

IN THE MATTER OF APPLICATIONS 12048 AND 12049)
FILED BY JAMES DANIELS (SINCE ASSIGNED TO :
SHIRLEY, HUMPHREY AND CHIATOVICH) AND WHICH : RULING
WAS PROTESTED BY NIVLOC MINES, INC.)

Application 12048, assigned to E. J. Shirley, H. R. Humphrey and S. M. Chiatovich, was filed October 14, 1947 for the waters of Cottonwood Spring for stockwatering purposes. The location of the point of diversion is within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33, T. 2 S., R. 38 E. This application was protested by Nivloc Mines, Inc. on April 6, 1948.

Application 12049, assigned by James Daniels to E. J. Shirley, H. R. Humphrey and S. M. Chiatovich, was filed October 14, 1947 for the waters of Jeff Davis Spring for stockwatering purposes. The location of the point of diversion is within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 30, T. 2 S., R. 37 E. This application was protested by Nivloc Mines, Inc. on April 6, 1948.

RULING

The protests of the Nivloc Mines, Inc. are overruled with the understanding that in granting the permits any prior existing rights of the Mining Company on either source must be respected.

A permit will be issued to the applicants upon receipt of the statutory fee.

Respectfully submitted,

HUGH A. SHAMBERGER
State Engineer

By

Edmund Muth

EDMUND MUTH
Assistant State Engineer

Dated this 29th day
of January, 1954.