

**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 JUL 12 1996
 Returned to applicant for correction _____
 Corrected application filed _____
 Map filed JAN 16 1981 under 42595

The applicant **Dangberg Holdings Nevada, LLC**, hereby makes application for permission to change the **Place and Manner of Use** of water heretofore appropriated under **Application 42595**

1. The source of water is **Saratoga Hot Springs**
2. The amount of water to be changed **1.0 CFS**
3. The water to be used for **Commercial**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **No Change**
6. The existing permitted point of diversion is located within the **SE $\frac{1}{4}$ SW $\frac{1}{4}$** of **Section 21, T.14N., R.20E., M.D.B.&M.**, or at a point from which the **South $\frac{1}{4}$ corner** of said Section 21 bears **South 01°27' East**, a distance of **560 feet**.
7. Proposed place of use **S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 21, T.14N., R.20E., M.D.B.&M., Douglas County, Nevada**
8. Existing place of use **within the W $\frac{1}{2}$ of Section 21, T.14N., R.20E., M.D.B.&M., Douglas County, Nevada**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Pump, piping, and a geothermal greenhouse with controls and sensors**
12. Estimated cost of works **approximately \$150,000**
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: **Please use the map filed to support Application 42595 to support this Application. Water from Spring will be used in a Geothermal Greenhouse to grow flowers, vegetables, and herbs. Consumptive use of the water by the plants in the Greenhouse will be small and water will be returned to the existing channel which carries water from the spring across the land owned by the Applicant.**

By **s/ B.J. Vasey**
B.J. Vasey, PE, RLS
P.O. Box 247
Minden, NV 89423

Compared cl/jk lw/cms

Protested _____

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 and manner of use of the waters of Saratoga Hot Springs as heretofore granted under Permit 42595 is issued subject to the terms and conditions imposed in said Permit 42595 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 issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the source and not back to the base water right.

The amount of water to be appropriated 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 320.0 acre-feet annually.**

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

April 13, 2000

Proof of completion of work shall be filed before:

May 13, 2000

Application of water to beneficial use shall be filed on or before:

April 13, 2002

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

May 13, 2002

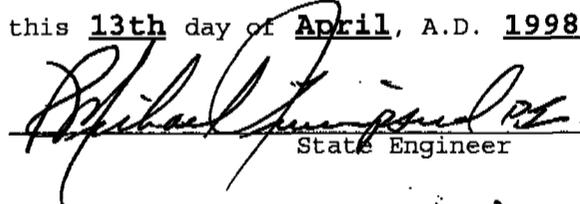
Map in support of proof of beneficial use shall be filed on or before:

May 13, 2002

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 13th day of April, A.D. 1998


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____