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

FILED
MAR 14 2008
STATE ENGINEER'S OFFICE

IN THE MATTER OF APPLICATION NUMBER.....76583.....,

FILED BY....BLUE DIAMOND OIL

CORP.....,

ON...THE 24TH DAY OF DECEMBER..... , 2007....., TO

APPROPRIATE THE WATERS OF...STATE OF NEVADA.....

} PROTEST

Comes now the United States Department of Interior, Bureau of Land Management, whose post office address is 702 N. Industrial Way, HC 33 Box 33500 Ely, NV 89301 and whose occupation is public land management, to protest the granting of Application Number 76583, filed on December 24, 2007 by Blue Diamond Oil Corp. to appropriate the waters of the State of Nevada situated in NW1/4 NE1/4 Section 36, T17N, R64E MDM or at a point from which the N1/4 corner of said Section 20, T16N, R65E MDM bears S 25 degrees 48' 48" E, a distance of 23,755 feet (approx. 9 1/2 miles ENE of Ely, NV) for the following reasons and on the following grounds, to wit **See attached**

THEREFORE the Protestant requests that the application be .....**DENIED**.....
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 .....
Agent or protestant

Cody Coombs
Acting AFM Renewable Resources
HC 33 Box 33500
Ely, Nevada 89301

Subscribed and sworn to before me this .....13th.....day of.....March....., 20.08.

.....
Notary Public

MARILYN CHAPMAN
NOTARY PUBLIC
STATE OF NEVADA
APPT. No. 03-82360-17
MY APPT. EXPIRES JUNE 12, 2011

State of.....NEVADA.....

County of.....White Pine.....

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

Blue Diamond Protest
Applications 76580 and 76583

The BLM has a congressionally mandated responsibility to protect springs and riparian habitat on Public Lands. There are Public Lands downstream of the applications. The above mentioned applications could result in effects on riparian habitat on Public Lands due to effects on in stream flow. Changes to stream flow could also affect wildlife habitat which BLM is responsible to manage. Additionally, Executive Order 13443 of August 16, 2007 requires Federal agencies to facilitate the expansion and enhancement of hunting opportunities and the management of game species and their habitat. Development by these applications could affect hunting opportunities negatively.