Permit No. 78383

THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of Permittee:	**DSJ2, LTD**
Source:	**UNDERGROUND**
Basin:	**AMARGOSA DESERT**
Manner of Use:	**COMMERCIAL**
Period of Use:	**JANUARY 1ST THROUGH DECEMBER 31ST**
Priority Date:	**07/01/1975**

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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 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 29521, Certificate 9265, is issued subject to the terms and conditions imposed in said Permit 29521, Certificate 9265 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.

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.

If any water under this permit is cancelled or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(Continued on Page 2)

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 0.032 cubic feet per second or 5.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**June 28 2013**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**June 28 2016**
Map in support of proof of beneficial use shall be filed on or before:	**N/A**

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 28th day of **June, 2012**

for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Application No. 78383

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 APR 2 8 2009

Returned to applicant for correction _____

Corrected application filed _____ Map filed FEB. 18, 1957 under 15995

The applicant DSJ2, Ltd

1314 South King Street #963 (Street Address or P.O. Box) of Honolulu (City or Town)

Hawai'i, 96814 (State and Zip Code), 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.)

Permit 29521 C. 9265

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1. The source of water is Underground (Name of stream, lake, underground, spring or other sources.)
2. The amount of water to be changed 5 AF; 0.032 c.f.s. (Second feet, acre-feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for Commercial (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 Irrigation & Domestic (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.)
   NE1/4 NE1/4 Sec.3 T16S R48E MDB&M, Nye County, Nevada, or at a point from which the NE Corner of said Sec. 3 bears North 45° East a distance of 100 feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
   SE1/4 SW1/4 Sec. 9 T16S R49E MDB&M, Nye County, Nevada, at a point from which the S quarter corner of said Sec. 9 bears South 10° 02' 24" East a distance of 1,010.80 feet. See map filed under 15995.

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

N1/2 Sec. 3 T16S R48E MDB&M. See map filed under Permit 15995.

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.)

1 Acre within the W1/2 SE1/4 SE1/4 SW1/4 Sec.9 T16S R49E MDB&M, noted as the "remaining place of use under Permit 29521" on map filed under Permit 77438. One acre removed from irrigation.

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

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

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.)

12. Estimated cost of works $10,000

13. Estimated time required to construct works Two Years. Existing Well drilled per well log #5476.
If well completed, describe well.

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

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.)

Water to be used for dust control, construction, and service to buildings to be constructed in the future on the site.

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STATE ENGINEERS OFFICE

16. Miscellaneous remarks:
76088T is withdrawn once this Application is approved to a Permit.

(775) 372-1992
Phone No.

michael@deleeteam.com
E-mail

By Michael DeLee
Print or type name clearly

Signature, applicant or agent

DeLee & Associates
Company Name

P.O. Box 96
Street Address or P.O. Box

Amargosa Valley, NV 89020
City, State, Zip Code

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION