

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

RECEIVED

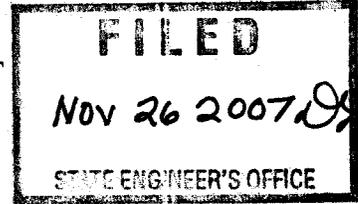
2007 NOV 26 PM 3: 11

STATE ENGINEERS OFFICE

IN THE MATTER OF APPLICATION NUMBER.....76303.....
FILED BY.....AQUA TRAC, LLC.....
ON.....SEPTEMBER 19...2007....., TO APPROPRIATE
THE WATERS OF .....UNDERGROUND.....



PROTEST



Comes now.....United States Department of Interior, Bureau of Land Management, Winnemucca Field Office.....
Printed or typed name of protestant

whose post office address is.....5100 East Winnemucca Blvd, Winnemucca, NV 89445 .....
Street No. Or P.O. Box, City, State and Zip Code.

whose occupation is ....Federal Land Management Agency..... and protests the granting
of Application Number .....76303....., filed on .....September 19....., 2006.....

by .....Aqua Trac, LLC.....to appropriate the

waters of .....UNDERGROUND.....situated in ....Pershing.....
Underground or name of stream, lake, spring or other source

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

Applications 76302 through 76308 (all filed on behalf of Aqua Trac LLC within the Granite Springs Basin) seek to
appropriate a large volume of water which far exceeds the established perennial yield of the basin. Approval of these
applications would create a large deficit in the hydrologic budget for the Granite Springs basin which could affect public land
resources, including: valid existing water right permits, phreatophytic vegetative resources, and existing land uses (such as:
livestock grazing, wildlife habitat and rights of way). Many of the facts associated with these applications are similar to those
previously decided under Nevada State Engineer ruling #5782. The Bureau of Land Management is not directly opposed to
this project per se, but believes that the granting of this application should be held in abeyance until such time that it can be
shown that there is additional water available in the hydrologic budget, the scope and spatial extent of the impacts are better
understood, and that the anticipated impacts can be mitigated.

THEREFORE the Protestant requests that the application be...Denied, pending further information and analysis.....
Denied, issued subject to prior rights, etc., as the case may be

and that an order be entered for such relief as the State Engineer deems just and proper.

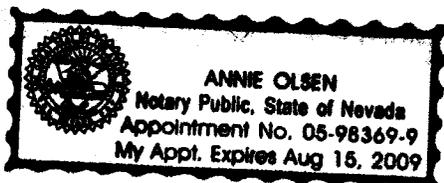
Signed [Signature]
Agent or protestant

Gail G. Givens, Field Manager
Printed or typed name, if agent

Address.....5100 East Winnemucca Blvd .....
Street No. or P.O. Box No.

.....Winnemucca, NV 89445 .....
City, State and Zip Code No.

Subscribed and sworn to before me this .....26th, day of.....November, 2007.....



[Signature]
Notary Public

State of.....Nevada .....

County of ....Humboldt .....

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

[Handwritten mark]