

IN THE MATTER OF APPLICATION NO. 14680)
ASSIGNED TO BERTRAND ARAMBEL TO APPRO- :
PRIATE THE WATERS OF NORTH INDIAN SPRING : RULING
IN WHITE PINE COUNTY, NEVADA.)

Description of Application:

Application No. 14680 was filed on December 15, 1952 by Milo W. Smith to appropriate 0.10 c.f.s. of the waters of North Indian Spring for stockwatering purposes. Diversion is to be made within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10, T. 18 N., R. 59 E., M.D.B.&M. The water is to be used for the watering of 150 head of cattle within the E $\frac{1}{2}$ SW $\frac{1}{4}$ of said Section 10. The period of use is from January 1st to December 31st of each year. This application was assigned to Bertrand Arambel on July 29, 1954.

A protest to the granting of Application No. 14680 was filed on May 11, 1953 by W. C. Goodman on the grounds that the water sought to be appropriated by the applicant has been subject to prior use by the protestant for stockwatering purposes.

General:

A field investigation in the matter of this application was conducted by a representative of this office on September 22, 1955. From said investigation it was found that the area serviced by this spring is an area used for grazing by the cattle of Bertrand Arambel and the White River ranchers. Bertrand Arambel has the largest license in the area. However, the White River ranchers have a small license and a drift right in the vicinity of the spring.

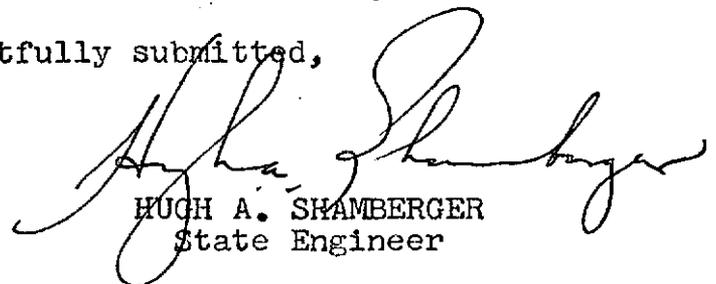
At the time of the investigation it was agreed by all parties present that there would be no objection to the granting of this filing providing that provisions would be placed in the permit that would allow the cattle of other users to water at the source whenever they are in the area.

RULING

The protest to the granting of this application is herewith overruled. A permit will be issued under said application upon receipt of the statutory permit fee, subject to the following provisions:

"This permit is issued with the understanding that all licensed livestock in the vicinity of the source will be allowed to water at the source at all times."

Respectfully submitted,


HUGH A. SHAMBERGER
State Engineer

Dated this 20th day of
January, 1956.