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

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

FILED BY .....,

ON ....., ..., TO APPROPRIATE THE

WATERS OF .....

PROTEST

FILED
JAN 0 8 2009
STATE ENGINEER'S OFFICE

2009 JAN -8 AM 11:24
STATE ENGINEER'S OFFICE

Comes now City of Ely, Nevada
Printed or typed name of protestant

whose post office address is 501 Mill Street, Ely, Nevada 89301
Street No. or P.O. Box, City, State and Zip Code

whose occupation is municipal goverment, and protests the granting

of Application Number 77564, filed on November 3, 2008,

by Robinson Nevada Mining Company of Ruth, Nevada to appropriate the
Printed or typed name of applicant

waters of underground situated in White Pine
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:

(1) permit will exceed the safe yield of Steptoe Basin.

(2) The City of Ely's water rights will be adversely effected, particullarly Murry Spring.

(3) permit will be detrimental to the public interest as it will lower the flow in Murry Creek and have adverse effect on wildlife, stock water, and agriculture on the Georgetown Ranch

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 [signature]
Agent or protestant

Dean Day
Printed or typed name, if agent

Address 501 Mill Street
Street No. or P.O. Box No.

Ely, Nevada 89301
City, State and Zip Code No.

Subscribed and sworn to before me this 2 day of Jan 2009

[signature]
Notary Public

JANETTE [illegible]
NOTARY PUBLIC-STATE OF NEVADA
White Pine County - Nevada
CERTIFICATE # 03-81711-17
APPT. EXP. MAY 13, 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.