

IN THE MATTER OF THE FILING OF THE MAP)
TO SUPPORT APPLICATIONS 42852, 42853,)
42854, 42855, 42856, 42859, 42860,)
42862, and 42863)

R U L I N G

FINDINGS

I

Applications 42852, 42853, 42854, 42855, 42856, 42859, 42860, 42862, and 42863 were filed on November 20, 1980, in the name of the U.S. Government Ballistic Missile Office, AFRCE-MX, to appropriate water from separate underground sources for quasi-municipal purposes.

II

As is required under NRS 533.355, by certified notice dated March 27, 1981, a period of sixty days, to May 19, 1981, was allowed for the filing of an amended application under each to correct certain errors and omissions contained in the original application. Said notice also specified that same deadline for the filing of a supporting map under each application.

III

An amended application containing the required corrections was received by the office of the State Engineer under each application on May 15, 1981. In addition, a single supporting map consisting of eleven sheets, was received by the office of the State Engineer on April 2, 1981. However, the map was deficient in that it had not been properly signed by the water right surveyor and had not been notarized.

The water right surveyor was notified by phone of the signature and notarization deficiency. On May 19, 1981, the map was picked up at the State Engineer's office by a representative of the water right surveyor. No record was made of the return of the map. On May 20, 1981, the map was resubmitted to the State Engineer's office with the required signature of the water right surveyor and notarization.

CONCLUSIONS

I

The State Engineer has authority in this matter under the provisions of NRS 533.325, 533.350, and 533.355.

II

The map to support Applications 42852 et. al., was received on April 2, 1981, which was well in advance of the deadline of May 19, 1981, as established by the State Engineer's return for correction notice dated March 20, 1981.

III

It is the policy of the office of the State Engineer that in the case where a supporting map is received within the sixty day period allowed by the return for correction notice but requires some additional correction, the map may be returned for such correction with an additional thirty day period allowed for resubmission of the corrected map. In this case, it would therefore have been the policy of the State Engineer's office to allow an additional thirty days from May 19, 1981, within which to resubmit the map with the proper signature and notarization. The map was in fact resubmitted well within that additional period.

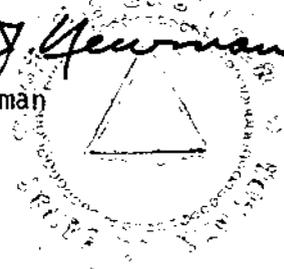
RULING

The May 20, 1981 submission of the map in support of Applications 42852, 42853, 42854, 42855, 42856, 42859, 42860, 42862, and 42863 is hereby declared to meet the requirements of the State Engineer's office for timely filing.

Respectfully submitted,

William J. Newman

William J. Newman
State Engineer



WJN/BAR/gk

Dated this 2nd day
of JULY, 1981.