Serial No. 52734

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 NOV 28 1988

Returned to applicant for correction

Corrected application filed Map filed 7-30-85 under 49232

The applicant LAS VEGAS VALLEY WATER DISTRICT, a Quasi-Municipal Corporation

3700 West Charleston Boulevard (Street and No. or P.O. Box No.) of Las Vegas, (City or Town)

Nevada, 89153 (State and Zip Code No.) hereby make s application for permission to change the point of diversion and place of use, and manner of use of a portion (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit No. 42814 (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.) map filed under Permit No. 42814 on March 21, 1981

1. The source of water is underground - Ivanpah Valley Groundwater Basin (Name of stream, lake, underground spring or other source.)
2. The amount of water to be changed 0.334 cfs (242.039 acre-feet per annum (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Quasi-Municipal and Domestic (Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.)
4. The water heretofore permitted for Quasi-Municipal (subdivision, commercial) and Domestic (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 within the SE¼ NE¼ Section 10, T.25S., R.59E., (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.) M.D.B.&M. or at a point from which the E¼ corner of said Section 10 bears S. 59° 05' 47" E., a distance of 1,151.8 feet. Map filed on July 30, 1985 under Permit No. 49232.
6. The existing permitted point of diversion is located within the SW¼ SW¼ of Section 12, T.25S., R.59E., (If point of diversion is not changed, do not answer.) M.D.B.&M. or at a point from which the SW corner of said Section 12 bears S. 67° 52' 30" W., a distance of 1,155 feet.
7. Proposed place of use See Attached. (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use portions of the SE¼ NW¼, NE¼ SW¼, SE¼ SW¼, NW¼ SW¼ and the SW¼ SW¼ of Section 12, T.25S., R.59E., M.D.B.&M. and a portion of the SE¼ SE¼ of Section 11, T.25S., R.59E., M.D.B.&M. Place of use map filed under Permit No. 42814 dated March 21, 1981. (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.)
9. Use will be from January 1st (Month and Day) to December 31st (Month and Day) of each year.
10. Use was permitted from January 1st (Month and Day) to December 31st (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.) N/A Existing (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 N/A Existing
13. Estimated time required to construct works See Attached.

14. Estimated time required to complete the application of water to beneficial use quantity applied for provides for projected demands to the year 1996.

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 is to change the point of diversion and place of use, and manner of use of a 242.039 acre-feet per annum portion (original quantity being 499.684 acre-feet per annum) of application No. 42814 originally applied for by Peter A. Simon, II, on November 12, 1980 and purchased by the Las Vegas Valley Water District as a part of the Acquisition of Jean Utility Services, Inc. on April 16, 1985 as evidenced by a Quitclaim Deed recorded in Book 870701, Instrument No. 532 in the Clark County Recorder's Office on July 1, 1987. Water is to be used for service to Town, Prison, Hotels and Casinos at Jean, Nevada.

s/ Patrick J. Pine
By PATRICK J. PINE, General Manager
3700 West Charleston Boulevard
Las Vegas, Nevada 89153

Compared jm/se 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, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 42814 is issued subject to the terms and conditions imposed in said Permit 42814 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. 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.

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

The total combined duty of water under Permits 17691, Certificate 6058, 21997, Certificate 8278, 51133, 51543, 51544, 52732, 52733 and 52734 shall not exceed 212.90 million gallons annually.

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

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.334 cubic feet per second, but not to exceed 78.790 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before March 7, 1990

Proof of completion of work shall be filed before April 7, 1990

Application of water to beneficial use shall be made on or before March 7, 1993

Proof of the application of water to beneficial use shall be filed on or before April 7, 1993

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

Completion of work filed FEB 15 1990

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 26th day of May, A.D. 19 89

State Engineer

2407 (Rev. 6-81)

ATTACHMENT:

Item No. 7

within Sections 2, 3, 9, 10, 11, 12, 13, 14, 23 and 24, T.25S., R.59E., M.D.B.&M. and those portions of Sections 7, 18 and 19, T.25S., R.60E., M.D.B.&M. all located within the area designated as the Ivanpah Valley Ground-Water Basin in Clark County, Nevada by Order No. 792 of the Office of the State Engineer, dated August 9, 1982, all located within the boundaries of the Las Vegas Valley Water District as denoted by Chapter 167, Statutes of Nevada, 1947, as it now exists or as it may be amended. Place of use map filed November 9, 1987 under Permit No. 51133.

Item No. 13

water is to be diverted from an existing 14-inch diameter cased well approximately 857 feet deep known as the "State Well" via an existing deep well pump, pipelines, reservoirs and distribution system.