

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

.....

IN THE MATTER OF THE REQUEST)
FOR ADJUDICATION OF THE SUB-)
SURFACE WATER RIGHTS WITHIN)
THE QUINN RIVER VALLEY DESIG-)
NATED BASIN, HUMBOLDT COUNTY,)
NEVADA.)

ORDER

A request for adjudication of the sub-surface water rights within the Quinn River Valley Designated Basin for 160 acres was received from R. A. and Alta M. Woodworth in the form of a letter dated May 29, 1965. The request included in part the following:

"It is our understanding that any well in use prior to March 25, 1939, is eligible for a vested rights status. We will furnish proof that our well was in use prior to the above date."

Evidence available from field investigations of facts and conditions, discussions with residents of the Quinn River Valley area, and a review of other available information conclusively establish the fact that no underground water from the well in question has been beneficially used for a period or periods in excess of five successive years.

NRS 534.090 provides that nonuse of an unadjudicated right for 5 successive years shall work a forfeiture of undetermined rights. It is the finding of the State Engineer that the claim of right requested to be adjudicated has been forfeited and it is hereby declared forfeited.

The request for adjudication of sub-surface waters for the Woodworth's 160 acres is denied on the grounds that the right requested to be determined has been forfeited.

Very truly yours,

George W. Hennen
State Engineer

By


Roland D. Westergard
Assistant State Engineer

Dated at Carson City, Nevada,
this 14 day of June, 1965.