

**OFFICE OF THE STATE ENGINEER  
OF THE STATE OF NEVADA**

IN THE MATTER OF APPLICATION FOR )  
A WELL DRILLER'S LICENSE FILED BY )  
FERMIN LUNA. )

**RULING**

**# 5913**

**FINDING OF FACT**

An application for a Nevada Well Driller's License was filed by Fermin Luna in the office of the State Engineer on March 24, 2008, together with the statutory filing fee.<sup>1</sup>

Requests for four references were mailed on March 24, 2008. Responses were received from three of the requests. The Applicant was notified March 26, 2008, to appear before the Statewide Well Drillers' Advisory Board on May 1, 2008, at 8:00 a.m. in Carson City, Nevada. The applicant scored 36 on Part I, of the written examination a score of 70 is passing.<sup>2</sup>

The Applicant was notified on July 16, 2008, by certified mail to appear before the Statewide Well Drillers' Advisory Board on August 15, 2008, at 8:00 a.m. in Carson City. The applicant scored 51 on Part I, of the written examination a score of 70 is passing.<sup>3</sup>

The Applicant was notified on October 15, 2008, by certified mail to appear before the Statewide Well Drillers' Advisory Board on November 13, 2008, at 8:00 a.m. in Carson City. The applicant scored 65 on Part I, of the written examination a score of 70 is passing. The Statewide Well Drillers' Advisory Board recommended denial of the application of Fermin Luna on November 13, 2008.<sup>4</sup>

**CONCLUSION**

The State Engineer concludes that the Applicant failed to pass all three portions of the examination as required in the NAC § 534.282 (1) (g), (2) (b) and NAC § 534.286.

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<sup>1</sup> Well Driller License file is public record in the office of the State Engineer.

<sup>2</sup> Statewide Well Drillers' Advisory Board minutes of Meeting 2-2008, May 1, 2008, filed in well driller license file.

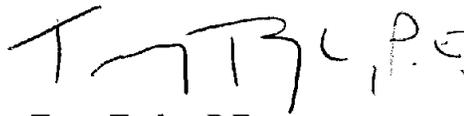
<sup>3</sup> Statewide Well Drillers' Advisory Board minutes of Meeting 3-2008, August 15, 2008, filed in well driller license file.

<sup>4</sup> Statewide Well Drillers' Advisory Board minutes of Meeting 4-2008, November 13, 2008, filed in well driller license file.

**RULING**

The State Engineer concurs with the recommendation of the Statewide Well Driller's Advisory Board and the application of Fermin Luna is herewith denied on the grounds that the Applicant failed to substantiate his experience and ability as a water well driller.

Respectfully submitted,

Handwritten signature of Tracy Taylor, P.E. in black ink, consisting of stylized initials and the letters 'P.E.'.

Tracy Taylor, P.E.  
State Engineer

TT/sg

Dated this 26th day

of November, 2008.