

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

IN THE MATTER OF APPLICATION NUMBER 53988
FILED BY Las Vegas Valley Water District
ON October 17 1989, TO APPROPRIATE THE
WATERS OF Underground

PROTEST

Comes now Robert L. Birch

Printed or typed name of protestant

whose post office address is P. O. Box 150247 East Ely, Nevada 89315-0247

Street No. or P.O. Box, City, State and Zip Code

whose occupation is Retired

, and protests the granting

of Application Number 53988, filed on October 17, 1989

by Las Vegas Valley Water District

Printed or typed name of applicant

to appropriate the

waters of Underground

Underground or name of stream, lake, spring or other source

situated in Lincoln County

County, State of Nevada, for the following reasons and on the following grounds, to wit:

ATTACHMENT:

THEREFORE the protestant requests that the application be Denied

(Denied, issued subject to prior rights, etc., as the case may be)

and that an order be entered for such relief as the State Engineer deems just and proper.

Signed

Robert L. Birch

Agent or protestant

Robert L. Birch

Printed or typed name, if agent

Address P. O. Box 150247

Street No. or P.O. Box No.

East Ely, Nevada 89315-0247

City, State and Zip Code No.

Subscribed and sworn to before me this 27 day of July 1990

Patricia A. Stucki
PATRICIA A. STUCKI
Notary Public for Nevada
White Pine County, Nevada
Appointment Expires JULY 22, 1990

County of White Pine

\$10 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE. ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.

1. This Application is one of 145 applications filed by the Las Vegas Valley Water District seeking to appropriate 804,195 acre feet of ground water primarily for municipal use within Clark County. Diversion and export of such a quantity of water will: lower the static water level in Cave Valley Basin; adversely affect the quality of remaining ground water; and further threaten springs, seeps and phreatophytes which provide water and habitat critical to the survival of wildlife and grazing livestock.

2. The appropriation of this water when added to the already approved appropriations and existing uses in the Cave Valley Basin will exceed the annual recharge and safe yield of the basin. Appropriation and use of this magnitude will: lower the static water level and degrade the quality of water from existing wells and cause negative hydraulic gradient influences as well as other negative impacts.

3. This Application is one of 146 applications filed by the Las Vegas Valley Water District seeking a combined appropriation of some 864,195 acre feet of ground and surface water primarily for municipal use in Clark County. Diversion and export of such a quantity of water will deprive the area of origin of the water needed to protect and enhance its environment and economic well being, and the diversion will unnecessarily destroy environmental, ecological, scenic and recreational values that the State holds in trust for all its citizens.