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

IN THE MATTER OF APPLICATION NUMBER 84609
FILED BY Egger Enterprises LLC
ON December 22, 20 14

PROTEST

FILED
MAR 25 2015
STATE ENGINEER'S OFFICE

Comes now Rob + Delia Nuffer
Printed or typed name of protestant

whose post office address is 27815 Woodward Rd. Winn. Nv 89445
Street No. or PO Box, City, State and ZIP Code

whose occupation is Rancher and protests the granting

of Application Number 84609, filed on December 22, 20 14

by Egger Enterprises for the

waters of Underground Source situated in Humboldt
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

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 Rob Nuffer Delia Nuffer
Agent or protestant

Rob + Delia Nuffer
Printed or typed name, if agent

Address 27815 Woodward Rd
Street No. or PO Box

Winnemucca, Nv 89445
City, State and ZIP Code

(775) 941-0246
Phone Number

Sivejhorses@yahoo.com
E-mail

State of Nevada
County of Humboldt

Subscribed and sworn to before me on March 25, 2015
by Rob Nuffer + Delia Nuffer

Louise S. Griggs
Signature of Notary Public Required

LOUISE S. GRIGGS
Notary Public - State of Nevada
Appointment Recorded in Humboldt County
No: 99-12808-9 - Expires January 12, 2016
Notary Stamp or Seal Required

+ $30 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE.

ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.

Nevada Division of Water Resources
Jason King, P.E.
901 S Stewart St. Ste.2002
Carson City, NV 89701

March 23, 2015

Mr. King:

I am writing to you in protest of Steven and Staci Egger's application to appropriate and change the point of diversion of waters in the Quinn River Valley. The valley that we live in along with the Eggers and many more farmers and ranchers is a closed basin and has been for some time.

The Woodward Ranch (Rob and Delia Nuffer) is soon to be in the same family for 100 years (2019). A number of the neighboring ranches were started by or increased their acreage by applying or buying former Desert Land Entry properties, which is also the case with parts of our ranch. Then the Taylor Grazing Act was created and we now have the BLM and Forest Service which I am sure you are well aware of. The AUMs (Animal Unit Months) that make up these holdings have a dollar value that is pertinent to the value of our ranch as well as the success of our livelihood.

The Eggers have decided that they need more land to raise alfalfa so they have applied for a DLE which would take in 1100 acres of BLM permitted ground of which 450 acres belong to the Woodward Ranch and is part of our BLM permit. The water they wish to appropriate or change point of diversion is directed to these permitted acres.

T43N., R31 E Sec 5 Lots 1,2, 5 ½, NE ¼,SE ¼
T44N, R31 E Sec 20 SE ¼
Sec. 29 E ½ / Sec 32 E 1//2

It is drawing close to irrigation time and Eggers nearby neighbors are anticipating evidence of his pumps drawing their irrigation wells down.

At this time we have a formal protest in the office of the Dept of Interior in Washington D.C. as well as the State Office in Reno, NV. It may also be of some value to you to check with the Humboldt County Commissioners because they are very well aware of the ways and means that the Eggers have taken to try and obtain this piece of property . I believe that you will find that the BLM actions on this subject have been questionable. We ask you to consider this protest along with the many others that I know have been sent to your office.

Thank you,

Woodward Ranch
Rob Nuffer
Delia Nuffer
Rob and Delia Nuffer

IN THE MATTER OF APPLICATION)
30219 FILED FOR THE WATERS OF)
AN UNDERGROUND SOURCE IN PINE) **R U L I N G**
FOREST VALLEY, HUMBOLDT COUNTY,)
NEVADA)

GENERAL:

Application 30219 was filed on May 5, 1976 by Vernon Cannon to appropriate 2.5 cfs of the waters of an underground source to be diverted within the NE¼ SW¼ Section 2, T.41N., R.32E. and to be used for the irrigation of 360 acres within the NW¼ SE¼ and SW¼ Section 2, SE¼ Section 3 T.41N., R.32E.

This application was protested on June 7, 1976 by Jule and Elizabeth DeLong.

An investigation in the matter of application 30219 was made on September 22, 1976.

OPINION:

It is our opinion that the granting of this application is such close proximity of other existing wells would tend to impair the value of existing rights.

RULING:

The protest to the granting of Application 30219 is hereby sustained and the application is hereby denied on the grounds that it would tend to impair the value of existing rights.

Respectfully submitted,

Roland D. Westergard
State Engineer

RDW/TJS/lk

Dated this 15th day

of October, 1976.

IN THE OFFICE OF THE STATE ENGINEER

OF THE STATE OF NEVADA

O R D E R

NOTICE OF CURTAILMENT OF WATER
APPROPRIATION WITHIN THE DESIGNATED
PINE FOREST VALLEY GROUND WATER BASIN

The State Engineer designated the Pine Forest Valley Ground Water Basin, as provided under NRS 534.010 to 534.190, inclusive, by Order No. 711 dated May 1, 1978.

Crop and pumpage inventories maintained by the office of the State Engineer indicate that present withdrawals are exceeding the estimated recharge of the Pine Forest Valley Ground Water Basin.

The irrigation of additional land using underground water would threaten to impair the value of existing underground and surface water rights.

In accordance with NRS 534.120, subsection 2, the irrigation of additional land using underground water is not considered to be a preferred use of the limited underground water resource.

NOW THEREFORE, it is ordered that:

All applications filed after December 1, 1983, to appropriate underground water to irrigate additional land within the Designated Pine Forest Valley Ground Water Basin will be denied.

Peter G. Morros
State Engineer

Dated at Carson City, Nevada, this
1st day of December, 1983.