

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

IN THE MATTER OF APPLICATION FOR)
A WELL DRILLER'S LICENSE FILED BY)
JOSEPH LAGANA III.)

RULING
5720

FINDING OF FACT

An Application for a Nevada Well Driller's License was filed by Joseph Lagana III in the Office of the State Engineer on April 24, 2006.¹

The Applicant was notified on July 10, 2006, by certified mail to appear before the Statewide Well Drillers' Advisory Board on August 10, 2006, at 8:00 a.m. in Las Vegas, Nevada. He canceled this examination by telephone on August 7, 2006.²

The Applicant was notified on October 10, 2006, by certified mail to appear before the Statewide Well Drillers' Advisory Board on November 3, 2006, at 8:00 a.m. in Las Vegas, Nevada. He appeared as scheduled and scored 72 on Part I, of the written examination a score of 70 is passing, and he failed Part II of the examination, the description of a point of diversion.³

The Applicant was notified on December 29, 2006, by certified mail to appear before the Statewide Well Drillers' Advisory Board on February 2, 2007, at 8:00 a.m. in Las Vegas, Nevada. He appeared as scheduled and scored 71 on Part I, of the written examination a score of 70 is passing, he passed Part II of the examination and failed Part III. Based upon the Applicant's responses to questions about drilling equipment and drilling practices during Part III of the examination, the Statewide Well Drillers' Advisory Board finds that the Applicant failed to demonstrate a sufficient knowledge and experience as a well driller pursuant to NAC § 534.286. The Applicant failed to pass all three portions of the examination on three consecutive scheduled examination dates. The Statewide Well Driller's Advisory Board recommended denial of the application of Joseph Lagana III on February 2, 2007.⁴

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.

¹ Well Driller License file is public record in the Office of the State Engineer.

² Statewide Well Drillers' Advisory Board minutes of Meeting 3-2006, August 10, 2006 filed in well driller license file.

³ Statewide Well Drillers' Advisory Board minutes of Meeting 4-2006, November 3, 2006, filed in well driller license file.

⁴ Statewide Well Drillers' Advisory Board minutes of Meeting 1-2007, February 2, 2007, 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 Joseph Lagana III is herewith denied on the grounds that the Applicant failed to substantiate his experience and ability as a water well driller.

Respectfully submitted,



Tracy Taylor, P.E.
State Engineer

TT/TH/sg

Dated this 9th day

of March, 2007.