

FILED
AUG 12 1975
STATE ENGINEER'S OFFICE

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

IN THE MATTER OF APPLICATION
NUMBER 29468, FILED BY
DEPT. OF FISH AND GAME
on June 26, 19 75, to APPROPRIATE
THE WATERS OF TOULON OR GRAVEYARD
DRAIN

PROTEST OF PERSHING COUNTY WATER
CONSERVATION DISTRICT OF NEVADA

Comes now PERSHING COUNTY WATER CONSERVATION DISTRICT OF NEVADA
whose post-office address is P. O. BOX 218, LOVELOCK, NEVADA, 89419
whose occupation is Water Conservation & Distribution, and protests
the granting of application number 29468, filed on
June 26th, 19 75 by Dept. of Fish and Game

to appropriate the waters of Toulon or Graveyard Drain
situated in Pershing County, State of Nevada, for the

following reasons and on the following grounds, to wit:

1. The Toulon or Graveyard Drain, is a private drain owned, operated and maintained by your Protestant, and therefore is not a natural point of diversion for water.
2. The water in the drain ditch is waste water to which no permanent right can be acquired.
3. The appropriation of waters from a private drain will interfere with the maintenance and upkeep of said drain and increased costs thereof and interfere with the drainage of lands.

WHEREFORE protestant prays that the application
be DENIED

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

and that the use of water herein claimed by protestant be confirmed
and that an order be entered establishing said right and for such
other relief as the State Engineer deems just and proper.

PERSHING COUNTY WATER CONSERVATION
DISTRICT OF NEVADA
BY [Signature]
Secretary/Manager Protestant.

2454

**\$10 FILING FEE MUST ACCOMPANY PROTEST.
PROTEST MUST BE FILED IN DUPLICATE.**

Handwritten: 8/13/75

STATE OF NEVADA

COUNTY OF PERSHING

SS.

MYRON J. GOLDSWORTHY, SEC.-MGR.
PERSHING CO. WATER CONS. DISTRICT OF NEVADA

_____, being first duly sworn,
deposes and says, that he has read the foregoing protest and knows
the contents thereof and that the same is true of his own knowledge,
except as to the matters which are therein stated on information and
belief, and as to those matters he believes it to be true.

Myron Goldsworthy

Subscribed and sworn to before me this 8 day of AUGUST 19 75.

 **GLADYS NELSEN**
Notary Public — State of Nevada
Pershing County
My Commission Expires Aug. 21, 1975

Gladys Nelsen
Notary Public.

1975 AUG 12 AM 9 28
OFFICE
STATE ENGINEER