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

In the Matter of Application Number 54034, Filed by the Las Vegas Valley Water District on October 17, 1989, to appropriate the waters of Lincoln County.	**PROTEST**

Comes now **ARDYTH G. SMITH** whose post office address is **POST OFFICE BOX 443, CALIENTE, NEVADA 89008** whose occupation is **MANAGER OF BLM-DLE 23612**, and protest the granting of Application Number 54034, filed on October 17, 1989 by the **Las Vegas Valley Water District** to appropriate the waters of **underground** situated in Lincoln County, State of Nevada, for the following reasons and on the following grounds, to wit:

(See Attachment)

THEREFORE the protestant requests that the application be DENIED and that an order be entered for such relief as the State Engineer deems just and proper.

Signed Ardyth G. Smith
Ardyth G. Smith
Address P.O. Box 443
Caliente, Nevada 89008

Subscribed and sworn to before me this 11th day of July, 1990.

Mona D. Prince
State of Nevada
County of Lincoln

MONA D. PRINCE
Notary Public-State of Nevada
County of Lincoln-Nevada
Comm. Exp. 9/13/92

Application No. 54034

Extraction of 10.0 c.f.s. of water and transposal to Clark county from this source presents a double threat to my permits numbers 37472, 37473, 49040, and 49041, for which I have recently been given approval to develop. (It took me 10 years to obtain this approval). I has been difficult to find and extract water from this basin large quantities as requested. The extra threat after extraction is its total transport away giving no opportunity to recharge unused portions as is the norm in local use.

This application, if approved and developed would also threaten the municipal supply of Pioche and the State Prison Honor Camp supply, as well as the future State Women's Prison planned for in this water basin.

The above subject application should be considered together and combined with the other filings as a whole because of the magnitude and total impact upon the region affected in light of its socio and economic impacts. It constitutes the deprival of the valuable resources of that area robbing the future generations of their right to progress, develop and grow according to their potential.

Granting or approval of this application would be detrimental to the public interest in that it will enhance and encourage the willful waste of water in the Las Vegas Valley Water District. This is proven by the present new construction of a 300 acre lake to play in while making embryonic pleas to their users to fix a dripping faucet or replace a showerhead. A positive, practical and effective conservation effort must be made before going outside their area of jurisdiction for a new source.

Furthermore, there is no proven need for this water by the Las Vegas Valley Water District and will not be for another 60 to 70 years considering their present resources and rate of growth, providing they bring their use to a practical conservation effort of about 200 gallons per day per capita.