



THE STATE OF NEVADA
APPLICATION TO APPROPRIATE WATER

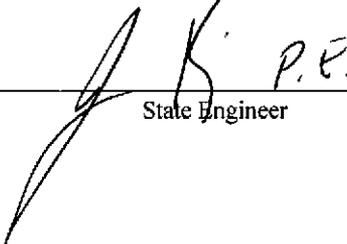
Name of Applicant: DRY LAKE WATER, L.L.C.
Source: UNDERGROUND
Basin: COYOTE SPRING VALLEY
Manner of Use: QUASI-MUNICIPAL
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 08/08/2001

DENIAL OF STATE ENGINEER

The protests to this application are hereby upheld in part and the application is hereby denied on the grounds that there is no unappropriated groundwater at the source of the supply, the proposed use would conflict with existing rights in the Order 1169 basins and the proposed use of the water would threaten to prove detrimental to the public interest in that it would threaten the water resources upon which the endangered Moapa dace are dependent. No ruling is made on the merits of the remaining protest grounds.

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of January, 2014.



State Engineer

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

Date of filing in State Engineer's Office AUG 08 2001

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 16 1998 under 64037

The applicant **Dry Lake Water, L.L.C.** hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **underground source in Basin 210**
2. The amount of water applied for is **10 (ten) second-feet**
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **quasi-municipal**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated **n/a**
 - (b) Stockwater, state number and kinds of animals to be watered **n/a**
 - (c) Other use (describe fully under No. 12. "Remarks") **See No. 12**
 - (d) Power:
 - (1) Horsepower developed **n/a**
 - (2) Point of return of water to stream **n/a**
5. The water is to be diverted from its source at the following point **within the NE¼ SE¼ Sec 28, T14S, R63E, MDM protracted at a point where the SE corner of Sec 28 bears S 27° 19' E, 2,755.5 ft. The point of diversion also bears N 6° 12' E, 375.0 ft. from a Nevada DOT R.O.W. marker number 136392.9, a concrete marker with steel insert rod. The point of diversion can be found about 120 feet east of Milepost 75 on U.S. 93 north of Apex.**
6. Place of Use **The exact places of use within the Apex Industrial Park are all within the "place of use" boundary on the map accompanying the applications. The description of the lands within that boundary are more specifically listed below:
Township 17 South, Range 63 East: Parts of Sections 32 and 33.
Township 18 South, Range 63 East: Parts of Sections 3, 4, 5, 8, 9, 10, 11, 13, 14, 17, 19, 20, 22, 23, 24, 26, 27, 28, 29, 30, 31, 32, 34 and 35 and all of Sections 18 and 33.
Township 19 South, Range 63 East: Parts of Sections 2, 3, 4, 5, 6, 7, 8, and 9.**
7. Use will begin about **January 1st** and end about **December 31st** of each year.
8. Description of proposed works **water is to be diverted from wells through pipelines to storage tanks in place of use (see map). Design of system depends on amount and location of water developed.**
9. Estimated cost of works **unknown.**
10. Estimated time required to construct works **5 (five) years**

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11. Estimated time required to complete the application of water to beneficial use 5 (five) years

12. Remarks: Dry Lake Water, L.L.C., intends to be the distributor of water to the commercial/industrial developments in the Apex Industrial Park. The applicant has applied for water rights in five enclosed basins, for 40,000 acre feet on each application. The applicant is requesting, however, a total of 40,000 acre feet combined from all applications for use in the defined place of use. The applicant intends to tap the deep carbonate aquifer.

Adam P. Titus, Agent
By s/Adam P. Titus
2701 North Tenaya Way, Suite 200
Las Vegas, NV 89128

Compared ~~my~~^{mf} _____

~~Protested 11/13/01 by Coyote Springs Investment LLC.; Moapa Band of Paiutes; 11/16/01 by Las Vegas Valley Water District; 11/26/01 by Nevada Power Company; U. S. Fish and Wildlife Service;~~
