



SECONDARY PERMIT

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: COYOTE SPRINGS REUSE WATER COMPANY LLC
A NEVADA LIMITED LIABILITY COMPANY

Source: EFFLUENT

Basin: COYOTE SPRING VALLEY

Manner of Use: INDUSTRIAL

Period of Use: January 1st to December 31st

Priority Date: 08/22/2008

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 secondary permit is issued subject to the terms and conditions under Permit 77340. The granting of this secondary permit is not intended in any way to waive or affect authority or requirements of water quality control agencies or regulations. This permit is further issued subject to the provisions of NRS 533.440 and the State retains the right to regulate the use of the water herein granted at any and all times. This secondary permit is issued subject to existing rights.

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

The total combined duty of water under Secondary Permits 77340S01 and 77340S02 shall not exceed 4.64 cubic feet per second and/or 3359 acre-feet annually.

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

Monthly records shall be kept of the amount of water diverted separately for construction water, aggregate production, soil compaction and dust control use and a cumulative amount for all uses. The records shall be submitted to the State Engineer on an annual basis not later than February 15 of the following year.

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

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 4.64 cubic feet per second or 3359 acre-feet annually.**

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

January 26, 2011

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

January 26, 2019

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 26th day of January, A.D. 2009

K.D. Hall P.E.

for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

Second
Amended

Application No. 77340-302

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in State Engineer's Office	<u>AUG 22 2008</u>
Returned to applicant for correction	<u>AUG 28 2008</u>
Corrected application filed	<u>SEP 05 2008</u> , Map filed <u>SEP 11 2008</u> under <u>77340</u>
	<u>SEP 11 2008</u>

The applicant Coyote Springs Reuse Water Company LLC, a Nevada limited liability company,

6600 N. Wingfield Parkway of Sparks,

Street Address or P.O. Box

City or Town

Nevada 89436 hereby make(s) application for permission to appropriate

State and Zip Code

the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.)

Articles of Organization filed with the Nevada Secretary of State on May 2, 2007.

1. The source of water is reclaimed water from the Coyote Springs Water Reclamation Facility

Name of stream, lake, underground, spring or other sources.

2. The amount of water applied for is 4.64 cfs (3.0 mgd) (~~3,366.432 afa~~) ^{Million} 3,359.22 afa second feet.

One second foot equals 448.83 gallons per minute.

(a) If stored in reservoir give number of acre-feet 24 hr capacity-2 ponds-160.5 ac-ft (Phase 1 Ponds)

3. The water to be used for industrial (construction water - aggregate, soil compaction, dust control)

Irrigation, power, mining, commercial, domestic or other use. Must limit to one major use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kind of animals _____

(c) Other use (describe fully in No. 12) _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

- 5. The water is to be diverted from its source 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 so stated.)
SE¼SE¼, Section 23, T13S, R63E, M.D.M., Clark County, NV, or at a point from which the SE corner of said Section 23 bears S39°15'14"E a distance of 1,116.99 feet.

- 6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)
See attached Supplement.

- 7. Use will begin about January 1 Month and Day and end about December 31 Month and Day of each year.

- 8. 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.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)
See attached Supplement.

- 9. Estimated cost of works: \$42,000,000

- 10. Estimated time required to construct works: See attached Supplement.
(If well completed, describe works.)

- 11. Estimated time required to complete the application of water to beneficial use: 20 years

- 12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):
(Failure to provide a detailed description may cause a delay in processing.)
See attached Supplement.

13. Miscellaneous remarks:
This Application is for the full appropriation under the primary permit.
A list of available documents is provided in the Supplement attached hereto.

2008 SEP 11 AM 8:00
 STATE ENGINEER AND DIRECTOR

csavely@resortatredhawk.com
E-mail Address

775-321-5940
Phone No.

By Carl D. Savely Type or print name clearly

Carl D. Savely Signature, applicant or agent

WNG Management Company, LLC Company Name

6600 N. Wingfield Parkway Street Address or P.O. Box

Sparks, NV 89436 City, State, Zip Code

**APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT**

\$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

**SUPPLEMENT
TO
APPLICATION TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF NEVADA**

6. Place of Use:

Lincoln County:

T11S, R63E, M.D.M.:

Sections 20, 21, 22, 23, 26, 27, 28, 29, 32, 33, 34 and 35 - All

Section 24 - W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 25 - W $\frac{1}{2}$ NW $\frac{1}{4}$

Sections 19, 30 and 31 - all that portion lying easterly of the centerline of U.S. Hwy 93

T12S, R63E, M.D.M.:

Sections 3, 4, 5, 8, 9, 10, 15, 16, 17, 20, 21, 22, 27, 28 and 33 - All

Sections 2, 11 and 14 - W $\frac{1}{2}$

Section 34 - N $\frac{1}{2}$, SW $\frac{1}{4}$

Sections 6, 7, 18, 19, 29, 30 and 32 - all that portion lying easterly of the centerline of U.S. Hwy 93

Clark County:

T13S, R63E, M.D.&M.:

Section 2 - SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Sections 3, 4, 9, 10, 15 and 16 - All;

Sections 5, 8 and 17 - all that portion lying easterly of the centerline of U.S. Hwy 93;

Section 11 - NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$;

Section 14 - W $\frac{1}{2}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$;

Section 20 - all that portion lying easterly of the centerline of U.S. Hwy 93 and northerly of the centerline of State Route 168;

Sections 21, 22 and 26 - all that portion lying northerly of the centerline of State Route 168;

Section 23 - all that portion lying northerly of the centerline of State Route 168, excepting therefrom the NE $\frac{1}{4}$ NE $\frac{1}{4}$.

8. The works will consist of a water reclamation facility, reservoirs, sumps, pumps, motors, pump stations, pipelines, telemetry, electric power, fiber optics, meters, valves, distribution pipelines, drip and sprinkler irrigation systems and related appurtenances.

The Coyote Springs Reclaimed Water Facility ("Facility") will be constructed in multiple phases. Phase 1 will have a capacity of 1.54 cfs (992,000 gpd) (1,111 afa). The Facility capacity will be expanded each time demand reaches 85% of the then existing plant capacity, up to a maximum capacity of 3.0 mgd. Expansion will occur as described in the Effluent Reuse Master Plan approved by the Clark County Reclamation District.

The Reclaimed Water Distribution System (“Distribution System”) will be expanded in phases corresponding to Facility expansion. The Distribution System will be constructed concurrently with development of the Coyote Springs project even though there may not be sufficient reclaimed water to serve the area at the time of construction. This will allow the conversion from potable water to reclaimed water as soon as sufficient reclaimed water is generated by the Facility to serve the specific area.

Phase 1 of the Distribution System will consist of two reservoirs located adjacent to the Facility, storage ponds located on the golf course, wet well, pump stations, pipelines, meters, valves, telemetry and related appurtenances. Additional reservoirs will be constructed at the Facility location concurrently with Facility expansion. The location of these reservoirs is shown on the plot attached hereto. Additional storage will be constructed concurrently with the construction of each additional golf course. The pipeline distribution system will be expanded as development of the Coyote Spring project progresses.

10. The estimated time to complete construction of Phase 1 is two (2) years. The estimated time to complete construction of the final phase is fifteen (15) years.
12. The water will be used throughout the Coyote Springs Master Planned Community located in the Coyote Spring Valley, both Lincoln County and Clark County, for aggregate processing, soil compaction and dust control purposes.
13. Miscellaneous Remarks: Documents on file with other State and Local Agencies or available from the Applicant upon request:
 - a. Authorization to Discharge Permit No. NEV2007507 issued by NDEP.
 - b. Effluent Management Plan on file with NDEP.
 - c. Effluent Reuse Master Plan approved by Clark County Water Reclamation District.
 - d. Technical Specification 30% Design Submittal dated December 2007 prepared by HDR.
 - e. 30% Design Report Draft dated December 19, 2007 prepared by HDR.
 - f. WWTP Effluent Storage Ponds and RWPS Wet Well 30% Design Plans prepared by HDR.
 - g. Reclaimed Water Pumping Station Preliminary Design prepared by HDR.