

14  
IN THE MATTER OF APPLICATION NO. 12577 )  
FILED AUGUST 14, 1948 BY JOE WILLIAMS :  
TO APPROPRIATE THE WATERS OF SIX MILE :  
SPRING IN NYE COUNTY, NEVADA. )

RULING

Application No. 12577 was filed August 14, 1948 by Joe Williams to appropriate the waters of Six Mile Spring for the watering of 600 head of cattle. The proposed point of diversion is within about the NE $\frac{1}{4}$  Section 2, T. 9 N., R. 50 E., unsurveyed.

On February 10, 1949 a protest was filed to the granting of a permit under said application by Bertrand Arabel and/or Pete Etchaverry. The protest was based mainly upon the following allegation:

1. That the area adjacent to the source applied for has been used for many years by protestant for winter grazing of sheep.
2. That if the application is granted the sheepsman of the northern part of the State would be prohibited from coming to and upon their customary grazing areas.

Six Mile Spring is located about six miles westerly of Moore's Station and about three miles westerly of Morey Mine and being near the summit of the Monitor Range of mountains. The source lies just within the Williams range as it is separated from the Locke-Titus range. The range adjacent to Six Mile Spring is high summer range and is many miles westerly of the route the sheep take. The applicant is the owner of other stockwatering rights in the immediate vicinity of Six Mile Spring.

It is our opinion that the source of water applied for is clearly within the customary summer range area of applicant and that the granting

of a permit would not in any way be detrimental to protestant.

RULING

The protest to the granting of a permit under Application No. 12577 is herewith overruled and a permit will be issued following receipt of the statutory permit fee.

Respectfully submitted,



---

ALFRED MCGRIFF SMITH  
State Engineer

Dated October 20, 1949.