

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

IN THE MATTER OF APPLICATION 47305 )  
FILED TO APPROPRIATE THE PUBLIC )  
WATERS OF MEADOW VALLEY WASH )  
WITHIN THE LOWER MEADOW VALLEY )  
WASH HYDROGRAPHIC BASIN (205), )  
LOCATED WITHIN CLARK COUNTY, )  
NEVADA. )

**RULING**

**#6230**

**GENERAL**

**I.**

Application 47305 was filed on October 5, 1983, by Robert C. Lewis and Vivian Lewis to appropriate 10.0 cubic feet per second (cfs) of water from Meadow Valley Wash in the Lower Meadow Valley Wash Hydrographic Basin for irrigation purposes within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 27, the SW $\frac{1}{4}$  SW $\frac{1}{4}$  and E $\frac{1}{2}$  SW $\frac{1}{4}$  of Section 26, the E $\frac{1}{2}$  NE $\frac{1}{4}$  of Section 34 and the W $\frac{1}{2}$  NW $\frac{1}{4}$  of Section 35, T.14S., R.66E., M.D.B.&M. The proposed point of diversion is described as being located within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 26, T.14S., R.66E., M.D.B.&M.<sup>1</sup>

**FINDINGS OF FACT**

**I.**

Application 47305 was filed to appropriate surface water from the Meadow Valley Wash. The waters of the Meadow Valley Wash were adjudicated by decree on June 9, 1999.<sup>2</sup> The decree specifies the users and places of use of the waters of the Meadow Valley Wash. The State Engineer finds that the proposed place of use of Application 47305 is not a decreed place of use.

**II.**

The State Engineer has ruled that the waters of the Meadow Valley Wash and its tributaries are fully appropriated and no additional water is available to appropriate.<sup>3</sup>

---

<sup>1</sup> File No. 47305, official records in the Office of the State Engineer.

<sup>2</sup> *In the Matter of the Determination of the Relative Rights in and to the Waters of Camp Valley Creek, Eagle Valley Creek, Panaca Big Spring, Clover Valley Wash, Meadow Valley Wash and their Tributaries in Lincoln and Clark Counties, Nevada*, Case No. 5706, Seventh Judicial District Court of the State of Nevada, In and For the County of Lincoln, June 9, 1999.

<sup>3</sup> State Engineer's Ruling No. 6168, dated April 27, 2012, official records in the Office of the State Engineer.

**CONCLUSIONS**

**I.**

The State Engineer has jurisdiction over the parties and the subject matter of this action and determination.<sup>4</sup>

**II.**

The State Engineer is prohibited by law from granting an application to appropriate the public waters where:<sup>5</sup>

- A. there is no unappropriated water at the proposed source;
- B. the proposed use or change conflicts with existing rights;
- C. the proposed use or change conflicts with protectable interests in existing domestic wells as set forth in NRS § 533.024; or
- D. the proposed use or change threatens to prove detrimental to the public interest.

**III.**

The State Engineer concludes that the proposed place of use of Application 47305 is not included in the Meadow Valley Wash Decree and to approve this application would threaten to prove detrimental to the public interest.

**IV.**

The State Engineer concludes that there is no unappropriated water at the proposed source.

**RULING**

Application 47305 is hereby denied on the grounds that approval would threaten to prove detrimental to the public interest and that there is no unappropriated water at the proposed source.

Respectfully submitted,

 P.E.  
JASON KING, P.E.  
State Engineer

Dated this 5th day of  
July, 2013.

---

<sup>4</sup> NRS Chapter 533.

<sup>5</sup> NRS § 533.370(2).