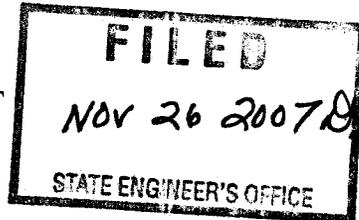


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

RECEIVED

2007 NOV 26 PM 3: 11

STATE ENGINEERS OFFICE



IN THE MATTER OF APPLICATION NUMBER.....76304.....
FILED BY.....AQUA TRAC, LLC.....
ON.....SEPTEMBER 19...2007....., TO APPROPRIATE
THE WATERS OFUNDERGROUND.....



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 isFederal Land Management Agency..... and protests the granting
of Application Number76304....., filed onSeptember 19....., 2006.....

byAqua Trac, LLC.....to appropriate the
waters of UNDERGROUND.....situated inPershing.....
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.

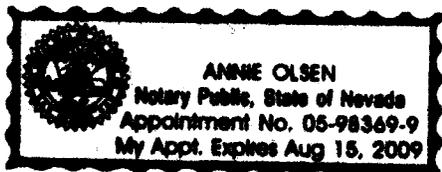
Signed [Signature]
Agent or protestant

.....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 this26th, day of.....November, 2007.....



..... [Signature]
Notary Public

State of.....Nevada

County ofHumboldt

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

Handwritten initials 'dy'