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

IN THE MATTER OF APPLICATION NUMBER...APPLICATION#72943

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

FILED
NOV 14 2005
STATE ENGINEER'S OFFICE

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 72943, 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. 11,T. 1S. R.56E 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 APPROPIATED 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.

RECEIVED
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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 9th day of November, 20 05

Jo Marie Eason
Notary Public

OFFICIAL SEAL
JO MARIE EASON
No: 99-36785-14
NOTARY PUBLIC, STATE OF NEVADA
NYE COUNTY, NEVADA
My Appointment Exp. June 29,2007

State of Nevada

County of Nye

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

ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.