

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

1173

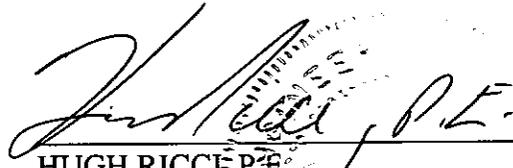
ORDER

Morris DeLee Revocable Trust
HCR 15 Box 530
Amargosa Valley, Nevada 89020
Certified Mail No. 7002 0860 0002 3179 8791

WHEREAS, Field inspections made by the State Engineer's Office revealed that a well drilled in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 25, T.16S., R.48E., M.D.B.&M., is equipped with a pump and motor installed for the purpose of irrigating approximately 125 acres of land in the NW $\frac{1}{4}$ of Section 25, T.16S., R.48E., M.D.B.&M. The owner of record of the land being irrigated according to the Nye County Assessor's Office is the Morris DeLee Revocable Trust. The records of the Office of the State Engineer indicate that no valid water right for irrigation or any other purpose is appurtenant to this land.

WHEREAS, This diversion and use of water is in clear violation of Nevada Revised Statute 534.020 (1), which provides that "[A]ll underground waters within the boundaries of the state belong to the public, and...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." Nevada Revised Statute § 534.190 provides that "[a]ny person violating any of the provisions of NRS 534.010 to 534.180, inclusive, shall be guilty of a misdemeanor."

NOW, THEREFORE, YOU ARE HEREBY ORDERED to cease and desist the diversion of water from said well immediately and are ordered to plug said well in accordance with the provisions of Nevada Administrative Code chapter 534 within 30 days of the date of this Order.


HUGH RICCI, P.E.
State Engineer

Dated at Carson City, Nevada this

8th day of October, 2003.

cc. Michael DeLee
Certified Mail No. 7002 0860 0002 3179 8784
Southern Nevada Branch Office