

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

IN THE MATTER OF APPLICATION NUMBER 79360
FILED BY Lincoln County WD and Vidler Water Co.
ON 1/28, 2010, TO APPROPRIATE THE
WATERS OF Underground

FILED
PROTEST
APR 13 2010
STATE ENGINEER'S OFFICE

RECEIVED
2010 APR 13 PM 3:57
STATE ENGINEER'S OFFICE

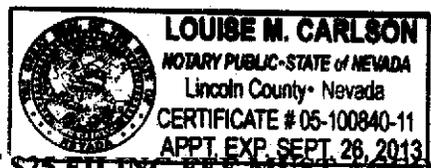
Comes now Louis Benezet Printed or typed name of protestant
whose post office address is HC 74 Box 150 Pioche NV 89043
Street No. or PO Box, City, State and ZIP Code
whose occupation is Park Ranger and protests the granting
of Application Number 79360, filed on Jan. 28, 2010
by LCWD / Vidler to appropriate 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. There is insufficient unappropriated water in the proposed source of supply; 2. Proposed use would conflict with existing water rights and protectable interests in domestic and/or ranch production and/or municipal wells; 3. Proposed use would be detrimental to the public interest on environmental grounds and would be environmentally unsound for the export basin; 4. Proposed use would be detrimental to the public interest on economic grounds and would unduly limit future growth and development in the export basin; 5. Proposed action is not an appropriate long-term use of water; 6. Applicant has not justified the need to import water from another basin; 7. Applicant has not implemented a sufficient water conservation plan; and 8. Applicant has not demonstrated good faith intent or financial ability and reasonable expectation to actually construct the work and apply the water to the intended beneficial use with reasonable diligence. Protestants reserves the right to amend this protest to include issues as they develop. Protestants incorporates other protests to SNWA's applications by reference.

THEREFORE the Protestants 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 Louis Benezet
Agent or protestant
Louis Benezet
Printed or typed name, if agent
Address HC 74 Box 150
Street No. or PO Box
Pioche NV 89043
City, State and ZIP Code
775-962-5844
Phone Number

Subscribed and sworn to before me this 9 day of April, 2010
Louise M. Carlson
Notary Public
State of Nevada
County of Lincoln



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