

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

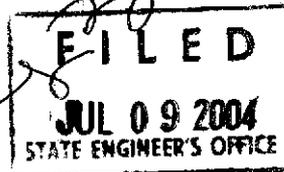
IN THE MATTER OF APPLICATION NUMBER. 70887

FILED BY PARK CATTLE COMPANY

ON... MAY 3, 2004, UNDER 70885, TO APPROPRIATE THE

WATERS OF EQUITY DOCKET NO. D-183

PROTEST



Comes now.....SETTELMAYER RANCHES INC.

whose address is.....2388 Highway 395 Minden, Nevada 89423.....

whose occupation isranching/agriculture..... and protests the granting of Application Number 70887

(Under 70885), Amended, filed on May 3, 2004, by PARK CATTLE COMPANY, to appropriate the waters under Claim 432 as issued in the Carson River Decree entitled "United States of America, Plaintiff v. Alpine Land and Reservoir Company, a Corporation, et al, Defendants, the same Equity Docket No. D-183, in the United States District Court for the District of Nevada, situated in Douglas County, State of Nevada, for the following reasons and on the following grounds, to wit: This application should be denied because the proposed change application conflicts with existing rights or with protectable interests, and threatens to prove detrimental to the public interest.

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
04 JUL -9 PM: 21
STATE ENGINEERS OFFICE

DATED this 9th day of July, 2004.

Signed Paul G. Taggart Agent or protestant

PAUL G. TAGGART, ESQ.
Printed or typed name, if agent

Address 108 North Minnesota Street
Carson City, Nevada 89703

Subscribed and sworn to before me this 9th day of July, 2004.

Karen Lee Rutledge
Notary Public

State of Nevada
County of Carson City



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