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

FILED
MAR 29 2005
STATE ENGINEER'S OFFICE

IN THE MATTER OF APPLICATION NUMBER 71982

FILED BY BOWMAN CANYON, LLC

ON DECEMBER 9,2004....., TO

APPROPRIATE THE WATERS OF .....DEER CREEK SPRINGS

} PROTEST

Comes now.....Jeanne A. Evenden, Director of Lands
Printed or typed name of protestant

whose post office address is.....324 25th Street, Ogden, Utah 84401
Street No. Or P.O. Box, City, State and Zip Code.

whose occupation is .....Director of Lands..... and protests the granting

of Application Number .....71982....., filed on .....December 9....., 2004.....

by .....Bowman Canyon LLC.....to appropriate the

waters of ..Deer Creek Springs.....Underground.....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 stated point of diversion is on National Forest System (NFS) lands. The applicant presently has rights to divert 177 AFA from this source. The Nevada Division of Water Resource records indicates additional appropriation would exceed existing flows from this source. This source also provides water for plant and wildlife habitat needs on NFS lands, in this designated environmentally sensitive area. In addition, the applicant, Bowman Canyon LLC, has submitted a proposal to sell the lands designated as place of use on this application, and the application has been accepted by the Secretary of the Interior for acquisition under the Southern Nevada Public Lands and Management Act. Upon acquisition, the United States would have no need to place into consumptive beneficial use this water in question under #71982.

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 .....Jeanne A. Evenden
Agent or protestant

.....Jeanne A. Evenden , Director of Lands .....
Printed or typed name, if agent

Address.....324 25th Street .....
Street No. or P.O. Box No.

.....Ogden Utah 84401 .....
City, State and Zip Code No.

Subscribed and sworn to before me this 25th.....day of....March....., 2005.....

.....Marsha D. Fryer.....
Notary Public

NOTARY PUBLIC
MARSHA D. FRYER
324 25th St
Ogden UT 84401
My Commission Expires Mar. 28, 2007
State of Utah

State of.....Utah.....

County of .....Weber.....

$25 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE.

ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.

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