

R E S O L U T I O N

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

WHEREAS, the City of Las Vegas operates a Sewage Disposal Plant and there is or may be a surplus of effluent water from the City's Sewage Disposal Plant; and

WHEREAS, the effluent water from said Sewage Disposal Plant is carried off in an open ditch and the City desires to dispose of the same; and

WHEREAS, the Las Vegas and Lake Mead Stakes of the Church of Jesus Christ of Latter Day Saints own certain real property adjacent to the property owned by the City on which said Sewage Disposal Plant is located, to wit:

The East one-half (E $\frac{1}{2}$) of Section Sixteen (16) Township 21 South, Range 62 East, M.D.B. & M.; and

WHEREAS, the said Las Vegas and Lake Mead Stakes desire to irrigate and cultivate the aforesaid land and have or will apply to the State Engineer for a secondary permit to use 10 second feet of the effluent water from the City of Las Vegas Sewage Disposal Plant; and

WHEREAS, the said Las Vegas and Lake Mead Stakes desire to irrigate and cultivate the aforesaid land for which they hereby apply to use ten second feet of the effluent water from the City of Las Vegas Sewage Disposal Plant, which said land and effluent water is in addition to and separate from their request to use other of the effluent water from the City of Las Vegas Sewage Disposal Plant; and

WHEREAS, the City of Las Vegas holds a primary permit for the use of the effluent water and a secondary permit cannot be granted without the consent of the holder of the primary permit; and

WHEREAS, the Las Vegas and Lake Mead Stakes have proposed to the City of Las Vegas that they be granted the right to divert and carry away at their own expense up to ten second feet of effluent water, thus assisting in the City's problem of disposal of effluent

CITY OF LAS VEGAS
CLERK



1 waters, and such a proposal is of benefit to the City;

2 NOW, THEREFORE, BE IT RESOLVED as follows: That the City
3 of Las Vegas grant unto the Las Vegas and Lake Mead Stakes of the
4 Church of Jesus Christ of Latter Day Saints a secondary right to
5 divert and use up to ten second feet of the effluent water from
6 the City of Las Vegas Sewage Disposal Plant for beneficial use on
7 the following described land, to wit:

8 The East one-half ($E\frac{1}{2}$) of Section Sixteen (16)
9 Township 21 South, Range 62 East, M.D.B. & M.

10 BE IT FURTHER RESOLVED that this grant shall continue from
11 year to year so long as the Grantee shall put the said waters to
12 beneficial use on the land described, and so long as the Las Vegas
13 Sewage Disposal Plant is in operation at its present location and
14 producing effluent water. In the event the Sewage Disposal Plant
15 should be abandoned at its location, or that less than an additional
16 ten second feet of effluent water shall be available, then the City
17 shall be under no obligation to permit the Grantee to use sewage
18 effluent water except insofar as such effluent water may be avail-
19 able after the primary right of the City of Las Vegas shall have
20 been satisfied.

21 BE IT FURTHER RESOLVED, that this grant is on the condition
22 that the Grantee takes the effluent water and transports the same
23 from the Sewage Disposal Plant at Grantee's own expense, and shall
24 hold the City harmless by reason of any injury or damage to person
25 or persons that may result therefrom.

26 The point of diversion shall be as designated by the City
27 of Las Vegas.

28 The Grantee shall have the right to install and maintain a
29 pipe from the point of diversion herein described across land of
30 the Grantor to the land of the Grantee for the purpose of con-
31 veying the effluent water hereinabove mentioned.

1 BE IT FURTHER RESOLVED that the right to use said water shall
2 be at no charge to the Grantee, in consideration of the matters and
3 things to be performed as herein set forth by the Grantee for the
4 benefit of the City; and

5 BE IT FURTHER RESOLVED that the right to use said water
6 granted herein shall not be assignable without the consent of the
7 City first having been obtained, and


8 BE IT FURTHER RESOLVED that it is hereby declared to be the
9 intent of the City that this agreement shall be continued from year
10 to year so long as the terms and conditions herein set forth shall
11 be carried out and insofar as this grant may be binding on subse-
12 quent Boards of Commissioners of the City of Las Vegas.

13 ADOPTED AND APPROVED this 21st day of June, 1961.

14

15

16


MAYOR

17

ATTEST:

18


CITY CLERK

19

20

21

22

23

24

25

26

27

28

29

30

31

32



CITY
CLERK'S
FILE
3.