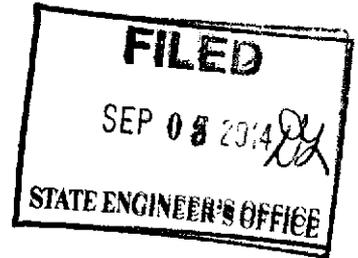


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 84125  
FILED BY Florida Canyon Mining  
ON July 18th, 20 14



PROTEST



Comes now Lovelock Meadows Water District

Printed or typed name of protestant

whose post office address is PO Box 1021

Lovelock, Nevada 89419

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

whose occupation is Public Water System

and protests the granting

of Application Number 84125

, filed on July 18th

, 20 14

by Florida Canyon Mining

for the

waters of Underground Source

situated in Pershing

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 Page

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

*[Handwritten Signature]*

Agent or protestant

Michael Rory Munns, General Manager

Printed or typed name, if agent

Address

PO Box 1021

Street No. or PO Box

Lovelock, Nevada 89419

City, State and ZIP Code

State of Nevada

County of Pershing

Subscribed and sworn to before me on Sept. 2, 2014

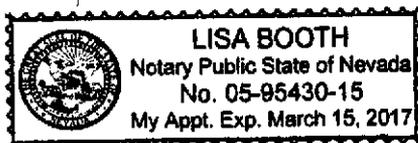
775-273-2387

Phone Number

by *[Handwritten Signature]*

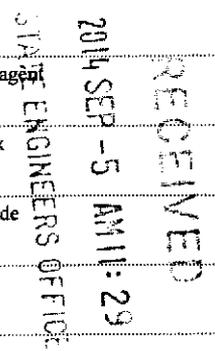
rmunns@cityoflovelock.com

E-mail



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.

The appropriation of water in Nevada is governed by statute, and the State Engineer is authorized to regulate such appropriations. NRS 533.030(1); see NRS 533.370(3). *Pyramid Lake Patute Tribe of Indians v. Washoe County*, 112 Nev. 743, 747-748, 918 P.2d 697, 700 (1996). Under NRS 533.370(3), the State Engineer must deny applications when there is no un-appropriated water in the proposed source or when the proposed use conflicts with existing rights or is detrimental to the public interest. *Office of State Engineer v. Morris*, 107 Nev. 699, 701, 819 P.2d 203, 204 (1991).

In accordance with the foregoing authorities, the Lovelock Meadows Water District submits this protest in opposition of above designated applications for the following reasons:

- 1) Currently, District wells 5, 7, and 8, located in the southern area of the Oreana basin, are experiencing a year to year drawn down in water. The proposed water right application(s) will unreasonably lower static water levels in the basin and adversely affect the District's existing rights. Therefore, the application(s) must be denied.
- 2) Based upon available hydrological data from the Nevada State Engineer, U.S. Geological Survey, U.S. Bureau of Mines and Humboldt River Basin Studies, the estimated perennial yield of the Oreana basin ground water is 2000 acre-feet per year. The State Engineers Office has issued a total of 4987 acre-feet of underground water rights in this basin. The majority of the allocated acre-feet are coincident with the District's curtailment area, which is the sole source of potable water for the Lovelock Meadows Water District. Therefore, there is no un-appropriated ground water available in the Oreana basin. There are simply too many straws in the drink. As such, the application(s) must be denied.

This reasoning holds true for hydrographic basins 73, 73A (Oreana Basin) and the southern portion of 72, which represent existing or potential sources of water for the District. Due to the fact that these basins are actually or possibility over-appropriated, any additional appropriation harms the District's existing or future interests in hydrographic basins 73, 73A or 72 (southern portion). Further appropriation in these basins is detrimental to the public's interest due to the inevitable increase in capital costs to extract water from a dropping water table. These costs must be passed on the District's constituents. Thus, further appropriation will increase the cost of potable water to the detriment of the public. Along these lines, over-appropriation may lead to water treatment, which substantially increases the cost of water. Accordingly, the application(s) must be rejected.

- 3) The Lovelock Meadows Water District is a 318 entity and provides water services for the entire Lovelock Valley including the City of Lovelock with municipal water. The proposed use and underlying discharge of water for this/these application(s) may very well degrade existing permits owned by the Lovelock Meadow's Water District. The application(s) harms the public interest by potentially requiring an increase in the fee structure for District's remaining constituents in order to compensate for the loss of current or expected revenue. As such, the application(s) is detrimental to the public interest and must be denied.

RECEIVED  
2014 SEP -5 AM 11:29  
STATE ENGINEERS OFFICE

# Lovelock Review-Miner Classifieds

**Line classified rate (up to 20 words)**  
1 issue, \$8.05; 2 consecutive issues, \$10.60;  
3-5 issues, \$17.53; 12 consecutive issues, \$34.18.  
Additional word after 20 words, 17¢ per word.

your classified ad! [irm.office@winnemuccapublishing.net](mailto:irm.office@winnemuccapublishing.net)

**Policies:** No refunds for cancellations. All ads must be placed by Noon Tuesday for the Thursday issue. Payment is due upon placement of ad unless an account has been established. No exceptions. Please check your ad carefully the first time it appears. In the event of an error, we will not assume responsibility for more than one insertion.

**Display Advertising Open Rate, \$9.48 pcd; non-profit, \$5.38 pcd.; Legal Notices Open Rate \$7.84 pcd.**  
**Water applications \$50, four consecutive issues.**  
**Affidavit fee: \$12.30 per affidavit. 17¢ per word typesetting fee.**  
E-mail your legal! [lcpclgals@winnemuccapublishing.net](mailto:lcpclgals@winnemuccapublishing.net)

### Residential Real Estate

State advertised to the Federal Equal Housing Act, which is legal to advertise. No limitation on race, religion, sex, marital status or age, or intention to discriminate on such preferences, or on the basis of sex, race, or color. No discrimination on the basis of sex, race, or color. No discrimination on the basis of sex, race, or color. No discrimination on the basis of sex, race, or color.

### 50 Rentals Residential

Approximately 900 sq. ft. studio apartment \$700 a month plus cleaning deposit. Includes some utilities and cable tv 273-2631. (Pershing)

FOR RENT 2 bdrm 1 bth house in Lovelock, single attached garage, fenced backyard w/shed, patio with garden area, no smoking. \$750/mo plus deposit. Available now! Call 775-830-8226 or 775-223-7957. (Pershing)

Rentals available in Lovelock! Call Valerie with C21 Sonoma Property Management 775-240-7164. (Pershing)

Two studio apartments available \$475 a month plus cleaning deposit, includes all utilities and cable tv 273-2631. (Pershing)

### 70 Mobile Homes For Sale

3bd 1 bath Mobile home, 15,000 - Set up in Park. call 928-245-0414. (Pershing)

New Kit homes for sale. Land/Home and Home only financing available. Lot models open:

Monday - Friday 9am to 5pm,  
Saturday 10am - 3pm.  
Solid Gold Homes  
3319 Potato Road  
877-780-2111 or  
775-623-4600.  
(Pershing)

### 80 Mobile Homes Lots/Spaces

RV or M.H. space for rent. Quiet park, nice, grassy fenced spacious sites. Includes water & garbage. 6440 Grass Valley Rd. 775-623-4371. Behind BJ's Market, Winnemucca. (Humboldt)

### 90 Acreage for Sale or Lease

### 170 Misc. For Sale

**REDUCE YOUR CABLE BILL!** Get a Whole-Home Satellite System installed at NO COST and Programming Under \$1 a Day. FREE HD/DVR Upgrades CALL NOW 866-735-3275 (NVCAN)

**SAFE STEP WALK-IN TUB.** Alert for Seniors. Bathroom falls can be fatal. Approved by Arthritis Foundation. Therapeutic Jets: Less Than 4 Inch, Wide Door, Anti-Slip Floors. American Made. Installation Included. Call 800-859-5390 for \$750 Off. (NVCAN)

### 230 Pets

Looking for a loving pet? Check the selection of dogs at Animal Control Dogs are in outside kennels during the day at the Animal Shelter in Sage Heights, or call Animal Control at 623-6429 for more information. (Pershing)

### 240 Lost & Found

LOST DOG? Call Animal Control, 623-6429 (Pershing)

### 250 Livestock for Sale

Goats and Sheep For Sale, All Ages -Reducing Herd- Call (775) 625-1194 (Pershing)

### 410 Education & Training

**ONLINE JOBS** begin here. Become an Aviation Maintenance Tech. FAA approved training. Financial aid if qualified. Job placement assistance. Call Aviation Institute of Maintenance. 888-242-2539 (NVCAN)

### 470 Services

**MY COMPUTER WORKS** Computer problems? Viruses, spyware, email, printer issues, bad internet connections- **FIX IT NOW!** U.S.-based technicians. \$25 off service. Call for immediate help. 1-800-883-3802 (NVCAN)

### Legal Notices

**APPLICATION FOR WATER**  
NOTICE IS HEREBY GIVEN, that on the 18th day of July, 2014 Florida Canyon Mining, Inc. of Inlay, Nevada made application to the State Engineer of Nevada for permission to change the point of diversion and place of use of 0.6104 c.f.s., a portion of water heretofore appropriated under Permit 57097. Water will be diverted from an underground source at a point located within the NE1/4 SW1/4 of Section 35, T31N, R33E, MDM, or at a point from which the NW corner of said Section 35 bears N 42 degrees 09 minutes 34 seconds W, a distance of 3,712.35 feet (approx. 11 miles SW of Inlay, NV). Water will be used for mining, milling, and domestic purposes from January 1st to December 31st of each year. The existing point of diversion was located within the SE1/4 NW1/4 of Section 3, T31N, R33E, MDM, or at a point from which the SW corner of said Section 3 bears S 31 degrees W, a distance of 3,810 feet. Jason King, P.E. State Engineer JK/ac  
Published in the Lovelock Review Miner  
August 14, 21 & 28, & September 4, 2014 (Pershing)  
Legal No. LL2572  
**NOTICE OF TRUSTEE'S SALE 63841-FCL**  
**WHEREAS, PENSCO TRUST CUSTODIAN FBO: RONALD A. FOELDI, IRA ACCOUNT #20004330, is the owner and holder of that certain obligation evidenced by a Promissory Note dated December 8, 2010, and secured by that certain real property and as evidenced by a Deed of Trust executed by LOREN J. KALMAN, Trustee of the FINALIS INVESTMENT TRUST, Trustor, to WESTERN TITLE COMPANY, LLC, a Nevada limited liability company, Trustee for PENSCO TRUST CUSTODIAN FBO: RONALD A. FOELDI, IRA ACCOUNT #20004330, Beneficiary, which Deed of Trust was dated December 8, 2010 recorded December 23, 2010, as Document No. 470009, Official Records, Pershing County, Nevada; and WHEREAS, default has been made by said Trustor in the payment of the debt evidenced by the Promissory Note for which said Deed of Trust is security, and the said PENSCO TRUST CUSTODIAN FBO: RONALD A. FOELDI, IRA ACCOUNT**

### Legal Notices

September 4, 2014 (Pershing)  
Legal No. LL2572  
**NOTICE OF TRUSTEE'S SALE 63841-FCL**  
**WHEREAS, PENSCO TRUST CUSTODIAN FBO: RONALD A. FOELDI, IRA ACCOUNT #20004330, is the owner and holder of that certain obligation evidenced by a Promissory Note dated December 8, 2010, and secured by that certain real property and as evidenced by a Deed of Trust executed by LOREN J. KALMAN, Trustee of the FINALIS INVESTMENT TRUST, Trustor, to WESTERN TITLE COMPANY, LLC, a Nevada limited liability company, Trustee for PENSCO TRUST CUSTODIAN FBO: RONALD A. FOELDI, IRA ACCOUNT #20004330, Beneficiary, which Deed of Trust was dated December 8, 2010 recorded December 23, 2010, as Document No. 470009, Official Records, Pershing County, Nevada; and WHEREAS, default has been made by said Trustor in the payment of the debt evidenced by the Promissory Note for which said Deed of Trust is security, and the said PENSCO TRUST CUSTODIAN FBO: RONALD A. FOELDI, IRA ACCOUNT**

### Legal Notices

**#20004330, did cause Notice of Default and Election To Sell under said Deed of Trust to be recorded April 22, 2014, as Document No. 488566, Official Records, Pershing County, Nevada; and WHEREAS, PENSCO TRUST CUSTODIAN FBO: RONALD A. FOELDI, IRA ACCOUNT #20004330 has made demand upon said Trustee that said Trustee proceed to sell the land and premises described in said Deed of Trust; NOW, THEREFORE, pursuant to said demand, and in accordance with the terms and under the authority of said Deed of Trust, said WESTERN TITLE COMPANY, LLC, a Nevada limited liability company, as such Trustee, does hereby give notice that on the 11th day of SEPTEMBER, 2014, at the hour of 2:00 o'clock P.M. on said day, at the entrance to the Pershing County Courthouse, located at 400 Main Street, in Lovelock, Nevada, said Trustee will sell at public auction to the highest bidder, for current lawful money of the United States of America, all that certain real property situate in the County of Pershing, State of Nevada, that is described as follows:**

A. P. No. 008-650-

08 & 09  
Lots 8 and 9 of that certain Map of Division into Large Parcels for Line Out Real Estate Partnership lying within Section 13, Township 34 North, Range 33 East, M.D.B.&M., recorded in the Office of the Pershing County Recorder on June 29, 2007, under File No. 355838, Pershing County, Nevada.  
TOGETHER WITH the improvements thereon, and all and singular the tenements, hereditaments and appurtenances thereunto belonging or appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.  
The current outstanding principal balance is approxi-

### 320 Help Wanted

## Lovelock Review-Miner

### Office Assistant

The Lovelock Review-Miner is looking for a self-motivated, part time assistant for our Lovelock office. Answer phones, assist customers, data entry, bank deposits. Must be able to lift 25lbs.

Fax resume to:  
775-623-1280

### 320 Help Wanted

**Real Estate, Rental and Property Services**  
Valerie Benolkin, Broker  
Call 775-240-7164  
[www.valeriebenolkin.com](http://www.valeriebenolkin.com)

### Residential Real Estate

New flooring, carpet, sewer & water, call 928-245-0414

### Residential Real Estate

Fenced yard, water, sewer, call 928-245-0414

RV or M.H. space for rent. Quiet park, nice, grassy fenced spacious sites. Includes water & garbage. 6440 Grass Valley Rd. 775-623-4371. Behind BJ's Market, Winnemucca. (Humboldt)

RV or M.H. space for rent. Quiet park, nice, grassy fenced spacious sites. Includes water & garbage. 6440 Grass Valley Rd. 775-623-4371. Behind BJ's Market, Winnemucca. (Humboldt)