№ 54126

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office OCT 27 1989

Returned to applicant for correction

Corrected application filed

Map filed OCT 27 1989 under 54124

The applicant Tracy Company

290 Baldwin Avenue (Street and No. or P.O. Box No.), of San Mateo (City or Town),

California (94401) (State and Zip Code No.), hereby make.... application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Incorporated in the State of Nevada, February 11, 1981

1. The source of the proposed appropriation is Underground - Well No. 3 (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 2.5 cfs (One second-foot equals 448.83 gals. per min.) second-feet

   (a) If stored in reservoir give number of acre-feet

3. The water to be used for Quasi-Municipal (Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.)

4. If use is for:

   (a) Irrigation, state number of acres to be irrigated

   (b) Stockwater, state number and kinds of animals to be watered

   (c) Other use (describe fully under "No. 12. Remarks")

   (d) Power:

      (1) Horsepower developed

      (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point SE¼ SW¼ Section 21, T20N, R22E, (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.) MDM, or at a point from which the W¼ corner of Section 28, T20N, R22E, MDM, bears S 38° 33' 30" W a distance of 4,052.53 feet.

6. Place of use All of Section 21; N½, N½ S½ Section 28; SW¼, NW¼, NE¼ Section 29; (Describe by legal subdivision. If on unsurveyed land, it should be so stated.) E½ SE¼, E½ W½ SE¼ Section 30, T20N, R22E, MDM.

7. Use will begin about January 1 (Month and Day) and end about December 31 (Month and Day), of each year.

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drill well, install pump, motor, transmission (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.) water mains, storage tank and distribution system.

9. Estimated cost of works $500,000.00

10. Estimated time required to construct works Two Years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use Ten Years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is for a community water system with an estimated 2,000 single family units, elementary school, industrial and commercial development, RV park and other multiple uses for a planned community. The total water use is 548.5 MGA.

By s/Richard W. Arden Agent
950 Industrial Way, Sparks, NV (89431)

Compared bk/db

Protested 2/9/90 by TCID

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, subject to the followng limitations and conditions:

Applications 54124, 54125 and 54126 are hereby denied on the grounds that the applicant has not submitted the information requested by the State Engineer's Office. The granting of said applications without the additional information requested would not be in the public interest. No ruling is made on the protest submitted by Truckee Carson Irrigation District.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed on or before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

Map in support of proof of beneficial use shall be filed on or before

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E. State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 1st day of May, A.D. 19 95

State Engineer

(O)-5314 (Rev.)