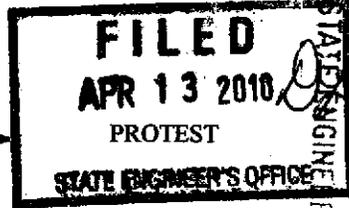


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 79362
FILED BY JC Vidler
ON 1/29, 2010, TO APPROPRIATE THE
WATERS OF underground



RECEIVED
2010 APR 13 PM 4:00
STATE ENGINEER'S OFFICE

Comes now Ramon H. Schmutz
Printed or typed name of protestant

whose post office address is HCR 61 Box 75 Hiko, NV 89017
Street No. or PO Box, City, State and ZIP Code

whose occupation is Rancher and protests the granting

of Application Number 79362, filed on 1/29, 2010

by JC Vidler to appropriate the

waters of underground situated in Lincoln Co.
Underground or name of stream, lake, spring or other source

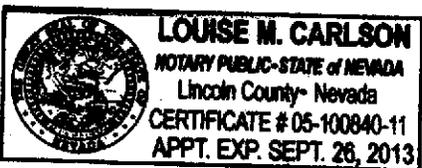
County, State of Nevada, for the following reasons and on the following grounds, to wit:
 1. There is insufficient unappropriated water in the proposed source of supply; 2. Proposed use would conflict with existing water rights and protectable interests in domestic and/or ranch production and/or municipal 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 Ramon H. Schmutz
Agent or protestant
Ramon H. Schmutz
Printed or typed name, if agent
Address HCR 61 Box 75
Street No. or PO Box
Hiko, NV 89017
City, State and ZIP Code
(775) 725-3881
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.