

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

IN THE MATTER OF APPLICATION NUMBER 81071
FILED BY Southern Nevada Water Authority
ON August 12, 20 11

FILED
DEC 30 2011
STATE ENGINEER'S OFFICE

PROTEST

Comes now The United States Department of the Interior, Bureau of Land Management

Printed or typed name of protestant

whose post office address is HC33 Box 33500, Ely, Nevada 89301

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

whose occupation is public land management

and protests the granting

of Application Number 81071, filed on August 12, 20 11

by Southern Nevada Water Authority for the

waters of Bassett Creek situated in 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:

Please see attachment.

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

Mary D'Aversa

Agent or protestant

Mary D'Aversa

Printed or typed name, if agent

Address

HC33 Box 33500

Street No. or PO Box

Ely, Nevada 89301

City, State and ZIP Code

775-289-1800

Phone Number

Subscribed and sworn to before me this

29th

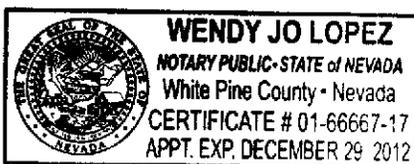
day of

Dec.

, 20

11

E-mail



State of

Wendy Jo Lopez

Notary Public

Nevada

County of

White Pine

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

Attachment for BLM Protest of Application 81071 from SNWA

BLM protests Application 81071 for the following reasons and on the following grounds, to wit:

1. BLM believes there is no unappropriated water available from Bassett Creek. Three pending applications to appropriate (25857, 26266, and 79499) are already asking for 9.2cfs from Bassett Creek. Application 81071 is asking for an additional 2.486 cfs from Bassett Creek.
2. BLM believes approval of Application 81071 would prove detrimental to the public interest by over appropriating water for the irrigation of land described as the POU. Previous rulings by the State Engineer set the annual use of water for irrigation in Spring Valley at 4 acre-feet per acre.

SNWA has previously submitted Applications 26268, 26398, and 26399, which are in the Ready for Action status, for the same Places of Use as Application 81071. The total duty associated for the three previous applications is 9600 AFA which equates to 12 AFA/acre of irrigated land. The applicant also has five additional applications (67326, 79425, 79500, 79501, and 79510) which are Ready for Action Protested status for the same POU as Application 81071. The total duty for five applications is 16,000 AFA which equates to an additional 20AFA/acre of the same irrigated land. Application 81071 asks for an additional 1,800 AFA which equates to 4AFA/acre but which also irrigates the same land as the previously described eight pending applications for an additional 4AFA/acre for that irrigated land. The grand total for the duty of water the applicant is asking for to irrigate the land described as the POU in Application is 36AFA/acre from spring and underground sources.;

SNWA is asking for use of water for irrigation outside the accepted irrigation season in Spring Valley.;

3. The POD associated with Application 81071 is located on public land managed by the BLM. The BLM has not granted the applicant access to the POD (SWSE Section 03 T18N R66E).

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STATE ENGINEER
SAC, DENVER