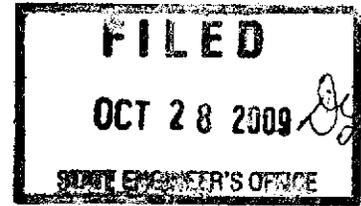


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 78777
FILED BY United States of America, National Park Service
ON August 5, 20 09, TO APPROPRIATE THE
WATERS OF Snake Creek in Basin 195 (Snake Valley)



PROTEST



Comes now 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 municipal water purveyor and protests the granting

of Application Number 78777, filed on August 5, 20 09

by United States of America, National Park Service to appropriate the

waters of Snake Creek in Basin 195 (Snake Valley) 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:

- 1) Snake Creek is a perennial creek with intermittent flow. (USGS Scientific Investigations Report 2006-5099, Elliott et. al.) This, combined with the existing rights held by the Nevada Department of Wildlife and Baker Ranches, means that the quantity of water may not be available at the rate requested in the months specified in the application. Thus there is insufficient unappropriated water on the source to grant this application.
- 2) The proposed use may conflict or interfere with existing rights on Snake Creek.
- 3) Over appropriation of the stream would prove detrimental to 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 *Kay Brothers*

Agent or protestant

Kay Brothers, SNWA Deputy General Manager Engineering/Operations

Printed or typed name, if agent

Address 1001 S. Valley View Blvd.

Street No. or PO Box

Las Vegas, NV 89153

City, State and ZIP Code

702-862-3708

Phone Number

Subscribed and sworn to before me this 22nd day of October, 20 09



Patricia C. Daws
Notary Public

State of Nevada

County of Clark

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

dy