

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 DEC 27 1994

Returned to applicant for correction JAN 27 1995

Corrected application filed FEB 21 1995 Map filed FEB 21 1995 under 60729

The applicant Beau Rivage A Nevada Corporation c/o Mirage Resorts Inc.

3260 South Industrial Road of Las Vegas

Nevada hereby make application for permission to change the

Point of Diversion, Place of Use and Manner of Use

of water heretofore appropriated under Permit 29617, Certificate 8888

identify right in Decree.

1. The source of water is Underground (Las Vegas Artesian Basin)

2. The amount of water to be changed 0.275 CFS, 100.0 Acre Feet Annually

3. The water to be used for Recreational and Domestic

4. The water heretofore permitted for Recreation (Irrigation of Golf Course) and Domestic

5. The water is to be diverted at the following point NW 1/4 SE 1/4 Section 20 T.21S, R.61E MDB&M or at

a Point From Which the East 1/4 Corner of Said Section Bears N 73° 12' 48" E a

Distance of 2122.6 Feet Situated in Clark County, State of Nevada

6. The existing permitted point of diversion is located within SW 1/4 SE 1/4 Section 20 T.21S, R.61E, MDB&M

or at a Point From Which the SE Corner of Said Section Bears S 89° 30' 19" E

a Distance of 1983.0 Feet Situated in Clark County, State of Nevada

A Total of 105.48 Acres as Follows:

7. Proposed place of use 2.5 Acres in the SW 1/4 SE 1/4 Section 20, T.21S, R.61E, MDB&M 27.5 Acres in the NE 1/4 NE 1/4 Section 20, T.21S, R.61E, MDB&M 7.0 Acres in the NW 1/4 SE 1/4 Section 20, T.21S, R.61E, MDB&M 26.95 Acres in the SW 1/4 NE 1/4 Section 20, T.21S, R.61E, MDB&M 6.90 Acres in the SE 1/4 NE 1/4 Section 20, T.21S, R.61E, MDB&M 18.33 Acres in the NW 1/4 NE 1/4 Section 20, T.21S, R.61E, MDB&M

8. Existing place of use 126.9 Acres 26.18 Acres in the SW 1/4 SE 1/4 Section 20, T.21S, R.61E, MDB&M 6.97 Acres in the SE 1/4 SE 1/4 Section 20, T.21S, R.61E, MDB&M 14.64 Acres in the NE 1/4 SE 1/4 Section 20, T.21S, R.61E, MDB&M 26.95 Acres in the SW 1/4 NE 1/4 Section 20, T.21S, R.61E, MDB&M 6.90 Acres in the SE 1/4 NE 1/4 Section 20, T.21S, R.61E, MDB&M 18.33 Acres in the NW 1/4 NE 1/4 Section 20, T.21S, R.61E, MDB&M 126.9 Acres Total

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, Deep Well Turbine Pump, Piping

Lake, and Control System

12. Estimated cost of works \$1,000,000

13. Estimated time required to construct works 2 Years

14. Estimated time required to complete the application of water to beneficial use... 2 Years Following Completion

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Water is to be used for recreational Lake, Hotel Casino Resort Attractions,
and Landscape irrigation within the proposed place of use lands.

By s/Sterling C. Ditsworth Nevada Right Surveyor 348
1785 East Sahara Avenue #300
Las Vegas, Nevada 89104

Compared jk/sm jr/bk

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 the waters of an underground source as heretofore granted under Permit 29617, Certificate 8888 is issued subject to the terms and conditions imposed in said Permit 29617, Certificate 8888 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 Permit 27837, Certificate 8884, Permit 29614, Certificate 8885 and Permits 60729, 60730, 60731, 60732, 60733, 60734, 60735, 60736 and 60737 shall not exceed 670.94 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.
(CONTINUED ON PAGE 2)

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.

Work must be prosecuted with reasonable diligence and be completed on or before June 27, 1997

Proof of completion of work shall be filed before July 27, 1997

Application of water to beneficial use shall be made on or before June 27, 1999

Proof of the application of water to beneficial use shall be filed on or before July 27, 1999

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 _____

IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 27th day of June

A.D. 1995

R. Michael Turnipseed P.E.
State Engineer

WITHDRAWN BY APPLICANT JAN 31 1997
STATE ENGINEER portion being 25.27 a/c
leaving 74.73 a/c
(0)-1108 (Rev. 6-81)

Abrogated By 63607-0.275 cont 4/23/03

(PERMIT TERMS CONTINUED)

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

