

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

IN THE MATTER OF APPLICATION NUMBER 80455
FILED BY Corp. of the Presiding Bishop of the LDS Church
ON January 12, 2011, TO APPROPRIATE THE
WATERS OF Negro Creek



FILED
PROTEST MAR 10 2011
STATE ENGINEER'S OFFICE

Comes now George Eldridge & Son, Inc. Printed or typed name of protestant

whose post office address is HC 33, Box 33950, Ely, NV 89301

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

whose occupation is Ranching and protests the granting

of Application Number 80455, filed on January 12, 2011

by Corp. of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints to appropriate the

waters of Negro Creek 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:

This application would change POD from lower ranch to upper ranch to facilitate putting all the applicant's Negro Creek water into a pipeline which would transport stream to lower ranch, thus eliminating percolation through the stream bed. George Eldridge & Son, Inc. holds irrigation rights to North and South Millick Springs which lie at the toe of the Negro Creek alluvial fan and are believed fed by percolation through the fan. Also applicant and protestant may hold vested stockwater rights on either of those springs, and the springs rise on 40-acre Public Water Reserves. Due to a likelihood that eliminating percolation through the Negro Creek alluvial fan will severely impair flows from the springs, this protestant anticipates its rights being impaired or destroyed.

Approximately 145 acres in NE 1/4, Section 3, T. 16 N., R. 67 E., MDB&M has not been irrigated since 1956 and, if it ever was irrigated prior to 1956 and after filing PBU, has obviously been abandoned. Certificate 5042 should be reduced accordingly.

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.

RECEIVED
2011 MAR 10 PM 12:30
STATE ENGINEER'S OFFICE

Signed Brent Eldridge
Agent or protestant

Brent Eldridge
Printed or typed name, if agent

Address HC 33 Box 33950
Street No. or PO Box

Ely, Nevada 89301
City, State and ZIP Code

775-296-0635 cell or 775-591-0333 office
Phone Number

Subscribed and sworn to before me this 9th day of March, 2011



Carol R. Fielding
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.