

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

ORDER

Mr. Brent Stewart
General Manager
Stewart Brothers Company
Post Office Box 42755
Las Vegas, Nevada 89104
Certified Mail #P765 719 854

A field inspection made by the State Engineer's office on July 20, 1988, and correspondence on file with the Colorado River Commission between Stewart Brothers Company and the Bureau of Land Management revealed that Stewart Brothers Company has been operating a ditch conveying water on Bureau of Reclamation withdrawn land. The water being conveyed through the ditch is diverted from water discharged by the Pittman Bypass Pipeline, which carries Colorado River Water, diverted by Basic Management, Inc.

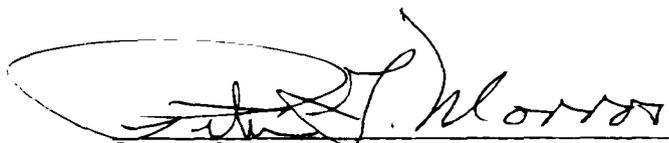
The pipeline's point of discharge is located within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, T.21S., R.63E., M.D.B.&M., Clark County, Nevada. The water is conveyed easterly about 3/4 mile to a small pond located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, T.21S., R.63E. The water continues flowing into the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 32, T.21S., R.63E., where it disperses by infiltration and evaporation.

NRS 533.325 provides as follows:

"Any corporation authorized to do business in this state or any person, as defined in NRS 533.010, or any citizen of the United States, or any person who has legally declared his intention to become a citizen of the United States, over the age of 21 years, desiring to appropriate any of the public waters, or to change the place of diversion, manner of use or place of use of water already appropriated, shall, before performing any work in connection with such appropriation, change in place of diversion or change in manner of place of use, make an application to the state engineer for a permit to make the same."

Records in this office indicate that there are no existing rights to divert water as described in the manner above in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 30, T.21S., R.63E., M.D.B.&M.

THEREFORE, YOU ARE HEREBY NOTIFIED AND ORDERED to cease and desist from unlawfully diverting water from the described point of diversion.


Peter G. Morros
State Engineer

Dated at Carson City, Nevada, this
27th day of SEPTEMBER, 1988.