



TEMPORARY

THE STATE OF NEVADA PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: BRIGHT HOLLAND CO., A NEVADA COPORATION
 Source: COTTONWOOD CREEK
 Basin: HUALAPAI FLAT
 Manner of Use: COMMERCIAL
 Period of Use: August 1st to October 15th
 Priority Date: 12/06/1912

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 Cottonwood Creek as heretofore granted under Permit 2579, Certificate 7692, is issued subject to the terms and conditions imposed in said Permit 2579, Certificate 7692 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 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 **October 15, 2008** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

During the period of use of this temporary permit, 6.67 acres of Permit 2579, Certificate 7692 must be removed from irrigation.

Approval of this temporary permit will in no way pre-determine any decision on application 65939.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.1067 cubic feet per second or 20.0 acre-feet seasonally.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and 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, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 17th day of **September**, A.D. **2008**

State Engineer

**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 JUL 29 2008

Returned to applicant for correction AUG 05 2008

Corrected application filed _____ Map filed AUG 13 2008

The applicant Bright Holland Co., a Nevada Corporation

4005 Quail Rock Lane of Reno
Street Address or P.O. Box City or Town

Nevada 89511, hereby make(s) application for permission to change the
State and Zip Code

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

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit 2579, Certificate 7692

1. The source of water is Cottonwood Creek
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.1066 cfs, not to exceed 20 acre-feet
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Commercial (dust abatement)
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use.
4. The water heretofore used for Irrigation
If for stock, state number and kind of animals.
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)
SE 1/4 SE 1/4, Section 27, T.35N., R.23E., M.D.B. & M., or at a point from which the ^{SE}SW Corner of Section 34, said township & range, bears S. 02° 35' 55" E., a distance of 6182.5 feet. Refer to supporting map accompanying this application
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
SE 1/4 SE 1/4, Section 34, T.35N., R.22E., M.D.B. & M. Refer to map filed under Permit 2579, Certificate 7692 for further illustration of the existing point of diversion

*SNC
L.R. of
8/12/08*

24-2-113

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
See Attachment "A" and refer to map accompanying this application

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)
80 acres within the E 1/2 SE 1/4, 80 acres within the W 1/2 NE 1/4, 40 acres within the NE 1/4 NW 1/4, all in Section 35, T.35N, R.23E., M.D.B. & M. 6.67 acres being removed from irrigation within the SE 1/4 SE 1/4, Section 35, T.35N., R.23E., M.D.B. & M. as illustrated on the map accompanying this application

9. Proposed use will be from August 1 to October 15 of each year.
Month and Day Month and Day

10. Existing use permitted from April 15 to October 15 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)(State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Existing diversion structure on Cottonwood Creek, Pump & standpipe installed at Fly Reservoir.

12. Estimated cost of works \$5,000.00

13. Estimated time required to construct works One (1) month
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use Six (6) months

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). The proposed use should be temporary in nature, or the requested change should be the result of an unforeseen occurrence: (Failure to provide a detailed description may cause a delay in processing.)

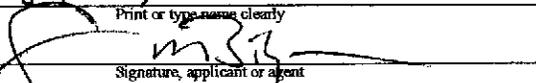
This application is being filed to provide water for commercial purposes (dust abatement) and other related uses on the site of the Burning Man festival. Water is diverted from Cottonwood Creek to the Fly Reservoir. At Fly Reservoir, water will be pumped into trucks for transport to the place of use. Bright Holland Corporation is providing this water under a long-term agreement. A permanent application is being filed simultaneously with this temporary application and will provide for the future use of this water without having to file additional temporary applications

16. Miscellaneous remarks:
The portion of the place of use being removed from irrigation under this application is not supplemental to any other water right. The duty is 3 acre-feet per acre as shown on the certificate.

(775) 352-7800
Phone No.

gregb@tecreno.com
E-mail

By Gregory M. Bilyeu
Print or type name clearly


Signature, applicant or agent

TEC Civil Engineering Consultants
Company Name

9480 Double Diamond Parkway, Suite 200
Street Address or P.O. Box

Reno, NV 89521
City, State, Zip Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT
\$100 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION
2008 JUL 29 PM 2:22

ATTACHMENT "A"

7. Proposed Place of Use

T.33N., R.24E., M.D.B. & M. (Unsurveyed)

Section 1: NW ¼, that portion of NE ¼ lying north of East Playa Road, that portion of the SE ¼ lying north of East Playa Road, that portion of SW ¼ lying north of East Playa Road

Section 2: N ½, SW ¼, that portion of SE ¼ lying north of East Playa Road

Section 3: All

Section 4: E ½, that portion of the W ½ lying east of County Road 34

Section 5: That portion of the E ½ lying east of County Road 34

Section 10: N ½

Section 11: That portion of the N ½ lying north of East Playa Road

T.33½N, R.24E., M.D.B. & M. (Unsurveyed)

Section 25: All

Section 26: All

Section 27: That portion lying east of un-named dirt road

Section 28: That portion lying east of un-named dirt road

Section 33: That portion of the W ½ lying East of County Road 34 and south of un-named dirt road, SE ¼, that portion of the NE ¼ lying south of un-named dirt road

Section 34: All

Section 35: All

Section 36: All

T.34N., R.24E., M.D.B. & M. (Unsurveyed)

Section 34: That portion lying east of un-named dirt road

Section 35: S ½

Section 36: S ½

T.33N., R.25E., M.D.B. & M.

Section 4 That portion of Lots 2, 3, 4 & 5 lying north of East Playa Road

T.34N., R.25E., M.D.B. & M.

Section 33: SW ¼