

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 AUG 28 1975

Returned to applicant for correction

Corrected application filed Map filed AUG 28 1975

The applicant M & R Investment Co., Inc. (dba Dunes Hotel)

3650 Las Vegas Boulevard South of Las Vegas Nevada 89109

Street and No. or P.O. Box No. City or Town State and Zip Code No.

hereby make application for permission to change the Point of Diversion, Place of Use and Manner of Use of a portion of water heretofore appropriated under Permit No. 12811, Certificate No. 4320

(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 (Las Vegas Artesian Basin) Name of stream, lake or other source.

2. The amount of water to be changed 0.275 cfs, 100 acre feet annually Second feet, acre feet.

3. The water to be used for (irrigation of golf course) Recreation & Domestic 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 NE 1/4 SE 1/4 of Section 20, T.21S., R.61E., M.D.B.&M., or at a point from which the E 1/4 Corner of said Section 20 Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be bears N. 89° 05' 50" E., 921 feet (Applicants Well 3B) stated.

6. The existing point of diversion is located within the NW 1/4 NW 1/4 Section 3, T.21S., R.62E., M.D.B.&M., or at a point from which the NW Corner of said Section 3, bears N. 76° 32' W., 216 feet. If point of diversion is not changed, do not answer.

7. Proposed place of use Portions of E 1/2 of Section 20, T.21S., R.61E., M.D.B.&M. Describe by legal subdivisions. If for irrigation state number of acres to be irrigated. or SW 1/4 SE 1/4, SE 1/4 SE 1/4, NW 1/4 SE 1/4, NE 1/4 SE 1/4, SW 1/4 NE 1/4, SE 1/4 NE 1/4, & NW 1/4 NE 1/4 All in Section 20, T.21S., R.61E., M.D.B.&M. (20 acres)

8. Existing place of use NW 1/4 of Section 3, T.21S., R.62E., M.D.B.&M. (160 acres) 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. Day and Month Day and Month

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

11. 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.) Drilled well, pump and pipelines 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 complete
- 14. Estimated time required to complete the application of water to beneficial use one year
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used in conjunction with water from other permits to irrigate the Dunes Golf Course.

Compared jw./bs lk/jw Applicant M & R Investment Co., Inc.

By s/ R. LeRoy Givens
R. LeRoy Givens, State Water Right Surveyor
c/o Boyle Engineering Corporation

APPROVAL OF STATE ENGINEER 1209 S. Commerce St.
Las Vegas, Nevada 89102

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 a portion of the waters of an underground source as heretofore granted under Permit 12811, Certificate 4320 is issued subject to the terms and conditions imposed in said Permit 12811, Certificate 4320 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 totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the Proof of Completion of Work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. The source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.275 cubic feet per second but not to exceed 100.0 acre feet annually.

- Actual construction work shall begin on or before May 3, 1976
- Proof of commencement of work shall be filed before June 3, 1976
- Work must be prosecuted with reasonable diligence and be completed on or before May 3, 1976
- Proof of completion of work shall be filed before June 3, 1976
- Application of water to beneficial use shall be made on or before May 3, 1976
- Proof of the application of water to beneficial use shall be filed on or before June 3, 1976
- Map in support of proof of beneficial use shall be filed on or before June 3, 1976

Commencement of work filed JUN 11 1976
 Completion of work filed JUN 11 1976
 Proof of beneficial use filed SEP 21 1976
 Cultural map filed SEP 22 1976
 Certificate No. 8885 Issued JAN 10 1977

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 3rd day of March

A.D. 19 76
Roland D. Westergard
 State Engineer

WITHDRAWN BY APPLICANT
JAN 25 1997
STATE ENGINEER
for being 25.27 762
74.72

Abrogated By 67043 02055