

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

IN THE MATTER OF APPLICATION NUMBER.....76435....
FILED BY.....TARGET CONSTRUCTION, INC.....
ON.....OCTOBER 24, 2007....., TO APPROPRIATE THE
WATERS OFUNDERGROUND.....

FILED
DEC 20 2007
STATE ENGINEER'S OFFICE

PROTEST

2007 DEC 24 AM 9:40

Comes now.....Indian Springs Civic Association...(ISCA).....
Printed or typed name of protestant

whose post office address is.....P.O. Box 1, Indian Springs, Nevada, 89018-0001.....
Street No. Or P.O. Box, City, State and Zip Code.

whose occupation is a non-profit community organization..... and protests the granting
of Application Number76435....., filed onOCTOBER 24, 2007.....

byTARGET CONSTRUCTION, INC.....to appropriate the
waters ofUNDERGROUND.....situated inCLARK.....
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:

ISCA opposes the application for almost 200 AFY on the grounds that it will harm the public interest, senior rights, domestic wells, wildlife and plant life, recreation, spring flows and seeps. Economics and sustainability of human populations would be harmed. Further, no water is available for appropriation. The NDWR gives the perennial yield of Indian Springs Valley - Basin 161 as 500 AFA (based on USGS reconnaissance 54). To protect these waters and the public interest, the Nevada State Engineer has partially designated the basin (Order - 728). The application appears to fall within that designated portion. Summaries of pumping in Basin 161 show more than 500 AFY being pumped, and senior water rights in excess of twice that figure. Previous applications irrigation water have been denied by the State Engineer. Sustaining agriculture is far more in the interest of the residents than non-sustainable mining. Climate changes predicted for the region advise against expanding water withdrawals.

There are alternatives to this application. Previous mining activities have, in recent years, piped or trucked water from the private municipal Indian Springs water company. The applicant currently appears to be doing likewise, and could continue to do so. The large quantity of water, nearly 200 AFY, applied for appears to be excessive. Conservation and re-use measures should be required. Sewage effluent could be processed for use by such an operation. Clark County and the Air Force are discussing a new, joint sewage treatment facility. To prevent speculation, if any water is granted, it must be limited to the single purpose, mining, and be prohibited from being changed in the future to any other use, place of use, or point of diversion.

THEREFORE the Protestant requests that the application beDENIED. If, however, any amount is granted it must be forever restricted to the single use, mining, and place of use in the initial application.

Signed *Johnnie E. Lewis* Pres. ISCA
Agent or protestant

.....Johnnie E. Lewis, President ISCA....
Printed or typed name, if agent

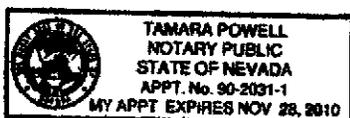
Address.....Post Office Box 1
Street No. or P.O. Box No.
Indian Springs, Nevada 89018-0001.....
City, State and Zip Code No.

Subscribed and sworn to before me this *20TH* day of *DECEMBER*, 20*07*.

Tamara Powell
Notary Public

State of *NEVADA*

County of *CLARK*



+ \$25 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE.

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