

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

.....

1159

ORDER

DIRECTING THE INSTALLATION OF TOTALIZING METERS

IN THE SMITH VALLEY ARTESIAN BASIN

.....

WHEREAS, the Smith Valley Artesian Basin was designated on June 26, 1960, by Order No. 245 as an artesian basin and an area in need of additional administration under the provisions of Chapter 534 of the Nevada Revised Statutes,

WHEREAS, State Engineer issued Order No. 1126 on February 4, 1997, curtailing additional new appropriations of ground water in excess of 2.02 acre-feet per year in the Smith Valley Artesian Basin;

WHEREAS, Nevada Revised Statutes (NRS) Section 534.120 provides that within an area that has been designated where, in the judgment of the state engineer, the ground water basin is being depleted, the State Engineer is empowered to make such rules, regulations and orders as are deemed essential for the welfare of the area involved;

WHEREAS, the State Engineer finds it is in the public interest to insure that the diversions of underground water in the Smith Valley Artesian Basin are within the limits set forth in each water right permit or certificate;

WHEREAS, the Nevada Revised Statutes (NRS) Section 534 110 provides that, the State Engineer may require periodical statements of water elevations, water used, and acreage on which water was used from all holders of permits and claimants of vested rights;

WHEREAS, the terms of all underground water permits in the Smith Valley Artesian Basin require that a measuring device be installed and that accurate measurements of water use be kept, and the State Engineer issued Order No. 253 on August 2, 1961, directing the installation of measuring devices on wells, and

WHEREAS, the State Engineer finds that some of the underground water users in the Smith Valley Artesian Basin have not installed measuring devices in accordance with their permit terms, or have removed previously installed measuring devices, or have not maintained measuring devices in working order

NOW THEREFORE, ALL OWNERS OF UNDERGROUND WATER RIGHTS IN THE SMITH VALLEY ARTESIAN BASIN ARE HEREBY ORDERED to install and maintain, in accordance with manufacturer's specifications, a totalizing meter in the discharge pipeline near the point of diversion prior to using the well for the 2000 irrigation season, or not later than April 1, 2000.


R. MICHAEL TURNIPSEED, P.E.
State Engineer

Dated at Carson City, Nevada, this

1st day of February, 2000.