

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 FEB 15 2002

Returned to applicant for correction _____

Corrected application filed _____

Map filed DEC 13 2001 under 68303

The applicant **Sterling Ranch Estates, LLC**, a Nevada limited liability company hereby makes application for permission to change the **Point of Diversion, Manner and Place of Use of a Portion** of water heretofore appropriated under **57827**

1. The source of water is **Underground**
2. The amount of water to be changed **0.0198 cfs, not to exceed 3.0 acre-feet annually**
3. The water to be used for **Construction**
4. The water heretofore permitted for **Quasi-Municipal**
5. The water is to be diverted at the following point **SW¼ SW¼, Section 1, T.12N., R.20E., M.D.B.&M. or at a point from which the SW corner of said Section 1 bears S. 22° 00' 30" W., a distance of 1,340.0 feet.**
6. The existing permitted point of diversion is located within **NE¼ NW¼, Section 32, T.14N., R.20E., M.D.B.&M., or at a point from which the NE corner of said Section 32 bears N. 89° 27' 30" E., a distance of 2,680.0 feet.**
7. Proposed place of use **Portions of the NW¼ SW¼, NE¼ SW¼, SE¼ SW¼, SW¼ SW¼, Section 1, T.12N., R.20E., M.D.B.&M.**
8. Existing place of use **NW¼, N½ SW¼, Section 28; NE¼, N½ SE¼, SE¼ SE¼, Section 29; T.14N., R.20E., M.D.B.&M.**
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 **Drilled and cased well.**
12. Estimated cost of works **\$200,000.00**
13. Estimated time required to construct works **One (1) year**
14. Estimated time required to complete the application of water to beneficial use **One (1) year**
15. Remarks: **Water will be used for construction and dust control on site for the Sterling Ranch Estates Development. Please withhold any action on Application 68303 until temporary permit expires. Refer to map filed under Permit 57827 for existing Place of Diversion and Place of Use.**

By **Gregory M. Bilyeu**
s/**Gregory M. Bilyeu**
500 Damonte Ranch Pkwy., Suite 1056
Reno, Nevada 89511

Compared my/cmf ds/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 temporary permit to change the point of diversion, place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 57827, is issued subject to the terms and conditions imposed in said Permit 57827, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

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

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

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **March 26, 2003** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0198 cubic feet per second, **but not to exceed 3.0 acre-feet annually.**

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

Proof of completion of work shall be filed before:

Water must be placed to beneficial use on or before:

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

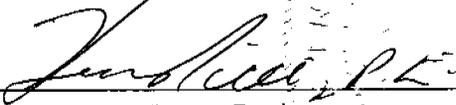
Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 27th day of March A.D. 2002



State Engineer

EXPIRED
DATE MAR 26 2003 *DK*