

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

IN THE MATTER OF APPLICATION NUMBER 77275
FILED BY JV Properties, LLC
ON 8/1/08 TO APPROPRIATE THE
WATERS OF Basin 163

PROTEST
FILED
SEP 22 2008
STATE ENGINEER'S OFFICE

STATE ENGINEER'S OFFICE
2008 SEP 22 PM 1:55

Comes now Michael W Smith
Printed or typed name of protestant
whose post office address is 777 E QUARTZ SANDY VALLEY NEVADA 89019
Street No. or P.O. Box, City, State and Zip Code
whose occupation is VP OPERATIONS and protests the granting
of Application Number 77275 filed on 8/1/08
by JV Properties, LLC
Printed or typed name of applicant
waters of SANDY-MESQUITE VALLEY BASIN 163 situated in CLARK
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:

The point of use (POU) in this request is "the entire Mesquite basin." We don't understand what that means, but know that it is excessive and probably purely speculative. JV Properties needs to clarify just what they will be using the water for, and specifically where. "The entire Mesquite basin" includes California, which the State Engineer does not control. Therefore, he cannot grant this request.

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.

C. BARNES - ZALSMAN
Notary Public, State of Nevada
Appointment No. 02-78008-1
My Appt. Expires 9-26-2010

Signed Michael W Smith
Agent or protestant
Michael W Smith
Printed or typed name, if agent
Address HER 31 Box 180
Street No. or P.O. Box No.
SANDY VALLEY NEVADA 89019
City, State and Zip Code No.

Subscribed and sworn to before me this 12 day of September, 2008.
C Barnes Zalsman
Notary Public
State of Nevada
County of CLARK

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

Handwritten initials