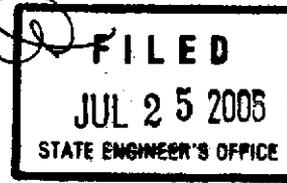


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 73957
 FILED BY Elko County
 ON July 23, 2006, TO APPROPRIATE THE
 WATERS OF Elko County

PROTEST



Comes now Sandy Davis
 whose post office address is HC 31 Box 35, Elko, NV 89801
 whose occupation is Vice President / Xtra Airways and protests the granting
 of Application Number 73957, filed on July 23, 2006
 by Elko County
 waters of NH City Hwy (Road Rt 225), situated in Elko, NV / Elko County

County, State of Nevada, for the following reasons and on the following grounds, to wit:

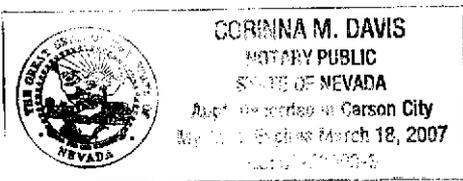
There is a direct connection between the Ground Water Elko County will be pumping and our domestic wells in this area. Not only will it affect our wells but also, it could affect our surface waters, springs, seeps, and the aquifer. It could not only have an impact on our domestic use and our livelihood but it could also effect livestock, wildlife and increase fire danger due to less water supply for forage, vegetation, soil, and the rangelands we call home. We also will want to protect our water for our area and not allow it to be pump out to other counties and cities. To my knowledge no research or testing has been done to evaluate if the aquifer is the same one as our wells run off of or what the impact of the pumping of the proposed well will do to our ground water supply. The families in this area have invested a lot of time and money in their wells and land that they have to maintain on their own. The proposed well could have yet another financial and hardship burden to local homeowners.

THEREFORE the Protestant requests that the application be Denied / subject to prior use / rights
 and that an order be entered for such relief as the State Engineer deems just and proper.

RECEIVED
 2006 JUL 25 AM 10:52
 STATE ENGINEERS OFFICE

Signed [Signature] 7/23/06
 Agent or protestant
Sandy Davis
 Printed or typed name, if agent
 Address HC 31 Box 35
Elko, NV 89801
 City, State and Zip Code
775-756-2528
 Phone Number

Subscribed and sworn to before me this 23rd day of July, 2006.
Corinna M. Davis
 Notary Public
 State of Nevada
 County of Elko



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

[Handwritten mark]