

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

IN THE MATTER OF APPLICATION NUMBER 78325  
FILED BY Baker Ranches Inc.  
ON April 17, 20 09, TO APPROPRIATE THE  
WATERS OF Unnamed Spring 10 in Snake Valley (Basin No. 195)

FILED  
PROTEST  
JUN 25 2009  
STATE ENGINEER'S OFFICE  
2009 JUN 25 AM 9:38  
RECEIVED

Comes now the Southern Nevada Water Authority  
Printed or typed name of protestant  
whose post office address is 1001 S. Valley View Blvd. Las Vegas, NV 89153  
Street No. or PO Box, City, State and ZIP Code  
whose occupation is wholesale water purveyor and protests the granting  
of Application Number 78325, filed on April 17, 20 09  
by Baker Ranches Inc. to appropriate the  
waters of Unnamed Spring 10 in Snake Valley (Basin No. 195) situated in White Pine  
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:  
Please 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 Patrick J. Kelly  
Agent or protestant  
Patrick J. Kelly, Esq. (Agent); Taggart & Taggart, Ltd  
Printed or typed name, if agent  
Address 108 N. Minnesota Street  
Street No. or PO Box  
Carson City, NV 89703  
City, State and ZIP Code  
775-882-9900  
Phone Number

Subscribed and sworn to before me this 24th day of June, 20 09



Tamara C. Mahe  
Notary Public  
State of Nevada  
County of Washoe

+ \$25 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE.  
ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.

DH

## **Exhibit A**

### **Southern Nevada Water Authority's Protest to Application No. 78325**

This water right application should be denied based on the following grounds:

1. The applicant has not demonstrated that the rate of flow for this un-named spring is sufficient to support the use under this application.
2. The applicant should demonstrate that it owns or controls enough livestock to put all of the stockwater applied for to beneficial use. Given the allocation of 0.00003125 cfs per head of cattle, 756 cattle can use a total of 0.023625 cfs. If granted, the permit terms for the stockwater applications should have a total combined duty limit and a seasonal use limit based on the applicant's grazing permit.