

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

ORDER

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A field inspection made by the State Engineer's office on February 26, 1992, revealed that the well located in the SW1/4 SW1/4, Section 32, T.14N., R.20E., M.D.B. & M. was flowing freely into the Heyburn Ditch.

The records of the State Engineer reflect that the only water rights for this well are for irrigation purposes under Permit 24696. The permit terms state that "if well is flowing, a valve must be installed and maintained to prevent waste".

NRS 534.070 provides as follows:

1. No person controlling an artesian well in any basin in Nevada shall suffer the waters, therefrom, to flow to waste, unless, and as far as reasonably necessary in the judgment of the State Engineer; to prevent the obstruction thereof, or to flow or to be taken therefrom except for beneficial purposes.
2. The owner of any artesian well from which water is being unnecessarily wasted shall be guilty of a misdemeanor.

NRS 534.060 (Subsection 3) states:

The Permittee shall provide the necessary valves, plugs or other appliances to prevent or control the flow of water from the well and prevent the loss of underground water above or below the ground surface.

THEREFORE, YOU ARE HEREBY ORDERED under the authority of NRS 534.060 to provide the necessary valves or plugs or other appliances to prevent the unlawful waste from said well within 30 days of the date of this order.


R. MICHAEL TURNIPSEEB, P.E.
State Engineer

Dated at Carson City, Nevada,
this 21ST day of May, 1992