



**TEMPORARY**  
**THE STATE OF NEVADA**

**PERMIT TO CHANGE POINT OF DIVERSION,  
MANNER OF USE AND PLACE OF USE OF THE  
PUBLIC WATERS OF THE STATE OF NEVADA  
HERETOFORE APPROPRIATED**

**Name of applicant:** LAS VEGAS PAVING CORP.  
**Source:** UNDERGROUND  
**Basin:** LAS VEGAS VALLEY  
**Manner of Use:** MINING AND MILLING  
**Period of Use:** January 1st to December 31st  
**Priority Date:** 03/10/1997

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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 temporary permit to change the point of diversion, place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 45668, Certificate 15516 is issued subject to the terms and conditions imposed in said Permit 45668, Certificate 15516 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 temporary 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 Temporary Permits 77777T and 77778T, having point of diversion and place of use, shall not exceed 108.59 acre-feet annually.

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

This temporary permit is issued for mining purposes within the described place of use within the parcels identified by Clark County as APN's 126-36-401-001, 126-35-000-004, and 137-02-000-001.

(Continued on Page 2)

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire 1 year after the approval of the permit at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.114 cubic feet per second or 57.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

N/A

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

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 19th day of **January**, A.D. **2010**

Taylor P.E.  
State Engineer

llb

AMENDED

TEMPORARY

Application No. 77777

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

THIS SPACE FOR OFFICE USE ONLY
Date of filing in State Engineer's Office JAN 08 2009
Returned to applicant for correction JAN 16 2009
Corrected application filed APR 13 2009 Map filed APR 13 2009

The applicant Las Vegas Paving Corp
4420 S Decatur Blvd of Las Vegas
Nevada 89103
hereby make(s) application for permission to change the

- Point of diversion, Place of use, Manner of use, of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

NWR Permit #45668 (Certificate #15516)

- 1. The source of water is Underground
2. The amount of water to be changed 0.114 cfs / 57 Acre-ft
3. The water to be used for Mining - Aggregate Processing, Hot Mix Asphalt Production, Dust Control, etc
4. The water heretofore used for Irrigation
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

77777

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

Portions of the following SW 1/4 of Section 36, Township 19S, Range 59E MDB&M, and the S 1/2 of Section 35, Township 19S, Range 59E MDB&M, and the N 1/2 of Section 2, Township 20S, Range 59E MDB&M, and the NE 1/4 of Section 3, Township 20S, Range 59E MDB&M.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

within the SW 1/4 NE 1/4 of Section 23, Township 19S, Range 60E, M.D.B.&M.- 11.4 Acres to be removed from irrigation. Refer to attached map.

9. Proposed use will be from January 1st to December 31st of each year.  
Month and Day Month and Day

10. Existing use permitted from January 1st to December 31st of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Existing Drilled Well with pump and motor and various piping to place of use.

12. Estimated cost of works Existing Well

13. Estimated time required to construct works Existing Well  
If well completed, describe well

14. Estimated time required to complete the application of water to beneficial use 5 Years

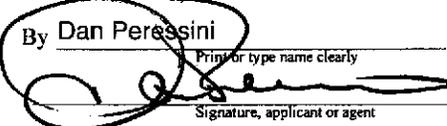
15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). The proposed use should be temporary in nature, or the requested change should be the result of an unforeseen occurrence: (Failure to provide a detailed description may cause a delay in processing.)

The water usage will be for the production of construction aggregate and hot mix asphalt. The existing well on site was installed under an NDOT permit for road construction work in 1994 under Permit C-128. Subsequently DWR sent a notice for LVP to remedy an unpermitted well by acquiring and/or transferring water rights to the existing well. This temporary water right would allow for the processing of permanent change of point of diversion, manner of use and place of use.

16. Miscellaneous remarks:

(702)251-5800 Ext 262  
Phone No

DPeressini@LasVegasPaving.com  
E-mail

By Dan Peressini  
Print or type name clearly  
  
Signature, applicant or agent  
Las Vegas Paving  
Company Name  
4420 S. Decatur Blvd  
Street Address or P.O. Box  
Las Vegas, NV 89103  
City, State, Zip Code

RECEIVED  
2009 APR 13 AM 10:05  
STATE ENGINEERS OFFICE

**APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT**

**\$100 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION**

