

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 22 2003

Returned to applicant for correction AUG 28 2003

Corrected application filed _____

Map filed JUL 22 1993 under 59011-T

The applicant Las Vegas Valley Water District hereby makes application for permission to change the point of diversion, manner and place of use of a portion of water heretofore appropriated under Permit 42782, purchased by the Las Vegas Valley Water District from Ruffin Las Vegas, LLC (Quitclaim deed recorded in Book 20030416, Instrument No. 1452 on April 16, 2003 at the Clark County Recorder's Office) in the amount of 253.588 AFA.

1. The source of water is **Underground – Las Vegas Artesian Basin**
2. The amount of water to be changed **0.35 cfs or 253.588 acre-feet per annum**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Quasi-Municipal (Hotel) and Domestic**
5. The water is to be diverted at the following point **SE¼ SW¼ Section 8, T.20S., R.60E., M.D.B.&M., Or at a point from which the S1/16 corner of said Section 8 bears N. 08°38'29" E., A distance of 566.82 feet (map filed under Permit 59009).**
6. The existing permitted point of diversion is located within **SW¼ SW¼ Section 9, T.21S., R.61E., M.D.B.&M., or at a point from which the SW Corner of said Section 9 bears S 82°29'59" W. a distance of 594.5 feet (map filed under Permit 42781).**
7. Proposed place of use is the area described within the Las Vegas Valley Water District as denoted by Chapter 167, Statutes of Nevada, 1947, as it now exists or as it may hereafter be amended (map filed under Permit 27796).
8. Existing place of use is a portion of the **S½ SW¼ SW¼ and the S½ SE¼ SW¼ of Section 9, a portion of the NW¼ NW¼ and portion NE¼ NW¼ of Section 16 and a portion of the SE¼ SE¼ SE¼ of Section 8, all in T.21S., R.61E., M.D.B.&M., the lands considered appurtenant to the Frontier Hotel (map filed under Permit 42781).**
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 water will be diverted from an existing well known as **District Well-No. 90, via an existing deep well pump, pipelines and distribution system.**
12. Estimated cost of works well completed
13. Estimated time required to construct works well completed (**24-inch casing to a depth of approximately 1,300 feet**).
14. Estimated time required to complete the application of water to beneficial use **Two Years**

70254

15. Remarks: This application to change the point of diversion, manner, and place of use of a portion (253.588 acre-feet per annum of the original 340.3 acre-feet per annum) of waters heretofore granted under Permit 42782, to be assigned to show the Las Vegas Valley Water District as the current owner of record by a Report of Conveyance filed with the Nevada State Engineer on April 21, 2003.

By **Thomas A. Minwegen, Deputy General Manager**
 s/ **Thomas A. Minwegen**
 1001 S. Valley View Blvd.
 Las Vegas, NV 89153

Compared sg/cmf ag/sam

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 place of point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 42782 is issued subject to the terms and conditions imposed in said Permit 42782 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 70254, 70255 and 70256 shall not exceed 487.088 acre-feet 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 0.35 cubic feet per second, but not to exceed 253.588 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 on or before:

N/A

Water must be placed to beneficial use on or before:

August 10, 2006

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

September 10, 2006

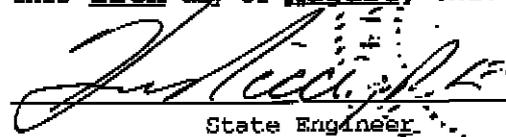
Map in support of proof of beneficial use shall be filed on or before:

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 12th day of August, A.D. 2004


State Engineer

Completion of work filed FEB 02 1996 under 59009

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

