

**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 03 1996

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 27 1980 under 39718

The applicant **Riverside Resort and Casino, Inc.**, hereby make application for permission to change the **Point of diversion and place of use** of water heretofore appropriated under **Permit 39718**

1. The source of water is **an underground source**
2. The amount of water to be changed **0.055 CFS to a duty of 12.8 million gal./year**
3. The water to be used for **Quasi-Municipal use**
4. The water heretofore permitted for **commercial purposes (Quasi-municipal)**
5. The water is to be diverted at the following point **NW¼ NW¼ Sec. 13, T32S, R66E, MDB&M at a point from which the NW Cor. of Sec. 13 bears N 14°08' W at a distance of 335 feet, which is the point permitted under Permit 40518.**
6. The existing permitted point of diversion is located within the **SE¼ NW¼ Sec. 13, T32S, R66E, MDB&M then south 9°50' east 540.0 feet to the center quarter corner of Sec. 13, T32S, R66E MDB&M which is the point permitted under permit no. 39718**
7. Proposed place of use **Hotel casino and R.V. Park located within the north ½ Sec. 13, T32S, R66E MDB&M shown on the map on file to accompany the Proof of Beneficial Use on permits 31317 and 40518.**
8. Existing place of use **a portion of the N¼ Sec. 13, T32S, R66E being the east 500' of the south 820.6 feet of the NW¼ Sec. 13, T32S, R66E, except the southerly 100 feet thereof; the south 270 feet of government Lot 2, lying east of the dedicated highway and that part of the south 830 feet of Government Lot 2 lying west of the dedicated highway, as shown on the map of Permit 39718.**
9. Use will be from **Jan. 1st to Dec. 31st** of each year.
10. Use was permitted from **Jan 1st to Dec. 31st** of each year.
11. Description of proposed works **Drilled well 480 feet deep, 12" and 8-5/8 in casing equipped with 20 hp pump, through pipeline to place of use.**
12. Estimated cost of works **\$5000**
13. Estimated time required to construct works **30 days**
14. Estimated time required to complete the application of water to beneficial use **1 yr.**
15. Remarks: **This water will be diverted to hotel facilities and RV park in N¼ Sec. 13, T32S, R66E MDB&M, including hotel, bars, restaurants, cooling towers, lavatories, coffee shops, and 1405 hotel rooms, including those facilities described in Proof of**

62632

Beneficial Use for 40518. This water will be added to the existing permits that total 309.5 acre feet combined duty, and increase this to 322.3 acre feet.

By s/Richard V. Wyman
Richard V. Wyman, P.E.
Nev. State Water Rights Sur. #387
P.O. Box (60473)
Boulder City, Nv. 89006-0473

Compared cms/bk cl/cms

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 the waters of an underground source as heretofore granted under Permit 39718 is issued subject to the terms and conditions imposed in said Permit 39718 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 28810 Certificate 9196; 29544 Certificate 9203; 31317 Certificate 11888; 40518 Certificate 11894; 44145 Certificate 12855, and 62632 shall not exceed 348.78 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.

Any well drilled under Permit 39718 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.

Issuance of this permit totally abrogates Permit 39718.
(CONTINUED ON PAGE 2)

(PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.055 cubic feet per second, but not to exceed 39.28 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

October 17, 1998

Proof of completion of work shall be filed before:

November 17, 1998

Application of water to beneficial use shall be filed on or before:

October 17, 1999

Proof of the application of water to beneficial use shall be filed on or before:

November 17, 1999

Map in support of proof of beneficial use shall be filed on or before:

N/A

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 17th day of October, A.D. 1997.

R. Michael Turnipseed
State Engineer

Completion of work filed MAY 11 1998

Proof of beneficial use filed SEP 21 2000

Cultural map filed _____

Certificate No. 15641 Issued JAN 03 2001

