

ORIGINAL
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STATE OF NEVADA
DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF WATER RESOURCES
JON PALM, HEARING OFFICER

IN THE MATTER OF:

Applications 48230
through 48236

TRANSCRIPT OF PROCEEDINGS

HEARING

WEDNESDAY, SEPTEMBER 28, 1994

CARSON CITY, NEVADA

REPORTED BY:

MICHEL DOTY LOOMIS, CCR #228

1 pursuing Applications 48230 through 48326. The Applicant is
2 unable to legally operate as a corporation in the State of
3 Nevada. Number 3, because the Applicant did not appear, the
4 State Engineer is unable to resolve the alleged conflict with
5 existing rights. Conclusion number 4, it is not in the
6 public interest to approve Applications 48230 through 48236
7 because we are unable to resolve the above-mentioned items.

8 The State Engineer has the authority to, or it is
9 within the jurisdiction of the State Engineer to rule on
10 these applications as provided for in NRS Chapters 533 and
11 534. More specifically, according to Nevada Revised Statute
12 533.370, the State Engineer is prohibited by law from
13 granting a permit under an application to appropriate the
14 public waters of Nevada where, A, there is no unappropriated
15 water at the proposed source; B, the proposed use conflicts
16 with existing rights, or C, the proposed use threatens to
17 prove detrimental to the public interest.

18 Ruling. Applications 48230 through 48236 are
19 hereby denied on the grounds that their approval threatens to
20 prove detrimental to the public interest because the
21 Applicant is unable to operate as a corporation in Nevada.
22 The Applicant shows no interest in placing the water to
23 beneficial use, and the Applicant has not provided any
24 information to resolve the potential conflict with existing
25 rights.

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I declare this hearing adjourned.
(The foregoing was concluded.)

1 STATE OF NEVADA)
2 CARSON CITY)

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I, MICHEL DOTY LOOMIS, a Certified Court Reporter,
do hereby certify;

That on Wednesday, the 28th day of September, 1994,
at 9:00 a.m. of said day, at 123 East Nye Lane, Carson City,
Nevada, I was present and took stenotype notes of the hearing
held before the Nevada Department of Conservation and Natural
Resources, Division of Water Resources in the within entitled
matter, and thereafter transcribed the same into typewriting
as herein appears;

That the foregoing transcript, consisting of pages
1 through 7 hereof, is a full, true and correct transcription
of my stenotype notes of said hearing.

Dated at Carson City, Nevada, this 30th day of
September, 1994.


MICHEL DOTY LOOMIS, CCR #228