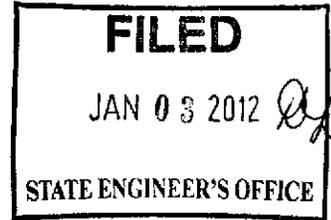


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 81196  
FILED BY Tommy, LLC  
ON November 21, 20 11



PROTEST



Comes now Martha P. Hoots  
Printed or typed name of protestant  
whose post office address is P.O. Box 36, Deeth, NV 89823  
Street No. or PO Box, City, State and ZIP Code  
whose occupation is Rancher and protests the granting  
of Application Number 81196, filed on November 21, 20 11  
by Tommy, LLC for the

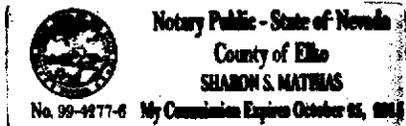
waters of an underground source situated in Elko  
an underground source or name of stream, lake, spring or other source

County, State of Nevada, for the following reasons and on the following grounds, to wit:  
This application states that the waters applied for will be used to supplement the waters from the surface waters of Warm Creek and Warm Springs. The waters appropriated from surface waters and underground waters are two separate and distinct sources. Use of wells previously drilled in the area have affected and depleted the waters from the wells and surface waters of the protestant. State Engineer's Ruling No.'s 3215 and 6156 specifically address and have previously denied applications in the Clover Valley Hydrographic Basin on the grounds that approval of additional underground appropriations would conflict with existing rights and would threaten to prove detrimental to the public interest. The protestant requests that application no. 81196 be denied for these same reasons.

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 Robert E. Morley  
Agent or protestant  
Robert E. Morley, Agent  
Printed or typed name, if agent  
Address 640 Idaho Street  
Street No. or PO Box  
Elko, NV 89801  
City, State and ZIP Code  
775-738-4053  
Phone Number  
remorley@frontiernet.net  
E-mail

Subscribed and sworn to before me this 30th day of December, 20 11



Sharon S. Mathias  
Notary Public  
State of NEVADA  
County of ELKO

FILED  
JAN 03 2012  
STATE ENGINEER'S OFFICE

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