

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

FILED
OCT 21 2011
STATE ENGINEER'S OFFICE

IN THE MATTER OF APPLICATION NUMBER 81064
FILED BY Southern Nevada Water Authority
ON August 12, 20 11

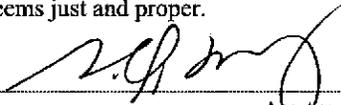
PROTEST

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 81064, filed on August 12, 20 11
by Southern Nevada Water Authority (SNWA) for the
waters of Goshute Creek 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 of reasons and grounds for protest.

Protestant reserves the right to supplement this protest as part of any hearing.

THEREFORE the Protestant requests that the application be Denied without hearing.
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  65C
Agent or protestant
Glenn A. McKay, 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
Glenn.McKay@ldschurch.org
E-mail

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Subscribed and sworn to before me this 19TH day of OCTOBER, 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

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

Attachment for CPB protest of Application 81064 – Reasons and Grounds for Protest

Corporation of the Presiding Bishop owns and operates the Cleveland and Rogers Ranches and associated grazing permits as part of a large livestock operation in north Spring Valley. Both the fee ground and allotments are critical to the overall operation of this livestock program.

Application #81064 names Goshute Creek as the source. It appears that, rather than a stream from the mountains, this reference is to a tailwater slough for waters running off or through the Cleveland Ranch on which the protestant has rights from Cleve Creek, Indian Creek, Freehill Creek, Stevens Creek, and numerous other springs and surface water sources. Tailwater from these sources is already appropriated and claimed by the Eldridge family. There are significant seasonal and annual variations in tailwater flows reaching the existing Eldridge place of use. The concept of conveying, what is in most years a variable resource that is fully utilized by the Eldridges, from the Applicant's proposed point of diversion for 4 to 6 miles (including the crossing of the playa) to water "alfalfa and other crops," is questionable at best. Further, if SNWA has applied for these rights for mitigation purposes for its proposed wells in Spring Valley, such is not a recognized beneficial use.

There is no unappropriated water in the source. Granting approval for any or all of this application would adversely impact existing rights. Further, the applicant provides no explanation, economics, or analysis to support the feasibility or practicality of this appropriation or its intended use.

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