

**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 OCT 14 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUL 22 1982 under 45452

The applicant High Desert Springs, L.L.C., hereby makes application for permission to change the place of use and the manner of use of water heretofore appropriated under Permit 45452, Certificate 12537

1. The source of water is Ash Springs
2. The amount of water to be changed 3.0 acre-feet per season
3. The water to be used for Quasi-Municipal purposes
4. The water heretofore permitted for Quasi-Municipal purposes
5. The water is to be diverted at the following point Within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, T.6S., R.60E., M.D.B.&M.; or at a point from which the NE corner of said Section 1 bears N. 11° 0' E., a distance of 910 feet.
6. The existing permitted point of diversion is located within Unchanged
7. Proposed place of use portions of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, T.6S., R.60E., M.D.B.&M.; and portions of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, portions of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 5; SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, Section 6; NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 7; portions of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8; T.6S., R.61E., M.D.B.&M.; as shown on the supporting map.
8. Existing place of use A portion of the E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 1, T.6S., R.60E., M.D.B.&M., shown as Lots 3 and 4 on Ash Springs record of survey map 1967 (Lincoln County APN 11-120-11 and 11-120-13.
9. Use will be from Jan 1 to Dec. 31 of each year.
10. Use was permitted from March 14th to October 1st of each year.
11. Description of proposed works A submersible pump in Ash Springs Pool, thence through a pipeline distributions system.
12. Estimated cost of works \$50,000
13. Estimated time required to construct works Three (3) years
14. Estimated time required to complete the application of water to beneficial use Five (5) years
15. Remarks: Water under this application is being co-mingled with other rights owned by the applicant for the proposed Ash Springs Resort development which will include a casino, motel, spa, RV

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park, golf course, airport, museum, nature exhibits, outdoor amphitheater and other amenities. Applicant has entered into an agreement with the BLM for the purpose of public lands which make up a portion of the proposed place of use.

By s/Gregory M. Bilyeu
Gregory M. Bilyeu-Agent
P. O. Box 70458
Reno, Nevada 89570-0458

Compared my/cms _____

Protested _____

_____ 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: