

IN THE MATTER OF APPLICATION 31966)
FILED TO APPROPRIATE WATER FROM AN)
UNDERGROUND SOURCE IN LAS VEGAS)
VALLEY, CLARK COUNTY, NEVADA)

R U L I N G

GENERAL:

Application 31966 was filed on June 8, 1977, by William N. Goldy and Elaine A. Goldy to appropriate 0.02228 cubic feet per second of water from an underground source for quasi-municipal purposes to serve eight residences. The point of diversion and place of use are located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 3, T21S, R60E, MDB&M.

Application 31966 is located within the area of the Las Vegas Artesian Basin designated by the State Engineer under the provisions of NRS 534.030.

Application 31966 was protested on September 21, 1977, by the Las Vegas Valley Water District (LVVWD). The protest of the Las Vegas Valley Water District stated:

"Whereas the proposed point of diversion and the property designated as the place of use are both within the boundaries of the Las Vegas Valley Water District's Assessment District No. 22, and;

Whereas construction of water mains within said assessment district are currently scheduled to be completed during June, 1978, and will, upon completion, be capable of serving the subject property through water mains of adequate capacity and pressure in streets on the north, south, and west sides of the property."

A field investigation conducted on July 9, 1982, by staff from the Southern Nevada Branch Office, Division of Water Resources stated:

". . . that the property in question has connected all homes built to the District water system."

NRS 534.120, subsection 3, provides that in a designated basin, the State Engineer may:

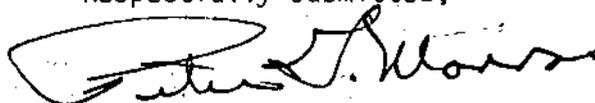
- a) Issue temporary permits to appropriate ground water which can be limited as to time and which may be revoked if and when water can be furnished by an entity such as a water district or a municipality presently engaged in furnishing water to the inhabitants thereof.
- b) Deny applications to appropriate ground water for any purpose in areas served by such an entity.
- c) Limit depth of domestic wells.

d) Prohibit the drilling of wells for domestic use, as defined in NRS 534.010 and NRS 534.180, in areas where water can be furnished by an entity such as a water district or a municipality presently engaged in furnishing water to the inhabitants thereof.

RULING

Application 31966 is denied on the grounds that the place of use has water service furnished by the Las Vegas Valley Water District.

Respectfully submitted,



Peter G. Morros
State Engineer

PGM/HR/ja

Dated this 13th day
of AUGUST, 1982.