AMENDED

NO. 64284

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 JUL 07 1998

Returned to applicant for correction JUL 28 1998

Corrected application filed AUG 12 1998

Map filed AUG 12 1998 under 64282

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The applicant **Riverside Resort and Casino, Inc.**, hereby makes application for permission to change the **point of diversion and place of use** of water heretofore appropriated under **Permit 29544, Cert. 9203, also known as Well #1, Old Well and River Well**

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1. The source of water is **underground source**

2. The amount of water to be changed **0.45 cfs (see remarks under #15)**

3. The water to be used for **quasi municipal**

4. The water heretofore permitted for **quasi municipal**

5. The water is to be diverted at the following point **within the NW¼ NW¼ Sec. 13, T32S, R66E, Mt. D.B.L.&M. at a point from which the NW corner of said Sec. 13 bears N45°0'W, 36.0 feet.**

6. The existing permitted point of diversion is located within **the NW¼ NE¼ Sec. 13, T32S, R66E Mt. D.B.L.&M. at a point where the recorded bearing is S86°47'20"E, 3,908.9 feet from the NW corner of said Sec. 13 as projected in 1971. The actual bearing calculated from the NW corner of said Sec. 13 found in 1998 is S86°45'E, 2,980.75 feet.**

7. Proposed place of use **a portion of the N½ Sec. 13, T32S, R66E, Mt.D.B.L.&M.**

8. Existing place of use **hotel and casino and RV Park located within the NW¼ NE¼ Sec. 13, T32S, R66E Mt.D.B.L.&M.**

9. Use will be from **January 1st** to **December 31st** of each year.

10. Use was permitted from **January 1st** to **December 31st** of each year.

11. Description of proposed works **12" cased well, 400' deep, sealed for at least 100 feet from the surface. Equipped with a 30 h.p. electric pump and connected to the 325,000 gal. service tank by 6" pipe line.**

12. Estimated cost of works **$68,000**

13. Estimated time required to construct works **6 months**

14. Estimated time required to complete the application of water to beneficial use **1 year**

15. Remarks: **The well is designed to be a replacement well for the Old Well #1 or River Well located near the river, which was permitted at 28810, 29544 and 31317. Water from the old well was combined with wells permitted as 40518, 44145 and 62632 in permits.**

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The existing Well #1 will be sealed according to NAC 534.420 aand abandoned within 60 days of completion of new well.

By **Richard V. Wyman, Water Rights Sur. #387**
s/Richard V. Wyman
Wyman Engineering Consultants
P.O. Box 60473
Boulder City, NV 89006-0473

Compared **bk/cms** dl/cms

Protested _____

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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 29544, Certificate 9203 is issued subject to the terms and conditions imposed in said Permit 29544, Certificate 9203 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 64282, 64283 and 64284 shall not exceed 35.23 acre-feet annually.

The total combined duty of water under Permits 40518, Certificate 11894; 44145, Certificate 12855; 62632, 64282, 64283 and 64284 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 29544 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 expires Permit 64423-T.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.45** cubic feet per second, **but not to exceed 15.41 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:
October 17, 1999

Proof of completion of work shall be filed before:
November 17, 1999

Application of water to beneficial use shall be filed on or before:
October 17, 2000

Proof of the application of water to beneficial use shall be filed on or before:
November 17, 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 **3rd** day of **February**, A.D. **1999**

R. Michael Turnipseed P.E.
State Engineer

Completion of work filed OCT 19 1999

Proof of beneficial use filed SEP 21 2000

Cultural map filed _____

Certificate No. 15644 Issued JAN 03 2001