

ASSIGNED

NO. 64788

**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 JAN 19 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed JAN 21 1999 under 64779

The applicant COMLAW 445, LIMITED, A United Kingdom Corp. & Lyon County, hereby makes application for permission to change the Point of Diversion of of water heretofore appropriated under Permit 53290

1. The source of water is Carson River
2. The amount of water to be changed As Decreed (34.08 acres)
3. The water to be used for Irrigation (Golf Course)
4. The water heretofore permitted for Irrigation (Golf Course)
5. The water is to be diverted at the following point SE1/4 NE1/4, Section 23, T.16N., R.21E. M.D.B.&M. or at a point from which the NE Corner of said Section 23 bears N 16° 42' 58" E., a distance of 2,353.00 feet.
6. The existing permitted point of diversion is located within As decreed - Randall Ditch from the right bank of the Carson River in NE part, NW1/4 NW1/4, Section 34, T.16N., R.21E., M.D.B.&M. Refer to the map on file under the Carson River Decree for existing point of diversion.
7. Proposed place of use Please refer to Attachment "A"
8. Existing place of use Unchanged
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 Infiltration well along the Carson River. Water will be pumped into a series of lakes located in the place of use.
12. Estimated cost of works \$100,000.00
13. Estimated time required to construct works Two (2) years
14. Estimated time required to complete the application of water to beneficial use Five (5) years
15. Remarks: This application is being filed in order to allow the surface water rights appurtenant to the golf course to be utilized. Randall ditch, the existing conveyance, is no longer in service and an infiltration well provides the most efficient means of conveying the water. This right will be co-mingled with the changes to Permits 53289, 53291, 55417 & Appl. 61216 and to Permits 53285, 53287, 53288, and 55176 for a total of 794.08 ac. ft. annually appurtenant to the 198.52 acre place of use.

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

Compared gkl/cme dl/cmf

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 point of diversion of Permit 53290 which changed the place of use and manner of use of a portion of Claim No. 724 of the Carson River as heretofore granted under the Final Carson River Decree No. D-183, in the District Court of the United States in and for the District of Nevada, is issued subject to the terms, conditions and irrigation period imposed in said Final Decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

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 granted solely for the purpose of determining if the location is suitable to place an induction well to capture water from the Carson River. No permanent facilities shall be placed at this location until the State Engineer reviews the lithology and tests conducted to obtain hydrologic information.

Upon review of the above information the State Engineer will either, allow the placement of casing with screens of certain depths, the placement of a surface seal and the total depth of the well; or determine that this site is not suitable for the purpose under which this provisional permit is granted.

No water is allowed to be diverted under this permit for the intended use until final determination by the State Engineer.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use.

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

September 28, 2000

Proof of completion of work shall be filed before:

October 28, 2000

Water must be placed to beneficial use on or before:

N/A

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

N/A

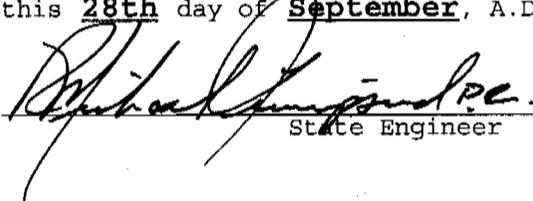
Map in support of proof of beneficial use shall be filed on or before:

N/A

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 28th day of September, A.D. 1999



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ATTACHMENT "A"

PROPOSED PLACE OF USE

Fairway	12.55 acres	SW1/4	NW 1/4	Section 17,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	18.95 acres	NW1/4	SW 1/4	Section 17,	T. 16 N.,	R. 22 E.,	MDB&M
Reservoir	4.21 acres	NW1/4	SW 1/4	Section 17,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	.40 acres	NE 1/4	SW 1/4	Section 17,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	14.00 acres	SW1/4	SW 1/4	Section 17,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	.40 acres	SE 1/4	SW 1/4	Section 17,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	2.88 acres	SE 1/4	NE 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	19.65 acres	NE 1/4	SE 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Reservoir	5.65 acres	NE 1/4	SE 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	11.32 acres	NW1/4	SE 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Reservoir	1.68 acres	NW1/4	SE 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	14.31 acres	SE 1/4	SE 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Reservoir	3.22 acres	SE 1/4	SE 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	16.46 acres	SW1/4	SE 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Reservoir	2.09 acres	SW1/4	SE 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	5.10 acres	NE 1/4	SW 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	14.46 acres	SE 1/4	SW 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Reservoir	9.35 acres	SE 1/4	SW 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	4.10 acres	SW1/4	SW 1/4	Section 18,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	6.40 acres	NW1/4	NW 1/4	Section 19,	T. 16 N.,	R. 22 E.,	MDB&M
Reservoir	1.30 acres	NW1/4	NW 1/4	Section 19,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	6.60 acres	NE 1/4	NW 1/4	Section 19,	T. 16 N.,	R. 22 E.,	MDB&M
Reservoir	8.34 acres	NE 1/4	NW 1/4	Section 19,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	8.60 acres	NW1/4	NE 1/4	Section 19,	T. 16 N.,	R. 22 E.,	MDB&M
Fairway	1.80 acres	NE 1/4	NE 1/4	Section 19,	T. 16 N.,	R. 22 E.,	MDB&M
Reservoir	4.70 acres	SW1/4	NW 1/4	Section 19,	T. 16 N.,	R. 22 E.,	MDB&M

198.52 acres