

IN THE OFFICE OF THE STATE ENGINEER

IN THE MATTER OF APPLICATION)
49974 FILED TO APPROPRIATE THE)
PUBLIC WATERS OF AN UNDERGROUND)
SOURCE IN LAS VEGAS VALLEY)
GROUNDWATER BASIN, CLARK COUNTY,))
NEVADA.)

RULING

GENERAL

I.

Application 49974 was filed on July 11, 1986 by Richard E. Davis to appropriate 0.15 c.f.s. of water from an underground source for quasi-municipal purposes within Government Lot 222, W1/2 NW1/4 SW1/4 SE1/4 NE1/4 Section 18, T.22S., R.61E., M.D.B.&M. Application 49974 became ready for action by the State Engineer's Office on October 2, 1986.

FINDINGS OF FACT

I.

The applicant was notified by letter from the State Engineer's Office dated May 16, 1989 that application 49974 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.¹

II.

By certified letter dated October 26, 1989 the State Engineer's Office notified the applicant that the 1989 session of the Nevada Legislature amended the fees charged by the State Engineer. The amendment resulted in an increase in the fee associated with Application 49974 from \$100.00 to \$153.00 and therefore the \$153.00 permit fee must be remitted within 30 days of the date of the letter or

¹ Public record in the office of the State Engineer.

Application 49974 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 49974.¹

CONCLUSIONS

I.

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

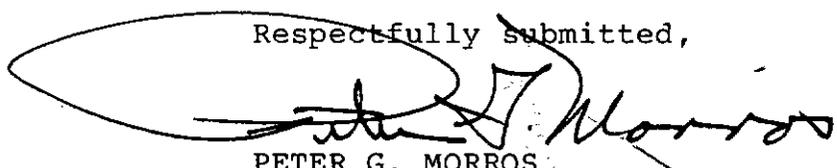
II.

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

RULING

Application 49974 is herewith DENIED on the grounds that the applicant has failed to submit the permit fees required under the provision of NRS 533.435.

Respectfully submitted,



PETER G. MORROS
State Engineer

PGM/DJL/pm

Dated this 23rd day of

January, 1990