

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

IN THE MATTER OF APPLICATION NUMBER 79267

FILED BY Southern Nevada Water Authority
ON Jan 28, 2010, TO APPROPRIATE THE
WATERS OF Underground Snake Valley

FILED
12 APR 2010
STATE ENGINEER'S OFFICE

PROTEST

Comes now Carol J. Ferguson & Andrew T. Ferguson

whose post office address is P.O. Box 45 Baker NV 89311

whose occupation is House wife / Park Ranger and protests the granting

of Application Number 79267, filed on Jan 28, 2010

by Southern Nevada Water Authority to appropriate the

waters of Underground Snake Valley situated in White Pine

County, State of Nevada, for the following reasons and on the following grounds, to wit:

See Attached

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THEREFORE the Protestant requests that the application be denied

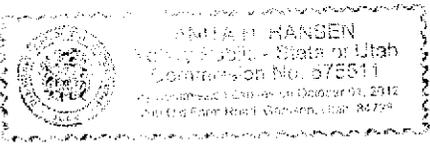
Denied, issued subject to prior rights, etc., as the case may be

and that an order be entered for such relief as the State Engineer deems just and proper.

Signed Carol J. Ferguson
Agent or protestant

Address P.O. Box 45
Baker NV 89311
775 234-7191
Printed or typed name, if agent
Street No. or PO Box
City, State and ZIP Code
Phone Number

Subscribed and sworn to before me this 7th day of Apr, 2010



Anna H. Hansen
Notary Public
State of Utah
County of Millard

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

Handwritten mark

Carol J. Ferguson

ATTACHMENT TO PROTEST OF Andrew J. Ferguson AGAINST
APPLICATION NO. 79267, FILED Jan 28, 2010
BY THE SOUTHERN NEVADA WATER AUTHORITY

Carol J. Ferguson

This attachment lists and briefly describes the reasons and grounds for this protest of Andrew J. Ferguson ("Protestant") against Application Number 79267. The Southern Nevada Water Authority ("SNWA" or "Applicant") has filed this Application to appropriate groundwater from Snake Valley as part of its massive 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. There is insufficient water available in the proposed source of supply.
- 2. The application and proposed use would conflict with existing water rights and protectable interests in domestic and/or ranch production and/or municipal wells.
- 3. The appropriation and export of water proposed in this application would be detrimental to the public interest on environmental grounds and would be environmentally unsound as it relates to the proposed export basin:
 - Harm to wildlife and wildlife habitat:
 - Degradation of air quality:
 - Destruction of recreational and aesthetic values:
 - Degradation of water quality:
 - Degradation of cultural resources:
 - Harm to state parks and state and federal wildlife refuges
 - Harm to the Great Basin National Park including water, air, ecosystem, view shed, resources
- 4. The appropriation and export of water proposed in this application would be detrimental to the public interest on economic grounds and would unduly limit future growth and development in the basin from which the export is proposed:
 - Undue limitation of future economic activity and growth in the basin of origin:
 - Undue economic harm will extend to the economies and communities of downgradient hydrologically connected and downwind basins.
 - Loss of public lands grazing and forage
- 5. The proposed action is not an appropriate long-term use of Nevada's water:
- 6. The Applicant has not justified the need to import water from another basin:
- 7. The Applicant has not implemented a sufficient conservation plan.
- 8. The Applicant has not demonstrated the good faith intent or financial ability and reasonable expectation to actually construct the work and apply the water to the intended beneficial use with reasonable diligence.
 - Changed circumstances, uncertain intent, doubtful financing:
 - Failure to demonstrate ability to access land containing point of diversion.
- 9. Protestant reserves the right to amend this protest to include issues as they develop.
- 10. Protestant incorporates other protests to SNWA's applications by reference.
- ADDITIONAL REASONS AND GROUNDS ON NEXT PAGE ⇨⇨⇨⇨⇨⇨

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