AMMENDED

Serial No. 52705

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 NOV 14 1988

Returned to applicant for correction

Corrected application filed Map filed DEC 15 1988

The applicant JOHN V. ARROYO

1475 Terminial Way, Suite 2 (Street and No. or P.O. Box No.) of Reno (City or Town)

Nevada 89502 (State and Zip Code No.) hereby make.... application for permission to change the

Point of Diversion and Place of Use (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit #51304 (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 Saratoga Hot Springs (Name of stream, lake, underground spring or other source.)
2. The amount of water to be changed 1.0 c.f.s. 160 A.F.A. (Second feet, acre feet. One second foot equals 448.3 gallons per minute.)
3. The water to be used for Quasi-Municipal & Domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Quasi-Municipal & 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 SE¼ SW¼, Section 21, T. 14 N., R. 20 E., M.D.B.& M., or at a point from which the S¼ corner of said Section 21 bears S. 5° 22' E., 570.7 feet. (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.)
6. The existing permitted point of diversion is located within SE¼ SW¼, Section 21, T. 14 N., R. 20 E., M.D.B.&M. or at a point from which the S¼ corner of said Section 21 bears S. 5° 22' W., 570.7 feet. (If point of diversion is not changed, do not answer)
7. Proposed place of use NW¼, N½ SW¼, Section 28; NE¼, N½ SE¼, SE¼ SE¼, Section 29, T. 14 N., R. 20 E., M.D.B.&M. (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use Portions of the W½ of Section 28, portions of the E½ of Section 29, T. 14 N., R. 20 E., M.D.B.&M. (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.)
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.) Diversion box & distribution system. (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes, or drilled well, etc.)
12. Estimated cost of works $50,000.00
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.

Water will be used for Saratoga Springs Estates, 541 single family units, health spa & golf course facilities. Please use Map #35604 for the existing and proposed Point of Diversion and Map #51304 for existing Place of Use. Maps are on file in the State Engineer's office. This application to change the Point of Diversion is being made to correct a typographical error in the direction of the tie on Application 51304. This is not a physical change in the Point of Diversion.

By s/ Jack D. Ferris
THIEL, WINCHELL & ASSOCIATES
5151 So. Carson St., Suite 301
Carson City, NV 89701

Compared pm/ kh

Protested 2/22/89 by Joseph Borgerding

OF STATE ENGINEER

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

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

WITHDRAWN BY REQUEST JAN 2 1991

P.E. STATE ENGINEER

IN TESTIMONY WHEREOF, I, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this day of, A.D. 19

State Engineer

(Rev. 6-81)

(O)-1108