

IN THE MATTER OF APPLICATION 20000
FILED ON JULY 24, 1961, BY LLOYD W.
KELLY, TO APPROPRIATE WATER FROM
AN UNDERGROUND SOURCE (WELL NO. 2)
FOR IRRIGATION AND DOMESTIC PURPOSES
IN EUREKA COUNTY, NEVADA.

R U L I N G

General:

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Application 20000 was filed by Lloyd W. Kelly on July 24, 1961, to appropriate water from an underground source (Well No. 2) for irrigation and domestic purposes in Eureka County, Nevada.

A protest to the granting of this application was filed on August 1, 1962, by the Ruby Hill Mining Company, a Nevada Corporation.

Desert Land Entry Nevada-055861 was allowed on December 22, 1960, subject to right of way granted to the Ruby Hill Mining Company on October 6, 1960, under Nevada-056230.

RULING

The alternative in the protest of the Ruby Hill Mining Company is herewith sustained. On receipt of the statutory permit fee, a permit will be issued under this application subject to the right of way grant of the Ruby Hill Mining Company, Nevada-056230, and subject to all existing rights on the source.

Respectfully submitted,

ELMO J. DeRICCO
State Engineer

By *George W. Hennen*

George W. Hennen
Assistant State Engineer

Dated this 19th day of

August, 1963