Serial No. 51832

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office FEB 11 1988

Returned to applicant for correction

Corrected application filed Map filed FEB 16 1988 ; Existing P.O.D. & P.O.D. under 23471 filed 9-23-71

The applicant Preferred Equities Corporation

4310 Paradise Road (Street and No. or P.O. Box No.) of Las Vegas (City or Town)

Nevada 89109 (State and Zip Code No.) hereby make application for permission to change the

point of diversion, place and manner of use of a portion (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit 23471, Certificate 7775 (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground (Name of stream, lake, underground spring or other source.)
2. The amount of water to be changed 0.35 c.f.s. 192.35 acre-feet (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Municipal (Golf Course) (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Irrigation and Domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
5. The water is to be diverted at the following point SW¼SE¼ Section 26, T. 20S., R. 53E., MDB&M, (Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.) or at a point from which the SE corner of Section 35, T. 20S., R. 53E., MDB&M bears South 18°07' East, 6,500 feet.
6. The existing permitted point of diversion is located within NW¼SE¼ Section 12, T. 21S., R. 53E., (If point of diversion is not changed, do not answer.) MDB&M, or at a point from which the E¼ corner of said Section 12 bears North 87°19' East, 1,314 feet.
7. Proposed place of use within the S½S½ Section 26 and N½N½ Section 35; T. 20S., (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.) R. 53E., MDB&M.
8. Existing place of use within the SE¼ Section 12, T. 21S., R. 53E., MDB&M, 38.47 acres (Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.) in the SW¼SE¼ (under Preferred Equities Corporation ownership) to be stripped.
9. Use will be from January 1 (Month and Day) to December 31 (Month and Day) of each year.
10. Use was permitted from January 1 (Month and Day) to December 31 (Month and Day) of each year.
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled well, pump, and distribution (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.) system.
12. Estimated cost of works $25,000.00
13. Estimated time required to construct works 2 Years

14. Estimated time required to complete the application of water to beneficial use 5 Years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please use Proof of Beneficial Use map under Permit 23471 to support the existing point of diversion and place of use. This water is to be commingled with water under Central Nevada Utilities Company Permit 47074 to supply water to the Executive Golf Course. This additional water is necessary to meet the actual consumptive demand.

By s/ Bruce R. Scott
Bruce R. Scott, Resource Concepts, Inc.
340 North Minnesota Street
Carson City, Nevada 89703-4152

Compared pm/jm

Protested

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, subject to the following limitations and conditions:

Application 51832 is hereby denied on the grounds that the water right that forms the basis for the change application is forfeited and is no longer an active water right.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

Map in support of proof of beneficial use shall be filed on or before

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E. State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 25th day of February, A.D. 19 97

State Engineer

2407 (Rev. 6-81)