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

FILED
APR 21 2006
STATE ENGINEER'S OFFICE

IN THE MATTER OF APPLICATION NUMBER 73201,
FILED BY STEWART-NEVADA ENTERPRISES, LLC.,
ON 31 AUGUST 2005, TO APPROPRIATE THE WATERS OF BASIN
209, PAHRANAGAT VALLEY

} PROTEST

Comes now Rocky Hatch, whose post office address is Box 18, Hiko, Nevada 89017, and whose occupation is manager of Kay Wright Ranch and of that ranch's owner, Kay Wright Ranch, LLC, Hiko, Nevada, which ranch is the owner and user of about 250 shares out of a total of 600 shares of Hiko Irrigation and Water Company, which company has the right to the entire flow of Hiko Springs, Pahranagat Valley, Lincoln County, Nevada, and supports, by way of this protest, the granting of Application Number 73201 filed on 31 August 2005 (with corrected application filed 23 January 2006) by Stewart-Nevada Enterprises, LLC, to appropriate underground waters situated in Lincoln County, State of Nevada, for the following reasons and on the following grounds, to wit:

The pumping on Stewart's Hiko Ranch proposed by Application 73201 will not adversely affect the flow of Hiko Springs or any rights in that flow. The Stewarts have been pumping at Hiko Ranch for more than 50 years without any adverse impact on Hiko Springs. All experience and good science teach that the proposed pumping under Application 73201 will not adversely affect the flow of Hiko Springs. No good science supports the contrary view.

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THEREFORE the Protestant requests that the application be granted and that an order be entered for such relief, consistent with the granting of the application, as the State Engineer deems just and proper.

RECEIVED 2006 APR 25 AM 10:28 STATE ENGINEER

Signed Rocky J. Hatch
By: Rocky Hatch, Manager, Kay Wright Ranch
Address: Box 18
Hiko, Nevada 89017

Subscribed and sworn to before me this 20th day of April, 2006

Marjorie Davis
Notary Public

MARJORIE DAVIS
Notary Public State of Nevada
No. 94-2359-11
My appt. exp. May 5, 2006

State of Nevada

County of Lincoln

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

DCNR/DWR
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APR 25 2006
LAS VEGAS OFFICE