

IN THE OFFICE OF THE STATE ENGINEER  
IN THE STATE OF NEVADA

IN THE MATTER OF THE APPLICATION 52179)  
FILED TO APPROPRIATE THE PUBLIC WATERS)  
OF AN UNDERGROUND SOURCE IN LAS VEGAS )  
ARTESIAN BASIN, CLARK COUNTY, NEVADA. )

RULING

GENERAL

I.

Application 52179 was filed on June 2, 1988 by Carl Price to appropriate 0.10 c.f.s. of water from an underground source for quasi-municipal purposes within the NE1/4 of the SE1/4 of the NW1/4 of the NW1/4 of Section 26, T.19S., R.61E., M.D.B.&M. The point of diversion is described as being within the NW1/4 of the NW1/4 Section 26, T.19S., R.61E., M.D.B.&M. Application 52179 became ready for action by the State Engineer's office on September 3, 1988.<sup>1</sup>

FINDINGS OF FACT

I.

The applicant was notified by letter from the State Engineer's office dated November 17, 1989 that Application 52179 was ready to be approved and that, in accordance with NRS 533.435, it would be necessary that the sum of \$155.00 be remitted to the Division of Water Resources. No fees were submitted as a result of that notice.<sup>2</sup>

II.

By certified letter dated January 25, 1990, the State Engineer's office notified the applicant again that the \$155.00 permit fee must be remitted within 30 days of the letter or Application 52179 would be subject to denial. Unclaimed letters were returned to the State Engineer's Office.<sup>1</sup> The second letter was resent regular mail March 28, 1990. To date, no permit fees have been received for Application 52179.<sup>2</sup>

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<sup>1</sup> Public record in the office of the State Engineer.

<sup>2</sup> A check of the records of the office of the State Engineer indicates that no information has been received.

CONCLUSIONS

I.

The State Engineer has jurisdiction in this matter under the provisions of NRS 533.325 and 533.435.<sup>3</sup>

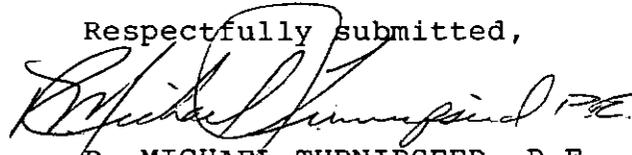
II.

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

RULING

Application 52179 is herewith denied on the grounds that the applicant has failed to submit the permit fees required under the provision of NRS 533.435.

Respectfully submitted,



R. MICHAEL TURNIPSEED, P.E.  
State Engineer

RMT/MR/pm

Dated this 17th day of  
December, 1990

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<sup>3</sup> See NRS chapters 533 and 534.