

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

\* \* \* \* \*

IN THE MATTER OF DETERMINATION OF THE )  
RELATIVE RIGHTS OF CLAIMANTS OF THE )  
WATER OF OPHIR CREEK AND ITS TRIBUTA- ) ORDER  
RIES, CASE NO. 319562 IN THE SECOND )  
JUDICIAL DISTRICT OF THE STATE OF NEVADA, )  
IN AND FOR THE COUNTY OF WASHOE. )

Mr. and Mrs. L. G. Brown  
3285 U. S. 395 North  
Carson City, Nevada 89701

This is to inform you that the State Engineer has assumed the distribution of the waters of Ophir Creek and its tributaries in accordance with Nevada Revised Statute 533.220 and Nevada Revised Statute 533.270.

Nevada Revised Statute 533.220 reads in part as follows:

"1. From and after the filing of the order of determination in the district court, the distribution of water by the state engineer or by any of his assistants or by the water commissioners or their assistants shall, at all times, be under the supervision and control of the district court. Such officers and each of them shall, at all times, be deemed to be officers of the court in distributing water under and pursuant to the order of determination or under and pursuant to the decree of the court."

Nevada Revised Statute 533.270 reads in part as follows:

"1. There shall be appointed by the state engineer, subject to confirmation by any court having jurisdiction, one or more commissioners for any stream system or water district subject to regulation and control by the state engineer."

Water commissioners for the distribution of waters of Ophir Creek have been appointed by the State Engineer, confirmed by the court having jurisdiction in this matter.

Order  
Mr. and Mrs. L. G. Brown  
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Information and evidence indicate that you are diverting water from Ophir Creek in violation of the Order of Determination filed in the District Court of the State of Nevada in and for the County of Washoe.

You are hereby ordered to immediately cease the unauthorized use of the waters of Ophir Creek and its tributaries.

  
Roland D. Westergard  
State Engineer

Dated at Carson City, Nevada  
this 24<sup>th</sup> day of August, 1977