



AMENDED

THE STATE OF NEVADA

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

Name of applicant: BIG SPRING RANCH, LLC *AND THE STAR LIVING TRUST*
Source: JOHNSON CREEK
Basin: GOSHUTE VALLEY
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 09/29/1992

APPROVAL OF STATE ENGINEER

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

This permit, to change the place of use of a portion of the waters of Johnson Creek as heretofore granted under Permit 18310, Certificate 5831, is issued subject to the terms and conditions imposed in said Permit 18310, Certificate 5831 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

§ The total combined duty of water under Permits 58142, 58143, 58144, 58145, 58146, 58147 and 58147 shall not exceed 12,680.37 acre-feet annually for the irrigation of 3,441.24 acres within the described place of use.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second but not to exceed 400.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

June 24, 2000

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

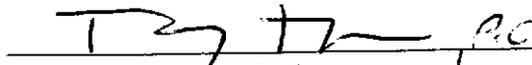
June 24, 2001

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

June 24, 2001

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 24th day of July, A.D. 2009



State Engineer

Completion of work filed July 22, 2008 _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

See Amended Permit

ASSIGNED

Serial No. 58143

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 SEP 29 1992

Returned to applicant for correction

Corrected application filed Map filed OCT 27 1992 under 58142

The applicant NEVADA BIG SPRINGS, INC.

2260 Douglas Blvd., Suite 240 of Roseville

California 95661 hereby make application for permission to change the

PLACE OF USE

of water heretofore appropriated under Permit #18310 (Certificate 5831)

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 Johnson Creek

2. The amount of water to be changed 1.0 cfs (N.T.E. 400 acre feet/annum)

3. The water to be used for Irrigation

4. The water heretofore permitted for Irrigation

5. The water is to be diverted at the following point SW 1/4 NW 1/4, Section 35, T.36N., R.66E.,

M.D.B.&M., at a point from which the NW corner of said Section 35 bears

N. 2° 10' W., a distance of 1398.00 feet.

6. The existing permitted point of diversion is located within SAME

7. Proposed place of use SEE ATTACHMENT "A"

8. Existing place of use 45.56 acres in Lot 1; 20.27 acres in Lot 2; 8.83 acres in

SW 1/4 NE 1/4; 25.34 acres in SE 1/4 NE 1/4; all in Section 3, T.35N., R.66E.,

M.D.B.&M. 100 acres Total

9. Use will be from January 1st to December 31st of each year.

10. Use was permitted from January 1st to December 31st 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.) existing diversion structures, ditches

flumes and pipelines all of which are to be rebuilt.

12. Estimated cost of works \$100,000.00

13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use 6 years

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

Utilize Proof of Beneficial Use map filed under Permit #18310 for existing
Place of Use. This application is to be co-mingled with the applications to
Permits #2210, 28587, 35898, 39111, 39112 and 46188.

By s/Greg M. Bilyeu
THIEL, WINCHELL & ASSOCIATES
34 Lakes Blvd., Suite 101
Dayton, Nevada 89403

Compared bc/bc dl/cms

Protested 11/13/92 by: City of West Wendover, NV: WDN with conditions 7/3/95

APPROVAL OF STATE ENGINEER

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

This permit to change the place of use of the waters of Johnson Creek as heretofore granted under Permit 18310, Certificate 5831 is issued subject to the terms and conditions imposed in said Permit 18310, Certificate 5831 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 58142, 58143, 58144, 58145, 58146, 58147 and 58148 shall not exceed 13,720.37 acre-feet annually for the irrigation of 3,594.39 acres within the described place of use.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 400.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before May 24, 2000

Proof of completion of work shall be filed before June 24, 2000

Application of water to beneficial use shall be made on or before May 24, 2001

Proof of the application of water to beneficial use shall be filed on or before June 24, 2001

Map in support of proof of beneficial use shall be filed on or before June 24, 2001

Completion of work filed JUL 22 2008

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed _____

office, this 24th day of May

Cultural map filed _____

A.D. 19 99

Certificate No. _____ Issued _____

[Signature]
State Engineer

AMENDED ATTACHMENT "A"

APPLICATIONS 58142, 58143, 58144, 58145, 58146, 58147, 58148

3701.70 ACRES WITHIN THE FOLLOWING:

T35N., R.66E., M.D.B.&M.

W $\frac{1}{2}$ - Section 2E $\frac{1}{3}$ - Section 3

T36N., R.66E., M.D.B.&M.

S $\frac{1}{2}$ - Section 22

All - Section 23

All - Section 25

W $\frac{1}{2}$ W $\frac{1}{2}$ - Section 26

All - Section 27

SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ - Section 28E $\frac{1}{2}$ - Section 33

All - Section 34

All - Section 35

TO BE CO-MINGLED WITH APPLICATIONS TO CHANGE PERMITS 2210, 18310, 28587,
35898, 39111 AND 39112 FOR A TOTAL COMBINED DUTY OF 14,317.65 ACRE-FEET
ANNUALLY.