

IN THE OFFICE OF THE STATE ENGINEER

IN THE MATTER OF APPLICATION 43822)
FILED TO APPROPRIATE THE PUBLIC)
WATERS OF AN UNDERGROUND SOURCE IN)
LOWER MEADOW VALLEY WASH, LINCOLN)
AND CLARK COUNTIES, NEVADA.)

RULING 3108

GENERAL

I.

Application 43822 was filed on June 2, 1981, by Mrs. Nelda Cole to appropriate 5.4 c.f.s. of water from an underground source for irrigation and domestic purposes on 220 acres of land within the NE1/4 NW1/4, NE1/4, N1/2 SE1/4, SE1/4 SE1/4 Section 19, T.13S., R.66E., M.D.B.&M. The point of diversion is described as being within the NE1/4 NW1/4 Section 19, T.13S., R.66E., M.D.B.&M.¹

II.

This application became ready for action on January 29, 1982.

FINDINGS OF FACT

I.

Nelda Cole was notified by letter from the State Engineer's office, dated November 16, 1982, that Application 43822 was ready to be approved and that in accordance with NRS 533.435, it would be necessary that the sum of \$600.00 be remitted to the Division of Water Resources. No fees were submitted as a result of that notice.¹

II.

By certified letter, dated November 16, 1982, the State Engineer's office notified Nelda Cole that the sum of \$600.00 must be remitted within 30 days of the date of the letter or Application 43822 would be denied. This letter also requested documentation that the applicant owned or controlled the lands to be irrigated.¹ A properly endorsed receipt for the certified notice is on file in the office of the State Engineer.² To date, neither documentation nor permit fees have been received under Application 43822.

¹ Public record in the office of the State Engineer.

² Permit 22919, public record in the office of the State Engineer.

CONCLUSIONS

I.

The State Engineer has jurisdiction of the parties and the subject matter of this action.³

II.

The applicant has been properly notified of the requirement for the submission of the statutory permit fees and the request for additional information.

RULING

Application 43822 is herewith denied on the grounds that the applicant has failed to submit the required permit fees and the additional information requested.

Respectfully submitted



Peter G. Morros
State Engineer

PGM/KN/bl

Dated this 23rd day of

January, 1985.

³ NRS 533,025; NRS 533.030, subsection 1; and NRS 533.370.