

IN THE MATTER OF APPLICATION 7083 FILED))
BY STEPTOE LIVE STOCK COMPANY FOR PER-)
MISSION TO APPROPRIATE WATER FROM) RULING
HUNTER SPRINGS IN WHITE PINE COUNTY,)
NEVADA.)

GENERAL:

Application 7083 was filed by Steptoe Live Stock Company on April 12, 1924, for permission to appropriate 1.6 c.f.s. of water from Hunter Springs for irrigation and stock watering purposes. The point of diversion is described as the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 21, T. 21 N., R. 62 E. The place of use was described as 120 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 21, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29, and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, T. 21 N., R. 62 E., M.D.B.&M. The number of live stock to be watered was not stated. This application was assigned to Bertrand Paris and Sons on December 13, 1962.

A protest was filed against this application by Vulcan Mining, Smelting & Refining Co., on June 26, 1924. It protested on the grounds that said springs were on patented land owned by said protestant and that the protestant and its predecessors in interest claimed a vested right to the water from this source based on uses established prior to 1905. A field investigation was held by the State Engineer's office on September 21, 1925, which established the fact that the mining interests were still active and utilizing the water from this source.

RULING

The protest filed under Application 7083 is herewith overruled on the grounds that there were no determined water rights of record in this office from Hunter Springs and a permit will be issued under Application 7083, subject to any existing prior rights, upon receipt of the statutory permit fees.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:RRD:dc

Dated this 30th day

of March, 1970.