

IN THE MATTER OF APPLICATION 10963)
FILED BY JOHN UHALDE TO APPROPRIATE)
WATER FROM PUT BACK SPRING NO. 2)
WITHIN LINCOLN COUNTY, NEVADA)

R U L I N G

Application 10963 was filed by John Uhalde on June 17, 1943, for permission to appropriate 0.025 c.f.s. of water from Put Back Spring No. 2 for stockwatering purposes. The proposed point of diversion and place of use is described as within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 35, T.2N., R.58E., M.D.B.&M.

This application was protested by Albert Welch on February 17, 1944, and by A. G. McBride and Albert Welch on February 7, 1944.

A letter was sent to the applicant on October 8, 1970, requesting additional information necessary before action could be taken on this application. In his letter to this office of October 15, 1970, Mr. Wallace T. Boundy stated that the apparent successor in interest of the application, Mr. Alfred Uhalde, had indicated that the source in said application was no longer in their range allotment and they would therefore not be interested in perfecting this application.

A letter was sent to the United States Department of Interior Bureau of Land Management, requesting the name of the present range user of the land described in this application. In response to this letter, The Bureau of Land Management confirmed the fact that neither the applicant nor his apparent successor were the present range users of this land.

R U L I N G

Application 10963 is herewith denied on the grounds that the applicant or his apparent successor in interest does not have a range allotment in this area and the granting of a permit under these circumstances would be detrimental to the public welfare.

Respectfully submitted


Roland D. Westergard
State Engineer

RDW:WJO:jn

Dated this 22nd

Day of December 1970