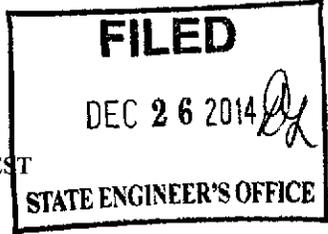


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA



IN THE MATTER OF APPLICATION NUMBER 84466
FILED BY Home Camp Cabin LLC
ON October 20, 20 14

PROTEST

Comes now USDOJ - Bureau of Land Management

Printed or typed name of protestant

whose post office address is PO Box 460/602 Cressler Street, Cedarville, CA 96104

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

whose occupation is federal land management agency

and protests the granting

of Application Number 84466

, filed on October 20

, 20 14

by Home Camp Cabin LLC

for the

waters of Pinto Spring

situated in Washoe

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 Attachment for Pinto Spring

RECEIVED
2014 DEC 26 AM 11:16
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

[Signature of Dennis A. Sylvia]

Agent or protestant

Dennis A. Sylvia, PhD

Printed or typed name, if agent

Address

PO Box 460/602 Cressler Street

Street No. or PO Box

Cedarville, CA 96104

City, State and ZIP Code

State of Nevada

California

County of

Modoc

Subscribed and sworn to before me on

Dec 23, 2014

530-279-6101

Phone Number

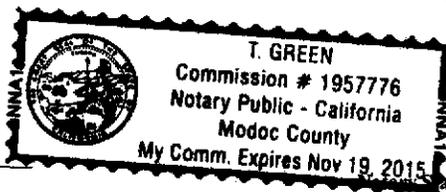
by Dennis A. Sylvia, PhD

dsylvia@blm.gov

E-mail

[Signature of T. Green]

Signature of Notary Public Required



Stamp or Seal Required

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

84466 Pinto Springs -

BLM is protesting this application on the following grounds:

There is no water available for appropriation at the source. BLM holds vested water right, V09434, and claims a PWR 107 federally reserved right which provides water for livestock grazing, domestic uses associated with recreation, and provisions for wildlife and riparian vegetation.

The BLM acquired Pinto Spring and all associated improvements in 2010.

The BLM recently completed a 137-acre enclosure with off-site water for livestock at Pinto Spring. The project was required due to the site not meeting Land Health Standards for riparian health; the spring was rated as non-functional. The BLM is required by law to make changes when Land Health Standards are not met. The estimated cost of the project was \$60,000.

While applicant has grazing permits, applicant is applying to use water outside of permitted use on the allotment. Applicant is permitted livestock from 4/1 to 9/15 for the entire allotment but is applying for use from 3/1 to 11/30. Further, applicant is only permitted within the specific pasture that Pinto Springs is located in from 4/16-7/15. Therefore the applicant is applying to use water for 5 months during which they are not permitted to use the pasture for grazing. Through the BLM vested water right and PWR 107 claim, the applicant has full use of water for grazing during their permitted use period.

Further, the applicant is applying for use by 2,000 head of livestock for Pinto Springs however is only authorized for 1,828 head at maximum throughout the entire pasture (not just for Pinto Springs).

RECEIVED
2014 DEC 26 AM 11:16
STATE ENGINEERS OFFICE