

IN THE MATTER OF APPLICATION 35237)
TO APPROPRIATE UNDERGROUND WATER IN)
IVANPAH VALLEY, CLARK COUNTY, NEVA-))
DA.)

R U L I N G

Application 35237 was filed on March 31, 1978 by Ernest J. Primm to appropriate 0.0077356 c.f.s. of underground water for commercial purposes. The proposed point of diversion is within the SW1/4 NE1/4 Section 26, T.24S., R.58E., M.D.B.&M., and the place of use is within the SE1/4 NW1/4, E1/2 SW1/4 Section 8, T.27S., R.59E., M.D.B.&M.

Application 35237 was protested on August 16, 1978 by Goodsprings Improvement Association, Inc., on the following grounds:

1. The water level has been dropping in Goodsprings, Nevada, County of Clark for sometime.

Proof of this statement is of record in the office of Water Resources located at 4220 Maryland Parkway, Las Vegas, Nevada. Periodic checks have been made of the well located on the Clark County Park Site in Goodsprings, and they indicate that the water level has dropped consistently.

2. The water supply for Goodsprings will drop lower if Application 35237 is approved. One hundred and fifty thousand gallons of water per month will be a substantial drain from Goodsprings water table.
3. The domestic well that is to supply this water is on a small parcel of land located at the SE corner of Main and Alameda Streets. Because of its size, it is designated for domestic development, according to Mr. Powers of the Clark County Planning Department.
4. Mr. Ernest J. Primm will be exploiting Goodsprings water supply for use in his business establishments located at Whiskey Pete's, Nevada, near Stateline on Highway I-15. He will not be contributing to the development of Goodsprings. The well site is overgrown with weeds and littered with old metal storage tanks, junk, and old buildings, one of which is partly torn down. Definitely not an asset to the Community of Goodsprings. See letter attached, dated March 6, 1978, to Mr. Thorne, Water Resources in Las Vegas, from The Goodsprings Improvement Association and correspondence over the signature of Mr. Roland D. Westergard indicating his action in response to his conversation with Mr. Thorne.
5. County maintained streets will be used by a large tank truck to transport water. The County Commissioners do not appropriate ample funds to keep the streets in good repair. On several occasions, repair of streets have been requested and we have been told that funds were not available.

6. Residents of Goodsprings use their well water to maintain homes, gardens and livestock. Why should one man be allowed such a large amount of water for his personal gain at the risk of our water supply being depleted? Without ample water, our years of labor to improve our property and beautify our yards will have been wasted and our property will lose its value.
7. Many movements are in progress locally and nationwide to conserve natural resources, therefore, we feel Application 35237 should not be approved. Furthermore, if it is approved, it will open an avenue for others to be granted permits to exploit Goodsprings water and other resources.

The point of diversion under Application 35237 is less than 1/2 mile from Permit 25445, Certificate 8515 and Permit 34626 and domestic wells supplying the Goodsprings town area.

RULING

Application 35237 is denied on the grounds that the granting of this application would adversely affect existing rights and be detrimental to the public welfare.

Respectfully submitted,


Roland D. Westergard
State Engineer

RDW/JC/bl

Dated this 11th day

of DECEMBER, 1978