

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

FILED
MAR 14 2001
STATE ENGINEER'S OFFICE

)
IN THE MATTER OF APPLICATION NO. 66961)
)
FILED BY INTERMOUNTAIN PIPELINE, LTD.)
)
ON November 22, 2000, TO APPROPRIATE THE PUBLIC)
WATERS OF THE STATE OF NEVADA)

PROTEST

COMES NOW Lassen County by and through its agent, GEORGE N. BENESCH, whose Post Office address is Post Office Box 3498, Reno, Nevada, 89505, whose occupation is an attorney, and protests the granting of Application No. 66961, filed on November 22, 2000 by INTERMOUNTAIN PIPELINE, LTD., to appropriate underground waters in Washoe County, State of Nevada, for the following reasons and on the following grounds, to wit:

See Attached Exhibit "A"

THEREFORE: the Protestant requests that the Application be **denied** and that an Order be entered for such relief as the State Engineer deems just and proper.

Signed: *George N. Benesch*
GEORGE N. BENESCH
Agent for Protestant
P.O. Box 3498
Reno, Nevada 89505
(702) 786-5828

STATE OF NEVADA)
) ss.
COUNTY OF WASHOE)

SUBSCRIBED and SWORN to before me this 14th day of March, 2001.

Betty Melarkey
NOTARY PUBLIC

BETTY MELARKEY
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 89-0049-2 - Expires March 10, 2002

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EXHIBIT "A"

1. There is no unappropriated water in the proposed source.
2. Approval of the subject application will, on information and belief, have an impact on flows of Long Valley Creek and, accordingly, will adversely impact existing rights.
3. Approval of the subject application will, on information and belief, adversely impact existing water sources presently utilized by livestock and wildlife in the forms of springs and seeps.
4. Approval of the subject application is not in the public interest as numerous public entities, including Congress with the passage of P.L. 101-618, have determined that more viable sources are available to meet the municipal needs of the area that includes the proposed place of use.
5. Approval of the subject application is not in the public interest, because, on information and belief, pumping of this magnitude of groundwater when combined with existing rights will ultimately result in a water mining situation and long-term detrimental impact on the aquifer.