

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

Date of filing in State Engineer's Office JUL 17 1968
Returned to applicant for correction AUG 16 1968
Corrected application filed AUG 27 1968 Map filed JUL 17 1968

The applicant HOTEL CONQUISTADOR, INC., A Nevada corporation dba TROPICANA HOTEL of Las Vegas, County of Clark State of Nevada, hereby makes application for permission to change the point of diversion, manner of use and place of use.

of water heretofore appropriated under THE STATE OF NEVADA CERTIFICATE OF APPROPRIATION OF WATER, Application No. 13444, Record No. 4950, Book 14, page 4950 (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.) (recorded in Official Records of Clark County Nevada by State Engineer on January 6, 1960, Book 227, Document 184641), assigned by FRANK R. SULLIVAN ET UX TO APPLICANT

- 1. The source of water is (Las Vegas Artesian Basin)
2. The amount of water to be changed 0.30 c.f.s. not to exceed 119.30 ac. ft. annually.
3. The water to be used for quasi-municipal (resort Hotel) and domestic
4. The water heretofore used for domestic and irrigation
5. The water is to be diverted at the following point NW 1/4 NW 1/4 Section 28, T. 21S., R. 61E., M.D.B.&M., or at a point from which the NW corner of said Section 28 bears N. 42° 06' 07" W., a distance of 1,459.62 feet.
6. The existing point of diversion is located within SE 1/4 SW 1/4 Section 12, township 20 south range 61 east, M.D.B.&M. or at a point from which the S 1/4 corner of said Section 12 bears South 31° 39' 40" E., 1,551.4 feet.
7. Proposed place of use within the NW 1/4 of NW 1/4 Section 28, township 21 south range 61 east, M.D.B.&M., known as Tropicana Well No. 2, a point from which the NW corner of said Section 28 bears North 42° 06' 07" West, 1,459.62 feet.
8. Existing place of use 23.86 acres in SE 1/4 of SW 1/4 Section 12, Township 20 South, Range 61 East, M.D.B.&M.
9. Use will be from January 1st to December 31st of each year.
10. Use has been from January 1st to December 31st of each year.

11. Description of proposed works.

existing well and pumping facilities in use and existing

(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, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works existing

13. Estimated time required to construct works not applicable

14. Remarks

Hotel Conquistador, Inc. a Nevada corporation

Compared jb/jw ils/jb

Applicant dba TROPICANA HOTEL

By J. K. Houssels

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 permit to change the point of diversion, manner and place of use of the waters of an underground source as heretofore granted under Permit No. 13444, Certificate 4950 is issued subject to the terms and conditions imposed in said Permit No. 13444, Certificate 4950 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 weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

This permit is issued subject to the terms and conditions of a Lease Agreement dated May 23, 1956 and amendments thereto between Bond Estate, Inc., Lessor, and Hotel Conquistador, Inc., Lessee. This Permit does not extend the Permittee any right of ingress or egress on public, private or corporate lands.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.30 cubic feet per second, but not to exceed a yearly duty of 119.30 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before October 15, 1969

Proof of commencement of work shall be filed before November 15, 1969

Work must be prosecuted with reasonable diligence and be completed on or before October 15, 1969

Proof of completion of work shall be filed before November 15, 1969

Application of water to beneficial use shall be made on or before October 15, 1970

Proof of the application of water to beneficial use shall be filed on or before November 15, 1970

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

Commencement of work filed DEC 2, 1969
Completion of work filed DEC 2, 1969
Proof of beneficial use filed 12-10-70
Cultural map filed
Certificate No. 7595 Issued 4-19-71
Recorded 5-6-71 Bk. 123 Page

IN TESTIMONY WHEREOF, I Roland D. Westergard State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 15th day of July

A.D. 19 69 Roland D. Westergard State Engineer