

**IN THE OFFICE OF THE STATE ENGINEER**

IN THE MATTER OF THE REINSTATEMENT)  
OF CANCELLED PERMIT 27538, IN CARSON)  
VALLEY, DOUGLAS COUNTY, NEVADA. )

**RULING**

**FINDINGS OF FACT**

I.

Application 27538 was filed on June 8, 1973, in the name of Douglas County to appropriate 2.9 c.f.s. of water from an underground source for quasi-municipal purposes. The point of diversion is located within the SW1/4 SE1/4 Section 8, T.13N., R.20E., M.D.B.&M.

The above application was approved and a permit was issued on December 18, 1973.

II.

By a certified mail notice dated July 21, 1986, the permittee was advised that the Proof of Beneficial use had not been filed within the time limits established in Permit 27538 and the permit was in poor standing. Said notice stated that the required documents had to be submitted on or before thirty (30) days from the date of the notice or the permit would be cancelled.

III.

On August 28, 1986, Permit 27538 was cancelled for failure to submit the Proof of Beneficial Use.

IV.

Upon receipt of the cancellation, the permittee advised this office that the extension of time had been timely filed. The extension of time request was subsequently located in the State Engineer's office with a date stamp of August 1, 1986, which was within the thirty (30) days allowed in the notice of July 21, 1986.

CONCLUSION

I.

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

II.

A clerical error in the State Engineer's office resulted in the cancellation of Permit 25738.

RULING

The cancellation of Permit 27538 is hereby rescinded with no loss in priority and the processing of the application for extension of time for filing the Proof of Beneficial Use will proceed.

Respectfully submitted,



PETER G. MORROS  
State Engineer

PGM/CT/bk

Dated this 28th day of

June, 1988.