

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

IN THE MATTER OF APPLICATION

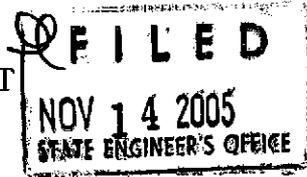
NUMBER...APPLICATION#72942..

FILED BY .LINCOLN COUNTY DISTRICT; VIDLER WATER COMPANY,

ON 6/17/2005, TO APPROPRIATE THE WATERS OF SAND SPRINGS VALLEY (BASIN 170) (AKA:PENOYER).



PROTEST



Comes now R. DIRK AGEE AND MARTA S. AGEE whose post office address is SAND SPRINGS RANCH, HC 61 BOX 50, ALAMO, NEVADA 89001

whose occupation is CATTLE AND ALFALFA RANCHING and protests the granting

of Application Number 72942, filed on 6/17/2005, AND AMMENDED 10/11/2005 BY LINCOLN COUNTY WATER DISTRICT AND VIDLER WATER COMPANY to appropriate the waters of SAND SPRINGS VALLEY (AKA: PENOYER VALLEY), BASIN #170, UNDERGROUND situated in SEC. 27,T. 2S. R.55E LINCOLN COUNTY State of Nevada, for the following reasons and on the following grounds, to wit:

AS HOLDERS OF LIVESTOCK WATER WELLS, IRRIGATION WELL RIGHTS AND SPRINGS RIGHTS IN THIS VALLEY AND IN CLOSE PROXIMITY TO THE APPLICATION, WE BELIEVE THE GRANTING OF THIS APPLICATION WILL DAMAGE OUR WELLS, SPRINGS AND RIGHTS OF IRRIGATION WELLS IN THIS VALLEY. THE PREVIOUSLY APPROPRIATED RIGHTS ALREADY HAVE A DECLINING WATER TABLE. THE BASIN HAS PREVIOUSLY GRANTED RIGHTS THAT WILL BE IMPERILED IF THIS APPLICATION IS GRANTED, THEREFORE the Protestant requests that the application be DENIED and that an order be entered for such relief as the State Engineer deems just and proper.

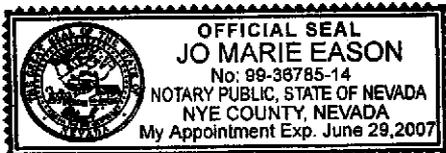
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2005 NOV 14 PM 2:50
STATE ENGINEER'S OFFICE

Signed Marta S. Agee
Agent or protestant
MARTA S. AGEE

Address: SAND SPRINGS RANCH, HC 61, BOX 50, ALAMO, NV 89001

Subscribed and sworn to before me this 14th day of November, 2005

Jo Marie Eason
Notary Public



State of Nevada

County of Nye

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

ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.

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