

Clark County's Claim To Share Of Dam Power Fund Still Alive²⁷

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Serving notice on various state officials and boards which might be concerned that Clark county's claim to a share of Boulder dam frevenues is still a live issue, the board of county commissioners has filed a formal protest against placing Clark county's share of the revenues in the state treasury, it was revealed today by Chairman James H. Down Sr.

Setting forth the fact that the state has received two payments of \$300,000 from the federal government within the past few months, the protest gives notice to the governor, state treasurer, state controller, attorney general, secretary of state and the state board of examiners:

"That said Clark county is entitled to and claims a certain portion of each of such payments and of each future annual payment of said sum of \$300,000 to be made annually hereafter . . . that the monies paid to the state of Nevada . . . are in lieu of taxes lost and to compensate for taxes lost not only to the state of Nevada but also to said Clark county by reason of the fact that the property which constitutes said Boulder project was taken and constructed by and is owned by the United States and is, therefore, exempt from taxation, but all of which would have been taxable by both the state of Nevada at the state tax rate and by said Clark county at its county tax rate for each year if said Boulder project had been constructed and owned by private parties or concerns; that said Clark county is therefore entitled to and claims its share of the portion of the monies so paid . . . and that Clark county hereby protests against the placing of its share and portion of the monies . . . in the general fund of the state of Nevada.

"This protest is made and based upon the grounds and for the reasons that the monies so paid and so to be paid to the state of Nevada . . . are in the nature of tax monies . . . and division to the state of Nevada and to said Clark county in the proportion of their respective annual tax rates is indicated . . . and that each of them is, therefore, entitled to its share and portion thereof, and said Clark County to its share."

This protest, Down said, is part of the groundwork to be laid for legal action against the state to recover a portion of the \$300,000 annual revenues.