

IN THE MATTER OF APPLICATION)
FOR A WELL DRILLER'S LICENSE)
FILED APRIL 15, 1971 BY ELMER)
R. RHYNE.)

R U L I N G

GENERAL:

An application for a well driller's license was received on April 15, 1971 with the statutory \$25.00 fee from Elmer R. Rhyne. Receipt No. 3212 was issued on April 19, 1971 to the applicant.

Requests for references were forwarded to the persons listed on the application on April 19, 1971. References were received from four of the five persons listed on the application.

On February 23, 1971 Mr. Bud Bartlett from the Las Vegas office of the State Contractors Board and Mr. Mike Prince from the Las Vegas office of the Division of Water Resources shut down a well drilling rig operated by C. C. Carmany and Elmer R. Rhyne who were drilling a well about one mile south of Beatty, Nevada. Neither Mr. Carmany or Mr. Rhyne had a Nevada well driller's license or a contractor's license. Mr. Carmany paid a \$50.00 fine in the Justice Court in Beatty on the complaint filed by Mr. Bud Bartlett for drilling without a contractor's license. In spite of this action, Mr. Carmany and Mr. Rhyne completed this well and Mr. Donald G. Trenary, Well Driller's License No. 362, signed the well driller's report for Mr. Carmany. No intent to drill card was received from anyone for this well.

Mr. Carmany and Mr. Rhyne then moved the well drilling rig and began drilling a well in the city park for the town of Beatty. On April 14, 1971 Mr. Keith Cutler from the Las Vegas office of the Division of Water Resources stopped the drilling of this well for again drilling without a valid well driller's license. Again, in spite of this action, the well was completed with an intent to drill card submitted by Mr. Carmany not as a licensed driller but "by payment of \$50.00 fine in lieu of license" and no well driller's record received on this well from anyone.

The Statewide Well Drillers' Advisory Board reviewed the application and file of Elmer R. Rhyne at the July 6, October 1 and December 17, 1971 meetings. At the July 6 meeting, the Advisory Board recommended that no well driller's license be issued to Mr. Rhyne for 90 days and there must be no further violations during that time, and additional references will be required. Pursuant to this recommendation, a letter was forwarded to Mr. Rhyne by certified mail on July 27, 1971 advising him of the Board's recommendation and requesting the names of three additional persons for reference. Mr. Rhyne did not respond to this letter.

The Advisory Board again considered Mr. Rhyne's application at the October 1, 1971 meeting and recommended

a letter be forwarded to Mr. Rhyne at the end of the 90 day period and again request three additional names of persons with knowledge of his well drilling ability within 30 days or appropriate action would be taken on his application. The letter to Mr. Rhyne by certified mail dated October 6, 1971 was returned unclaimed marked "Moved, left no address" by the Post Office Department.

At the meeting of December 17, 1971, the Advisory Board again reviewed the application filed by Elmer R. Rhyne and recommended this application be denied on the grounds that an insufficient number of references have been received and no response to requests for additional information..

Ruling

The application for a well driller's license filed by Elmer R. Rhyne is herewith denied on the grounds that an insufficient number of references were received to determine that the applicant has had sufficient training and experience to qualify as a well driller; and for failure to comply with the Rules and Regulations for Drilling Wells.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW:WJN:gs

Dated this 1st day
of February , 1972.