Application No. 72854

THE STATE OF NEVADA

APPLICATION TO APPROPRIATE WATER

Name of applicant:	**AQUA TRAC, LLC**
Source:	**UNDERGROUND**
Basin:	**KUMIVA VALLEY**
Manner of Use:	**QUASI-MUNICIPAL**
Period of Use:	**January 1st to December 31st**
Priority Date:	**05/26/2005**

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DENIAL OF STATE ENGINEER

The Motion to deny this application is granted on the grounds that the application was filed for speculative purposes and violates the provisions of Nevada water law.

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 18th day of October, A.D. 2010

P.E.

State Engineer

No. 72854

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

Date of filing in State Engineer's Office **MAY 26 2005**

Returned to applicant for correction

Corrected application filed

Map filed **MAY 26 2005 under 72848**

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The applicant **Aqua Trac, LLC,** 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.) **Aqua Trac, LLC (Limited Liability Company as of 3/11/2005, in Reno, Nevada)**

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1. The source of the proposed appropriation is **Underground**

2. The amount of water applied for is **3.0 CFS** 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

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

   (c) Other use (describe fully under No. 12. "Remarks") **See 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 **within the NW¼ SW¼ Section 3, T29N, R26E, MDM, or at a point from which the SE corner of Section 2, T29N, R26E, MDM, bears S 78° 04' 21" E, a distance of 10,725.0 feet. Refer to supporting map filed with Application. (Basin #79).**

6. Place of Use **within Basins 76, 83, 84, 85 & 87 as determined by the Nevada State Engineer's records.**

7. Use will begin about **January 1st** and end about **December 31st** of each year.

8. Description of proposed works **Drilled and cased well with pump & motor.**

9. Estimated cost of works **One Million Dollars +**

10. Estimated time required to construct works **Five (5) Years**

11. Estimated time required to complete the application of water to beneficial use **Ten (10) Years**

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12. Remarks: **The combined production of water for quasi-municipal and environmental use by Aqua Trac, LLC, shall not exceed 30,800 acre feet annually from this basin.**

s/ Suzan L. Ferguson
By **Suzan L. Ferguson - Agent**
5405 Mae Anne Avenue
Reno, Nevada 89509

Compared gkl/ sam

Protested

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