Application No. 80469

THE STATE OF NEVADA

APPLICATION TO APPROPRIATE WATER

Name of Applicant:	**FERNLEY-CITY**
Source:	**UNDERGROUND (FN-03)**
Basin:	**PYRAMID LAKE VALLEY**
Manner of Use:	**MUNICIPAL**
Period of Use:	**JANUARY 1ST THROUGH DECEMBER 31ST**
Priority Date:	**01/14/2011**

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DENIAL OF STATE ENGINEER

The protest is upheld in part, and this application is hereby denied on the ground that the Applicant's inadequate responses to a request for additional information would threaten to prove detrimental to the public interest.

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 10th day of December, 2013

P.E.

State Engineer

Application No. 80469

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

THIS SPACE FOR OFFICE USE ONLY

Date of Filing in State Engineer's Office JAN 14 2011

Returned to applicant for correction _____

Corrected Application filed _____ Map filed JAN 14 2011 under 80468

The applicant City of Fernley

595 Silver Lace Blvd. (Street Address or P.O. Box) of Fernley (City or Town)

Nevada, 89408 (State and ZIP Code) hereby make(s) 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.)

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1. The source of water is Underground Well [FN-03]
   (Name of the stream, lake, underground, spring or other sources.)
2. The amount of water applied for is 6.0 c.f.s / 4,343.82 acre-feet annually
   (One second foot equals 448.83 gallons per minute.)
   (a) If stored in a reservoir give the number of acre-feet _____
3. The water is to be used for Municipal and Domestic
   (Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.)
4. If use is for:
   (a) Irrigation, state number of acres to be irrigated _____
   (b) Stockwater, state number and kind of animals _____
   (c) Other use (describe fully in No. 12) _____
   (d) Power:
      (1) Horsepower developed _____
      (2) Point of return of water to stream _____

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5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)

Within the SE 1/4 SW 1/4 Section 8, Township 21 North, Range 25 East, or at a point from which the SE corner of said Section 8 bears S. 79 degs. 29' 38.4" E., a distance of 3,208.58 feet.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

See Attachment A and Map filed under Permit 71382

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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with a pump and motor, etc.)

Project will involve the drilling / completion of well, installation of pumps, motor, electrical connections, and pipeline.

9. Estimated cost of works: $7,000,000.00

10. Estimated time required to construct works: 7 years (If the well is complete, describe works.)

11. Estimated time required to complete the application of water to beneficial use: 10 years

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Project will involve the drilling / completion of well, installation of pumps, motor, electrical connections, and pipeline to the City of Fernley Municipal area. Depending of water quality testing results, the water will either be transported via pipeline to the existing northeast storage tank or via pipeline or to the existing City of Fernley Municipal water treatment facility. Water will be used for Municipal and Domestic use within the City of Fernley Municipal area.

13. Miscellaneous remarks:

Point of Diversion Map is filed under application no. 80468

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Paul G. Taggart [Agent for applicant]
Type or print name clearly

Paul G. Taggart
Signature, applicant or agent

Taggart and Taggart, Ltd.
Company Name

108 North Minnesota Street
Street Address or PO Box

Carson City, Nevada 89703
City, State, ZIP Code

paul@legaltnt.com
E-mail Address

(775) 882-9900
Phone No. Ext.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Revised 07/09 $300 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: March 21, 2011, by the Pyramid Lake Paiute Tribe

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ATTACHMENT A

PROPOSED PLACE OF USE:

T.20 N., R. 24 E., M.D.B. & M.

Portion of Sections 9 and 10, Sections 11, 12,13,14 and 15;
Portion of Sections 16,17, and 20, Sections 21, 22, 23, 24, 25, 26, 27 and 28;
Portion of Sections 29, 30, and 31, Sections 32, 33, 34, 35 and 36.

T.20 N., R. 25 E., M.D.B. & M.

Sections 1, 2 and 3;
Portion of Sections 4 and 5, Sections 7 through 36.

T.20 N., R. 26 E., M.D.B. & M.

Portion of Section 5, Sections 6 and 7; Portion of Sections 8 and 17, Sections 18 and 19; Portion of Sections 20 and 29, Sections 30 and 31; Portion of Section 32.

T.21 N., R. 25 E., M.D.B. & M.

Portion of Sections 13, 23 and 24, Section 25;

Portion of Sections 26, 27, 28 and 33, Sections 34, 35 and 36

T.21 N., R. 26 E., M.D.B. & M.

Portion of Sections 5, 7 and 8, Section 17;
Portion of Section 18, Sections 19, 20, 29, 30, 31, and 32.

T.22 N., R. 26 E., M.D.B. & M.

Portion of Sections 28, 32 and 33.

T.19 N., R. 25 E., M.D.B. & M.

All of Sections 1 through 36.

T.19 N., R. 24 E., M.D.B. & M.

Sections 1, 2, 3, 4 and 5;
Portion of Section 6, Sections 7 through 36.

T.19 N., R. 23 E., M.D.B. & M.

Portion of Sections 1, 12, 13, 14 and 23, Sections 24 and 25;
Portion of Sections 26, 27 and 34, Sections 35 and 36.

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