

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

IN THE MATTER OF APPLICATION 58617)
FILED TO APPROPRIATE THE PUBLIC)
WATERS OF AN UNDERGROUND SOURCE IN)
GRANITE SPRING VALLEY, PERSHING)
COUNTY, NEVADA.)

RULING
3953

GENERAL

I.

Application 58617 was submitted on March 12, 1993, by Tom Albertson to appropriate 2 GPM of water from an underground source for stockwater purposes within the NE1/4 NE1/4 Section 13, T.27N., R.27E., M.D.B.&M. The point of diversion is described as being within the NE1/4 NE1/4 Section 13, T.27N., R.27E., M.D.B.&M.

FINDINGS OF FACT

I.

Application 58617 was submitted to the State Engineer's office on March 12, 1993, accompanied by Check No. 8066 in the amount of \$200.00. After deposit the check was returned by First Interstate Bank stamped "Refer to Maker." Pursuant to NRS 533.435, a \$200.00 filing fee must accompany each application to appropriate the public waters of the State of Nevada.

CONCLUSIONS

I.

The State Engineer has jurisdiction of the parties and the subject matter of this action and determination under the provisions of NRS 533.325 and NRS 533.435.

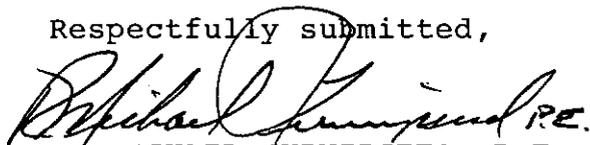
II.

Since the check for the filing fee of Application 58617 was returned by the bank, Application 58617 was not accompanied by the statutory filing fee of \$200.00 as required under the provisions of NRS 533.435.

RULING

Application 58617 is herewith cancelled on the grounds that the applicant did not submit the application fee required under the provisions of NRS 533.435.

Respectfully submitted,


R. MICHAEL TURNIPSEED, P.E.
State Engineer

Dated this 7th day of
April, 1993.