

IN THE MATTER OF APPLICATION NO. 12363 FOR )  
UNDERGROUND WATER (DUTCHMAN'S WELL) FILED :  
BY JAMES M. DANIELS AND WHICH WAS PROTESTED : RULING  
BY SHIRLEY, CHIATOVICH & HUMPHREY. )

Application 12363 was filed March 25, 1948 by James M. Daniels for the waters of an underground source (Dutchman's Well for stockwatering purposes. The point of diversion is within the NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 15, T. 1 S., R. 40 E. This application was protested March 8, 1949 by E. J. Shirley, S. M. Chiatovich and H. R. Humphrey.

RULING

Application 12363 is not within the grazing area leased to James M. Daniels and the granting of a permit would not be to the best interest of the public.

Application 12363 is hereby denied.

Respectfully submitted,

HUGH A. SHAMBERGER  
State Engineer

By *Edmund Muth*

EDMUND MUTH  
Assistant State Engineer

Dated this 29th day of  
January, 1954.