

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

IN THE MATTER OF APPLICATION NUMBER 77836

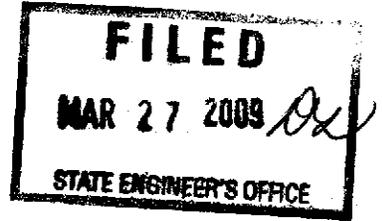
FILED BY USA, U.S. Dept. of Energy of L.V. Nevada

ON January 20th, 20.09 TO APPROPRIATE THE

WATERS OF State of Nevada



PROTEST



Comes now PENOYER FARMS LTD., Rebecca C. Shortell, Resident Agent

Printed or typed name of protestant

whose post office address is HC 61 Box 49 Alamo, Nevada 89001

Street No. Or P.O. Box, City, State and Zip Code

whose occupation is Agriculture/Farming and protests the granting

of Application Number 77836, filed on January 20th, 20.09

by United States of America, U.S. Department of Energy of L.V. Nevada to appropriate the

waters of an underground source 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:

This application has the potential to compromise all rural and agricultural population throughout this Basin and surrounding Basins that the applicant has applied for. Private studies from Hydrologists, Biologists and Federal Agencies collectively conclude Nevada's aquifers are all connected at a subterranean level and any large draw will negatively affect the hydrologic balance to the public and biology.

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 Rebecca C Shortell Agent or protestant

REBECCA C. SHORTELL Printed or typed name, if agent

Address HC 61 Box 49 Alamo, Nevada 89001 Street No. or P.O. Box No.

Alamo, NV 89001 City, State and Zip Code No.

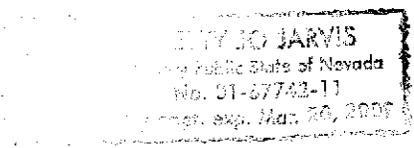
Subscribed and sworn to before me this 20th day of March, 20.09

Beth J. Jarvis Notary Public

State of Nevada

County of Lincoln

2009 MAR 27 AM 11:35



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

Handwritten initials