

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

1150

O R D E R

Howard Yarborough
101 W. Arroyo St.
Reno, Nevada 89509
Cert. Mail No. P 444 469 254

Reynese Wilson
400 Saliman #88
Carson City, Nevada 89701
Cert. Mail No. P 444 469 255

Robert R. May
348 Chateau Drive
Carson City, Nevada 89704
Cert. Mail No. P 444 469 256

WHEREAS, the records of the Secretary of State's office for the State of Nevada show that each of you are principal officers in a corporation named PTP, Inc.

WHEREAS, the records of the Douglas County Recorder's office show that PTP, Inc. is the lessee of two parcels of land described by the Douglas County Assessor as Parcel Number 35-360-02 and 35-360-03 within the NE¼ of Section 5, T.11N., R.21E., M.D.B.&M., in Carson Valley.

WHEREAS, on or about February 26, 1998, a water well proposed to be used for municipal or quasi-municipal use in the Pine View Heights subdivision was drilled in the NE¼ of Section 5, T.11N., R.21E., M.D.B.&M.

WHEREAS, NRS 534.020, Section 1 states, "All underground waters within the boundaries of the state belong to the public, and, subject to all existing rights to the use thereof, are subject to appropriation for beneficial use only under the laws of this state relating to the appropriation and use of water, AND NOT OTHERWISE." (Emphasis added).

WHEREAS, the records of the Nevada Division of Water Resources show no groundwater right, as appropriated under NRS Chapters 533 and 534, has been issued on said parcel for any purpose.

NOW THEREFORE, YOU ARE HEREBY ORDERED to cease and desist all diversion of water from the well located in the NE¼ of Section 5, T.11N., R.21E., M.D.B.&M., for any use.


R. MICHAEL TURNIPSEED, P.E.
State Engineer

Dated at Carson City, Nevada, this
15th day of July, 1999.

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

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ORDER

Karen or William Casey, Jr.
P.O. Box 20802
Sparks, Nevada 89433
Certified Mail No. Z185862118

WHEREAS, the records of the Pershing County Assessor's Office show that Karen or William Casey, Jr., is the owner of a parcel of land described by the Pershing County Assessor as Parcel Number 09-330-03 within the SW¼ SW¼ of Section 5, T.33N., R.38E., M.D.B.&M., in Grass Valley;

WHEREAS, on or about June 19, 1999, a water well proposed to be for domestic use as defined by Nevada Revised Statutes (NRS) 534.013 and 534.180, was drilled on Parcel Number 09-330-03;

WHEREAS, NRS 534.013 defines domestic use or domestic purpose as extending to "... to culinary and household purposes DIRECTLY RELATED TO A SINGLE FAMILY DWELLING ..." (Emphasis added);

WHEREAS, a field investigation of Parcel Number 09-330-03 conducted by staff of the Nevada Division of Water Resources on July 2, 1999, found that no single-family dwelling existed and that the well was being used to supply water to approximately 50 cattle and 15 horses;

WHEREAS, NRS 534.020(1), states, "All underground waters within the boundaries of the state belong to the public, and, subject to all existing rights to the use thereof, are subject to appropriation for beneficial use only under the laws of this state relating to the appropriation and use of water, AND NOT OTHERWISE". (Emphasis added);

WHEREAS, the records of the Nevada Division of Water Resources show no groundwater right, as appropriated under NRS, Chapter 533 and 534, has been issued on said parcel for any purpose;

WHEREAS, the records of the Nevada Division of Water Resources show no claims of vested rights appurtenant to said parcel;

WHEREAS, this well is not serving a domestic use, nor does a permit exist for any other purpose;