

IN THE MATTER OF APPLICATION)
47193, 47194, 47195, and 47196)
TO APPROPRIATE WATER FROM)
AN UNDERGROUND SOURCE IN)
GRASS VALLEY, HUMBOLDT, NEVADA)

R U L I N G

GENERAL

Application 47193 was filed August 25, 1983 by David C. Finley and Laura M. Finley to appropriate .0223 c.f.s. of water from an underground source for domestic purposes. The proposed point of diversion is within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, T. 35 N, R. 37 E, M.D.B. & M. The place of use is described as being within a portion of SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, T. 35N, R. 37 E, M.D.B. & M., The period of use is January 1 to December 31 of each year.

Application 47194 was filed August 25, 1983 by David C. Finley and Laura M. Finley to appropriate .0223 c.f.s of water from an underground source for domestic purposes. The proposed point of diversion is within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, T. 35 N, R. 37 E, M.D.B. & M. The place of use is described as being within SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, T. 35 N, R. 37 E, M.D.B. & M. The period of use is January 1 to December 31 of each year.

Application 47195 was filed August 25, 1983 by David C. Finley and Laura M. Finley to appropriate .0223 c.f.s. of water from an underground source for domestic purposes. The proposed point of diversion is within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, T. 35 N, R. 37 E, M.D.B. & M. The place of use is described as being a portion of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, T. 35 N, R. 37 E, M.D.B. & M. The period of use is January 1 to December 31 of each year.

Application 47196 was filed August 25, 1983 by David C. Finley and Laura M. Finley to appropriate .0223 c.f.s. of water from an underground source for domestic purposes. The proposed point of diversion is within NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, T. 35 N, R. 37 E, M.D.B. & M. The place of use is described as being a portion of NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, T. 35 N, R. 37 E, M.D.B. & M. The period of use is January 1 to December 31 of each year.

OPINION

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 NRS 534.010 and

NRS 534.180 the statute provides domestic use to be limited to a single-family dwelling where the draught of water does not exceed 1,800 gallons per day and further provides that permit is not required for domestic purposes.

RULING

Applications 47193, 47194, 47195 and 47196 are 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 Grass 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/TT*jm

DATED: This 29th day of
February, 1984.