

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

FILED
DEC 11 2014
STATE ENGINEER'S OFFICE

IN THE MATTER OF APPLICATION NUMBER 84414
FILED BY Humboldt River Basin Water Authority
ON December 11, 2014

PROTEST

Comes now Humboldt River Basin Water Authority

Printed or typed name of protestant

whose post office address is P.O. Box 2008 Carson City, Nevada 89702

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

whose occupation is unit of local government

and protests the granting

of Application Number 84414

, filed on October 6

, 2014

by Casino West, Inc.; Masini Investments, LLC; and L&M Family Limited Partnership

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:

1. The proposed point of diversion is immediately proximate to Thorpe Creek, the surface waters of which are fully appropriated under the Bartlett Decree. Production of groundwater from a well at the proposed point of diversion is likely to have an adverse impact upon the flow of Thorpe Creek and to existing decreed surface water rights on Thorpe Creek and other downstream water rights holders.
2. A review of well logs for other existing groundwater wells in the vicinity of the proposed point of diversion suggests that a seal in the proposed well casing to a typical depth of 50' may not afford protection to the surface flows of Thorpe Creek. (see Attachment A for continuation of Reasons and Grounds)

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

[Signature]

Agent or protestant

Mike Baughman, Executive Director

Printed or typed name, if agent

Address

P.O. Box 2008

Street No. or PO Box

Carson City, Nevada 89702

City, State and ZIP Code

State of Nevada

County of Carson City

Subscribed and sworn to before me on Dec 11, 2014

775-315-2544

Phone Number

by Mike Baughman

mikebaughman@charter.net

E-mail

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STATE ENGINEER'S OFFICE

[Signature]

Signature of Notary Public Required

SUSAN COX
NOTARY PUBLIC
STATE OF NEVADA
No. 05-95399-12 My Appt. Exp. April 11, 2017
Notary Stamp or Seal Required

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

**Continuation Sheet
Reasons and Grounds for Protest
Humboldt River Basin Water Authority
Protest to Application 84414
December 11, 2014**

3. The proposed point of diversion is within a section of land within T34N, R42E which has been designated by the Nevada State Engineer through Order 869 as requiring special management pursuant to NRS 534 and accordingly, approval of Application 84413 and production of groundwater from a well at the proposed point of diversion may impair other existing groundwater rights.

4. The adverse impact upon the flow of Thorpe Creek occasioned by the production of groundwater from a well at the proposed point of diversion is not in the public interest.

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