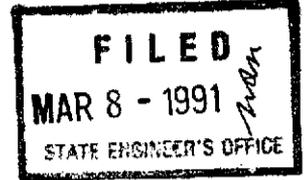


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 55290
FILED BY Mesquite City
ON 18 Sep 1990, TO APPROPRIATE THE
WATERS OF Lincoln County, State of Nv.



PROTEST

Comes now SHERRELL B. Newby
Printed or typed name of protestant
whose post office address is 343 So. 660 E. ST. GEO. UT. 84770
Street No. or P.O. Box, City, State and Zip Code
whose occupation is Rancher, and protests the granting
of Application Number #55290, filed on September 18, 1990
by City of Mesquite
Printed or typed name of applicant to appropriate the
waters of Under ground source
Underground or name of stream, lake, spring or other source situated in Lincoln County

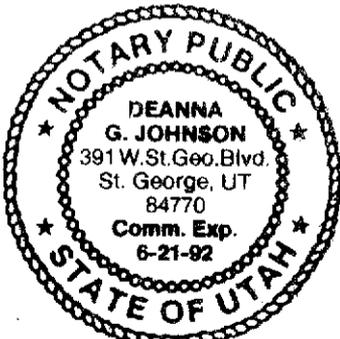
County, State of Nevada, for the following reasons and on the following grounds, to wit:

That the proposed POD lies within the same water basin as the present
(well, spring, seep, water source or development).
That the loss of this water could cause a rancher to lose his livestock, his
income, his ranch and his way of life.
That diversion and exproation of this water would lower the static water level,
adversely affect the quality and quantity of remaining ground water which provides
water and habitat critical to the survival of wildlife, grazing livestock, and
other surface existing laws.

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 Sherrell B. Newby
Agent or protestant
343 So 660 E
Printed or typed name, if agent
Address ST. GEORGE UT 84770
Street No. or P.O. Box No.
City, State and Zip Code No.

Subscribed and sworn to before me this 4 day of MARCH 1991.



Deanna G. Johnson
Notary Public
State of UTAH
County of WASHINGTON

\$10 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE.
ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.