

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

IN THE MATTER OF APPLICATION NUMBER 72005,  
FILED BY ROBERT I. COWLES **PROTEST**  
ON DECEMBER 10, 2004, TO APPROPRIATE THE  
WATERS OF UNDERGROUND

**FILED**  
**MAY 20 2005**  
STATE ENGINEER'S OFFICE

Comes now Washoe County  
Printed or typed name of protestant

whose post office address is 4930 Energy Way, Reno, NV 89502-4106  
Street No. or P.O. Box, City, State, and Zip Code

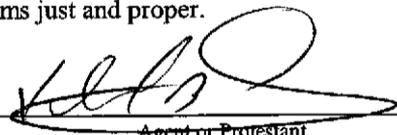
whose occupation is a political subdivision of the State of Nevada, and protests the granting  
of Application Number 72005, filed on DECEMBER 10, 2004,

by ROBERT I. COWLES to appropriate the  
waters of underground situated in Washoe  
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:

Please refer to attached Exhibit "A".

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.

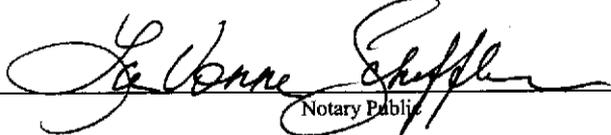
Signed   
Agent or Protestant

Vahid Behmaram, Water Rights Supervisor  
Printed or typed name, if agent

Address Washoe County Dept. of Water Resources  
Street No. or P.O. Box No.  
4930 Energy Way, Reno, NV 89502-4106  
City, State, and Zip Code No.

Subscribed and sworn to before me this            day of MAY, 2005.



  
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.**

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**Exhibit "A"**  
**Applications 72004 & 72005**

The water rights subject to these change applications, permits 61931 & 62584, were appropriated for a mining and milling manner of use. The permit terms in these permits clearly state that the manner of use by its nature is temporary and any changes to the water rights will be subject to further determination by the State Engineer.

State Engineer's ruling # 4656 dated August 13, 1998 clearly deals with the same issues of overappropriation and temporary mining rights within the same hydrographic basin. Therefore based on the finding of the facts, conclusions and ruling of the State Engineer, Washoe County opposes the granting of applications 72004 & 72005 and request that these applications be denied based on the grounds that there is no unappropriated water in the source and granting of these applications would be contrary to public interest.