

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

IN THE MATTER OF APPLICATION NUMBER 53985
FILED BY Las Vegas Valley Water District
ON October 17 19 89, TO APPROPRIATE THE
WATERS OF Underground Sources

PROTEST

Comes now June Louise Parker
Printed or typed name of protestant

whose post office address is P. O. Box 52, Ely, Nevada 89301
Street No. or P.O. Box, City, State and Zip Code

whose occupation is retired well drilling contractor & real estate broker, and protests the granting
of Application Number 53985, filed on October 17, 19 89

by Las Vegas Valley Water District
Printed or typed name of applicant to appropriate the

waters of Underground Sources situated in Nye
Underground or name of stream, lake, spring or other source

County, State of Nevada, for the following reasons and on the following grounds, to wit:

I can show you cracks 150 ft. deep, 8-10 ft. wide and 1/4 mile long in Arizona as a result
of underground pumping and I don't want that to happen here. Underground pumping kills
all top vegetation due to the lack of water underneath the roots. No recycling occurs
when the water is pumped & exported out of a basin, there is not a drop of water to recycle.
Where is the recharge? If there was a rechargeable amount of water we'd have water flowing
all over our valleys. We applied for four (4) agriculture wells in Nye County in 1982
and no action has been taken on them in 8 yrs. If we can't have those waters for our own
use why should we give it to Las Vegas to waste? Not one ounce of the applied for water (cont

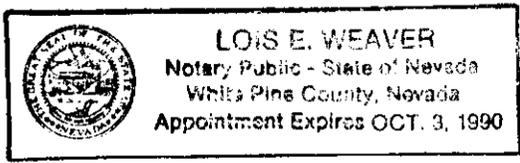
THEREFORE the protestant requests that the application be denied
(Denied, issued subject to prior rights, etc., as the case may be)

and that an order be entered for such relief as the State Engineer deems just and proper.

Signed June Louise Parker
Agent or protestant
June Louise Parker
Printed or typed name, if agent

Address P. O. Box 52
Street No. or P.O. Box No.
Ely, NV 89301
City, State and Zip Code No.

Subscribed and sworn to before me this 3 day of July 19 90.



Lois E. Weaver
Notary Public
State of Nevada
County of White Pine

810 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE.
ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.

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continued from form:

will be going to produce food.

Let Las Vegas CONSERVE their Colorado River water. They have ALL of that water which was allocated to the entire state.

Why doesn't Clark County install catch basins for the flood waters and let that recycle: Why don't the officials look at Israel for ideas to make the best use of water in a desert setting?

The environmental impact on this area of such a huge pumping/piping system would be devastating. Las Vegas wants wilderness and national parks, but doesn't care about the land itself if they proceed to plan to pump all the water from underneath it. Declining agriculture, mining and stunted growth of the ruaral counties depletes their tax base so they do not have funds to keep good schools for the children of their area.

See attached sheet.

REASONS AND GROUNDS FOR PROTEST

1. This Application is one of over 140 applications filed by the Las Vegas Valley Water District seeking to appropriate over 810,000 acre-feet of ground water for municipal use within the service area of the District in Clark County. Diversion and export of such a quantity of water will lower the static water level in this basin, will adversely affect the quality of remaining ground water and will further threaten springs, seeds and phreatophytes which provide water and habitat critical to the survival of wildlife, grazing livestock and other surface area existing uses.
2. The appropriation of this water when added to the already approved appropriations and dedicated users in this basin will exceed the safe yield of the basin. Appropriation and use of this magnitude will lower the water table and degrade the quality of water from existing wells, cause negative hydraulic gradient influences, further cause other negative impacts and will adversely affect existing rights adverse to the public interest.
3. This Application is one of over 140 applications filed by the Las Vegas Valley Water District seeking a combined appropriation of over 860,000 acre-feet of ground and surface water for municipal use in the Las Vegas Valley Artesian Basin. Diversion and export of such a quantity of water will deprive the county and area of origin of the water needed for its environment and economic well being and will unnecessarily destroy environmental, ecological, scenic and recreational values that the State holds in trust for all its citizens.
4. The granting or approving of the subject Application in the absence of comprehensive planning, including but not limited to environmental impact considerations, socioeconomic impact considerations, and water resource plan consideration for the general Las Vegas Valley area such as has been required by the Public Service Commission of private purveyors of water, is detrimental to the public welfare and interest.
5. The granting or approving of the subject Application in the absence of comprehensive water resource development planning, including but not limited to, environmental impacts socioeconomic impacts, and long term impacts on the water resource, threatens to prove detrimental to the public interest.
6. The granting or approval of the above-referenced Application would be detrimental to the public interest in that it individually and cumulatively with other applications of the water exploration project would:
 - a. Likely jeopardize the continued existence of endangered and threatened species recognized under the Endangered Species Act and related state statutes;
 - b. Prevent or interfere with the conservation of those threatened or endangered species;
 - c. Take or harm those endangered species; and
 - d. Interfere with the purpose for which the Federal lands are managed under Federal statutes including, but not limited to, the Federal Land Use Policy Act of 1976.
8. The approval of the subject Application will sanction and enhance the willful waste of water allowed, if not encouraged, by the Las Vegas Valley Water District.
9. The subject Application seeks to develop the water resources of, and transport water across, lands of the United States under the jurisdiction of the United States Department of Interior, Bureau of Land Management. This Application should be denied because the Las Vegas Valley Water District has not obtained right-of-way for water development on public lands and the transportation of water from the proposed point of diversion to the service area of the Las Vegas Valley Water District in Clark County.
10. This Application should be denied because it individually and cumulatively will increase the waste of water and lack of effective conservation efforts in the Las Vegas Valley Water District service area.
11. The Las Vegas Valley Water District lacks the financial capability of transporting water under the subject permit as a prerequisite to putting the water to beneficial use and accordingly, the subject Application should be denied.

12. The above-referenced Application should be denied because the application fails to include the statutorily required:
 - a. Description of proposed works;
 - b. The estimated cost of such works;
 - c. The estimated time required to construct the works and the estimated time required to complete the application of water to beneficial use; and
 - d. The approximate number of persons to be served and the approximate future requirement.
13. The subject Application should be denied because it individually and cumulatively with other Applications will exceed the safe yield of this basin thereby adversely affecting phreatophytes and create air contamination and air pollution in violation of State and Federal Statutes, including but not limited to, the Clean Air Act and Chapter 445 of the Nevada Revised Statutes.
14. This Application cannot be granted because the applicant has failed to provide information to enable the State Engineer to grant the public interest properly. This Application and related applications associated with this major withdrawal out of the basin transfer project cannot properly be determined without an independent, formal and publicly-reviewable assessment of:
 - a. cumulative impacts of the proposed extractions;
 - b. mitigation measures that will reduce the impacts of the proposed extractions;
 - c. alternatives to the proposed extractions, including but not limited to, the alternatives of no extraction and mandatory and effective water conservation in the LVVWD service area.
15. The undersigned additionally incorporates by reference as though fully set forth herein and adopts as its own, each and every other protest to the aforementioned applications filed pursuant to NRS 533.365.
16. In as much as a water extraction and trans-basin conveyance project of this magnitude has never been considered by the State Engineer, it is therefore impossible to anticipate all potential adverse affects without further study. Accordingly, the protestant reserves the right to amend the subject protest to include such issues as they develop as a result of further study.

STATE ENGINEERS OFFICE
RECORDED

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