

IN THE MATTER OF APPLICATIONS 7195 )  
 AND 7134 FILED BY SOUTH FORK- )  
 LAMOILLE STOCK ASSOCIATION FOR )  
 PERMISSION TO APPROPRIATE WATER FROM ) RULING  
 4-MILE SPRING #2 IN ELKO COUNTY, )  
 NEVADA )

GENERAL:

Application 7195 was filed by South Fork-Lamoille Stock Association for permission to appropriate 0.025 cfs of water from 4-Mile Spring #2 on June 13, 1924, for stock watering purposes. The proposed point of diversion is described as in the SW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 3, T33N., R55E., MDB&M. The place of use is located within the SW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 3, SE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 4, T33N., R55E., MDB&M. The applicant proposed to water 3,000 head of cattle and horses.

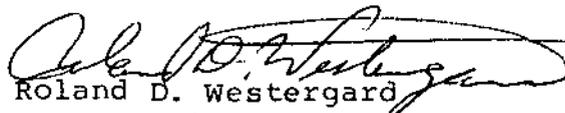
Application 7134 was filed by South Fork-Lamoille Stock Association on June 13, 1924, for permission to appropriate 0.025 cfs of water from 4-Mile Springs for stockwatering purposes. The proposed point of diversion and place of use are described as within the SW $\frac{1}{4}$ SE $\frac{1}{4}$  Section 33, T34N., R55E., MDB&M.

A letter dated September 12, 1968, was sent to the applicant, in care of W. H. Settelmeyer as agent, by certified mail requesting additional information necessary before permits could be issued under these applications. A return receipt signed by Mr. W. H. Settelmeyer was received in this office on September 16, 1968. A letter dated September 19, 1968, was received in this office from Vaughn, Hull, McDaniel & Marfisi, attorneys at law, which states that the applicants grazing use of the public domain was moved in 1930 from the proposed place of use under these applications and that South Fork-Lamoille Stock Association has not been in existence since 1931. The proposed points of diversion and places of use under these applications are within the grazing allotment of the Salicchi Ranches, Inc. No correspondence has been received from the applicant

Ruling:

Applications 7195 and 7134 are herewith denied on the grounds that the applicant or his successors in interest failed to submit the requested information and that the granting of permits under these applications without said information and where the applicant does not have an existing grazing allotment for the place of use would be detrimental to the public welfare.

Respectfully submitted,

  
 Roland D. Westergard  
 State Engineer

RDW:RRD:dc

Dated this 24th day  
 of October, 1968.