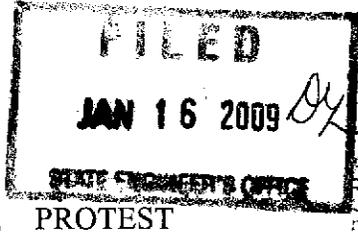


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 77430.....
FILED BY PREPPY VISION LLC.....
ON SEPTEMBER 30,..... 2008....., TO APPROPRIATE THE
WATERS OF UNDERGROUND



STATE ENGINEER'S OFFICE
2009 JAN 16 PM 2:24
RECORDED

Comes now. FIM, Corp. by Marianne F. Leinassar
Printed or typed name of protestant

whose post office address is P.O. Box 12, Smith, NV 89430.....
Street No. Or P.O. Box, City, State and Zip Code.

whose occupation is Ranching and Livestock..... and protests the granting
of Application Number .77430....., filed on September 30,..... 2008.....

by Preppy Vision LLC..... to appropriate the
waters of Underground..... situated in Lyon.....
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:

There was no evidence that surface water from Desert Creek Decree C-125 Claim #173 was used during the 2008 irrigation season. The applications for permits #20014 and #18435 both state that, "This water (Well Water) will supplement decreed water from Desert Creek."

The decreed water was routed around and thru the ranch and piped into the Saroni Canal. The Irrigation Wells under permit #20014 and #18435 are pumping directly into the pivot which does not allow for the surface water to be used on the 458 (approx.) Acres.

There could be more than normal decline in the static water levels and the water level on our five irrigation wells could be lowered if this practice should continue.

By not applying the surface water to help recharge the ground, this requires more pumping and could cause our five irrigation wells to have a lower water level. By using the Desert Creek Decree surface water it only requires pumping about half the water, more or less, from the underground supply.

We hope that this situation can be corrected without any problems to the applicant listed above.

THEREFORE the Protestant requests that the application be denied until this can be corrected and that both surface and supplemental well waters are used together as stated in the application to the permits #20014 and #18435 and that an order be entered for such relief as the State Engineer deems just and proper.

FIM CORP
Signed by: Marianne F. Leinassar
Agent or protestant

Marianne F. Leinassar
Printed or typed name, if agent

Address P.O. Box 12
Street No. or P.O. Box No.

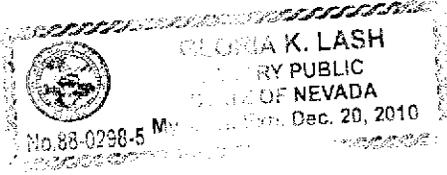
Smith, NV 89430
City, State and Zip Code No.

Subscribed and sworn to before me this 16 day of January, 2009

Gloria K. Lash
Notary Public

State of Nevada

County of Carson City



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

DL