

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

IN THE MATTER OF APPLICATION NUMBER 79886T  
FILED BY City of Fernley  
ON June 4, 20 10, TO APPROPRIATE THE  
WATERS OF Truckee River



FILED  
JUN 16 2010  
STATE ENGINEER'S OFFICE

PROTEST

Comes now Truckee-Carson Irrigation District

Printed or typed name of protestant

whose post office address is P.O. Box 1356, Fallon, NV 89407-1356

Street No. or PO Box, City, State and ZIP Code

whose occupation is Irrigation District

and protests the granting

of Application Number 79886T, filed on June 4, 20 10

by City of Fernley

to appropriate the

waters of Truckee River

situated in Storey

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:

1. Timing, in that it does not follow the pattern of traditional use of the water, and does not follow the pattern that would be used if it were being used for M and I. 2. Diversions at Derby mean Truckee Canal users suffer all the losses. 3. City of Fernley and domestic well users are not being replenished by the water that once supplied them. Remaining users are doing all the replenishment of the aquifer through losses. 4. Carson Division doesn't get claim 3 water it is entitled to under decree and OCAP. 5. Contractual rights by TCID to store and deliver pooled water are being injured. 6. Carry over storage in Lahontan is reduced. 7. Hydro production and thus revenues bring additional hardship to all users of pooled water supply with higher O&M Fees. 8. The Public Interest in the Newlands project is not served. Accordingly, these temporary applications should be denied because the applications are not temporary in nature, the proposed use conflicts with existing rights had by water right holders within the Newlands Reclamation Project, and the proposed transfers are contrary to public policy.

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

*Kathryn Rutan* *Kathryn Rutan*

Agent or protestant

Kathryn Rutan

Printed or typed name, if agent

Address

P.O. Box 1356

Street No. or PO Box

Fallon, NV 89407-1356

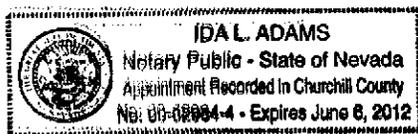
City, State and ZIP Code

775-423-2141

Phone Number

STATE ENGINEER'S OFFICE  
2010 JUN 16 PM 12:05  
RECEIVED

Subscribed and sworn to before me this 16 day of June, 20 10



*Ida L Adams*

Notary Public

State of Nevada

County of Churchill

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