

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 OCT 3 1972

Returned to applicant for correction

Corrected application filed Map filed OCT 3 1972 UNDER 27025

The applicant Abe Fox 2423 Las Vegas Boulevard South of Las Vegas, County of

State of Nevada 89105, hereby makes application for permission to change the manner of use and place of use

of water heretofore appropriated under Permit No. 24067

(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 or other source.)

2. The amount of water to be changed 0.8 cubic feet per second (Second feet, acre feet.)

3. The water to be used for Recreational (If for stock state number and kind of animals.)

4. The water heretofore used for irrigation and domestic (If for stock state number and kind of animals.)

5. The water is to be diverted at the following point In the NW 1/4 NW 1/4 Sec. 9, T-12-N, R-62-E, M.D.M., at a point from which the SW corner of said Sec. 9 bears S. 8° 33' 40" W, 5,265.03 feet distant.

6. The existing point of diversion is located within In the NW 1/4 NW 1/4 Sec. 9, T-12-N, R-62-E, M.D.M., at a point from which the SW corner of said Sec. 9 bears S. 8° 33' 40" W., 5,265.03 feet distant. (If point of diversion is not changed, do not answer.)

7. Proposed place of use E 1/2 E 1/2 Sec. 8; W 1/2 Sec. 9; NW 1/4, E 1/2 NE 1/4, NW 1/4 SE 1/4, NE 1/4 SW 1/4 Sec. 16, T-12-N, R-62-E, M.D.M., for 800 acres. (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

8. Existing place of use W 1/2 Sec. 9, T-12-N, R-62-E, M.D.M. (Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

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

10. Use has been from January 1st to December 31st of each year. (Month) (Month)

11. Description of proposed works. Construction of recreational canals throughout the property to provide waterfront access to the majority of lots to be developed within the tract; with facilities for private docking at each lot, and a lake of approximately 60 acres surface area, to be stocked with fish, and used for fishing, boating, and other recreational uses by lot owners and their invitees, including paying guests of the commercial lots.
 (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 \$1,000,000.00
13. Estimated time required to construct works Five Years.
14. Remarks

Compared bs/ga bs/ga Applicant Abe Fox
 Pro. 1/15/73 by Van Gardner s/ Abe Fox
 Overruled 4/6/73 Rlg. #1900 By 2423 Las Vegas Boulevard South
 Las Vegas, Nevada 89105

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 manner and place of use of the waters of an underground source as heretofore granted under Permit 24067 is issued subject to the terms and conditions imposed in said Permit 24067 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 measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and permit 27025 thru 27028 and 27030 and 27031 shall not exceed 3,200.0 acre-feet annually. This permit is also issued subject to the terms and conditions set forth in the State Engineer's ruling of April 6, 1973.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.8 cubic feet per second, but not to exceed 189.4 acre feet annually.

Actual construction work shall begin on or before June 9, 1973
 Proof of commencement of work shall be filed before July 9, 1973
 Work must be prosecuted with reasonable diligence and be completed on or before June 9, 1973
 Proof of completion of work shall be filed before July 9, 1973
 Application of water to beneficial use shall be made on or before June 9, 1976
 Proof of the application of water to beneficial use shall be filed on or before July 9, 1976
 Map in support of proof of beneficial use shall be filed on or before July 9, 1976

Commencement of work filed JUL 13 1973
 Completion of work filed NOV 11 1974
 Proof of beneficial use filed
 Cultural map filed
 Certificate No. Issued
 Recorded Bk Page

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD,
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 9th day of April

A.D. 19 73
 Roland D. Westergard
 State Engineer