

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

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office: MAY 20 2008

Returned to applicant for correction: _____

Corrected application filed: _____ Map filed: MAY 27 2008

The applicant CHURCHILL WEST, LLC

P.O. Box 5010 of FALLON
Street and No. or P.O. Box No. City or Town

NEVADA 89407, hereby makes application for permission to change the
State and Zip Code No.

Point of diversion Place of use Manner of use of a portion

of water heretofore appropriated under PERMIT 73001
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 UNDERGROUND
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.25 CFS, N.T.E. 30.0 AFA
Second feet, acre-feet. One second foot equals 448.83 gallons per minute

3. The water to be used for INDUSTRIAL
Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Limit to one major use.

4. The water heretofore used for MUNICIPAL & DOMESTIC
If for stock state number and kind of animals

5. The water is to be diverted at the following point SE 1/4 NW 1/4 SECTION 29, T.20N., R.26E.,
Describe as being within a 40-acre subdivision of public survey and by course
M.D.B.&M., OR AT A POINT FROM WHICH THE NE CORNER OF SAID SECTION 29
and distance to a section corner. If on unsurveyed land, it should be stated.
BEARS N.59°23'27"E. A DISTANCE OF 3,711.49 FEET. (OPTION A ON MAP)

6. The existing point of diversion is located within SW 1/4 NW 1/4 SECTION 35, T.19N.,
If point of diversion is not changed, do not answer
R.28E., M.D.B.&M., OR AT A POINT FROM WHICH THE NW CORNER OF SAID
SECTION 35 BEARS N.42°50'39"W. A DIST. OF 1,973 FEET.
SEE MAP ACCOMPANYING PERMIT 72404 FOR EXISTING POD.

101-LY

7. Proposed place of use 83.3 AC. IN LYON CO. APN 021-392-10 W/I PORTION
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
OF NW 1/4 OF SECTION 29 & 59.17 AC. IN CHURCHILL CO. APN 009-251-76
W/I PORTIONS OF E 1/2 OF SECTION 29 ALL IN T.20N., R.26E., M.D.B.&M.

8. Existing place of use SEE EXHIBIT A ACCOMPANYING APPLICATION 73001 &
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of
MAP ACCOMPANYING PERMIT 49200 FOR EPOU.
use and/or manner of irrigation permit, describe acreage to be removed from irrigation.

See Exhibit A attached with this application

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9. Use will be from JANUARY 1 to DECEMBER 31 of each year.
Month and Day Month and Day

10. Use permitted from JANUARY 1 to DECEMBER 31 of each year.
Month and Day Month and Day

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.)

WELL, PUMP, STORAGE &
State manner in which water is to be diverted, i.e. diversion structure, ditches.

DISTRIBUTION PIPING
pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works \$ 5 MILLION - TOTAL PROJECT

13. Estimated time required to construct works 3 YEARS
If well completed, describe well.

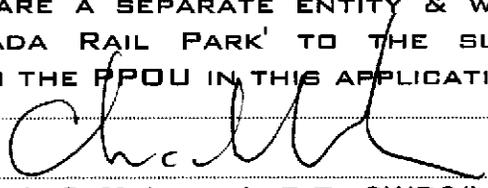
14. Estimated time required to complete the application of water to beneficial use 5 YEARS

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):

THIS APPLICATION AND ACCOMPANYING APPLICATION FOR A BACK-UP WELL LOCATION ARE SEEKING TO TRANSFER WATER FOR A PLANNED INDUSTRIAL RAIL PARK FOR CONTIGUOUS PARCELS WHICH LIE IN LYON & CHURCHILL COUNTIES. TOTAL COMBINED DUTY FOR BOTH APPLICATIONS N.T.E. 30 AFA. FINAL DEMAND FOR PROJECT WILL DEPEND ON TENANT NEEDS WHICH ARE UNKNOWN AT THE PRESENT TIME, HOWEVER THE 30 AFA PURCHASED & SOUGHT TO BE TRANSFERRED IS PROBABLY CONSERVATIVELY HIGH.

16. Miscellaneous remarks UPON PERMITTING, TITLE WILL BE TRANSFERRED TO LM CONSTRUCTION CO., DEVELOPER OF THE WESTERN NEVADA RAIL PARK. THE OWNERS OF PENDING APPLICATION 76522 ARE A SEPARATE ENTITY & WILL BE TRANSFERRING THE NAME 'WESTERN NEVADA RAIL PARK' TO THE SUBJECT PROPERTY/OWNER OF LANDS ASSOCIATED WITH THE PPOU IN THIS APPLICATION.

Phone: (775) 323-1804
Email: chris@gbis.com

By 
Chris C. Mahannah, P.E., SWRS# 976
Mahannah & Associates, LLC
P.O. Box 2494
Reno, NV 89505-2494

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

\$150 FILING FEE SUPPORTING MAP MUST ACCOMPANY APPLICATION

6. Place of use

T20W R16E sections 1-4, east ½ 5, east ½ 6, 9-16, east ½ 17, east ½ 20, 21-28, east ½ 29, east ½ 32, 33-36, inclusive.
T20W R27E all sections, T20W R28E all sections, T20W R29E all sections, T20W R30E all sections, T20W R31E all sections.
T20W R32E sections west ½ 4, 5-8, west ½ 9, west ½ and south ½ 16, 17-21, 29 and 30.
T19W R26E all sections, T19W R27E all sections, T19W R28E all sections, T19W R29E all sections, T19W R30E all sections.
T19W R31E sections 2-11, 14-22 and 27-33.
T19W R32E sections 1-20, 32-36
T18W R27E all sections, T18W R28E all sections, T18W R29E all sections, T18W R30E all sections.
T18W R31E sections west ½ 4, 5-8, west ½ 9, west ½ 16, 17-20, west ½ 21, west ½ 28, 29-32, and west ½ 33.
T17W R31E sections west ½ 4, 5-8, west ½ 9, west ½ 16, 17-20, west ½ 21, west ½ 28, 29-32, and west ½ 33.
T17W R30E all sections, T17W R29E all sections.
T17W R28E sections 1-3, 10-15, 21-28, and 33-36.