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

IN THE MATTER OF APPLICATION NUMBER 83122
FILED BY VLOT REVOCABLE TRUST
ON SEPTEMBER 27, 20 13

PROTEST

FILED
DEC 03 2013
STATE ENGINEER'S OFFICE

Comes now THOMAS L. SHERWOOD
Printed or typed name of protestant

whose post office address is 780 WASHOE DRIVE CARSON CITY NV.89704-9530
Street No. or PO Box, City, State and ZIP Code

whose occupation is RETIRED and protests the granting

of Application Number 83122, filed on SEPTEMBER 27, 20 13

by VLOT REVOCABLE TRUST for the

waters of SMITH VALLEY,NV. situated in LYON
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:
SEE ATTACHED

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2013 DEC -3 PM 2:43
STATE ENGINEERS OFFICE

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 Thomas L. Sherwood
Agent or protestant

THOMAS L. SHERWOOD
Printed or typed name, if agent

Address 780 WASHOE DRIVE
Street No. or PO Box

CARSON CITY NV.89704-9530
City, State and ZIP Code

775-849-2654
Phone Number

sala@pyramid.net
E-mail

State of Nevada
County of Carson City

Subscribed and sworn to before me on 12/3/13

by Thomas L. Sherwood.

FRANCISCO J. RAMIREZ
NOTARY PUBLIC
STATE OF NEVADA
Appt. No. 12-8288-3
My Appt. Expires July 1, 2016

Signature of Notary Public Required

Notary Stamp or Seal Required

+ $30 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE.
ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.

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STATE ENGINEERS OFFICE

APPLICATION NO. 83122

VLOT REVOCABLE TRUST

WELL PERMIT NO. 18368 (CRONAN)

PROTEST

I protest the conversion of this well from irrigation to commercial, because at some point in the neat future Vlot Trust or Smith Valley Farms will seek a permit for many more acre feet annual of water than that well is now permitted to be used for irrigation.

I protest the inclusion of this well in the same aquifer as I am in. This well is located South of the basin boundry, and historically water has not been allowed to be moved across that boundry line, nor can the permitted amount of water be transfered to another basin. That is the rules and regulations of the Nevada Division of Water Resources. The boundry is well documented in the "Water Resources Bulletin NO. 43", which was prepared by The U.S. Dept. of the Interior Geological Survey, 1976, page 30, and the Nevada Division of Water Resources. The Nevada Division of Water Resources has a newer official map of the area with a much more defined boundry line. However, it is not against the law to move the water across a boundry line, and has been done in a few cases, as well as probably can be done again.

I protest the change in the point of diversion to the Vlot Trust property located East of Hunewell Lane, Smith Valley, because the water from the well's location South of the boundry line should not be included in the Northern water basin.

I protest the change in the current period of use, 04 to 11-01, to a period of use from 01-01 to 12-31, because the current non-use of this well during the non growing season is for the aquifer to be recharged from rain, snow melt, and the Walker River. The severe drought in Nevada prevents very much recharging, and the water level in the aquifer continues to drop with the water already being used.