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

IN THE MATTER OF APPLICATION NUMBER 79412

FILED BY Virgin Valley Water District

ON February 01, 20 10, TO APPROPRIATE THE

WATERS OF the Beaver Dam Wash

FILED
PROTEST
MAR 24 2010
STATE ENGINEER'S OFFICE

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

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 79412, filed on February 01, 20 10

by Virgin Valley Water District to appropriate the

waters of the Beaver Dam Wash 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 500 cfs of water as proposed in this Application would stop or severely decrease the flow of surface water in the Beaver Dam Wash down-stream from the point of diversion (at the outlet of Schroeder Lake which no longer exists because of the breach of the dam in 2005).

2) The proposed diversion would have extremely adverse effects upon the recreational and pristine quality, as well as fish and wild life in the down-stream portion of the Beaver Dam State Park.

3) This proposed diversion would also have extremely adverse impact upon existing Nevada water rights (see Application # 7508 granted October 22, 1932 and Application # 70285 approved November 18, 2009) used on down-stream private property in Nevada.

4) The granting of Application # 79412 would also severely impact valid water rights down-stream 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 [signature]
Agent or protestant

GRACIELA WARD
Notary Public - State of Nevada
Appointment Recorded in Clark County
No. 02-76549-1 - Expires June 3, 2010

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.