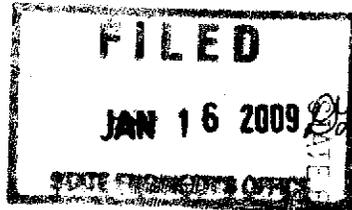


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 77433.....  
FILED BY PREPPY VISION LLC.....  
ON SEPTEMBER 30,..... 2008....., TO APPROPRIATE THE  
WATERS OF UNDERGROUND .....



PROTEST

2009 JAN 16 PM 2:24

STATE ENGINEER'S OFFICE

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 .77433....., 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 permit #26883 states 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 #26883 is 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 permit #26883 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.

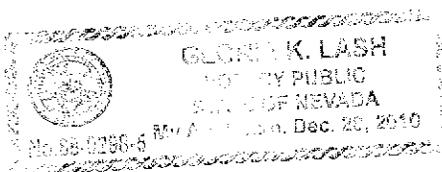
*Smith, NV 89430*.....  
City, State and Zip Code No.

Subscribed and sworn to before me this *16* day of *January*, 20*09*.

*Gloria K. Lash*.....  
Notary Public

State of *Nevada*.....

County of *Casson City*.....



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

*ML*