

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

IN THE MATTER OF APPLICATION NUMBER 67332
FILED BY Vidler Water Co. INC of Carson
ON 3-12-01, TO APPROPRIATE THE
WATERS OF STATE OF NV. No. Spring Valley

PROTEST

FILED
AUG 13 2001
STATE ENGINEER'S OFFICE

Comes now Beverly B Bender

Printed or typed name of protestant

whose post office address is HCR 33 Box 33965 Ely NV 89301

Street No. or P.O. Box, City, State and Zip Code

whose occupation is retired

and protests the granting

of Application Number 67332, filed on 3-12-01

by Vidler Water Co. INC of Carson

Printed or typed name of applicant

to appropriate the

waters of Underground

Underground or name of stream, lake, spring or other source

situated in White Pine Co.

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

Serious adverse consequences on the economic, environmental and societal fabric of Spring Valley and White Pine County will result if this permit for the pumping of 34 c.f.s of water is granted to Vidler Water Company along with their other 14 applications in the same area. People will probably be faced with the loss of homes, ranches and the value attached to them if this massive pumping project is implemented. Unless proven otherwise, this massive exportation of water must have the effect of drying up the springs, wetlands and wells, that we, and our neighbors, rely upon for our very lives and livelihoods.

Much of the diverse plant and animal life of the valley would most probably die, resulting in a sterile dusty basin. The economic impact of this would be far reaching in terms of recreation, agriculture, and loss of tax base to an already struggling rural county.

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.

RECEIVED
AUG 13 AM 11:00
STATE ENGINEER OF NV

Signed Beverly B Bender

Agent or protestant

Printed or typed name, if agent

Address

Street No. or P.O. Box No.

City, State and Zip Code No.

Subscribed and sworn to before me this 8th day of Aug., 2001

Valerie M. Taylor
Notary Public

JUSTICE OF PEACE
Baker Township
Baker, Nevada

State of NV
County of WP

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

240

REASONS AND GROUNDS FOR PROTEST

1. The granting of this application, in conjunction with any other applications filed by Vidler Water Corporation in this basin, will impair, conflict and interfere with all existing water rights, sources and uses.

2. If granted, the allocation of this quantity of unappropriated waters in this ground water basin would adversely affect all agricultural operations, including but not limited to the following:

a. It will adversely affect the economic welfare of all farms and ranches.

b. It will destroy the environmental balance by eliminating the natural surface moistures and reducing the humidity levels which creates the natural growing environment of the surrounding areas, thereby destroying the grazing lands, wetlands and farm lands.

c. It will halt all potential economic growth.

d. It will destroy other agricultural operations because they will be unable to continue to operate or expand.

3. Eastern Nevada has had drought conditions for the past two- (2) years, which has created the following hardships on all cattlemen:

a. The grazing areas do not have sufficient feed to support the cattle.

b. The surface waters are insufficient for irrigation and stockwatering.

c. The water tables are lowering making it very difficult and expensive to pump water.

d. The cattlemen will have to cut their herds, which affects the economic welfare of everyone within the State of Nevada, especially the surrounding communities.

If a drought created this many hardships, the continual removal of the perennial yield by Vidler Water WILL destroy all ranching operations as well as the whole environment of each basin.