

IN THE MATTER OF APPLICATION 38971)
FILED BY JAMES M. AND MARVIN G. WALKER)
TO APPROPRIATE WATER FROM AN UNDER-)
GROUND SOURCE IN LAS VEGAS,)
CLARK COUNTY, NEVADA)

R U L I N G

GENERAL:

Application 38971 was filed on September 7, 1979 by James M. Walker and Marvin G. Walker to appropriate 0.030 c.f.s. of water from an underground source for quasi-municipal and domestic purposes to serve three (3) residences. The point of diversion and place of use are located within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 28, T.21S., R.61E., M.D.B.&M.

Application 38971 is located within the area of the Las Vegas Artesian Basin designated by the State Engineer under the provisions of NRS 534.030.

Correspondence on file from the Las Vegas Valley Water District indicates that district water lines are about 800 feet away and that the district can serve the Walker property.

NRS 534.120, subsection 3 provides that in a designated basin, the State Engineer may:

- a) Issue temporary permits to appropriate ground water which can be limited as to time and which may be revoked if and when water can be furnished by an entity such as a water district or a municipality presently engaged in furnishing water to the inhabitants thereof.
- b) Deny applications to appropriate ground water for any purpose in areas served by such an entity.
- c) Limit depth of domestic wells.
- d) Prohibit the drilling of wells for domestic use, as defined in NRS 534.010 and NRS 534.180, in areas where water can be furnished by an entity such as a water district or a municipality presently engaged in furnishing water to the inhabitants thereof.

RULING

Application 38971 is denied on the grounds that the place of use is within a reasonable distance of water service available from the water district.

Respectfully submitted,

A handwritten signature in cursive script that reads "William J. Newman". The signature is written over a circular, dotted-line stamp.

William J. Newman
State Engineer

WJN/JC/bc

Dated this 10th day of
OCTOBER, 1980.