

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

O R D E R

REQUIRING INSTALLATION OF HEADGATES,
MEASURING DEVICES, AND/OR RECORDING
DEVICES ON WARM SPRINGS VALLEY CREEK,
(AKA WINNEMUCCA VALLEY CREEK) (AKA ISAAC
MATHEWS CREED) IN WASHOE COUNTY, NEVADA

W. Dalton LaRue, Sr., and Juanita S. LaRue
P.O. Box 3159
Reno, Nevada 89505

Robert W. and Nanette Marshall
P.O. Box 281
Reno, Nevada 89504

Robert E. and Dorothy Dickenson
P.O. Box 281
Reno, Nevada 89504

The Order of Determination filed in the Second Judicial District Court of the State of Nevada, Case No. 83-7362, provides... "All measurements of waters diverted are to be made at a point where the main ditch enters or becomes adjacent to the land to be irrigated or as near thereto as practicable; the location, if not selected by the State Engineer, is to be approved by him. The claimants shall install and maintain, at their own expense, substantial and easily operated regulating headgates and measuring devices in the ditch or ditches or channels and reservoirs. Due allowances for losses in ditches will be made by the State Engineer in case it becomes necessary".

Nevada Revised Statute 533.220 provides in part:

"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.

2. Upon the neglect or refusal of any claimant to the use of water as provided in this chapter to carry out or abide by an order or decision of the state engineer acting as an officer of the court, the state engineer may petition the district court having jurisdiction of the matter for a review of such order and cause to be issued thereon an order to show cause why the order and decision should not be complied with."

Pursuant to the provisions of the Order of Determination filed in the Second Judicial District Court of the State of Nevada herein referred to, and in conformity with the statutes of the State of Nevada referring to the distribution of water, you and each of you are hereby ordered to install suitable headgates, measuring devices and/or recording devices, as may be required or deemed to be necessary by the State Engineer, in your ditch, ditches or conducts which divert water from Warm Springs Valley Creek (aka Winnemucca Valley Creek) (aka Isaac Mathews Creek), or in the case of Robert W. and Nanette Marshall and Robert E. and Dorothy Dickenson, in the main channel of Warm Springs Valley Creek.

The installation of such headgates, measuring devices and/or recording devices must be completed by October 1, 1984. The location of such headgates, measuring devices and/or recording devices, if not selected by the State Engineer, shall be approved by the State Engineer. The location at which the headgates, measuring devices and/or recording devices proposed to be installed must be submitted to the State Engineer for his approval within thirty days of the date of this order. The type, design, construction and installation of such headgates, measuring devices and/or recording devices must be approved by the State Engineer.



PETER G. MORROS

State Engineer

Dated this 11th day of

JULY

_____, 1984.