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

IN THE MATTER OF APPLICATION NUMBER 81062
FILED BY Southern Nevada Water Authority
ON August 11, 20 11

PROTEST

FILED
DEC 20 2011
STATE ENGINEER'S OFFICE

Comes now Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah corporation sole
Printed or typed name of protestant

whose post office address is 50 East North Temple, 12th Floor, Salt Lake City, UT 84150
Street No. or PO Box, City, State and ZIP Code

whose occupation is Ranch and Water Right Owner and protests the granting

of Application Number 81062, filed on August 11, 20 11

by Southern Nevada Water Authority for the

waters of South Millick Spring situated in Basin 184 - Spring Valley, White Pine
an underground source or name of stream, lake, spring or other source

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

See attached statement.

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 Terry F. Rudd GSC
Agent or protestant

Terry F. Rudd, ~~Agent~~ AUTHORIZED AGENT
Printed or typed name, if agent

Address 50 E. North Temple, Rm 1205
Street No. or PO Box

Salt Lake City, Utah 84150-6320
City, State and ZIP Code

801-240-3840
Phone Number

RuddTF@ldschurch.org
E-mail

Subscribed and sworn to before me this 19th day of DECEMBER, 20 11

D. TODD EVANS
NOTARY PUBLIC - STATE OF UTAH
Commission # 575213
My Comm. Exp. 09/06/2012

Notary Public

State of UTAH
County of SALT LAKE

2011 DEC 20 AM 10:05
STATE ENGINEER'S OFFICE

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

81062

The Corporation of the Presiding Bishop (CPB) owns and operates the Cleveland and Rogers Ranches and three associated grazing allotments, including exclusive grazing rights on the Negro Creek Allotment, as part of a large livestock operation in north Spring Valley. CPB holds a multitude of water rights on both fee ground and allotments that are critical to its overall operation, including a certificated stock water right on South Millick Spring (Permit #8721, Certificate #2509). CPB protests this application for the following reasons:

- CPB has a certificated stock water right on South Millick Spring that may be affected by this application.
- At least one other party also holds a water right on South Millick Spring.
- There is no unappropriated water in the source.
- The amount of water requested is excessive for the proposed use. Wildlife has full access to the source and there is no reason for this application.
- A portion of the proposed place of use of Application # 81062 is located on the Negro Creek Allotment. SNWA has not approached CPB, or provided any proposal, or plan for access to implement this proposed use without impacting CPB livestock operations.
- CPB questions what authority SNWA has to manage wildlife or its habitat, particularly on property owned and controlled by others.
- SNWA has not approached CPB with any plan as how to implement this wildlife project without impacting CPB livestock operation.
- CPB questions what authority SNWA has to manage wildlife or its habitat, particularly on allotments controlled by others.

For the above reasons, CPB requests that the application be denied, and reserves the right to supplement this protest prior to or as part of any hearing.

2011 DEC 20 AM 10:05
STATE ENGINEER, NV DIV.