

AMENDED PERMIT
ENVIRONMENTAL 64960-E
APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF
NEVADA

Date of filing in State Engineer's Office MAR 09 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 09 1999

The applicant **Seven Resorts, Inc. DBA Echo Bay Resort** hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **underground**
2. The amount of water applied for is **2 gallons/minute (please see the attached explanatory page)** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **ground-water remediation**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated **n/a**
 - (b) Stockwater, state number and kinds of animals to be watered **n/a**
 - (c) Other use (describe fully under No. 12. "Remarks") **environmental mitigation**
 - (d) Power:
 - (1) Horsepower developed **n/a**
 - (2) Point of return of water to stream **n/a**
5. The water is to be diverted from its source at the following point **the NW¼ of the SW¼ of Section 5, T19S, R68E, at a point from which the northwest corner of Section 6, T19S, R68E bears: (1) N60°56'21"W a distance of 7,167.53', (2) N61°36'26"W, 7,079.03 feet and (3) N60°40'20"W, 7,097.46 feet.**
6. Place of Use **NW¼ SW¼, Section 5, T19S, R68E**
7. Use will begin about **April 1, 1999** and end about **December 31, 1999.**
8. Description of proposed works **existing wells**
9. Estimated cost of works **\$3,000**
10. Estimated time required to construct works **one week**
11. Estimated time required to complete the application of water to beneficial use **n/a**
12. Remarks: **(please see attached explanatory sheet)**

By **s/Kirk Stowers, Agent of Applicant**
Broadbent & Associates, Inc. 8 West Pacific Ave.
Henderson, NV 89014

Compared dl/cms dl/cm

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 environmental permit is issued pursuant to the provisions of NRS 533.4375. Well drillers reports for any well(s) drilled under this permit shall be filed within 30 days from completion of the well.

Within 30 days after the completion of the project, the permittee shall notify the State Engineer of such completion and all wells shall be plugged and abandoned in accordance with Chapter 534 of the Nevada Administrative Code.

This environmental permit is issued subject to existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance for pollution control as mandated by orders issued by the Nevada Division of Environmental Protection and subsequent correspondence with said agency. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and records of this measurement shall be submitted on an annual basis. It is also understood that this right must allow for a reasonable lowering of the static water level of permittee's well due to other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. The State retains the right to regulate the use of water granted herein at any and all times.

This environmental permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this environmental permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0045 cubic feet per second.

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

Proof of completion of work shall be filed before:

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

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

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

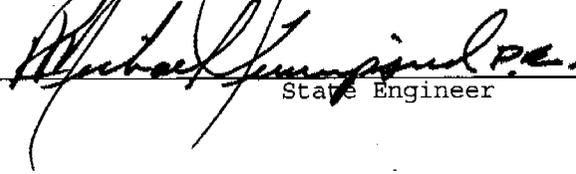
ENVIRONMENTAL

* The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection.

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 August, A.D. 1999


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Explanatory Page

Paragraph 2

In accordance with a work plan that has been approved by the Nevada Division of Environmental Protection, a maximum of 9,000 gallons of ground water impacted by petroleum hydrocarbons are proposed to be removed, transported and disposed.

Paragraph 12

The Nevada Division of Environmental Protection has requested the removal of 9,000 gallons of ground water in the course of remediation of the property. The 9,000 gallons will be pumped at a rate of 3,000 gallons per day from three four-inch pumping wells over the course of three days. Subsequent to the pumping, the pumping wells will be used as monitoring wells and will not be pumped further.

Ground water will be pumped from three monitoring wells on the property. However, the point of diversion for only one of the wells is presented in Item 5. It is our understanding that when multiple wells are located closely together, only one "Application for Permit to Appropriate the Public Waters of the State of Nevada / Environmental" is required. The wells in question are within one hundred feet of one another and are located in the same quarter / quarter, township and range.

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7. Use will begin about **April 1, 1999** and end about **August 1, 1999** of each year.
8. Description of proposed works **existing wells**
9. Estimated cost of works **\$3,000**
10. Estimated time required to construct works **one week**
11. Estimated time required to complete the application of water to beneficial use **n/a**
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SEE AMENDED PERMIT NO.

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* The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection.

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 14th day of April, A.D. 1999


State Engineer

Completion of work filed _____

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Cultural map filed _____

Certificate No. _____ Issued _____

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