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RN0005-001

September 1, 2011

VIA U.S. MAIL

Tim Wilson, P.E., Hearing Officer
Nevada Division of Water Resources
901 S. Stewart St., Suite 2002
Carson City, NV 89701

Re: Application 80700: Withdrawal of Applicant's Objection to Party Status and/or Participation in Evidentiary Hearing Regarding Lyon County, Nevada and City of Yerington, Nevada

Dear Mr. Wilson:

On Wednesday, August 31, 2011, you presided over a Pre-Hearing Conference for consideration of various issues regarding Application 80700 of the National Fish & Wildlife Foundation (NFWF) and subsequent protests to the same. At that hearing, a representative of Lyon County, Nevada (Lyon Co.), which filed a letter with your office concerning the Application but failed to file a timely formal protest to the Application pursuant to NRS 533.365, stated the intent of Lyon Co. to participate as a full party in any subsequent hearings or proceedings concerning Application 80700. I objected to the participation of Lyon Co. on the basis that it failed to file a timely protest to Application 80700 pursuant to NRS 355.365.

On behalf of Applicant NFWF, I hereby withdraw the stated objection to the participation of Lyon Co. in any and all proceedings relating to Application 80700. Further, to the extent that the City of Yerington, Nevada did not comply with NRS 533.365, NFWF nonetheless does not object to the participation of the City of Yerington.

Very truly yours,

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