

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

IN THE MATTER OF APPLICATION NUMBER 72809,
FILED BY AQUA TRAC, LLC **PROTEST**
ON MAY 20, 20 05, TO APPROPRIATE THE
WATERS OF UNDERGROUND



Comes now Washoe County
Printed or typed name of protestant

whose post office address is 4930 Energy Way, Reno, NV 89502-4106
Street No. or P.O. Box, City, State, and Zip Code

whose occupation is a political subdivision of the State of Nevada, and protests the granting
of Application Number 72809, filed on MAY 20, 20 05,

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:

Please refer to attached Exhibit "A".

THEREFORE the protestant requests that the application be Denied
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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STATE ENGINEER'S OFFICE

Signed [Signature]
Agent or Protestant

Vahid Behmaram, Water Rights Manager
Printed or typed name, if agent

Address Washoe County Dept. of Water Resources
Street No. or P.O. Box No.
4930 Energy Way, Reno, NV 89502-4106
City, State, and Zip Code No.

Subscribed and sworn to before me this 19th day of JULY, 20 05.



[Signature]
Notary Public
State of Nevada
County of Washoe

**\$25 FILING FEE MUST ACCOMPANY PROTEST. PROTEST MUST BE FILED IN DUPLICATE.
ALL COPIES MUST CONTAIN ORIGINAL SIGNATURE.**

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EXHIBIT "A"

Application's 72805 thru 72810

The above referenced applications propose to appropriate 4,500 acre-feet of groundwater rights from Newcomb Lake Basin. USGS Reconnaissance Report #43 estimates the perennial yield of this basin, the smallest hydrographic basin in the State of Nevada, to be 200 acre-feet annually. The groundwater resources of this basin are fully appropriated by pending claims of vested rights and permits issued by the State Engineer (please refer to Permit 67037).

Therefore, in accordance with NRS 533.370.4 there is not sufficient un-appropriated water in the proposed source of supply to support these applications.

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