

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

IN THE MATTER OF APPLICATION 61001, FILED)
TO APPROPRIATE THE PUBLIC WATERS OF AN)
UNDERGROUND SOURCE IN LAS VEGAS ARTESIAN)
BASIN (212), CLARK COUNTY, NEVADA.)

RULING
4178

GENERAL

I.

Application 61001 was submitted on March 8, 1995, by R. James Steward to appropriate 0.1 cfs of water from an underground source for milling and domestic purposes within the W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 31, T.21S., R.61E., M.D.B.&M. The point of diversion is described as being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 31, T.21S., R.61E., M.D.B.&M.¹

FINDINGS OF FACT

I.

Application 61001 was submitted to the State Engineer's Office on March 8, 1995, accompanied by an unnumbered check in the amount of \$250.00. After deposit the check was returned stamped "NSF - Endorsement Cancelled". Pursuant to NRS 533.435, a \$250.00 filing fee must accompany each application to appropriate the public waters of the State of Nevada. The State Engineer finds that the application was not accompanied by the statutory filing fee.

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 533.435.²

II.

Since the check for the filing fee of Application 61001 was returned by the bank, Application 61001 was not accompanied by the statutory filing fee of \$250.00 as required under the provisions of NRS 533.435.

¹ Public record in the Office of the State Engineer.

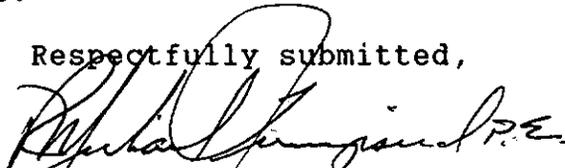
² NRS 533 and 534.

Ruling
Page 2

RULING

Application 61001 is herewith 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 31st day of
March, 1995.