

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

IN THE MATTER OF APPLICATION NUMBER 72833

FILED BY AQUA TRAC, LLC PROTEST

ON MAY 24, 2005, 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 72833, filed on MAY 24, 2005,

by AQUA TRAC, LLC to appropriate the
waters of underground situated in Pershing
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, 2005.



[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 72718, 72719 and 72830 thru 72836

The above referenced applications propose to appropriate 20,000 to 33,000 acre-feet of groundwater rights from the Winnemucca Lake Basin, located in both Washoe and Pershing counties. USGS Open File Report 78-768 estimates 3,300 acre-feet of perennial yield for this basin. Preliminary data from the State Engineer's records indicates existing appropriations of approximately 300 acre-feet and pending applications (71452 & 71453) for an additional 4,000 acre-feet of groundwater from this basin.

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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