

FILED
APR 20 2006
STATE ENGINEER'S OFFICE

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

IN THE MATTER OF APPLICATION NO. 73507

FILED BY BELLI RANCH ESTATES ASSOCIATION

PROTEST

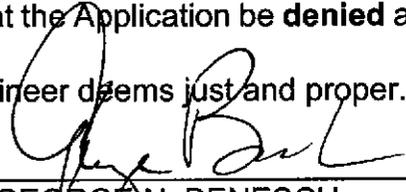
ON November 22, 2005, TO CHANGE THE POINT OF
DIVERSION AND PLACE OF USE OF A PORTION OF WATER
HERETO APPROPRIATED UNDER PERMIT NO. 15227,
Certificate No. 4828

COMES NOW Lawrence Belli, whose Post Office address is 2450 Warrior Lane, Verdi, Nevada, 89523, whose occupation is retired rancher, Belli Ranch, and protests the granting of Application No. 73507, filed on November 22, 2005 by Belli Ranch Estates Association, to change the place of use of Truckee River Claim Nos. 97 and 97A which seeks to appropriate waters of the Truckee River situated in Washoe County, State of Nevada, for the following reasons and on the following grounds, to wit:

See Attached Exhibit "A"

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:



GEORGE N. BENESCH
Agent for Protestant
190 W. Huffaker Lane, Suite 408
Reno, Nevada 89511
(775) 827-3100

STATE OF NEVADA)
) ss.
COUNTY OF WASHOE)

SUBSCRIBED and SWORN to before me this 20th day of April, 2006.

 **BETTY MELARKEY**
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 89-0049-2 - Expires March 10, 2010



NOTARY PUBLIC

STATE ENGINEER'S OFFICE
2006 APR 20 PM 1:38

EXHIBIT "A"

1. Approval of the subject Application will adversely impact existing rights including, but not limited to, those held by this Protestant.
2. Approval of the subject Application will result in an expansion of the underlying base right sought to be changed and is therefore not in the public interest.
3. Substantial legal and physical impediments preclude the use of "existing laterals" for water delivery contemplated in the subject Application.

12:01 PM 11/11/06

2006 APR 20 PM 1:38

STATE EXAMINER'S OFFICE