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

IN THE MATTER OF APPLICATION NUMBER 85264

FILED BY Rodney St. Clair

ON June 25, 20 15

PROTEST

FILED
AUG 10 2015
STATE ENGINEER'S OFFICE

Comes now Gerlach General Improvement District
Printed or typed name of protestant

whose post office address is P.O. Box 209, Gerlach, NV 89412
Street No. or PO Box, City, State and ZIP Code

whose occupation is political subdivision of the State of Nevada and protests the granting

of Application Number 85264, filed on June 25, 20 15

by Rodney St. Clair 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 Exhibit "A" attached hereto.

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.

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2015 AUG 10 AM 11:32
STATE ENGINEERS OFFICE

Signed
Agent or protestant

William Courtney
Printed or typed name, if agent

Address P.O. Box 209
Street No. or PO Box

Gerlach, Nevada 89412
City, State and ZIP Code

775-557-2601
Phone Number

gerlachgid@yahoo.com
E-mail

State of Nevada

County of Washoe

Subscribed and sworn to before me on August 5, 2015

by ~~William Courtney~~
William Courtney

SUSAN O. JACKSON
Notary Public, State of Nevada
Appointment No. 13-9863-2
My Appt. Expires Sep 27, 2016

Susan O. Jackson
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.

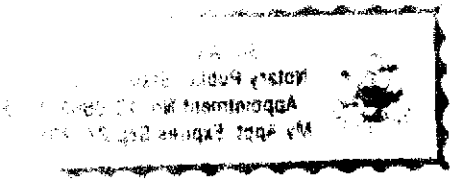

Exhibit "A"

1. This Application is one of two (2) Applications filed by Rodney St. Clair seeking to appropriate and export some 14,241 acre feet of ground water from Hydrographic Basin No. 26. Diversion and export of such a quantity of water will unreasonably lower the static water level in the subject and related basins, adversely effect the quality of remaining groundwater and further threaten springs, seeps, and phreatophytes which provide water and habitat critical to the survival of wildlife, grazing livestock and other surface area existing use.

2. The granting of the subject Application with regard to interbasin flows will conflict with and adversely impact existing rights, including those of the Protestant.

3. There is no unappropriated water in the proposed source.

4. The subject Application was filed for purposes of speculation with no specified ultimate use or project and accordingly is not in the public interest.

5. The Applicant does not own or control the proposed place of use or right of way necessary to convey water to the proposed place of use.

6. The granting of the subject Application, particularly when considered with the other Application filed concurrently by this Applicant, will deprive the area of origin of water needed for its environmental and economic well being.

7. The proposed diversion and export of water from the source basin is not environmentally sound.

8. The Applicant lacks the financial capability for developing and transporting water under the subject Application and putting the same to beneficial use.

9. The subject Application should be denied because it individually and cumulatively with the other Application of this proposed project will exceed the safe yield of the source and related basins.

10. The granting or approval of the subject application would be detrimental to the public interest inasmuch as it may allow the Applicant to "lock up" vital water resources for speculative purposes.

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