

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

1109

ORDER

WHEREAS, the 1993 Legislature of the State of Nevada enacted NRS 533.365(4) in Section 2 of chapter 506, Statutes of Nevada 1993, at page 2082; and

WHEREAS, NRS 533.365(4) obligates the State Engineer to adopt rules of practice regarding the conduct of hearings before the State Engineer on protests against applications to appropriate water or to change the place of diversion, manner of use or place of use of an existing water right under NRS 533.365; and

WHEREAS, these rules of practice are to be adopted by the State Engineer under procedures established in Nevada's Administrative Procedure Act, NRS 233B.040 to 233B.120, inclusive; and

WHEREAS, the State Engineer has carefully and fully complied with the regulation-adoption procedures of NRS 233B.040 to 233B.120; and

WHEREAS, Nevada's Administrative Procedure Act, at NRS 233B.110, contains a provision for determining the validity or applicability of any regulation.

NOW, THEREFORE, the State Engineer, as of the date of this order, hereby adopts regulations dealing with the practice and procedure of hearings before the State Engineer on protests against applications to appropriate water or to change the place of diversion, manner of use or place of use of an existing water right and further orders that any review of these regulations be undertaken pursuant to NRS 233B.110.

  
R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada

Dated at Carson City, Nevada,

this 30th day of December, 1994.