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IN THE MATTER OF APPLICATION 13262)
FILED FEBRUARY 10, 1950, BY ARCULARIUS)
BROTHERS AND HUNT LAND & CATTLE CO.,)
TO APPROPRIATE WATER FROM AN UNDERGROUND)
SOURCE (SILVER CREEK WELL) FOR STOCK)
WATERING AND DOMESTIC PURPOSES IN NYE)
COUNTY, NEVADA.)

R U L I N G

General:

Application 13262 has been assigned to Frank G., Howard, and F. H. Arcularius.

A protest to the granting of this application was filed on May 5, 1950, by Jess Chance and Jess A. Chance, Jr.

On August 11, 1960, this office was advised by the Bureau of Land Management in Reno, Nevada, that this source serves an area used in common with other livestock operators and that on February 21, 1957, a range line and fence agreement was entered into between the operators covering the use of the range. The Bureau of Land Management recommended that this application be granted subject to the agreement.

RULING

The protest to the granting of Application 13262 is here-with overruled on grounds that its granting will not impair the value of existing grazing rights or be otherwise detrimental to the public welfare. On receipt of the statutory permit fee, a permit will be issued under this application subject to the livestock operators' range line and fence agreement of February 21, 1957.

Respectfully submitted,

Edmund A. Muth

EDMUND A. MUTH
State Engineer

Dated this 8th day of
May, 1962.