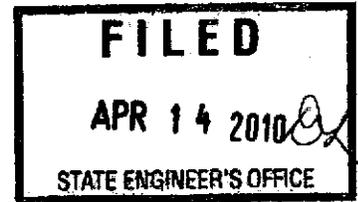


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 79266  
FILED BY Southern Nevada Water Authority  
ON January 28, 20 10, TO APPROPRIATE THE  
WATERS OF underground Spring Valley



PROTEST



Comes now CECIL C. GARLAND, JR. 1996 TRUST

Printed or typed name of protestant

whose post office address is Callao Rt. Box 225 Wendover, Utah 84083

Street No. or PO Box, City, State and ZIP Code

whose occupation is family lands trust in Snake Valley

and protests the granting

of Application Number 79266

, filed on January 28

, 20 10

by Southern Nevada Water Authority

to appropriate the

waters of underground Spring 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:

Please see the attached

RECEIVED  
2010 APR 14 PM 12:55  
STATE ENGINEERS OFFICE

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. Denied, issued subject to prior rights, etc. as the case may be

Signed

*Cecil C. Garland Jr.*  
Agent or protestant

Cecil C. Garland Jr.- Trustee of CECIL C. GARLAND JR. 1996 TRUST

Printed or typed name, if agent

Address

Callao Rt. Box 225

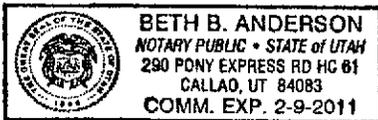
Street No. or PO Box

Wendover, Utah 84083

City, State and ZIP Code

435-693-3132

Phone Number



Subscribed and sworn to before me this

8

day of

April

, 20 10

*Beth B. Anderson*  
Notary Public

State of Utah

County of Juab

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

**ATTACHMENT TO PROTEST OF  
CECIL C. GARLAND, JR. 1996 TRUST  
AGAINST APPLICATION NO. 79266,  
FILED JANUARY 28, 2010,  
BY SOUTHERN NEVADA WATER AUTHORITY**

This attachment lists and briefly describes the reasons and grounds for this protest of The CECIL C. GARLAND, JR. 1996 TRUST against Application Number 79266. The Southern Nevada Water Authority ("SNWA" or "Applicant") has filed this application to appropriate groundwater from Spring Valley as part of its proposed network of wells and pipelines stretching across eastern Nevada from Clark County through Lincoln County and into White Pine County (the "Pipeline Project").

1. **The underground flow of water from Spring Valley into Snake Valley would be interrupted with the exportation of water to Southern Nevada.** BARCASS has shown that there is a significant flow from Spring Valley into Snake Valley both through Hamlin Valley and perhaps even under the mountains near Gandy, Utah.
2. **No inter-basin transfer of water from Spring Valley should occur.** It is fundamentally wrong to take water from one basin to another. Inter-basin transfers are often controversial due to their size, their costs, and their environmental impacts. This transfer would have significant environmental impacts on Spring Valley's aquatic ecosystem. The wetlands, seeps, and springs in Spring Valley are dependent on a water system that remains in the basin of origin.
3. **This proposal would harm existing water rights.** The proposed exportation would conflict with the existing water rights of the citizens of Spring Valley who are currently using water for domestic, ranch productions, and stock and wildlife uses and have not yet sold their ranches to Southern Nevada Water Authority.
4. **Exportation of water under this application would harm wildlife and its habitat.** Spring Valley is home numerous and varied species of wildlife. Some have been listed as sensitive species.
5. **Withdrawal of water would destroy the phreatophyte vegetation.** Because of the drought conditions that already exist in Spring Valley, any exportation of water would destroy the phreatophyte vegetation which is holding the soil in place. If this vegetation dies and noxious weeds invade, the topsoil disappears and dust storms would occur.
6. **The aesthetic values of Spring Valley would be destroyed.** Spring Valley is a beautiful Great Basin valley treasured not only as our home, but also for its recreational values of hiking, camping, hunting, and fishing.
7. **Spring Valley's water quality would be degraded.** Large exportations of water would likely decrease the quality of our water supply.
8. **Great Basin National Park could be harmed from this proposed water exportation.** Great Basin National Park is a national treasure that is not only

enjoyed by the residents of the Great Basin, but for many visitors who enjoy the park and the surrounding areas.

9. **Exportation of water in Spring Valley would cause the loss of lands used for grazing and forage.**
10. **This proposed water exportation would also harm and limit future growth of Spring Valley.** Water is the all-important necessity to economic growth. If water were to be withdrawn and transported to Southern Nevada from Spring Valley, that water would be totally consumptive. It would take hundreds or even thousands of years to be renewed if it was renewed at all.
11. **This is not a long-term answer to Southern Nevada's water needs.** The Spring Valley aquifer is a finite source of water. Southern Nevada would have to find new sources of water after they have depleted Spring Valley's supply. They should look to other sources that will supply them for a longer period of time. Desalination is clearly the process that Southern Nevada Water Authority should be adopting.
12. **This water project is an expensive project.** The economic downturn, the problems in the housing market, and the price tag for this project all indicate that this project is too expensive. It may even be doubtful that Southern Nevada Water Authority can get financial backing, which would put the burden of this project on the backs of the taxpayers for many years to come.
13. **THE CECIL C. GARLAND, JR. 1996 TRUST** reserves the right to amend this protest to include issues as they develop and incorporates other protests to Southern Nevada Water Authority's application by reference.