

IN THE MATTER OF APPLICATION 23912 )  
FILED TO APPROPRIATE WATERS OF AN )  
UNDERGROUND SOURCE (LAS VEGAS ARTESIAN ) RULING  
BASIN), CLARK COUNTY, NEVADA )

GENERAL:

Application 23912 was filed June 1, 1967 by Rancho Water Co., to appropriate 0.50 c.f.s., of water from an underground source for "Quasi-municipal" purposes. The point of diversion shown on the application is within the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 28, T. 20 S., R. 62 E., M.D.B.&M., and the place of use is within the S $\frac{1}{2}$  SW $\frac{1}{4}$  of said Section 28. The proposed point of diversion and place of use are within the designated area of the Las Vegas Artesian Basin.

The well referred to in Application 23912 is existing and under "Remarks" in the application, the applicant states that "Since 1953, this well has furnished water to Blocks 4, 5 and 6 of Valley Ranchos Tract One, served 73 living units, 45 single family residences and 14 duplexes on 59 half acre lots. This well with the companion well applied for at this time, it is proposed, will serve the 156 lots in the entire subdivision."

Records in this office indicate that the subject well was drilled in 1954 and subsequently covered under Permit 15688. Permit 15688 was cancelled May 28, 1965 because of the applicants' failure to comply with the provisions of the permit. Application 23128 was filed on the subject well May 9, 1966, but was cancelled May 19, 1966 because of the applicants' failure to submit the statutory filing fees.

Application 23912 was protested on September 11, 1967 by Cyril D. and Edith Miles on the following grounds: "Previous conditions and method of operation of Tract One Water Co., which formerly served Valley Ranchos, have been very unsatisfactory. We refer to documents sent to the State Engineer's office on Aug. 24, 1967 and protests to the Public Service Commission. We feel that the Las Vegas Water District can serve us better and greatly benefit the area. Property owners will have full fire protection, assuring better insurance rates, and full credit for home financing and refinancing. At the present time, the Water District has service to within 600 feet of the existing well and across Nellis Blvd., from the southwest corner of Valley Rancho subdivision. Existing mains of the present system are sub-standard. Property

that is serviced by a community water system under conditions that are existing in the area is a definite liability. The well is being operated without a permit and is being "loaned to Mr. Cecil McAllister by Mr. A. W. Blackman."

Application 23912 was also protested by Harry S. and Theo M. Wood on September 18, 1967. The grounds of the protest are as follows: "Previous conditions and service from this water system have been very unsatisfactory. We feel that we would be adequately served by the Vegas Valley Water Co. At the present time the Valley Ranchos Estates Tract is within 600 feet of the existing lines of Vegas Valley Water District. Your office is cognizant of the detailed complaints re: this matter in a letter of transmittal dated Aug. 24, 1967."

W. C. Renshaw, Chief Engineer and General Manager of the Las Vegas Valley Water District, has advised the State Engineer that the District has a 16-inch water line in Nellis Boulevard from which the 156 lots in the entire subdivision (Valley Ranchos) could be served, providing the District took over service to the individual customers (73 living units) presently receiving water from the existing well which is the subject of this application. Mr. Renshaw further stated that water could not be furnished to Mr. Blackman for distribution; since the District rules prohibit furnishing water to a private company for resale. Information provided by Mr. Renshaw and Mr. Leonard R. Fayle, President of the Las Vegas Valley Water District, indicates that the District could serve the aforementioned 156 lots only if one of the two following conditions are satisfied. The first condition would be that owners of the 156 lots form an assessment district to pay for the facilities required to supply District water to the subdivision. This was attempted in 1964 and failed. The second alternative, which would provide District water only to the existing users of the subject well, would be for the users to grant an additional 5 foot easement at the back of their property to comply with the District's requirement of minimum 20 foot wide easements. A letter requesting a commitment regarding this additional 5 foot easement was mailed by the District to all the existing users, October 4, 1967. Very few people responded to the letter.

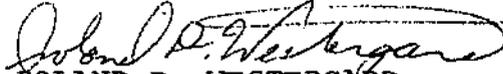
Application 23912 was considered by the Las Vegas Valley Ground water Board at their meeting, November 7, 1967. The Board unanimously recommended approval of the application subject to the conditions that the use of water from the well covered under the application be limited to that amount needed by the existing users and not expanded to cover any new development and that the permit

be subject to reconsideration not later than July 1, 1968.

RULING

The protests to the granting of Application 23912 are herewith overruled and a permit will be issued under Application 23912 subject to the conditions that it will be limited to cover only the present users and that the permit will be reconsidered not later than July 1, 1968. The permit will also be issued subject to the applicant complying with all the appropriate Public Service Commission requirements.

Respectfully submitted

  
ROLAND D. WESTERGARD  
State Engineer

RDW:BJV:hs

Dated this 15th day of  
December 1967