

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 NOV 7 1991
Returned to applicant for correction NOV 27 1991
Corrected application filed DEC 11 1991 Map filed DEC 11 1991 prop pod prop pou under 56905T

The applicant MGM GRAND HOTEL, INC.
9333 WILSHIRE BLVD., SUITE 302 of BEVERLY HILLS
CALIFORNIA 90210 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. 29277, CERTIFICATE NO. 10490

1. The source of water is LAS VEGAS VALLEY WATER BASIN

2. The amount of water to be changed 175.4 A.F.

3. The water to be used for COMMERCIAL

4. The water heretofore permitted for IRRIGATION

5. The water is to be diverted at the following point NE 1/4 SW 1/4 Section 21, T. 21 S., R. 61 E., M.D.M., CLARK COUNTY, NEVADA AT A POINT FROM WHICH THE SOUTH QUARTER CORNER OF SAID SECTION 21 BEARS SOUTH 26°33'05" EAST, A DISTANCE OF 2302.6 FEET

6. The existing permitted point of diversion is located within SW 1/4 SW 1/4 SECTION 21 T. 21 S., R. 61 E., M.D.M., CLARK COUNTY, NEVADA AT A POINT FROM WHICH THE SOUTH QUARTER CORNER OF SAID SECTION 21 BEARS SOUTH 69°03'40" EAST, A DISTANCE OF 2096.6 FEET

7. Proposed place of use SW 1/4 SW 1/4, NW 1/4 SW 1/4, NE 1/4 SW 1/4, AND THE SE 1/4 SW 1/4 OF SECTION 21, T. 21 S., R. 61 E., M.D.M., CLARK COUNTY, NEVADA

8. Existing place of use SW 1/4 SW 1/4, NW 1/4 SW 1/4, NE 1/4 SW 1/4, AND THE SE 1/4 SW 1/4 OF SECTION 21, T. 21 S., R. 61 E., M.D.M., CLARK COUNTY, NEVADA, 106 ACRES TOTAL TO BE REMOVED FROM IRRIGATION USE

9. Use will be from JANUARY 1 to DECEMBER 31 of each year.

10. Use was permitted from JANUARY 1 to DECEMBER 31 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 WELL WITH APPURTENANT STRUCTURES

12. Estimated cost of works \$89,500

13. Estimated time required to construct works 90 DAYS

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:

COMMERCIAL USE FOR AMUSEMENT PARK, FOUNTAINS, IRRIGATION AND COOL-
ING TOWERS

By s/Gus J. Notthberg
GUS NOTTBERG
4793 KOVAL LANE, STE. 3
LAS VEGAS, NEVADA 89109

Compared cc/jv ab/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 and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 29277, Certificate 10490 is issued subject to the terms and conditions imposed in said Permit 29277, Certificate 10490 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 issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 56906, 56907, 58436 and 58437 shall not exceed 350.8 acre-feet annually.

The existing well under Permit 29277 shall be plugged within 30 days from the issuance of this permit in accordance with Chapter 534 of the Nevada Administrative Code.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.25 cubic feet per second, but not to exceed 175.4 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 6, 1994

Proof of completion of work shall be filed before January 6, 1995

Application of water to beneficial use shall be made on or before December 6, 1998

Proof of the application of water to beneficial use shall be filed on or before January 6, 1999

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

Completion of work filed DEC 5 1994

Proof of beneficial use filed DEC 15 2000

Cultural map filed _____

Certificate No. 15749 Issued MAY 02 2001

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 6th day of December

A.D. 19 93

[Signature]
State Engineer

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