

**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 26 2001

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAY 23 2001 UNDER 61932

The applicant **Bellagio, LLC, c/o MGM-Mirage Resorts, Inc.** hereby makes application for permission to change the **Point of Diversion, Place of Use, and Manner of Use** of water heretofore appropriated under **Permit 63604**

1. The source of water is **Underground (Las Vegas Artesian Basin)**
2. The amount of water to be changed **0.029 cfs, not to exceed 15.30 acre-feet**
3. The water to be used for **Recreation (Golf Course Irrigation)**
4. The water heretofore permitted for **Recreation and Domestic**
5. The water is to be diverted at the following point **NW¼ NW¼ Section 36, T19S, R61E, M.D.M., or at a point from which the NW corner of said Section 36 bears N 47° 45' W, a distance of 1396.21 feet.**
6. The existing permitted point of diversion is located within **SW¼ NE¼ of Section 20, T21S, R61E, M.D.M., or at a point from which the E¼ corner of said Section 20 bears S 88° 20' 56" E, a distance of 2017.75 feet.**
7. Proposed place of use **S½ of Section 25 and N½ of Section 36, T19S, R61E, M.D.M.**
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, M.D.M.**
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 **Shadow Creek Well No. 1,**
12. Estimated cost of works **\$300,000.00 (Completed well, pump system, and transmission pipeline.)**
13. Estimated time required to construct works **Completed 10-inch diameter, 1340 feet deep well, equipped with a 25 HP vertical turbine pump, and Neptune flow meter (Serial No. 70035119).**
14. Estimated time required to complete the application of water to beneficial use **3 years**
15. Remarks: **Supporting map for existing point of diversion and place of use is filed under Permit 63604 at the Division of Water Resource. Supporting map for proposed point of diversion and place of use filed under Permit 61932 at the Division of Water Resource. This**

change application transfers additional water rights to Shadow Creek Golf Course Well No. 1.

By Dwight L. Smith, PE, Agent
 s/ Dwight L. Smith
 6980 Sierra Center Parkway, Suite 100
 Reno, Nevada 89511

Compared cm/cm^f dr/cm^f

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 63604 is issued subject to the terms and conditions imposed in said Permit 63604 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.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.029 cubic feet per second, **but not to exceed 15.30 acre-feet annually.**

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

N/A

Proof of completion of work shall be filed before:

N/A

Water must be placed to beneficial use on or before:

June 27, 2004

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

July 27, 2004

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

July 27, 2004

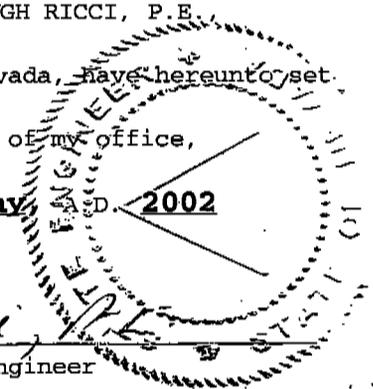
IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this **28th** day of **May**, A.D. **2002**

Hugh Ricci, P.E.
State Engineer



Completion of work filed August 13, 1998 under 61932

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

