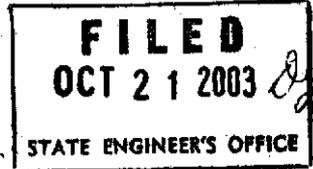


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER...70260.....  
FILED BY.....BRADSHAW, INC.....  
ON...JULY 23....., 2003....., TO APPROPRIATE THE  
WATERS OF MEADOW VALLEY WASH.....



PROTEST

Comes now.....Terry R. Crawford.....  
Printed or typed name of protestant

whose post office address is.....1100 Valley Road, Reno NV 89512.....  
Street No. Or P.O. Box, City, State and Zip Code.

whose occupation is .....Director, Nevada Department of Wildlife ..... and protests the granting  
of Application Number .....70260....., filed on .....July 23....., 2003.....  
by .....Bradshaw, Inc. ....to appropriate the  
waters of .....Meadow Valley Wash.....situated in .....Lincoln.....  
Underground or name of stream, lake, spring or other source

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

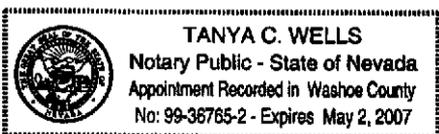
Permanent movement of diversion from the current authorized legal location of SE ¼ NE ¼ S.12 T7S R66E MDM and location of diversion within SW ¼ SE ¼ S.1 T7S R66E MDM will result in severe impacts to existing important wildlife riparian habitats along approximately 1 mile of Meadow Valley Wash downstream of the proposed point of legal diversion and will negatively impact occupied habitat for State protected sensitive fish species including the Meadow Valley Wash desert sucker and Meadow Valley Wash speckled dace which have been proposed previously as candidate species for listing under the Endangered Species Act by the US Fish and Wildlife Service. Applicant has failed to properly monitor use and withdrawal of water from Meadow Valley Wash from the existing actual point of diversion, which is the location for which the application is now being made. Applicant has exceeded allocation under Proof #02274 for the Decree and Determination of the Relative Rights in and to the Waters of Meadow Valley Wash dated June 9, 1999, resulting in complete dewatering of the channel of Meadow Valley Wash below the existing point of diversion, and subsequent negative impacts to wildlife and wildlife habitats, in excess of that necessary to obtain his legal adjudicated water right relative to total use, season of use and authorized cultural acreage. Continued operation of the diversion within SW ¼ SE ¼ S.1 T7S R66E MDM in its present manner will continue negative impacts to State protected and Federal candidate wildlife species and their habitats and may contribute to actions for listing of those species for protection under the Endangered Species Act.

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 .....*Gene Weller*.....  
Agent or protestant  
.....Gene Weller.....  
Printed or typed name, if agent  
Address.....1100 Valley Road.....  
Street No. or P.O. Box No.  
.....Reno, Nevada 89512.....  
City, State and Zip Code No.

Subscribed and sworn to before me this 21 day of October, 2003.



.....*Tanya C. Wells*.....  
Notary Public  
State of.....Nevada.....  
County of.....Washoe.....

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

*nd*