

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

IN THE MATTER OF APPLICATION NUMBER 72999
FILED BY BLM
ON July 7, 2005 TO APPROPRIATE THE
WATERS OF Buck Brush Spring



PROTEST



Comes now Mickey Yarbro, Chairman, on behalf of Lander County Board of Commissioners
whose post office address is 315 South Humboldt Street, Battle Mountain, NV 89820
whose occupation is County government administration and protests the granting
of Application Number 72999, filed on July 7, 2005
by Bureau of Land Management to appropriate the
waters of Buck Brush Spring situated in Lander County

County, State of Nevada, for the following reasons and on the following grounds, to wit:
Lander County protests BLM's application for appropriation of the public waters of Lander County.
The application seeks to appropriate water for wildlife purposes. Lander County asserts that the BLM
application is inappropriate because Nevada Revised Statutes require the State Engineer to ensure that
water from spring sources customarily utilized by wildlife remain available for wildlife. See NRS
535.367. Because the State Engineer is required to ensure that wildlife have access to spring and seep
water, there is no reason for the BLM to seek water appropriation as requested through this application.

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.

Signed Mickey Yarbro
Mickey Yarbro, Chairman

Address 315 South Humboldt Street
Battle Mountain, NV 89820

Subscribed and sworn to before me this 20th day of September 2005
JANALEE M. MURRAY
NOTARY PUBLIC
STATE OF NEVADA
Date Appointment Exp: 04-24-2008
Certificate No: 94-4751-1

Janalee M. Murray
Notary Public
Nevada
State of
Lander
County of

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

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