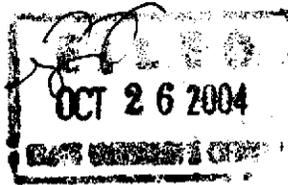


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 71225
 FILED BY Vidler Water Co.
 ON 8/16/04, TO APPROPRIATE THE
 WATERS OF Basin 163

PROTEST



Comes now Melvin O. Benner
Printed or typed name of protestant
 whose post office address is P.O. Box 19126, Jean, NV 89019
Street No. or P.O. Box, City, State and Zip Code
 whose occupation is Concrete Pump Operator, and protests the granting
 of Application Number 71225, filed on 8/16/04
 by Vidler Water Co. to appropriate the
Printed or typed name of applicant
 waters of Basin 163 - Sandy Mesquite situated in Clark
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:

The Vidler well in Section 14 is located in the same basin that serves the population. This application, if granted, will ultimately result in an unreasonable lowering of static and pumping water levels. This could result in intrusion of the poorer quality water on the California side of the basin into the Nevada side of the aquifer. Lowering of water levels will eventually impact even the Vidler well.

THEREFORE the protestant requests that the application be Denied
(Denied, listed 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 Melvin O. Benner
Agent or protestant
MELVIN ORVAL BENNER
Printed or typed name, if agent
 Address PO BOX 19126 JEAN NV
Street No. or P.O. Box No.
89019
City, State and Zip Code No.

Subscribed and sworn to before me this 23rd day of September, 2004.

Cynthia Barnes Zalsman
Notary Public

State of Nevada
 County of Clark



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

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