IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF NEVADA

IN THE MATTER OF APPLICATION NUMBER.....72459..... .....,

FILED BY.....AQUA TRAC, LLC.....,

ON.....APRIL 4, 2005...., TO APPROPRIATE THE

WATERS OF .....UNDERGROUND.....

} PROTEST

RECEIVED
JUL 15 2005
STATE ENGINEER'S OFFICE

Comes now.....**United States Department of Interior, Bureau of Land Management, Carson City Field Office**.....
Printed or typed name of protestant

whose post office address is..... **5665 Morgan Mill Road, Carson City, Nevada 89701**.....
Street No. Or P.O. Box, City, State and Zip Code.

whose occupation is ....**Federal Land Management Agency**..... and protests the granting

of Application Number .....**72459**....., filed on .....**April 4**....., **2005**.....

by .....**Aqua Trac, LLC**.....to appropriate the

waters of .....**Underground**.....situated in .....**Washoe**.....
Underground or name of stream, lake, spring or other source

County, State of Nevada, for the following reasons and on the following grounds, to wit:

Aqua Trac, LLC has cumulatively filed numerous water right applications in this same vicinity for a large volume of water. The Bureau of Land Management is concerned that these applications are speculative in nature, and if granted, could result in significant impacts to public land resources. These impacts could include: (1) loss of scarce surface water resources (including Public Water Reserves), (2) loss or degradation of previously granted appropriative rights held by the Bureau of Land Management, and (3) degradation of wildlife and wild horse habitat.

In addition, the point of diversion specified in this application is located on, or is adjacent to, public land. If a permit were granted Aqua Trac, LLC would be required to apply for and be granted a right-of-way to place transmission lines, wells, or other infrastructure on public lands. To date the applicant has not received authorization from the Bureau of Land Management to conduct these activities on public land.

THEREFORE the Protestant requests that the application be **Denied, pending further information and action**..... .....
Denied, issued subject to prior rights, etc., as the case may be

and that an order be entered for such relief as the State Engineer deems just and proper.

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Signed.....Daniel Z. Jacquet.....
Agent or protestant

.....**Daniel Jacquet, Assistant Field Manager, Renewable Resources**.....
Printed or typed name, if agent

Address.....**5665 Morgan Mill Road**.....
Street No. or P.O. Box No.

.....**Carson City, Nevada 89701**.....
City, State and Zip Code No.

Subscribed and sworn to before me this ..15th.....day of.....July....., 2005.....

.....Patricia J. McNeill.....
Notary Public

PATRICIA J. McNEILL
NOTARY PUBLIC
STATE OF NEVADA
No.93-0965-3 My Appt. Exp. Dec. 14, 2008

State of.....**Nevada** .....

County of .....**Carson City** .....

☞ **$25 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE.**

ALL COPIES MUST CONTAIN <u>ORIGINAL</u> SIGNATURE.

JR