

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

IN THE MATTER OF THE APPLICATION 57004)
FILED TO APPROPRIATE THE PUBLIC WATERS)
OF AN UNDERGROUND SOURCE IN LOVELOCK)
VALLEY-ORLEANA SUBAREA ARTESIAN BASIN,))
PERSHING COUNTY, NEVADA.)

RULING
3884

GENERAL

I.

Application 57004 was filed on December 12, 1991, by Worldwide Concepts Corporation and Kaizen Partnership, to appropriate 4.45 c.f.s. of water from an underground source for placer mining and/or other mining purposes within SE1/4 SW1/4, NE1/4 SW1/4 Section 4, T.28N., R.33E., M.D.B.&M. The proposed point of diversion was within the NE1/4 NE1/4 Section 4, T.28N., R.33E., M.D.B.&M.¹

FINDINGS OF FACT

I.

Application 57004 was submitted to the State Engineer's Office on December 12, 1991, accompanied by Check No. 0559 in the amount of \$200.00.² After deposit the check was returned stamped "Insufficient Funds." Pursuant to NRS 533.345, a \$200.00 filing fee must accompany each application for permit to appropriate the public waters of the State of Nevada.³

CONCLUSIONS

I.

The State Engineer has jurisdiction of the parties and the subject matter of this action and determination under the provisions of NRS 533.325 and NRS 533.435.

¹ Public record in the office of the State Engineer.

² Receipt No. 52638 filed in Application 57004.

³ NRS 533.435(1).

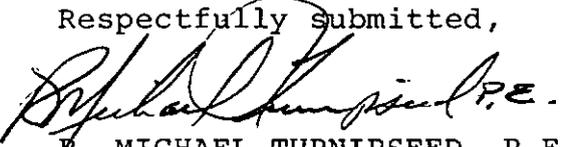
II.

Since the check for the filing fee of Application 57004 was returned by the bank, Application 57004 was not accompanied by the statutory filing fee of \$200.00 as required under the provisions of NRS 533.435.

RULING

Application 57004 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/DJL/pm

Dated this 24th day of
1992, 1992.