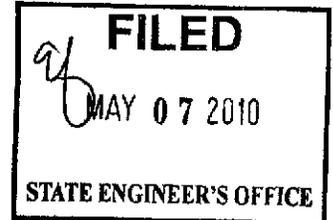


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 79692  
FILED BY Nevada Power Company dba NV Energy  
ON March 15, 2010, TO APPROPRIATE THE  
WATERS OF Hidden Valley (North) Hydrographic Basin



PROTEST



Comes now Moapa Band of Paiute Indians  
Printed or typed name of protestant

whose post office address is PO Box 340, Moapa, NV 89025  
Street No. or PO Box, City, State and ZIP Code

whose occupation is federally recognized Indian tribe and protests the granting

of Application Number 79692, filed on March 15, 2010

by Nevada Power Company dba NV Energy to appropriate the

waters of underground (Hidden Valley (North) hydrographic basin) situated in Clark  
Underground or name of stream, lake, spring or other source

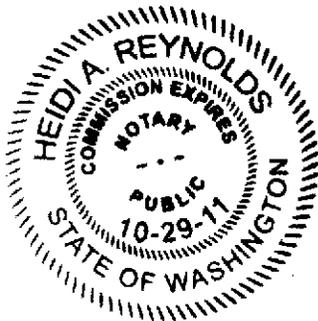
County, State of Nevada, for the following reasons and on the following grounds, to wit:

(1) There is no remaining unappropriated water in the proposed source of supply; (2) the proposed withdrawal conflicts with existing rights both within the groundwater basin at issue, and also with groundwater and surface water rights in nearby areas hydrologically connected to the groundwater basin, including groundwater and surface water rights in which protestant has an interest; and (3) the proposed withdrawal threatens to prove detrimental to the public interest, because it is likely to lower water levels in the Muddy Springs area to the detriment of the Moapa dace, an endangered species.

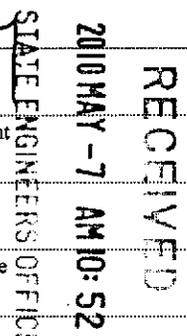
THEREFORE the Protestant requests that the application be denied

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 Richard M. Berley Agent or protestant  
Richard M. Berley, agent Printed or typed name, if agent  
Address PO Box 340 Street No. or PO Box  
Moapa, NV 89025 City, State and ZIP Code  
206-448-1230 Phone Number



Subscribed and sworn to before me this 5th day of May, 2010

Heidi A. Reynolds  
Notary Public

State of Washington  
County of King

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