ASSIGNED

Serial No. 50957

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 MAY 26 1987

Returned to applicant for correction

Corrected application filed Map filed MAY 26 1987 under 50645

The applicant Showboat, Inc., a Nevada Corporation incorporated on February 12, 1960

2800 East Fremont Street (Street and No. or P.O. Box No.) of Las Vegas (City or Town)

Nevada 89104 (State and Zip Code No.) hereby makes application for permission to change the point of diversion of a portion (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under application 45556 (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, underground spring or other source.)
2. The amount of water to be changed 0.468 second feet (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for irrigation (golf course) (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for irrigation (golf course) (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
5. The water is to be diverted at the following point SW¼ SW¼ Section 8, T.22S., R.62E. M.D.B.&M. (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 stated.) or at a point from which the southwest corner of said Section 8 bears S. 49°30'09" W. a distance of 1337.49 feet
6. The existing permitted point of diversion is located within SE¼ NW¼ Section 5, T.22S., R.62E., (If point of diversion is not changed, do not answer.) M.D.B.&M. or at a point from which the west quarter corner of said Section 5 bears S. 77°23'46" west a distance of 1917.6 feet
7. Proposed place of use portions of SW¼ and S½ of NW¼ and NW¼ of SE¼ of Section 5 and (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.) NW¼ of NW¼ of Section 8, T.22S., R.62E., M.D.B.&M. for irrigation of approximately 127 acres.
8. Existing place of use portions of SW¼ and S½ of NW¼ and NW¼ of SE¼ of Section 5 and (Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.) NW¼ of NW¼ of Section 8, T.22S., R.62E., M.D.B.&M. for irrigation of approximately 127 acres.
9. Use will be from January 1 (Month and Day) to December 31 (Month and Day) of each year.
10. Use was permitted from January 1 (Month and Day) to December 31 (Month and Day) of each year.
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 and cased well approximately 600 feet deep and pump (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.)
12. Estimated cost of works $70,000
13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use 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.

This application seeks to change the point of diversion of that portion of water requested for appropriation under application 45556 but not put to beneficial use because of insufficient well capacity.

By s/Robert F. Kaufmann
Robert F. Kaufmann The MARK Group
2300 Paseo Del Prado, Suite D-108
Las Vegas, NV 89102

Compared bc/bl pm/se

Protested

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 of a portion of the waters of an underground source as heretofore granted under Permit 45556 is issued subject to the terms and conditions imposed in said Permit 45556 and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit is further subject to revocation if and when water can be furnished by an entity such as a water district or a municipality engaged in furnishing water. 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 water begins, or before the Proof of Completion of Work is filed. It is understood that this right must allow for a reasonable lowering of the static water level. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. This 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 total combined duty of water under Permits 45427, 45556, 47506, 50645, 50955, 50956 and 50957 shall not exceed 635 acre-feet annually.

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

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

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.468 cubic feet per second, but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources, but not to exceed 338.83 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 28, 1987

Proof of completion of work shall be filed before January 28, 1988

Application of water to beneficial use shall be made on or before December 28, 1988

Proof of the application of water to beneficial use shall be filed on or before January 28, 1989

Map in support of proof of beneficial use shall be filed on or before January 28, 1989

Completion of work filed JUL 26 1988

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 24th day of September, A.D. 19 87

State Engineer

2407 (Rev. 6-81)

Abstracted By 51407