

IN THE OFFICE OF THE STATE ENGINEER
OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION 56865)
FILED TO APPROPRIATE WATERS FROM AN)
UNDERGROUND SOURCE LOCATED IN LAS)
VEGAS ARTESIAN BASIN, CLARK COUNTY,)
NEVADA.)

RULING

#3845

GENERAL

Application 56865 was filed on October 24, 1991 by Gary Sellinger to appropriate 0.1 cfs of water from an underground source for quasi-municipal purposes within the NE1/4 SW1/4 SW1/4 Section 14, T.22S., R.60E., M.D.B.&M. The proposed point of diversion is described as being within SW1/4 SW1/4 Section 14, T.22S., R.60E., M.D.B.&M.¹

FINDINGS OF FACT

I.

Application 56865 was submitted to the State Engineer on October 24, 1991 accompanied by Check No. 1736 in the amount of \$200.00. After deposit by this office the check was returned by First Interstate Bank of Nevada, N.A. marked "Refer to Maker."¹

II.

Pursuant to NRS 533.435, a \$200.00 filing fee must accompany each application to appropriate the public waters of the State of Nevada.

CONCLUSIONS

I.

The State Engineer has jurisdiction of the parties and the subject matter of this action and determination.²

¹ Public record in the office of the State Engineer under Application 56865.

² NRS 533.325 and NRS 533.435.

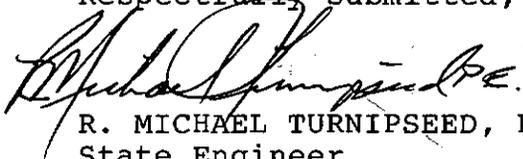
II.

Since the check representing the filing fee for Application 56865 was returned by the First Interstate Bank of Nevada, N.A., the State Engineer concludes that the statutory required filing fee did not accompany the application as required by NRS 533.435.

RULING

Application 56865 is hereby cancelled on the grounds that the applicant did not submit the application fee as required under the provisions of NRS 533.435.

Respectfully submitted,



R. MICHAEL TURNIPSEED, P.E.
State Engineer

RMT/CT/pm

Dated this 22nd day of
November, 1991.