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

IN THE MATTER OF APPLICATION NUMBER 77808,
FILED BY US Department of Energy
ON JANUARY 20, 2009, TO APPROPRIATE THE
WATERS OF the State of Nevada

FILED
APR 10 2009
PROTEST
STATE ENGINEER'S OFFICE

2009 APR 14 AM 9:35
RECEIVED
STATE ENGINEER'S OFFICE

Comes now Roger Dieleman
Printed or typed name of protestant

whose post office address is 5454 Arville, Las Vegas, NV 89118
Street No. Or PO Box, City, State and Zip Code

whose occupation is farmer/rancher and protests the granting

of Application Number 77808, filed on JANUARY 20, 20 09

by U.S Department of Energy to appropriate the

waters of underground situated in Lincoln
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) the cumulative applications of this applicant, at this time, poses potentially critical or catastrophic dangers to existing water users in these aquifers;
2) there is substantial evidence that the purposes for which the water is to be used is soon to be moot;
3) the applicant could trade or transfer these rights to other users whose interests conflict with protestant.

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

Mark Replowski Agent of Roger Dieleman
Printed or typed name, if agent

Address 5454 Arville
Street No. or PO Box No

Las Vegas, NV 89118
City, State and Zip Code No.

Subscribed and sworn to before me this 10th day of April, 20 09

[signature]
Notary Public

State of NEVADA

County of CLARK

TAMARA POWELL
NOTARY PUBLIC
STATE OF NEVADA
APPT. No. 90-2031-1
MY APPT EXPIRES NOV 28, 2010

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

DCNR/DWR
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APR 10 2009
LAS VEGAS OFFICE