

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

FILED
JAN 24 2011
STATE ENGINEER'S OFFICE

IN THE MATTER OF APPLICATION NUMBER 80340
FILED BY Spring Creek Utilities Company
ON December 17, 20 10, TO APPROPRIATE THE
WATERS OF permit #45920 at NE1/4 SE1/4 Sec.31, T33N, R57E



PROTEST

Comes now Walt and Barbara Lake

Printed or typed name of protestant

whose post office address is 236 Nellie Lane Spring Creek NV 89815

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

whose occupation is Retired

and protests the granting

of Application Number 80340

, filed on December 17

, 20 10

by Spring Creek Utilities Company

to appropriate the

waters of Underground Basin - 048 - Dixie Creek/Tenmile Creek area

situated in Elko

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:

As noted at NRS 533.024, "the legislature declares that it is the policy of this state to recognize the importance of domestic wells as appurtenances to private homes, to create a protective interest in such wells and to protect their supply of water from unreasonable adverse effects which are caused by municipal, quasi-municipal or industrial uses and which cannot reasonably be mitigated." The amount of water proposed for municipal use (2.5 cfs/589.765 mga) to provide additional water to the Spring Creek Association residents could potentially have an adverse affect on my existing well (log#48564). The proposed (application 80340 with the application 80123) could have a great impact on the volume and pumping of my domestic well. The potential for these cumulative impacts has not been investigated by the Applicant. I believe the Spring Creek Utilities Company has other well location options that would be less likely to adversely impact groundwater intersected by my well. At the least, an in-depth hydrologic investigation is warranted.

THEREFORE the Protestant requests that the application be

Denied /or issue investigation

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

Barbara Lake

Agent or protestant

Barbara Lake

Printed or typed name, if agent

Address

236 Nellie Lane

Street No. or PO Box

Spring Creek, NV 89815

City, State and ZIP Code

775-753-7540

Phone Number

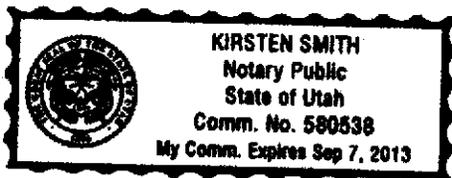
Subscribed and sworn to before me this

20

day of

January

, 20 11



Kirsten Smith
Notary Public

State of Nevada Utah

County of Elko Salt Lake

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ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.