

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

FILED  
MAY 17 2006  
STATE ENGINEER'S OFFICE

IN THE MATTER OF APPLICATION NUMBER 73962,  
FILED BY REDROCK VALLEY RANCH, LLC **PROTEST**  
ON MARCH 03, 2006, 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 73962, filed on MARCH 03, 2006,

by RED ROCK VALLEY RANCH, 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.

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.

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STATE ENGINEER'S OFFICE

Subscribed and sworn to before me this 16 day of MAY, 2006.

 **LaVONNE SCHEFFLER**  
Notary Public - State of Nevada  
Appointment Recorded in Washoe County  
No: 99-39223-2 - Expires January 10, 2008

[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.**



C. *The proposed use or change conflicts with protectible interests in the existing domestic wells as set forth in NRS 533.024; or*

D. *The proposed use or change threatens to prove detrimental to the public interest.*

6. *In determining whether an application for an interbasin transfer of groundwater must be rejected pursuant to this section, the State Engineer shall consider:*

(a) *Whether the applicant has justified the need to import the water from another basin;*

(b) *If the State Engineer determines that a plan for conservation of water is advisable for the basin into which the water is to be imported, whether the applicant has demonstrated that such a plan has been adopted and is being effectively carried out;*

(c) *Whether the proposed action is environmentally sound as it relates to the basin from which the water is exported;*

(d) *Whether the proposed action is an appropriate long-term use which will not unduly limit the future growth and development in the basin from which the water is exported; and*

(e) *Any other factor the State Engineer determines to be relevant.*

By only attributing 1 acre-foot of consumption to each of the existing and future domestic wells and assuming that the Proof of Vested right will be validated by an adjudication process, and only granting the above referenced applications to the 62.5% consumptive use component, the existing appropriation from this basin would be about 2,000.00 acre-feet. By attributing the legally allowed limit of 2.02 acre-feet to each of the domestic wells, then this number would increase to about 2,650.00 acre-feet, approximately 2.5 times that of the estimated yield of this basin. It should be noted that majority of the 650 parcels in Red Rock Valley are about 10 acres in size, and attributing 2 acre-feet of water consumption annually would not be unrealistic.

Therefore, based on the forgoing, granting of this change application would be contrary to all criteria outlined in N.R.S. 533.370

STATE ENGINEER  
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