APPROVED

NO. 63607

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 05 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed DEC 05 1997 under 63604

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The applicant **Bellagio, a Nevada Corporation, c/o Mirage Resorts, Incorporated**, hereby make application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under **Permit 60736**

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

2. The amount of water to be changed **0.275 cfs not to exceed 74.73 acre feet per annum**

3. The water to be used for **Recreation and Domestic**

4. The water heretofore permitted for **Recreational and Domestic**

5. The water is to be diverted at the following point **SW¼ NE¼ Section 20, T21S, R61E, MDM, or at a point from which the East ¼ corner of said Section 20 bears S 88° 20' 56" E a distance of 2017.75 feet**

6. The existing permitted point of diversion is located within **NW¼ SE¼ Section 20, T21S, R61E, MDM or at a point from which the East ¼ corner of said Section 20 bears N 73° 12' 48" E a distance of 2122.6 feet**

7. Proposed place of use **Portions NE¼ NE¼, NW¼ NE¼, SW¼ NE¼, SE¼ NE¼, NE¼ SE¼, NW¼ SE¼, SW¼ SE¼ all in Section 20, T21S, R61E, MDM**

8. Existing place of use **Portions NE¼ NE¼, NW¼ NE¼, SW¼ NE¼, SE¼ NE¼, NE¼ SE¼, NW¼ SE¼, SW¼ SE¼ all in Section 20, T21S, R61E, MDM**

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 **Drill well, install pump, motor, meter and pipeline to Lake and irrigation pipe.**

12. Estimated cost of works **$150,000.00**

13. Estimated time required to construct works **One Year**

14. Estimated time required to complete the application of water to beneficial use **Five Years**

15. Remarks: **The recreation use is the Lake, fountain and irrigation of landscape which is part of the Bellagio Hotel Casino. The maximum day use is 824,668 gallons and the per annum use is 485.78 acre feet. The consumptive use is Lake evaporation, seepage and filter backwash, the wet system fountain evaporation and wind blown losses and irrigation.**

By s/Richard W. Arden Agent
950 Industrial Way
Sparks, Nevada 89431

Compared my/cms lw/cms

Protested _____

63607

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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 to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 60736 is issued subject to the terms and conditions imposed in said Permit 60736 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.

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.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.275** cubic feet per second, **but not to exceed 74.73 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:
June 27, 1999

Proof of completion of work shall be filed before:
July 27, 1999

Application of water to beneficial use shall be filed on or before:
June 27, 2000

Proof of the application of water to beneficial use shall be filed on or before:
July 27, 2000

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 **27th** day of **March**, A.D. **1998**

R. Michael Turnipseed P.E.
State Engineer

Completion of work filed MAY 0 9 2000

Proof of beneficial use filed JUL 2 6 2001

Cultural map filed DEC 05 1997 under 63604

Certificate No. 16160 Issued APR 2 3 2003