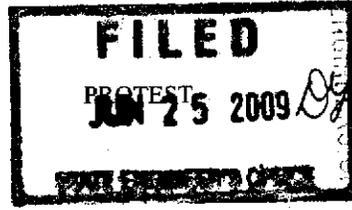


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

RECORDED
2009 JUN 25 AM 9:38
STATE ENGINEER'S OFFICE

IN THE MATTER OF APPLICATION NUMBER 78323
FILED BY Baker Ranches Inc.
ON April 17, 20 09, TO APPROPRIATE THE
WATERS OF Unnamed Spring 8 in Snake Valley (Basin No. 195)

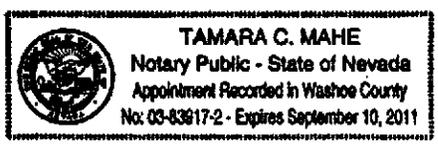


Comes now the Southern Nevada Water Authority Printed or typed name of protestant
whose post office address is 1001 S. Valley View Blvd. Las Vegas, NV 89153
Street No. or PO Box, City, State and ZIP Code
whose occupation is wholesale water purveyor and protests the granting
of Application Number 78323, filed on April 17, 20 09
by Baker Ranches Inc. to appropriate the
waters of Unnamed Spring 8 in Snake Valley (Basin No. 195) 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:
Please see attached Exhibit A

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 Patrick Kelly
Agent or protestant
Patrick J. Kelly, Esq. (Agent); Taggart & Taggart, Ltd
Printed or typed name, if agent
Address 108 N. Minnesota Street
Street No. or PO Box
Carson City, NV 89703
City, State and ZIP Code
775-882-9900
Phone Number

Subscribed and sworn to before me this 24th day of June, 20 09



Tamara C. Mahe
Notary Public
State of Nevada
County of Washoe

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

OK

Exhibit A

Southern Nevada Water Authority's Protest to Application No. 78323

This water right application should be denied based on the following grounds:

1. The applicant has not demonstrated that the rate of flow for this un-named spring is sufficient to support the use under this application.
2. The applicant should demonstrate that it owns or controls enough livestock to put all of the stockwater applied for to beneficial use. Given the allocation of 0.00003125 cfs per head of cattle, 756 cattle can use a total of 0.023625 cfs. If granted, the permit terms for the stockwater applications should have a total combined duty limit and a seasonal use limit based on the applicant's grazing permit.