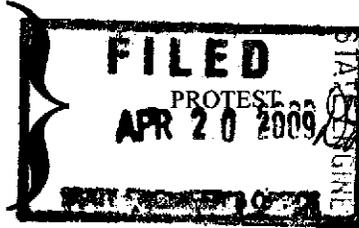


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 77837
FILED BY USA, US Department of Energy of Las Vegas, NV
ON January, 20 09, TO APPROPRIATE THE
WATERS OF State of Nevada



STATE ENGINEER'S OFFICE
2009 APR 20 PM 3:59
RECEIVED

Comes now John Uhalde and Company, c/o Gracian Uhalde
Printed or typed name of protestant
whose post office address is P.O. Box 151088, Ely, NV 89315-1088
Street No. or PO Box, City, State and ZIP Code
whose occupation is Ranching / Farming and protests the granting
of Application Number 77837, filed on January 20th, 20 09
by United States of America, US Department of Energy, 1551 Hillshire Drive, Las Vegas, NV 89134 to appropriate the
waters of an underground source in Basin 172 situated in Lincoln County

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:

Protestant farms and grazes livestock in Garden Valley. The proposed Application is of concern due to its potential impact on existing water rights held by Protestant in this hydrographic area. These rights include permitted as well as vested water rights. Protestant and his family have relied on these water sources for many years. The proposed Application will adversely effect Protestant's water rights, access to water rights and his ability to maintain a viable farming and ranching operation.

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 Bruce R. Scott
Agent or protestant

Bruce R. Scott, Resource Concepts, Inc., Agent
Printed or typed name, if agent

Address 340 North Minnesota Street
Street No. or PO Box

Carson City, NV 89703
City, State and ZIP Code

775-883-1600
Phone Number

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



Rina Hannafin
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.**

SH