

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

IN THE MATTER OF APPLICATION NUMBER 84429
FILED BY Rodney St. Clair
ON October 9, 20 14



PROTEST FILED DEC 08 2014 STATE ENGINEER'S OFFICE

Comes now John DeLong
Printed or typed name of protestant
whose post office address is 4005 South Bottle Creek Road Winnemucca, Nevada 89445
Street No. or PO Box, City, State and ZIP Code
whose occupation is Rancher and protests the granting
of Application Number 84429, filed on October 9, 20 14
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:

Please see Attachment 1

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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.

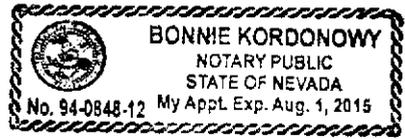
Signed [Signature] Agent or protestant
Sam E. Monteleone, agent for DeLong Ranches, LLC
Printed or typed name, if agent

Address 2426 Haida Court
Street No. or PO Box
Reno, Nevada 89506-9118
City, State and ZIP Code

Subscribed and sworn to before me on December 8, 2014 775-843-4419
Phone Number

by Sam E. Monteleone oldnevadanwater@gmail.com
E-mail

[Signature]
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.

ATTACHMENT 1

The Protestant of this Application owns several water rights in the neighboring Black Rock Desert Hydrographic basin and is concerned that a water withdrawal of the magnitude proposed under Application 84429 would eventually cause irreparable damage to their holdings. The proposed manner of use threatens to prove detrimental to the public interest (NRS 533.371 (6)). This Application seeks to appropriate water from Mud Meadows ground water basin and transfer it to other basins (interbasin transfer), approximately 100 airline miles to the south. The Applicant did not cite a specific "Project" for utilizing water for this Application. The Applicant is not an Entity authorized to divert water, nor does he have the wherewithal to construct a pipeline of sufficient size and length to move 7,000 acre-feet of water over the distance to the Proposed Place of Use. Please refer to NRS 533.370 1 (c), (1) and (2), 2 and 3 (a), (b), (c), (d) & (e). Under NRS 533.370 4 (h), the Applicant does not have authorized entry permission from governmental agencies to move water via pipeline across public lands. Because the Point of Diversion of Application 84430 lies within the Black Rock National Conservation area, special use permits may be required from the U. S. Bureau of Land Management or other governmental agencies before approval of this Application. All Statutes under NRS 533.364 must be strictly followed. In addition, if this Application is approved, it would be subject to all the provisions under NRS 533.438.

The approval of Application 84429 and subsequent pipeline building activities would cause irreparable damage to the Black Rock desert and its ecology.

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