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

RECEIVED
2010 APR 15 AM 11:53
STATE ENGINEER'S OFFICE

IN THE MATTER OF APPLICATION NUMBER 79362
FILED BY Lincoln-Vidler
ON 1-29, 20 10, TO APPROPRIATE THE
WATERS OF Underground

PROTEST

FILED
APR 15 2010
STATE ENGINEER'S OFFICE

Comes now Keith A. Pearson
Printed or typed name of protestant

whose post office address is P.O. Box 440 Panaca NV. 89042
Street No. or PO Box, City, State and ZIP Code

whose occupation is Contractor Rancher and protests the granting

of Application Number 79362, filed on 1-29, 20 10

by Lincoln-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. ☑ Protestant reserves the right to amend this protest to include issues as they develop. ☑ Protestant incorporates other protests to SNWA's applications by reference.

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 Keith A. Pearson
Agent or protestant

Keith A Pearson
Printed or typed name, if agent

Address P.O. Box 440
Street No. or PO Box

Panaca NV. 89042
City, State and ZIP Code

775-728-4582
Phone Number

Subscribed and sworn to before me this 13th day of April, 20 10

JANICE BARR
NOTARY PUBLIC • STATE of NEVADA
Lincoln County • Nevada
CERTIFICATE # 92-0175-11
APPT. EXP. MAY 25, 2012

Janice Barr
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.