

Cliff Vanell

From: Kurt Davis [Kurt@hgdr.com]
Sent: Saturday, January 27, 2007 3:20 AM
To: Cliff Vanell

Hon. Thomas Shedden

Hearing Officer

Arizona Office of Administrative Hearings

OAH No. 07-TR001-DWR

Filed electronically at: TR001@azoah.com

Dear Hearing Officer Shedden:

My name is Kurt Davis. I am a resident of Flagstaff, Arizona. I am writing to protest the application for a permit to transfer water from Beaver Dam Wash in northern Arizona to the State of Nevada for the following reasons:

- Arizona statutes require that any applicant submit hydrologic studies showing the probable hydrologic impact on the area from which the water will be transported. A.R.S. § 45-292(B)(6). The studies included in this application are not even close to adequate, nor are they independent analysis. Most of the information is old, and not specific to this proposed transfer. It is a cut and paste job by the applicant.
- Nevada does not need this water. Local newspapers report that the Virgin Valley Water District has plenty of water and there are no health concerns with Nevada water. In addition, Arizona has its own water issues and is not in a position to help Nevada deal with the fact that it is doing little to nothing to live within their natural resource capacity.
- Virgin Valley Water District currently has and has stated that it has enough surplus water to sell it to the Southern Nevada Water Authority. If so, they surely do not need to take Arizona's water.
- Beaver Dam, Littlefield and Scenic are growing rapidly. There is a limited water supply. The people that live here need the water for our current and future demands. Arizona is the nation's fastest growing state and Mohave County is one of the fastest growing counties in the U.S.
- The water in Beaver Dam Wash is unusually pure and good quality. I am concerned that if this good water is taken away to Nevada, the local water quality will degrade. I have not seen anything that addresses this issue in the Wind River Resources, LLC application.
- Any water taken from this area should be used in this area, so that any return flow will mitigate the impact to the wash.
- Arizona Governor Janet Napolitano appointed a Statewide Water Advisory Group (SWAG) which has been meeting for months to address the shortage of water in rural Arizona. Mohave County was identified by that group as one of the most critical areas in the state for many reasons one of which was the concern that new users would undercut the water supplies of existing users. This application would only serve to make that impact worse.

In closing, it is imperative that a precedent is not set that allows for a well financed operation out of Nevada to put \$500 dollars on the table for an application to DWR that will cost the state of Arizona, hundreds of thousands of dollars to administer, and then ship our water to ultimately Las Vegas for profits of millions of dollars to private individuals. It is clear that this application would have a long term negative impact on all of Arizona, not just the Beaver Dam area. Please reject this application out of hand.

Sincerely,

1/29/2007

Kurt R. Davis