№ 54480

AMENDED

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office FEB 26 1990

Returned to applicant for correction MAR 28 1990

Corrected application filed MAY 29 1990

Map filed JUN 27 1990 under 54475

The applicant CHARLES HEISEN

550 Oakmount Ave., Suite 2503 (Street and No. or P.O. Box No.), of Las Vegas (City or Town),

Nevada 89109 (State and Zip Code No.), hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground (Name of stream, lake, spring, underground or other source)

2. The amount of water applied for is 3 (One second-foot equals 448.83 gals. per min.) second-feet

   (a) If stored in reservoir give number of acre-feet

3. The water to be used for Quasi Municipal (Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.)

4. If use is for:

   (a) Irrigation, state number of acres to be irrigated

   (b) Stockwater, state number and kinds of animals to be watered

   (c) Other use (describe fully under "No. 12. Remarks")

   (d) Power:

      (1) Horsepower developed

      (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point SE¼ NE¼, Sec. 28, T21S, R63E, MDM, (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 so stated.) Clark Co. N 36° 00' E, 1860' to NE Cor. Sec. 28, T21S, R63E, MDB&M

6. Place of use Secs. 22, 27, 34, 35, T21S, R63E, MDB&M (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)

7. Use will begin about Jan. 1 (Month and Day) and end about Dec. 31 (Month and Day), of each year.

8. 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 motor (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)

9. Estimated cost of works $20,000.00

10. Estimated time required to construct works 1 year
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 3 years

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

Proposed 1,000 unit trailer park, landscaping, casino, store, and single dwelling homes.

By s/Charles Heisen
550 Oakmount Ave., Suite 2503
Las Vegas, Nevada 89109

Compared pm/ap

Protested 8/23/90 by Steven Ainsworth, P.E., of the Lake at Las Vegas Joint Venture

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 followng limitations and conditions:

This application is herewith denied on the grounds that to grant the application for points of diversion on land that the applicant has no right of entry and cannot demonstrate the ability to place the water to beneficial use would not be in the public interest and welfare. No ruling is made as to the validity of the protest.

The amount of water to be appropriated 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 on or 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 State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 30th day of September, A.D. 19 91

State Engineer

(O)-5314 (Rev.)