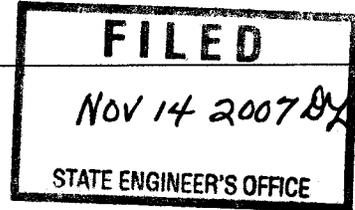


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBERS 76303

PROTEST AND REQUEST TO DENY APPLICATIONS
76303

FILED BY AQUA TRAC, LLC
ON SEPTEMBER 19, 2007, TO APPROPRIATE THE WATERS OF UNDERGROUND.



Comes now: Frank & Karen Lipera

whose post office address is P.O. Box 838, Fernley, Nevada, 89408

whose occupation is Retired and protests the granting

of Application Number 72303, filed on September 19, 2007

by Aqua Trac LLC to appropriate the waters of Underground situated in Pershing County, State of Nevada, for the following

Reasons and on the following grounds, to wit:

1. There is no appropriated water in the proposed source to support the subject Application.
2. Granting of the subject Application will conflict with and adversely impact existing rights of the Protestant and rights in and to other domestic wells.
3. The proposed diversion and export of water from the source basin is not environmentally sound.
4. Upon information and belief the granting of the subject Application will result in unreasonably lowering of the static water level in the subject basin, adversely affect the quantity and quality of remaining groundwater and further threaten springs and seeps which provide water and habitat critical to the survival of wildlife and grazing livestock and other surface area existing use.
5. Granting of the subject Application will unduly limit future growth and development of the basin of origin.

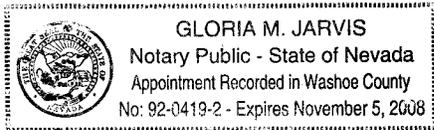
THEREFORE the Protestant requests that the application be Denied
and that an order be entered for such relief as the State Engineer deems just and proper

Signed Frank Lipera Agent or protestant
Karen Lipera Printed or typed name, if agent
 Address P.O. Box 838 Street No. or P.O. Box No.
FERNLEY, NV 89408 City, State and Zip Code No.

RECEIVED
 2007 NOV 14 AM 11:19
 STATE ENGINEER'S OFFICE

Subscribed and sworn to before me this 13 day of November, 2007

Gloria M. Jarvis Notary Public
 State of Nevada
 County of Washoe



Handwritten initials