

IN THE MATTER OF APPLICATIONS NOS. }
12509, 12510, 12511, 12512, AND 12514 }
FILED BY BYRON A., MAX W., AND LOWELL }
M. ERCANBRACK TO APPROPRIATE WATER FOR }
STOCKWATERING PURPOSES IN LINCOLN COUNTY, }
NEVADA. } RULING

DESCRIPTION OF APPLICATIONS

All of the following applications were filed by Byron A., Max W. and Lowell M. Ercanbrack for 0.25 c.f.s. or sufficient to water 100 head of cattle from January 1st to December 31st of each year:

Application No. 12509 filed June 18, 1948 for the water of Wolf Hole Spring to be diverted at a point in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 10, T. 3 S., R. 63 E.

Application No. 12510 filed June 18, 1948 for the water of Red Rock Spring to be diverted at a point in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29, T. 2 S., R. 63 E.

Application No. 12511 filed June 18, 1948 for the water of Pine Spring to be diverted at a point in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, T. 2 S., R. 63 E.

Application No. 12512 filed June 18, 1948 for the water of Rye Grass Spring to be diverted at a point in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 34, T. 2 S., R. 63 E.

Application No. 12514 filed June 18, 1948 for the water of Mustang Wash to be diverted at a point in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29, T. 2 S., R. 64 E.

Protests to the granting of the above described applications were filed as follows:

Applications Nos. 12509, 12510, 12511 on February 26, 1949 by Leonard and Robert W. Bullock, Jr.; Morton C. and Thomas C. Wallace, and Monroe Thorley. Said protests were received too late for filing as formal protests.

Applications Nos. 12512 and 12514 on May 2, 1949 by Leonard and Robert W. Bullock, Jr., Morton C. and Thomas C. Wallace and Monroe Thorley.

Application No. 12514 on May 2, 1949 by John H. Conaway.

GENERAL

On March 30, 1954 a report was received by this office from the Bureau of Land Management, Division of Grazing. Said report disclosed that Applications Nos. 12509, 12510, 12511 and 12512 are within the boundaries of the Ercanbrack grazing allotment and that Application No. 12514 is located outside of the recognized allotment granted to the Ercanbracks.

RULING

The protests to the granting of Applications Nos. 12509, 12510, 12511 and 12512 are herewith overruled on the grounds that the Applicants have an exclusive grazing right within the area to be serviced by said water filings. Permits will be issued under these applications on receipt of the statutory permit fees.

The protests to the granting of Application No. 12514 are herewith sustained and said application is denied on the grounds that the granting thereof would impair the value of existing rights and be detrimental to the public welfare.

Respectfully submitted,

HUGH A. SHAMBERGER
State Engineer

By

Edmund Muth

EDMUND MUTH
Assistant State Engineer

Dated this 13th day of
April, 1954.