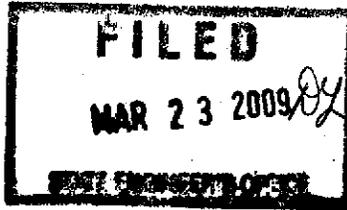


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA



2009 MAR 23 11:58

IN THE MATTER OF APPLICATION NUMBER.....77923.....

FILED BY.....City of Fernley, Nevada.....

ON...January 22,... 2009 TO APPROPRIATE THE WATERS OF ... PROTEST

Truckee River.....

Comes now United States Department of the Interior, Bureau of Reclamation, Mid-Pacific Region.....
Printed or typed name of protestant

whose post office address is 2800 Cottage Way, Sacramento, California 95825
Street No. Or P.O. Box, City, State and Zip Code.

whose occupation is Government agency and protests the granting
of Application Number 77923 filed on January 22, 2009

by City of Fernley, Nevada..... to appropriate the
waters of Truckee River..... situated in Storey
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. Possible adverse impacts on Newlands Project water diversions, deliveries, efficiency and other water right holders.
- 2. Failure of the applicant to show a reasonable expectation to actually construct the works and apply the water to the intended beneficial use with reasonable diligence (e.g. failure of the applicant to show legal access to Federal facilities.)
- 3. Approval of the proposed change application may be inconsistent with the Truckee-Carson Pyramid Lake Water Right Settlement Act of 1990, Title II of Public Law 101-618.
- 4. Other possible impacts of the proposed change in manner of use and place of use of project water.

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
Agent or protestant

Richard J. Woodley, Regional Resources Manager, Reclamation
Printed or typed name, if agent

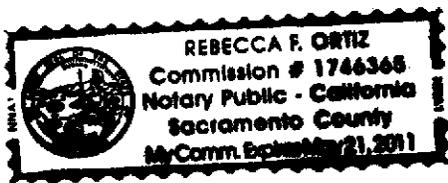
Address 2800 Cottage Way, MP-400.....
Street No. or P.O. Box No.

Sacramento, California 95825
City, State and Zip Code

916-978-5200
Phone Number

Subscribed and sworn to before me this 19th day of March 20 09

.....
Notary Public



State of California

County of Sacramento.....

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