

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Fritz Brunner, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an underground source through a drilled well, pump and distribution system for commercial purposes. The point of diversion of water from the source is as follows:

NE¼ SW¼ Section 21, T.21S., R.61E., M.D.B.&M. or at a point from which the S¼ corner of said Section 21 bears S. 26°33'05" E., a distance of 2,302.6 feet situated in Clark County, State of Nevada.

NOW KNOW YE, That the State Engineer, under the provisions of NRS 533.425, has determined the date, source, purpose, amount of appropriation, and the place where such water is appurtenant, as follows:

Name of appropriator: MGM Grand Hotel, Inc.
Source: Underground
Manner of Use: Commercial
Amount of appropriation: *0.125 c.f.s., but not to exceed 58.47 acre-feet annually
Period of use: January 1st to December 31st of each year
Date of priority of appropriation: **March 29, 1949

Description of the works of diversion, manner and place of use:

Water is developed by means of a drilled well, 800 feet deep, 10 3/4 inch diameter casing, via a 9 stage submersible pump equipped with a 75 H.P. motor, thence through a distribution system to water amusements, landscape irrigation, water features and cooling towers at the MGM Grand Hotel Casino and Theme Park located within portions of the SW¼ SW¼, NW¼ SW¼, NE¼ SW¼ and SE¼ SW¼ Section 21, T.21S., R.61E., M.D.B.&M.

*The total combined duty of water under this certificate and any certificates issued under Permits 56906, 56907 and 58436 shall not exceed 350.8 acre-feet annually.

**This certificate changes the point of diversion, place of use, and manner of use of a portion of Permit 51889, Certificate 12107, which changed the point of diversion and manner of use of Permit 18265, Certificate 5609, which changed the point of diversion, place of use, and manner of use of Permit 12869, therefore, the date of priority remains the same as Permit 12869.

This certificate is issued subject to the terms of the permit.

The right to water hereby determined is limited to the amount which can be beneficially used, not to exceed the amount above specified, and the use is restricted to the place and for the purpose as set forth herein.

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 19th day of April, A.D. 1999.

R. Michael Turnipseed, P.E.
State Engineer