

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

IN THE MATTER OF APPLICATION 53004)
FILED TO APPROPRIATE THE PUBLIC)
WATERS OF AN UNDERGROUND SOURCE IN)
THE LAS VEGAS ARTISAN BASIN, CLARK)
COUNTY, NEVADA.)

RULING

GENERAL

I.

Application 53004 was filed on March 10, 1989 by Manuel H. Vega to appropriate 0.12 c.f.s. of water from an underground source for quasi municipal purposes within the E1/2 SE1/4 SE1/4 SW1/4 NW1/4 of Section 24, T.22S., R.61E., M.D.B.&M. The point of diversion is described as being within the SW1/4 NW1/4 Section 24, T.22S., R.61E., M.D.B.&M. Application 53004 became ready for action by the State Engineer's Office on June 17, 1989.¹

FINDINGS OF FACT

I.

The applicant was notified by letter from the State Engineer's Office dated December 21, 1989 that Application 53004 was ready to be approved and that, in accordance with NRS 533.435, it would be necessary that the sum of \$153.00 be remitted to the Division of Water Resources. No fees were submitted as result of that notice.²

II.

By certified letter dated September 13, 1990, the State Engineer's Office notified the applicant again that the \$153.00 permit fee must be remitted within 30 days of the date of the letter or Application 53004 would be subject to denial. Returned letters from all known addresses were returned to the office of the State Engineer unclaimed.³ To date, no permit fees have been received for Application 53004.²

¹ Public record in the office of the State Engineer.

² A check of the record of the office of the State Engineer indicates that no information has been received.

³ Returned envelopes on file in the State Engineer's Office stamped unable to forward.

CONCLUSIONS

I.

The State Engineer has jurisdiction in this matter under the provisions of NRS 533.325 and NRS 533.435.⁴

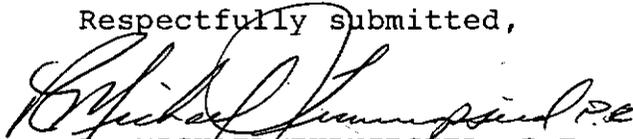
II.

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 53004 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/DJL/pm

Dated this 3rd day of
December, 1990

⁴ NRS Chapters 533 and 534.