Permit No. 62008

THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant:	**CONSOLIDATED VIRGINIA MINING COMPANY & INTERNATIONAL HOTEL COMPANY**
Source:	**UNDERGROUND**
Basin:	**DAYTON VALLEY**
Manner of Use:	**COMMERCIAL**
Period of Use:	**January 1st to December 31st**
Priority Date:	**04/05/1996**

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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 is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. 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. 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

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 approved for auxiliary fire protection only and may not be connected to any municipal or commercial water service. A schematic diagram of the proposed infrastructure for the conveyance of water from the wells to the proposed place of use, i.e., pipelines, tanks, valves, standpipes, hydrants, etc., must be submitted on or before the filing of the Proof of Completion of Work.

The total duty of water and rate of diversion approved for under this permit may be exceeded under a condition of fire emergency.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, and not to exceed 2.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**September 13, 2008**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**September 13, 2010**
Map in support of proof of beneficial use shall be filed on or before:	**N/A**

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of **September**, A.D. **2007**

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

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2ND AMENDED

NO.62008

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's APR 05 1996

Returned to applicant for correction MAY 31 1996 AND AUG 09 1996

Corrected application filed JUL 31 1996 AUG 13 1996

Map filed AUG 13 1996

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The applicant **Consolidated Virginia Mining Co. and International Hotel Company**, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

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1. The source of the proposed appropriation is **underground**

2. The amount of water applied for is **2.0** second-feet

   (a) If stored in reservoir give number of acre-feet

3. The water to be used for **Commercial (fire suppression)**

4. If use is for:

   (a) Irrigation, state number of acres to be irrigated

   (b) Stockwater, state number and kinds of animals to be watered

   (c) Other use (describe fully under No. 12. "Remarks")

   (d) Power:
      (1) Horsepower developed

      (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point **NE¼ NW¼ of Section 29, T17N, R21E, MDB&M and located N86°22'14"W. a distance of 1,468.9 feet to the NW corner of Section 29, T17N. R21E. MDB&M**

6. Place of Use **NE¼ Section 29, T17N. R21E. MDB&M and the S½ SE¼ of Section 20 T17N. R21E. MDB&M**

7. Use will begin about **January 1** and end about **December 31**, of each year.

8. Description of proposed works **drill well, install pump and distribution system.**

9. Estimated cost of works **$150,000**

10. Estimated time required to construct works **2 years**

11. Estimated time required to complete the application of water to beneficial use **5 years**

12. Remarks: **Water will be used to service one seven story hotel building with 152 rooms, a convention center that services up to 1,000 people, casino space, restaurant, parking area, mining museum and fire protection.**

By **s/John P. Mohon**
John P. Mohon
Water Quality Consultants, Inc.
1005 Terminal Way, Suite 165
Reno, Nevada 89502

Compared **jr/bk**

Protested

62008

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_____ **OF STATE ENGINEER**

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