

IN THE MATTER OF REINSTATEMENT OF )  
CANCELLED PERMIT 41364 IN PAHRANAGAT )  
VALLEY, LINCOLN COUNTY, NEVADA )

R U L I N G

FINDINGS OF FACT

I.

Application 41364 was filed May 15, 1980, in the name of Robert Bishop to appropriate .0023 c.f.s. of water from an underground source for commercial purposes, to be located in the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 11, T.5S., R.60E., M.D.B. & M. 1/

The above application was approved and a permit was issued January 9, 1981. The Proof of Completion of Work was to be filed August 9, 1982. 1/

II.

By certified mail notice dated August 9, 1982, the applicant was advised that the Proof of Completion of work had not been filed and that the permit was in poor standing. Said notice stated that the required documents had to be submitted on or before 30 days from the date of that notice, or the permit would be cancelled. 2/

III.

Permit 41364 was cancelled on September 9, 1982 for failure to submit the Proof of Completion of Work within the statutory time limit established by the notice dated August 9, 1981. 1/

IV.

It was subsequently found that the required proof and filing fee had, in fact, been submitted, but was somehow overlooked, and thus was not recorded. On February 26, 1982 a signed copy of the Proof of Completion of Work with the filing fee was received in the State Engineer's office. 1/

CONCLUSIONS

I.

The State Engineer has jurisdiction in this matter in accordance with the provisions of NRS 533.380, 533.395, and 533.410.

II.

A clerical error in the State Engineer's Office was the cause that resulted in cancellation of Permit 41364.

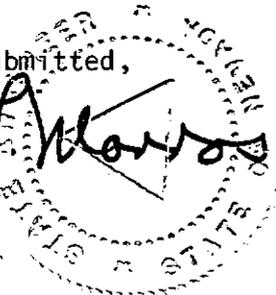
RULING

The cancellation of Permit 41364 is herewith rescinded on the grounds that cancellation was the result of a clerical error and processing of the submitted Proof of Completion of Work will proceed.

Respectfully submitted,



Peter G. Morros  
State Engineer



PGM:MFD:dcb

Signed and dated this 11th day  
of April, 1984.

FOOTNOTES

1. Public records in Office of the State Engineer.
2. Public records in Office of the State Engineer under File No. 41364.