

IN THE MATTER OF APPLICATION NO. 12145 FILED )  
BY R. E. McCULLEY TO APPROPRIATE THE WATERS :  
OF ROCK SPRING FOR STOCKWATERING AND DOMESTIC :  
PURPOSES IN WASHOE COUNTY, NEVADA. )

RULING

Application No. 12145 was filed on December 29, 1947 by R. E. McCulley to appropriate 0.2 c.f.s. of the waters of Rock Spring for stockwatering and domestic purposes. The proposed point of diversion and place of use are to be in the SW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 34, T. 43 N., R. 22 E., M.D.B.&M.

A protest to the granting of this application was filed by Oliver Cramton on July 12, 1948 on the grounds that the protestant has a vested water right on this source.

General:

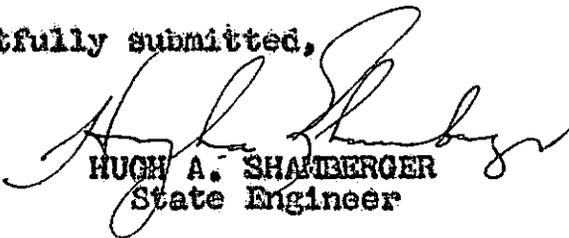
The Bureau of Land Management, Division of Grazing, has requested that this office deny Application No. 12145 on grounds that the source is included in a public water reserve and that it is used by a number of Surprise Valley operators to water their livestock while moving them to and from the Charles Sheldon Antelope Range where they hold special grazing permits.

RULING:

It is the opinion of this office that Rock Springs is not only used to service an individual grazing allotment, but is also used to service a livestock trail. The granting of a permit under Application No. 12145 would deprive other users of the right to water livestock at the source during trailing operations.

Application No. 12145 is herewith denied on grounds that its granting would be detrimental to the public welfare.

Respectfully submitted,

  
HUGH A. SHAMBERGER  
State Engineer

Dated this 26th  
day of May, 1954.