitted,



Peter G. Morros
State Engineer

PGM/bc

Dated this 16th day of

JULY, 1982.