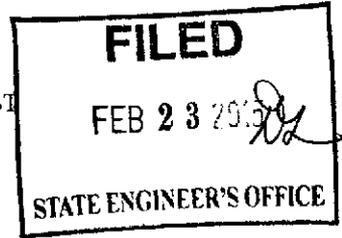


IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER 84721
FILED BY ESM 2, LLC
ON January 16, 20 15



PROTEST



Comes now City of Elko
Printed or typed name of protestant

whose post office address is 1751 College Avenue, Elko, NV 89801
Street No. or PO Box, City, State and ZIP Code

whose occupation is municipal water system and protests the granting

of Application Number 84721, filed on January 16, 20 15

by ESM 2, LLC 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:

The Elko Segment (Hydrographic Area No. 49) is currently over appropriated.
There is no upappropriated water at the proposed source (that the City of Elko is aware of).
Additional appropriations and the proposed use or change conflicts with, and would be detrimental to, existing rights.
The proposed use or change conflicts with protectible interests in existing domestic wells as set forth in NRS 533.024
The proposed use or change threatens to prove detrimental to the public interest.

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 Ryan Limberg
Agent or protestant
Ryan Limberg, City of Elko
Printed or typed name, if agent

Address 1751 College Ave.
Street No. or PO Box
Elko, NV 89801
City, State and ZIP Code

State of Nevada
County of ELKO

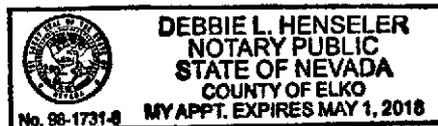
Subscribed and sworn to before me on 2-19-15

775-777-7212
Phone Number

by Ryan Limberg

rlimberg@ci.elko.nv.us
E-mail

Debbie L. Henseler
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.