

IN THE OFFICE OF THE STATE ENGINEER

IN THE MATTER OF APPLICATION 48441)
FILED TO APPROPRIATE THE PUBLIC)
WATERS OF AN UNDERGROUND SOURCE IN)
THE CARSON DESERT, CHURCHILL)
COUNTY, NEVADA.)

RULING

GENERAL

Application 48441 was filed on September 26, 1984, by Don and Martha Sims to appropriate 1.0 c.f.s. of water from an underground source for stockwater purposes within the NE1/4 NE1/4 Section 12, T.24N., R.33E., M.D.B.&M. The point of diversion is described as being within the NE1/4 NE1/4 Section 12, T.24N., R.33E., M.D.B.&M. Application 48441 became ready for action by the State Engineer's office on January 12, 1985.¹

FINDINGS OF FACT

I.

The applicant was notified by letter from the State Engineer's office dated June 17, 1985, that Application 48441 was ready to be approved and that, in accordance with NRS 533.435, it would be necessary that the sum of \$50.00 be remitted to the Division of Water Resources. No fees were submitted as a result of that notice.¹

II.

By certified letter dated August 28, 1985, the State Engineer's office notified the applicant again that the \$50.00 permit fee must be remitted within 30 days of the date of the letter or Application 48441 would be subject to denial. Properly endorsed receipts for the certified notice are on file in the office of the State Engineer. To date, no permit fees have been received for Application 48441.¹

CONCLUSIONS

I.

The State Engineer has jurisdiction in this matter under the provisions of NRS 533.325 and NRS 533.435.

II.

The applicant has been properly notified of the requirements for the submission of the permit fees and has failed to comply with that requirement.

¹ Public record in the office of the State Engineer.

RULING

Application 48441 is herewith denied on the grounds that the applicant has failed to submit the permit fees required under the provisions of NRS 533.435.

Respectfully submitted,



PETER G. MORROS
State Engineer

PGM/MM/bl

Dated this 16th day of
October, 1987.