

IN THE OFFICE OF THE STATE ENGINEER

OF THE STATE OF NEVADA

1220

ORDER

WHEREAS, NRS § 534.120 provides that within an area that has been designated by the State Engineer where, in his judgment, the ground-water basin is being depleted, the State Engineer in his administrative capacity is empowered to make such rules, regulations and orders as are deemed essential for the welfare of the area involved;

WHEREAS, the State Engineer designated the Fish Lake Valley Hydrographic Basin (117) as provided under the provisions of NRS § 534.030, by the following Order:

1. Order No. 704, dated February 10, 1978;

WHEREAS, NRS § 534.120 provides that the State Engineer may, in connection with the approval of a parcel map in which any parcel is proposed to be served by a domestic well, require the dedication to a city or county or a designee of a city or county, or require a relinquishment to the State Engineer, of any right to appropriate water required by the State Engineer to ensure a sufficient supply of water for each of those parcels, unless the dedication of the right to appropriate water is required by a local ordinance;

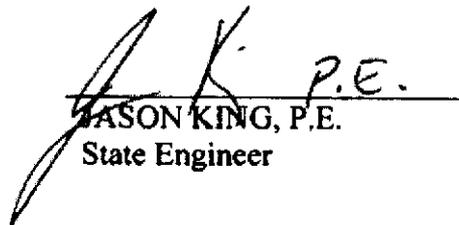
WHEREAS, Esmeralda County does not have an ordinance in place that would require the dedication or relinquishment of a water right in connection with the approval of a parcel map in which any parcel is proposed to be served by a domestic well;

WHEREAS, for the purposes of this Order, a right to appropriate water is defined as a non-supplemental underground permit or certificate in good standing and located within the hydrographic basin;

NOW, THEREFORE, it is ordered that, with the following exception, a right to appropriate water must be relinquished to the State Engineer in the amount of 2 acre-feet annually for each new parcel created that would be served by a domestic well within the Fish Lake Valley Hydrographic Basin.

**EXCEPTION:**

1. Any division of land into large parcels such that each proposed lot is at least one-sixteenth of a section or forty acres in area, including roads and easements.

  
JASON KING, P.E.  
State Engineer

Dated at Carson City, Nevada  
this 28 th day of August, 2012.