Serial No. 58459

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

NEW PRIORITY DATE: MAY 8 2002

Date of filing in State Engineer's Office JAN 08 1993

Returned to applicant for correction

Corrected application filed Map filed JAN 08 1993

The applicant Las Vegas Valley Water District, a quasi-municipal corporation

3700 W. 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 manner of use (Point of diversion, manner of use, and/or place of use)

of water heretofore appropriated under Permit No. 45587 (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 1.00 cfs (Second feet, acre feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for 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 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 NW¼ SE¼ Section 7, T.22S., 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. at a point from which the Center ¼ corner of said Section 7 bears N. 88° 40' 09" W., a distance of 1184.46 feet.
6. The existing permitted point of diversion is located within NE¼ SE¼ Section 7, T.22S., R.59E., (If point of diversion is not changed, do not answer.) M.D.B.&M., or at a point from which the E¼ corner of said Section 7 bears N. 20° 02' 14" E., a distance of 346.76 feet.
7. Proposed place of use S½ SW¼ NE¼, NW¼ SE¼, NE¼ SE¼ and N½ NE¼ SW¼ SE¼, all in (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.) Section 7, T.22S., R.59E., M.D.B.&M., Clark County, Nevada
8. Existing place of use S½ SW¼ NE¼, NW¼ SE¼, NE¼ SE¼ and N½ NE¼ SW¼ SE¼, all in Section (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.) 7, T.22S., R.59E., M.D.B.&M., Clark County, Nevada
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.) Water is to be diverted from a 12-inch diameter cased well approximately 120 feet deep, via well pump, pipelines, reservoirs and distribution system. (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 $100,000.00
13. Estimated time required to construct works two years

14. Estimated time required to complete the application of water to beneficial use five 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 to change the point of diversion and manner of use transfers 1.00 cfs heretofore appropriated under Permit No. 45587 from existing District Well to proposed District Well BD-1, both in the town of Blue Diamond.

By s/David A. Donnelly
David A. Donnelly, P.E., N.S.W.R.S., No. 880
3700 West Charleston Boulevard
Las Vegas, Nevada 89153

Compared bc/bc 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 and manner of use of the waters of an underground source as heretofore granted under Permit 45587 is issued subject to the terms and conditions imposed in said Permit 45587 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 issuance of Permit 58459 will expire Permit 58319-T. The existing well under Permit 45587 shall be plugged as required by NAC 534.420 within 30 days from the issuance of Permit 58459.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 54.75 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 19, 1995

Proof of completion of work shall be filed before February 19, 1995

Application of water to beneficial use shall be made on or before January 19, 1998

Proof of the application of water to beneficial use shall be filed on or before February 19, 1998

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

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

~~CANCELLED APR 1 8 2002 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT~~

~~[signature], P.E. STATE ENGINEER~~

Can. Rescinded 9/18/02

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 19th day of January, A.D. 19 94

[signature] P.E.
State Engineer

(O)-1108 (Rev. 6-81)