

**IN THE OFFICE OF THE STATE ENGINEER**

IN THE MATTER OF WELL DRILLER(S)  
LICENSE NUMBER 1353 IN THE NAME OF)  
BILL MILLER. )  
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**RULING**

**GENERAL**

Bill Miller filed an application for a well driller's license on June 28, 1981. License No. 1302 was subsequently issued on July 21, 1981. Mr. Miller failed to renew his license on or before June 30, 1982.<sup>1</sup>

Bill Miller filed a new application for a water well driller license on July 15, 1982. He was issued License No. 1353 on August 9, 1982, which he has renewed each year through June 30, 1987.<sup>1</sup>

**FINDINGS OF FACT**

I.

On June 25, 1987, Mr. Miller was notified that the renewal of his license was being held pending his appearance before the Statewide Well Drillers Advisory Board concerning complaints received in the office of the State Engineer regarding his drilling practices.<sup>2, 3, 4</sup>

II.

Written complaints were received by the State Engineers office on June 2, 1987, regarding Mr. Miller's drilling practices. A field investigation was conducted on July 30,

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

<sup>2</sup> Transcript of hearing August 28, 1987, before the State Engineer and the Statewide Well Driller's Advisory Board. See Exhibits 2, 3 and 4

<sup>3</sup> Transcript of hearing August 28, 1987, before the State Engineer and the Statewide Well Driller's Advisory Board. See Exhibits 5 and 8

<sup>4</sup> Transcript of hearing August 28, 1987, before the State Engineer and the Statewide Well Driller's Advisory Board. See Exhibit 1

1987, regarding a well drilled by Mr. Miller, for Fred Heinle at 5020 Alcorn Road, Fallon, Nevada.<sup>3</sup>

III.

Mr. Bill Miller was notified by certified mail to appear before the State Engineer and the Statewide Well Driller's Advisory Board on August 28, 1987. The notice was received by Mr. Miller on August 6, 1987. Mr. Miller did not appear as requested.<sup>4</sup>

IV.

Testimony by Richard Luttrell and Fred Heinle established that Mr. Miller did drill a well when he was not licensed as a Water Well Driller. Further testimony by Mr. Luttrell indicated that a well was not sealed in accordance with the Regulations for Drilling Water Wells.<sup>5, 6, 7</sup>

V.

Records in the office of the State Engineer and testimony provided substantial evidence that Mr. Miller has not filed all the intent to drill cards and well driller reports for wells he has drilled.<sup>6</sup>

VI.

Under the provisions of NRS 534.150, subsection 7, the Well Driller's Advisory Board has recommended the well driller's license of Mr. Bill Miller be revoked.<sup>6</sup>

CONCLUSIONS

I.

The State Engineer has jurisdiction over the matter set forth herein.<sup>8</sup>

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<sup>5</sup> NRS 534.140

<sup>6</sup> Transcript of hearing August 28, 1987, before the State Engineer and the Statewide Well Driller's Advisory Board. See NRS 534.170 and Well Drilling Regulation 4.01

<sup>7</sup> Transcript of hearing August 28, 1987, before the State Engineer and the Statewide Well Driller's Advisory Board. See Exhibit 7 and Well Drilling Regulation 3.02

<sup>8</sup> NRS Chapter 534

II.

Based on a record of substantial evidence, the State Engineer concludes that Mr. Miller has failed to provide the required data on intent to drill cards and on well logs of wells he has drilled in violation of the Regulations for Drilling Water Wells.<sup>6</sup>

III.

Based on a record of substantial evidence Mr. Miller drilled a well while not licensed and did not properly seal a well in accordance with the Regulations for Drilling Water Wells.

IV.

The State Engineer concludes he must concur with the recommendation of the Statewide Well Driller's Advisory Board that the license of Mr. Bill Miller be revoked.

**RULING**

The well driller's license of Mr. Bill Miller will not be reissued on the grounds that it would not be in the public interest and further on the grounds that Mr. Miller has demonstrated repeated violations of regulations for drilling wells.

Respectfully submitted,

  
PETER G. MORROS  
State Engineer

PGM/DLW/jjk

Dated this 3rd day of

December, 1987.