



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: NEVADA POWER COMPANY DBA NV ENERGY
Source: UNDERGROUND
Basin: MUDDY RIVER SPRINGS AREA (UPPER MOAPA)
Manner of Use: INDUSTRIAL
Period of Use: January 1st to December 31st
Priority Date: 07/07/1970

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 place of use of the waters of an underground source as heretofore granted under Permit 50274, Certificate 13509 is issued subject to the terms and conditions imposed in said Permit 50274, Certificate 13509 and with the understanding that no other rights on the source will be affected by the change proposed herein. This well shall be equipped with a two (2) inch opening for measuring depth to water 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.

The permittee shall keep monthly records of the amount of water pumped from this well and the records must be submitted to the State Engineer on an annual basis within 30 days after the end of each calendar year.

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 Permits 44313, 44315, 44316, 44317, 44318, 45218, 45219, 45220, 50559, 22632, 22633, 22635, 22636, 22949, 22950, 22951, 22952, 24185, 24186, 25310, 29296, 29298, 50272, 50273, 50275, 50934, 75404, 75161E, and 79069T shall not exceed 6,904.87 acre-feet annually.

(Continued on Page 2)

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 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 1.0 cubic feet per second or 432.7 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 15th day of April, A.D. 2010



for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

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AMENDED

TEMPORARY

Application No.

79069

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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 DEC 02 2009

Returned to applicant for correction DEC 09 2009

Corrected application filed JAN 29 2010 Map filed FEB 03 2010 under 79069

The applicant Nevada Power Company dba NV Energy

6226 West Sahara Ave.

of Las Vegas

Street Address or PO Box

City or Town

NV 89146

State and ZIP Code

hereby make(s) application for permission to change the

[X] Point of diversion [X] Place of use [] Manner of use [] of a portion

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

Existing Permit No. 50274 Certificate No. 13509

1. The source of water is an underground source

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.0 cubic feet per second or 432.70 acre-feet annually

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Industrial Use (including dust control in the landfill)

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for Industrial (Cooling)

If for stock, state number and kind of animals.

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.)

Within the NE 1/4 NE 1/4 of SECTION 22, T14S., R.65 E., MDM, OR AT A POINT FROM WHICH THE NE CORNER OF SAID SECTION 22 BEARS S. 75 47' 17" E. A DISTANCE OF 1145.85 FEET.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

Within the NE 1/4 NE 1/4 Section 22, T. 14S., R. 65 E., M.D.B. & M. or at a point from which the NE corner of said Section 22 bears N 76° 56' 24" E, a distance of 1,087.8 feet. (see Cert. # 13509)

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

See attached description

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.)

See attached description

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

10. Existing use permitted from January 1 to December 31 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.)

The existing Perkins Well located in the upper Warm Springs area

12. Estimated cost of works \$0

13. Estimated time required to construct works We are ready to start construction now

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use One year

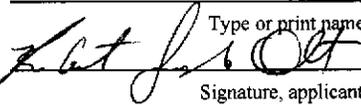
15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Additional land has been acquired for the expansion of the Reid Gardner Landfill. Also additional land has been acquired for the construction of new evaporation ponds. This application adds the new land to the existing place of use. No additional water will be consumed however we are asking for permission to utilize water on the land for dust control.

16. Miscellaneous remarks:

rott@nvenergy.com
E-mail Address
702-402-5764
Phone No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Robert Ott
Type or print name clearly

Signature, applicant or agent
Nevada Power Company dba NV Energy
Company Name
6226 West Sahara MS 25
Street Address or PO Box
Las Vegas NV 89146
City, State, ZIP Code

7. Proposed Place of Use:

Area 1: The SW $\frac{1}{4}$ and SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 5, T. 15S., R.66E., MDM, Clark County NV

Area 2: The E $\frac{1}{2}$ of the NW $\frac{1}{4}$ and the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 7 T.15S., R. 66 E., MDM, Clark County NV

Area 3: The SE $\frac{1}{4}$ and the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 7 T. 15S., R 66 E. MDM, Clark County NV together with the S $\frac{1}{2}$ of Section 8 T. 15S., R 66 E. MDM, Clark Count NV excepting there from the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 8.

8. The Existing Place of Use:

Within the SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 5, T. 15S., R. 66 E., MDM, Clark County NV