

THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant: LIFESTYLE HOMES TND, LLC
Source: SPRING
Basin: COLD SPRING VALLEY
Manner of Use: RECREATIONAL
Period of Use: January 1st to December 31st
Priority Date: 02/13/2009

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 is issued subject to all existing rights on the source. It is understood that the 0.1 cubic feet per second, herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. 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.

This permit is subject to the condition that the permittee must ensure that wildlife which has customarily used such water will have access thereto, NRS 533.367.

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

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

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.1 cubic feet per second or 72.0 acre-feet annually.**

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

October 13, 2012

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

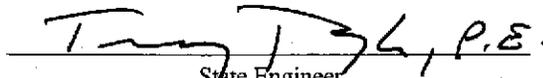
October 13, 2014

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

October 13, 2014

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of October, A.D. 2009


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

78040

Application No. _____

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in State Engineer's Office	<u>FEB 13 2009</u>
Returned to applicant for correction	_____
Corrected application filed	_____ Map filed JUL 25 1980 under 41881

The applicant LIFESTYLE HOMES TND, LLC

P.O. BOX 7548 of RENO
Street Address or P.O. Box City or Town

NEVADA 89510 hereby make(s) application for permission to appropriate
State and Zip Code

the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.)

LIFESTYLE HOMES TND, LLC - DOMESTIC LIMITED-LIABILITY COMPANY - CORP. #LLC1371-2003, FILED 1/31/2003, MANAGERS: ROBERT J. LISSNER AND PETER LISSNER.

1. The source of water is COLD SPRINGS
Name of stream, lake, underground, spring or other sources.
2. The amount of water applied for is 0.1 CFS - 72 ACRE FEET ANNUALLY second feet.
One second foot equals 448.83 gallons per minute.
 - (a) If stored in reservoir give number of acre-feet _____
3. The water to be used for RECREATION - (PUBLIC PARKS)
Irrigation, power, mining, commercial, domestic or other use. Must limit to one major use.
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated _____
 - (b) Stockwater, state number and kind of animals _____
 - (c) Other use (describe fully in No. 12) _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

100 - [handwritten mark]

5. The water is to be diverted from its source 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 so stated.)
WITHIN THE SW1/4 NE1/4 OF SECTION 4, T21N, R18E, M.D.M., OR AT A POINT FROM WHICH THE NORTHEAST CORNER OF SAID SECTION 4 BEARS N 54° E, A DISTANCE OF 2693.3 FEET. REFER TO SUPPORTING MAP ON FILE UNDER PERMIT NO. 41881.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)
ALL OF SECTION 3, T21N, R18E, M.D.M., EXCEPTING THE NW1/4 NE1/4 OF SAID SECTION 3, CONTAINING 604.25 ACRES.

7. Use will begin about JANUARY 1ST and end about DECEMBER 31ST of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions 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 and flumes, drilled well with pump and motor, etc.)
HEADGATE AND MEASURING DEVICE, FOR CONTROL OF WATER, WILL BE INSTALLED AT THE POINT OF DIVERSION WITH A PIPELINE DISTRIBUTION SYSTEM TO THE PLACE OF USE.

9. Estimated cost of works: \$25,000.00

10. Estimated time required to construct works: FIVE (5) YEARS
(If well completed, describe works.)

11. Estimated time required to complete the application of water to beneficial use: TEN (10) YEARS

12. 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.)
THE COLD SPRINGS WATER IS TO BE UTILIZED FOR IRRIGATION OF THE PROPOSED PARKS WITHIN THE PLANNED DEVELOPMENT OF EVANS RANCH.

13. Miscellaneous remarks:

RECEIVED
2009 FEB 13 PM 2:48
STATE ENGINEERING DIVISION

sue@summitnv.com
E-mail Address

(775) 747-8550
Phone No.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

By SUE J. FERGUSON - AGENT
Type of print name clearly
Sue J. Ferguson
Signature, applicant or agent
SUMMIT ENGINEERING CORPORATION
Company Name
5405 MAE ANNE AVENUE
Street Address or P.O. Box
RENO, NEVADA 89523
City, State, Zip Code

\$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION