

IN THE MATTER OF APPLICATION NUMBER 84919
FILED BY John F Royce
ON March 6th, 20 15



PROTEST
FILED
APR 16 2015
STATE ENGINEER'S OFFICE

Comes now Lovelock Meadows Water District
Printed or typed name of protestant
whose post office address is PO Box 1021 Lovelock, Nevada 89419
Street No. or PO Box, City, State and ZIP Code
whose occupation is Public Water System and pr
of Application Number 84919, filed on March 6th
by John F Royce

waters of Underground Source situated in Pershing
an underground source or name of stream, lake, spring or other source
County, State of Nevada, for the following reasons and on the following grounds, to wit:
See Attached Page

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THEREFORE the Protestant requests that the application be DENIED
Denied, issued subject to prior rights, etc., as
and that an order be entered for such relief as the State Engineer deems just and proper.

Signed Michael Rory Munns Agent or protestant
Michael Rory Munns, District General Manager
Printed or typed name, if agent
Address PO Box 1021
State of Nevada Street No. or PO Box
County of Pershing Lovelock, Nevada 89419
City, State and ZIP Code
Subscribed and sworn to before me on Apr. 14, 2015 775-273-2387
Phone Number
by Michael Rory Munns rmunns@cityoflovelock.com
E-mail

RECEIVED

Krista Souza
Signature of Notary Public Required

KRISTA SOUZA
Notary Public, State of Nev.
Appointment No. 00-63480
My Appt. Expires May 24, 2015
Notary Stamp or Seal Required

+ \$30 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN I
ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.

Attachment to Protest #84919

The appropriation of water in Nevada is governed by statute which authorizes and requires the State Engineer to regulate such appropriations. Under NRS 533.370(3), the State Engineer must deny applications where there is no un-appropriated water in the proposed source or when the proposed use conflicts with existing rights or is detrimental to the public interest.

- 1) Currently LMWD has wells located in the Oreana Basin. Measurement of these wells shows a continued loss of static and operational levels. This can be attributed to the drought which is adversely affecting the available recharge. This has and will continue to cause the need for expansion of production area and generates increasing production costs to the consumers we provide services to. This must be minimized at all opportunities.
- 2) The District understands the issue surrounding the over allocation of rights within basins 73, 73A, & 72. It is proving to become a much larger issue and jeopardizes the economics of the communities that live there. Municipalities must continue to hold priority and protection for the availability of water, especially where rights are existent but must remain unused to guarantee the ability for growth. The basins aforementioned hold the greatest feasibility for the district to provide water to the consumers we currently and expect to have in the future. To exhaust the available recharge in any of these basins caps growth and requires the District to seek out very expensive alternative sources of water. LMWD uses 80% of the water granted to them within basin 73A and will reach 100% in the near future. LMWD is currently seeking sources of water from basins 72 to be able to keep up the anticipated demand that will occur upon the system.
- 3) LMWD also understands that John F Royce currently holds rights within these basins and requests a point of diversion change. This change if granted would begin to condense the area of which water is diverted. LMWD plans expansion north of our existing well fields and would request that application #84919 also be denied upon the grounds that a congregation of users would prove detrimental to the aquifer and the specific area of recharge that LMWD operates within.

Lovelock Meadows Water District expresses a deep concern that application #84919 by John F Royce would cause a significant impact upon the Districts ability to guarantee water for our consumers at an acceptable price. This application is detrimental to public interest and must be denied.

In accordance with the statute and argument aforementioned, Lovelock Meadows Water District submits this attachment to protest in opposition of the application #84919 by John F Royce and a that the application be **Denied**.

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