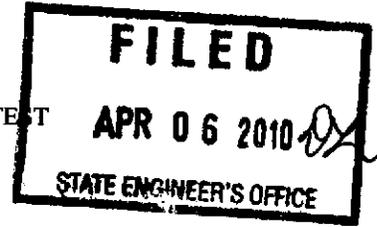


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 79399
FILED BY Virgin Valley Water District
ON February 1st, 20 10, TO APPROPRIATE THE
WATERS OF Underground



PROTEST

Comes now Department of Conservation and Natural Resources, Nevada Division of State Parks

Printed or typed name of protestant

whose post office address is 901 S. Stewart Street, Suite 5005, Carson City, Nevada 89701-5248

Street No. or PO Box, City, State and ZIP Code

whose occupation is State of Nevada public agency

and protests the granting

of Application Number 79399, filed on February 1st, 20 10

by Virgin Valley Water District 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:

Appropriation of the requested underground rights by the Virgin Valley Water District would result in unavoidable and severe environmental damage within the current and expanded boundaries of Beaver Dam State Park. Although the point of diversion is not within the current park boundaries, these boundaries are being expanded by the Lincoln County Lands Bill which has been passed and which is currently in the process of being implemented. The new park boundaries will encompass the point of diversion. The proposed large groundwater appropriations will have a negative impact on the prior rights of the Park for wells and springs within the Park (permits 21882 - 21885). These wells and springs provide water to the Parks recreational users, potable water system, and local wildlife. The environmental carrying capacity of the Park is very fragile and the removal of water will have a adverse impact in this region on wildlife and vegetation. The necessary pumps, pipes, and other water system elements would create a major visual impact in the Park and within its' viewshed, and the installation would cause major environmental damage and disruptions to the recreational public use.

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

David K. Morrow
Agent or protestant

David K. Morrow, Administrator

Printed or typed name, if agent

Address

901 S. Stewart Street, Suite 5005

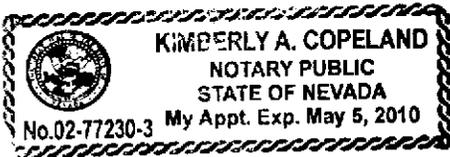
Street No. or PO Box

Carson City, Nevada 89701-5248

City, State and ZIP Code

775-684-2770

Phone Number



Subscribed and sworn to before me this 29th day of March, 20 10

Kimberly A. Copeland
Notary Public

State of Nevada

County of Carson City

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

dy