

**IN THE OFFICE OF THE STATE ENGINEER**

IN THE MATTER OF APPLICATION 47949 )  
FILED TO APPROPRIATE THE PUBLIC )  
WATERS OF AN UNDERGROUND SOURCE IN )  
LAS VEGAS ARTESIAN BASIN, CLARK )  
COUNTY, NEVADA. )

**RULING**

**GENERAL**

Application 47949 was filed on April 4, 1984, by Colton Rhett Borchardt and Adeline H. J. Borchardt to appropriate 0.02 c.f.s. of water from an underground source for quasi-municipal and domestic purposes within the SE1/4 SW1/4 Section 34, T.19S., R.60E., M.D.B.&M. The point of diversion is described as being within the SE1/4 SW1/4 Section 34, T.19S., R.60E., M.D.B.&M. Application 47949 became ready for action by the State Engineer's office on August 26, 1984.<sup>1</sup>

**FINDINGS OF FACT**

I.

The applicants were notified by letter from the State Engineer's office dated September 24, 1984, that Application 47949 was ready to be approved and that in accordance with NRS 533.435, it would be necessary that the sum of \$100.00 be remitted to the Division of Water Resources. No fees were submitted as a result of that notice.<sup>1</sup>

II.

By certified letter dated November 15, 1984, the State Engineer's office notified the applicants again that the \$100.00 permit fee must be remitted within 30 days of the date of the letter or Application 47949 would be subject to denial. Properly endorsed receipts for the certified notice are on file in the office of the State Engineer. To date, no permit fees have been received for Application 47949.<sup>1</sup>

**CONCLUSIONS**

I.

The State Engineer has jurisdiction in this matter under the provisions of NRS 533.325 and NRS 533.435.

II.

The applicants have been properly notified of the requirements for the submission of the permit fees and have failed to comply with that requirement.

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<sup>1</sup> Public record in the office of the State Engineer.

RULING

Application 47949 is herewith denied on the grounds that the applicants have failed to submit the permit fees required under the provisions of NRS 533.435.

Respectfully submitted

A handwritten signature in black ink, appearing to read "Peter G. Morros", written over a horizontal line.

Peter G. Morros  
State Engineer

PGM/CT/bl

Dated this 5th day of  
February, 1985.