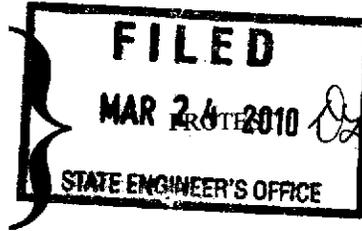


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 79399
FILED BY Virgin Valley Water District
ON February 01, 20 10, TO APPROPRIATE THE
WATERS OF the Beaver Dam Wash



STATE ENGINEER'S OFFICE
2010 MAR 24 AM 11:04

Comes now David R. Mathews
Printed or typed name of protestant
whose post office address is 1925 Bracken Ave., Las Vegas, NV 89104
Street No. or PO Box, City, State and ZIP Code
whose occupation is Retired Engineer and protests the granting
of Application Number 79399, filed on February 01, 20 10
by Virgin Valley Water District to appropriate the
waters of an Underground Source 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) The diversion of underground water at 10 cfs at the point proposed in this Application would significantly decrease the quantity of surface water flowing through the Beaver Dam State Park and would have an adverse effect upon fish and wild life, as well as the pristine and recreational value of the Park.
- 2) The granting of this Application would also detrimentally affect existing water rights (Application # 7508 granted October 22, 1932 and Application # 70285 approved November 18, 2009) for use on down-stream private property located in Lincoln County, Nevada.
- 3) The approval of Application # 79399 would also impair existing down-stream water rights on the Beaver Dam Wash in the States of Utah and Arizona.

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 R. Mathews
Agent or protestant

David R. Mathews
Printed or typed name, if agent

Address

1925 Bracken Ave.
Street No. or PO Box

Las Vegas, NV 89104
City, State and ZIP Code

702-382-8835
Phone Number



Subscribed and sworn to before me this 22 day of March, 20 10

Graciela Ward
Notary Public

State of Nevada

County of Clark

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

By