

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

IN THE MATTER OF APPLICATION NUMBER 62997
FILED BY Nevada Power Company
ON April 3rd 19 97, TO APPROPRIATE THE
WATERS OF Underground

PROTEST

FILED
SEP 18 1997
STATE ENGINEER'S OFFICE

Comes now U.S. Fish and Wildlife Service

Printed or typed name of protestant

whose post office address is 911 NE 11th Avenue, Portland, Oregon 97232-4181

Street No. or P.O. Box, City, State and Zip Code

whose occupation is Agency of the federal government, and protests the granting

of Application Number 62997, filed on April 3rd, 1997

by Nevada Power Company to appropriate the

Printed or typed name of applicant

waters of Underground 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:

- 1) Granting of this application may cause injury to Service-owned senior water rights for water on the Refuges.
- 2) Water may not be available to appropriate in the manner described. The State Engineer has denied previous applications for irrigation in these basins.
- 3) Granting of this application may threaten or damage habitat for species that are endangered, threatened, or considered for future listing under the Endangered Species Act and, therefore, may not be in the public interest.

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 *Don Weathers*

Agent or protestant

Don Weathers

Printed or typed name, if agent

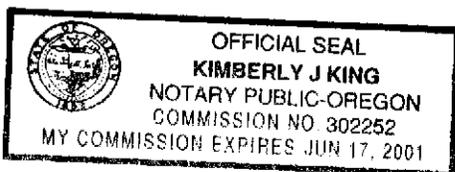
Address 911 NE 11th Avenue

Street No. or P.O. Box No.

Portland, Oregon 97232-4181

City, State and Zip Code No.

Subscribed and sworn to before me this 17th day of September 19 97



Kimberly J. King
Notary Public

State of Oregon

County of Multnomah

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

NSC