

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

RECEIVED

2010 APR 13 PM 3:46

STATE ENGINEER'S OFFICE

IN THE MATTER OF APPLICATION NUMBER 79277  
FILED BY ~~SNWA~~ WHIPPLE SNWA  
ON 1-28, 2010, TO APPROPRIATE THE  
WATERS OF UNDERGROUND

FILED  
PROTEST  
APR 13 2010  
STATE ENGINEER'S OFFICE

Comes now J.L. WHIPPLE  
Printed or typed name of protestant

whose post office address is Box 164 WNO, NV 89317  
Street No. or PO Box, City, State and ZIP Code

whose occupation is FARMER/RANCHER and protests the granting

of Application Number 79277, filed on 1-28, 2010

by SNWA to appropriate the

waters of UNDERGROUND situated in LINCOLN  
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. There is insufficient unappropriated water in the proposed source of supply;
  - 2. Proposed use would conflict with existing water rights and protectable interests in domestic and/or ranch production and/or municipal wells;
  - 3. Proposed use would be detrimental to the public interest on environmental grounds and would be environmentally unsound for the export basin;
  - 4. Proposed use would be detrimental to the public interest on economic grounds and would unduly limit future growth and development in the export basin;
  - 5. Proposed action is not an appropriate long-term use of water;
  - 6. Applicant has not justified the need to import water from another basin;
  - 7. Applicant has not implemented a sufficient water conservation plan; and
  - 8. Applicant has not demonstrated 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.
- Protestant reserves the right to amend this protest to include issues as they develop.  Protestant incorporates other protests to SNWA's applications by reference.

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

John L. Whipple  
Agent or protestant

Printed or typed name, if agent

Address

P.O. Box 164  
Street No. or PO Box  
WNO, NV 89317  
City, State and ZIP Code  
(775) 238-5314  
Phone Number

Subscribed and sworn to before me this 10TH day of April, 2010



[Signature]  
Notary Public

State of Nevada

County of White Pine

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