

IN THE MATTER OF APPLICATION)
11047 FILED ON JANUARY 11,)
1944 BY JOHN UHALDE TO APPROP-)
RIATE WATER FROM AN UNDER-)
GROUND SOURCE FOR STOCKWATERING))
PURPOSES.)

R U L I N G

GENERAL:

Application 11047 was filed on January 11, 1944, by John Uhalde to appropriate 0.05 c.f.s. of water from an underground source to water 5,000 sheep and 500 cattle. The point of diversion is described as being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 2, T. 1 S., R. 57 E., M.D.B. & M. and the place of use within the same subdivision.

This application was protested on August 10, 1944, by A. G. McBride and on August 26, 1944, by Albert Welch. The grounds of the protest were, in general, interference with vested rights and complication of the grazing administration of the area.

On January 28, 1966, the Bureau of Land Management, Ely District Office forwarded to this office information under the signature of Roy W. Bean to the effect that A. G. McBride and Albert Welch were no longer range users in the area and recommended allowance of the application.

OPINION:

It is our opinion that the granting of this application will not impair existing rights nor be detrimental to the orderly administration of the grazing area since the protestants are no longer range users in the area.

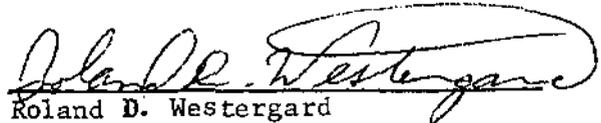
RULING

The protests to the granting of Application 11047 are herewith overruled and a permit will be granted, subject to the existing rights, upon receipt of the statutory permit fees.

Respectfully submitted,

GEORGE W. HENNEN
STATE ENGINEER

BY:


Roland D. Westergard
Assistant State Engineer

Dated this 13th day
of December, 1966.