

THE STATE OF NEVADA

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

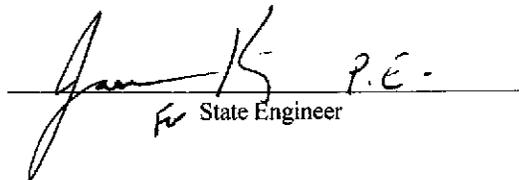
Name of applicant: AUSRA NV-1, LLC DBA AMARGOSA FLAT ENERGY
Source: UNDERGROUND
Basin: AMARGOSA DESERT
Manner of Use: INDUSTRIAL
Period of Use: January 1st to December 31st
Priority Date: 09/12/1960

DENIAL OF STATE ENGINEER

This application is hereby denied on the grounds that the Applicant has not submitted the information requested by the State Engineer's Office, and that without this information granting of the application would threaten to prove detrimental to the public interest.

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 10th day of September, A.D. 2009


For State Engineer

AMENDED
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 NOV 13 2008
Returned to applicant for correction NOV 21 2008
Corrected application filed NOV 26 2008 Map filed JAN 07 1974 under 27812

The applicant... Ausra NV-1, LLC d.b.a Amargosa Flat Energy
2585 East Bayshore Road of Palo Alto
California 94303 hereby make... application for permission to change the

POD [checked] POU [checked] MOU [checked] of a portion []

of water heretofore appropriated under Permit 66397 Certificate 16769
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 - well
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.4933 cfs (132 afa)
Second feet, acre-feet (One second foot equals 448.83 gallons per minute.
3. The water to be used for Industrial Cooling for Solar Energy Park
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 Mining & Milling
If for stock state number and kind of animals.
5. The water is to be diverted at the following point NW 1/4 SW 1/4 Sec. 1, T.17 S., R. 48E., MDB & M or at a
Describe as being within a 40-acre subdivision of public survey and by course
point from which the W 1/4 Corner of said Sec. 1 bears N 87° 20' W 1291 feet
and distance to a section corner, if on unsurveyed land, it should be stated.

6. The existing point of diversion is located within Lot 6 Sec. 2, T.18 S., R.49 E., MDB&M or at a point from
If point of diversion is not changed, do not answer.
which the closing corner to Sec. 2 and 3, T.18 S., R. 48 E. bears S. 43° 22' 00" W., a distance of 71 feet.

MD, Nov 01 Dec 2008

7. Proposed place of use.....Portions of Sections 19, 20, 29, 30, 31 and 32, T.15 S., R.50 E., and Sec 6, T.16 S.,.....
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

.....R.50 E., MDB&M *as shown on supporting map for this application* REL

8. Existing place of use..... 160 acres within the SW¼ Sec. 36, T.17 S., R. 49 E., MDB & M.....
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of

.....(APN 21-020-37- old number).....
use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from.....January 1st.....to.....December 31st.....of each year.
Month and Day Month and Day

10. Use permitted from.....January 1st.....to.....December 31st.....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.).....Existing 14' well 365' deep, turbine pump.....
State manner in which water is to be diverted, i.e. diversion structure, ditches,

.....and pipeline to Solar Energy Park.....
pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works.....\$200,000.....

13. Estimated time required to construct works..... two (2) years.....
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use.....five (5) years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
.....For a map of proposed POD, use map on file under Permit No. 27813. For a map of proposed POU, use map to.....
...accompany this application. For a map of existing POD and POU, use map on file under Permit No. 66397.
...Applicant proposes a large solar energy park producing 62 mw of electricity, enough power for 46,500 homes.
...It will also create 25 permanent jobs in the Amargosa Valley.....

.....(775)885-2101.....
Phone No.

ByR. Michael Turnipsed, P.E.....
Print or type name clearly

R. Michael Turnipsed, P.E.
Signature, applicant or agent

.....204 North Minnesota Street.....
Street and No., or P.O. Box No.

.....Carson City, Nevada 89703.....
City, State, Zip Code

RECEIVED
2008 NOV 26 AM 10:05
STATE ENGINEERS OFFICE

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

\$150 FILING FEE MUST ACCOMPANY APPLICATION