

IN THE MATTER OF APPLICATION )  
32280 FILED FOR THE WATERS OF )  
AN UNDERGROUND SOURCE IN LAS )  
VEGAS ARTESIAN BASIN, CLARK )  
COUNTY, NEVADA )

R U L I N G

Application 32280 was filed on June 24, 1977, by George Harmon to appropriate 0.10 c.f.s. of the waters of an underground source to be diverted within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 16, T.22S., R.61E., M.D.B. & M., and to be used for quasi-municipal purposes (4 residences) within the same subdivision as the point of diversion.

This application was protested on November 29, 1977 by James Maher on the following grounds:

"Applicant has drilled a domestic well which was drilled to serve as a community well for four houses, each on half-acre lots, (parcel map 183-77, Clark County, 1977). The water quality obtained from applicants well does not meet standards for maximum allowable levels as set by Clark County Health Dept., for a domestic water supply. Also with four houses on 2 $\frac{1}{2}$  acres with septic tanks it will be detrimental for the water users of the surrounding area. We as property owners who have invested heavily in private water systems which are now in jeopardy with high density housing a probability with community wells being granted. Therefore we ask you to deny applicants request for a community well."

This application was protested on November 30, 1977, by Gene F. Moser on the following grounds:

"Applicant has drilled a domestic well which is intended to serve as a community well for four houses, each on a half-acre lot, (see parcel map 183-77, Clark County, 1977). The quality of water obtained from applicants well does not meet standards for maximum allowable levels of total dissolved solids and sulfate as set by Clark County Health Dept., for a domestic water supply. Moreover, with four dwellings on 2 $\frac{1}{2}$  acres being at least twice the normal density for this area and the aquifer serving said area being of unknown but almost certainly of limited capacity it is felt that overdraft of the aquifer may occur to, the detriment of the residents and water users of the surrounding area."

This application was also protested on November 30, 1977 by Richard W. Botiller on the following grounds:

"Applicant has drilled a domestic well on a 2 $\frac{1}{2}$  acre parcel (see parcel map 183-77 Clark County 1977) intended to provide water to four houses in an area where there would normally be only two houses. This added density we fear maybe detrimental to the water useage of the other property owners in the area."

FINDINGS OF FACT

I

The application is located within an area designated by the State Engineer in accordance with Chapter 534, N.R.S.1/

II

Permits issued in the area of Application 32280 are subject to revocation when water can be furnished by an entity such as a water district or a municipality presently engaged in furnishing water.2/

OPINION

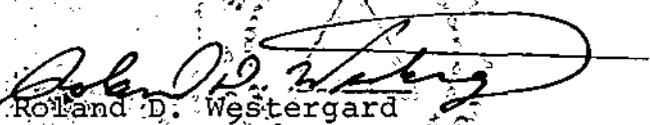
It is our opinion that the granting of Application 32280 would not tend to impair the value of existing rights or be otherwise detrimental to the public welfare.

RULING

The protests to the granting of Application 32280 are hereby overruled on the grounds that its granting will not tend to impair existing rights or be otherwise detrimental to the public welfare.

The permit will be issued subject to revocation when water can be furnished by an entity such as a water district or municipality presently engaged in furnishing water.

Respectfully submitted,

  
Roland D. Westergard  
State Engineer

RDW:TJS:jv

Dated this 21st day  
of February 1978

FOOTNOTES

1. Public Records in the State Engineer's Office.
2. Public Records in the State Engineer's Office.

Handwritten notes and stamps, including a circular stamp and the text "RECEIVED" and "JAN 21 1968".