

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

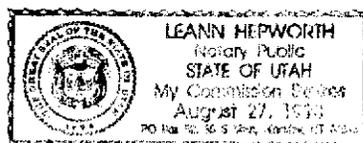
IN THE MATTER OF APPLICATION NUMBER 54025
FILED BY Las Vegas Valley Water Dist.
ON October 17, 1989, TO APPROPRIATE THE
WATERS OF Underground Sources. PROTEST

Comes now Millard County
whose post office address is P.O. Box 226, Fillmore, Utah 84631
whose occupation is _____, and protests the granting
of Application Number 54025, filed on October 17, 1989,
by Las Vegas Valley Water District to appropriate the
waters of underground sources situated in White Pine
County, State of Nevada, for the following reasons and on the following grounds, to wit:
See attached sheet

THEREFORE the protestant requests that the application be denied
and that an order be entered for such relief as the State Engineer deems just and proper.

Signed Michael R. Styler
Agent or protestant
Michael R. Styler
Address P.O. Box 226
Fillmore, UT 84631

Subscribed and sworn to before me this 10th day of July 1990



Leann Hepworth
Notary Public
State of Utah
County of Millard

REASONS AND GROUNDS FOR PROTEST

The Board of County Commissioners of Millard County, State of Utah, hereby protest the above referenced application upon the following grounds:

1. The majority of the Snake Valley Basin is located in the State of Utah and more particularly in Millard County. Water appropriations affecting the Nevada portion of the Snake Valley will equally affect the Utah portion of the Snake Valley.

2. Upon information and belief, Protestant asserts that there is not sufficient unappropriated groundwater in Snake Valley to provide the water sought in Application No. 54025 and all other pending applications involving the utilization of surface and ground water from that Basin.

3. Upon information and belief, Protestant asserts that the appropriation of this water, when added to the already approved appropriations to dedicated users in the Snake Valley Basin, will exceed the annual recharge and safe yield of the Basin. Appropriation and use of this magnitude will lower the water table and degrade the quality of water from existing wells, cause negative hydraulic gradient influences, further cause other negative impacts and will adversely affect existing rights adverse to the public interest.

4. That the groundwater sought in Application No. 54025 interferes with existing water rights in the subject basin.

5. The granting or approval of the instant Application would conflict with or tend to impair existing water rights in the Snake Valley Basin in that it would exceed the safe yield of the subject basin and unreasonably lower the static water level and sanction water mining.

6. That the appropriation of the water sought in the instant Application, when added to the other pending Applications and to the already approved appropriations and dedicated uses in the Snake Valley Basin, will lower the static water level in Snake Valley Basin, will adversely affect the quality of the remaining ground water and will further threaten springs, seeps and phreato-phytes which provide water and habitat critical to the use and survival of wildlife, grazing livestock and other surface existing uses.