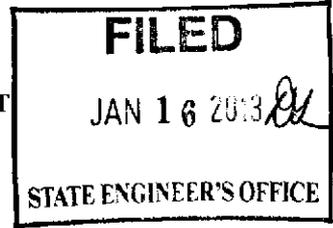


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 82348
FILED BY Young Bros
ON December 10, 2012



PROTEST



Comes now Bureau of Land Management

Printed or typed name of protestant

whose post office address is 50 Bastian Rd., Battle Mountain, NV, 89820

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

whose occupation is and protests the granting

of Application Number 82348, filed on December 10, 2012

by Young Bros for the

waters of underground (northern part of Big smoky valley, basin 137B) situated in Lander

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:

The Young Brothers are applying for a water right to underground water that would supply 14.6 acre feet/year to water 650 cattle in the Kingston allotment, which is managed by the BLM's Mount Lewis Field office. The water source is a well from a previous mining operation, which was intended to be capped, and is located on land that was reclaimed by the BLM. The BLM is protesting because it would be detrimental to public interest for the following reasons: 1) the terms of their grazing permit only allow 257 cattle, but the water right application is for 650 cattle, 2) the range improvement has not been authorized by the BLM, and has therefore, not been analyzed for environmental impacts, 3) basin 137B (Big Smoky Valley) is already designated, 4) they do not have a ROW for the electrical lines that will power the well pump, and 5) heavy cattle use on the reclaimed site will compromise the federal restoration investment.

THEREFORE the Protester 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

Agent or protestant

Christopher J. Cook

Printed or typed name, if agent

Address

50 Bastian Rd.

Street No. or PO Box

Battle Mountain, NV 89820

City, State and ZIP Code

775-635-4056

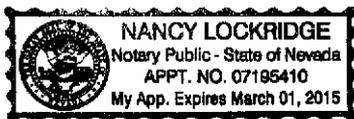
Phone Number

cjcook@blm.gov

E-mail

RECEIVED 2013 JAN 16 AM 10:28 STATE ENGINEER'S OFFICE

Subscribed and sworn to before me this 10th day of January, 2013



Notary Public

State of Nevada

County of Lander

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