

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 FEB 22 2002

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed FEB 22 2002

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The applicant **CalVegas Corporation, a Nevada Corporation** hereby makes application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under **Permit No. 38421, Cert. No. 11571**

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1. The source of water is **an underground source**
2. The amount of water to be changed **0.05 cfs, not to exceed 2.0 mga**
3. The water to be used for **Commercial and Domestic purposes**
4. The water heretofore permitted for **Commercial and Domestic purposes**
5. The water is to be diverted at the following point **within the SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 34, Township 19 South, Range 62 East, M.D.B.&M., Clark County, Nevada or at a point from which the W<sup>1</sup>/<sub>4</sub> corner of said Section 34 bears South 04° 41' 01" West a distance of 1022.28 feet.**
6. The existing permitted point of diversion is located within **the NE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> of Section 4, Township 20 South, Range 62 East, M.D.B.&M. or at a point from which the SW corner of said Section 4 bears South 42° 58' 19" West a distance of 2889.36 feet.**
7. Proposed place of use **being within the SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 34, Township 19 South, Range 62 East, M.D.B.&M., Clark County, Nevada. APN's 123-34-201-001 thru 004 and 123-34-201-007 thru 010.**
8. Existing place of use **a portion of the NE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> of Section 4, Township 20 South, Range 62 East, M.D.B.&M., Clark County, Nevada. APN 140-04-302-008**
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 is **an existing well drilled to a depth of 370 feet, 8<sup>3</sup>/<sub>8</sub> casing and 7<sup>1</sup>/<sub>2</sub> hp pump, existing water lines to (8) 5 acre parcels.**
12. Estimated cost of works **\$50,000.00**
13. Estimated time required to construct works **One (1) Year**
14. Estimated time required to complete the application of water to beneficial use **Two (2) Years**

15. Remarks: **Water will be used for a concrete batch plant, office buildings, storage yards, dust control and a precast concrete company and office building.**

By **Richard J. Baughman, Agent**  
**s/Richard J. Baughman**  
**1210 Hinson Street**  
**Las Vegas, Nevada 89102-1604**

Compared my/ cmf lb/cmf

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 38421, Certificate 11571 is issued subject to the terms and conditions imposed in said Permit 38421, Certificate 11571 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.

The total combined duty of water under Permits 55377, Certificate 14617; Permit 56871, Certificate 13819; Permit 58565, Certificate 14153; Revocable Permit 58564, and Permit 68517 shall not exceed 10.618 million gallons annually.

(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 0.05 cubic feet per second, but not to exceed 2.0 million gallons annually.

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

September 13, 2003

Proof of completion of work shall be filed before:

October 13, 2003

Water must be placed to beneficial use on or before:

September 13, 2004

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

October 13, 2004

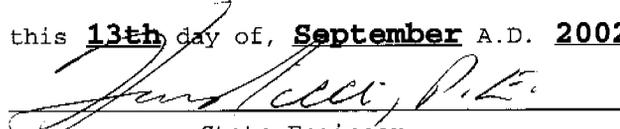
Map in support of proof of beneficial use shall be filed on or before:

N/A

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

State Engineer of Nevada, have hereunto set  
my hand and the seal of my office,

this 13th day of, September A.D. 2002

  
State Engineer

Completion of work filed OCT 29 2003

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_