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

IN THE MATTER OF APPLICATION NUMBER 54056,
FILED BY Las Vegas Valley Water District,
ON October 17, 19 89, TO APPROPRIATE THE
WATERS OF Underground (Coyote Spring V.)

PROTEST

Comes now Aerojet Nevada, a Division of Aerojet-General Corporation
(Printed or typed name of protestant)
whose post office address is One Aerojet Way, North Las Vegas, Nevada 89030
(Street No. or P.O. Box, City, State and Zip Code)
whose occupation is a corporation licensed under Nevada law, and protests the granting
of Application Number 54056, filed on October 17, 19 89
by Las Vegas Valley Water District to appropriate the
(Printed or typed name of applicant)
waters of Underground (Coyote Spring Valley, 13-210) situated in Clark
(Underground or name of stream, lake, spring or other source)
County, State of Nevada, for the following reasons and on the following grounds, to wit:

See Attached Exhibit "A"

THEREFORE the protestant requests that the application be Denied
(Denied, issued subject to prior rights, etc., as the case may be)
and that an order be entered for such relief as the State Engineer deems just and proper.

Signed Brian A. Randall
(Agent or protestant)
Brian A. Randall, P.E.
Resource Concepts, Inc.
(Printed or typed name, if agent)
Address 340 North Minnesota Street
(Street No. or P.O. Box No.)
Carson City, Nevada 89703
(City, State and Zip Code No.)

Subscribed and sworn to before me this 16th day of August 19 90.

Carol L. Walton
(Notary Public)

CAROL L. WALTON
NOTARY PUBLIC - NEVADA
CARSON CITY
My Appt. Expires Nov 6, 1990

State of Nevada
County of Carson City

$10 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE. ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.

OK CB

EXHIBIT "A"

Applications 49414, 49660 through 49662, and 49978 through 49987, of record in the name of Aerojet Nevada, are currently "ready for action" by the Nevada State Engineer. These applications, all located within the Coyote Spring Valley hydrographic basin (State Water Plan Basin No. 13-210), seek to appropriate a total of 2300 acre-feet annually for the industrial development of approximately 28,800 acres owned by Aerojet within that same basin. The acreage was conveyed to Aerojet under authorization of P.L. 100-275 entitled "Nevada-Florida Land Exchange Authorization Act of 1988".

The granting of the Las Vegas Valley Water District (LVVWD) application would adversely impact the pending groundwater appropriation by Aerojet Nevada for the following reasons:

1) LVVWD Applications 54055 through 54059 propose to divert a total of 38 cfs (27,504 acre-feet per annum) from the Coyote Spring Valley groundwater basin. This is far in excess of the estimated basin perennial yield of 18,000 acre-feet, and would thus interfere with the senior pending appropriation by Aerojet.

2) The points of diversion for LVVWD Applications 54055, 54058 and 54059 are located on land conveyed to Aerojet under the Act. There exist no rights of access by LVVWD on the Aerojet property for the development of water.

3) P.L. 100-275 requires monitoring by the U.S. Fish and Wildlife Service of the effects of ground water development by Aerojet on the habitat of threatened or endangered species. Reduction of water allocation by the Nevada State Engineer may be imposed in the event of water depletion. The granting of LVVWD Applications 54055 through 54059 would prevent the identification of Aerojet impacts (if any), and may result in depletion of habitat which would not otherwise be experienced from the more limited Aerojet pumpage.

4) P.L. 100-275 requires development and implementation of a Cultural Resource Management Plan and a Desert Tortoise Management Plan. The issuance of the LVVWD applications would adversely effect Aerojet's ability to conform with those directives by potentially allowing water development activities over which Aerojet would have no control.