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

Name of Permittee: D.V.L. IRREVOCABLE TRUST DATED 8/22/2003
Source: DAYTON WELL #4 (UNDERGROUND)
Basin: DAYTON VALLEY
Manner of Use: QUASI-MUNICIPAL
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 07/14/1972

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 27922, Certificate 9206, is issued subject to the terms and conditions imposed in said Permit 27922, Certificate 9206 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 total combined duty of groundwater under Permits 49483, 49486, Certificate 14718; Permits 50361, 56593, Certificate 14706; Permit 58931, Certificate 14719; Permits 58932, 58933, Certificate 14720; Permits 58934, 62937, 62938, Certificate 15662; Permits 62939, 62940, 63626, 63628, 63630, 63632, 63633, 64128, 66427, 68155, 68156, 68196, 68197, 68198, 68708, 68737, 69243, 69244, 69245, 70040, Certificate 17322; Permit 70041, Certificate 17323; Permit 70042, Certificate 17324; Permits 70693, 70846, 71379, 71476, 71477, 71536, 71537, 71688, 71856, 71857, 71872, 71873, 72603, Certificate 18477; Permits 72773, 72774, 72775, 72914, 72931, Certificate 18957; Permits 72932, 72933, 73157, 73158, 73183, 73393, 73394, 73473, 73474, 73490, 73491, 73992, 73993, 73994, 74283, 74284, 74285, 74286, 74369, 74370, 74427, 74562, 74569, 74570, 74612, 74922, 75101, 75102, 75103, 75104, 75157, 75159, 75160, 75277, 75366, 75367, 76525, 77110, 77136, 77288, 77428, 77612, 77613, 77661, 77662, 78222, 80079, 80080, and 82132 shall not exceed 9,300.50 acre-feet annually.

(Continued on Page 2)

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

Pursuant to NRS 534.110(3), monthly records shall be kept of the effect of pumping this well on other previously existing wells that are located within 2,500 feet of this well and reported to the State Engineer on an annual basis by February 15th of the following year. Any pumping of water in this well may be limited or prohibited to prevent any unreasonable adverse effects on an existing domestic well located within 2,500 feet of this well, unless the holder of this permit and the owner of the domestic well have agreed to alternative measures that mitigate adverse effects.

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

A total of 1.0 acre-foot annually is abrogated from the base right. However, pursuant to NRS 533.3703 **only 0.825 acre-feet (the net consumptive use amount) at 0.0053 cubic feet per second can be diverted annually. Additional duty up to the total may be granted if it can be shown that this additional duty will not cause the consumptive use amount to be exceeded.**

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

January 20, 2014

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

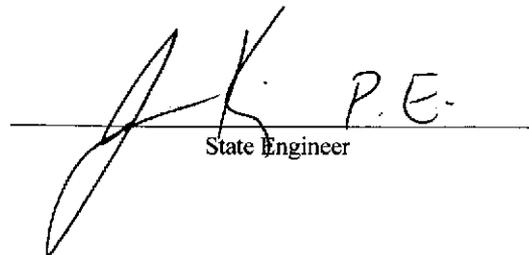
January 20, 2016

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 6th day of February, 2013



State Engineer

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 SEP 21 2012

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAY 8 1996 UNDER 62077

The applicant Edward Scannell, Trustee, and Fred Brown, Trustee, of the D.V.L. Irrevocable Trust dtd 8/22/2003

14560 Virginia Foothills Road of Reno

Street Address or PO Box City or Town

Nevada 89521 hereby make(s) application for permission to change the

State and ZIP Code

Point of diversion Place of use Manner of use of a portion ^{SAC} _{E-MAIL}

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.)

Permit 27922 Certificate 9206

1. The source of water is Underground

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

2. The amount of water to be changed 1.0 acre-foot, 0.0053 cfs

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

3. The water to be used for Quasi-municipal

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 and 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.)

NE 1/4 SE 1/4 Section 24, T. 16 N., R. 21 E. M.D.B.& M., or at a point from which the center of said Section 24 bears North 87° 42' West, 1988 feet. Also known as Well 4 (previously Dayton Well 4). ^{1/4 CORNER} _{SAC}

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

SW 1/4 NW 1/4 Section 33, T. 17 N., R. 22 E., M.D.B.& M., or at a point from which the NW corner of said Section 33 bears North 17° 02' 33" West, a distance of 1498.9 feet.

EXHIBIT "A"**Question #7 – Proposed Place of Use****T.16 N., R.20 E., M.D.B. & M.:**

All of Section 24; E $\frac{1}{2}$, those portions of NW $\frac{1}{4}$ and SW $\frac{1}{4}$ Section 25 lying within Lyon County, the portion of the NE $\frac{1}{4}$ Section 36 lying within Lyon County.

T. 16 N., R. 21 E., M.D.B. & M.:

All of Section 1; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2; All of Section 11; All of Section 12; All of Section 13; All of Section 14; All of Section 19; All of Section 20; All of Section 23; All of Section 24; All of Section 26; All of Section 27; All of Section 28; All of Section 29; All of Section 30; N $\frac{1}{2}$, the portion of the S $\frac{1}{2}$ Section 31 lying within Lyon County; N $\frac{1}{2}$ Section 32; N $\frac{1}{2}$ Section 33; N $\frac{1}{2}$ Section 34; N $\frac{1}{2}$ Section 35.

T. 16 N., R. 22 E., M.D.B. & M.:

All of Section 3; All of Section 4; All of Section 5, All of Section 6; All of Section 7; All of Section 8; All of Section 9; N $\frac{1}{2}$ Section 16; All of Section 17; All of Section 18; All of Section 19; All of Section 20.

T. 17 N., R. 21 E., M.D.B. & M.:

SE $\frac{1}{4}$, those portions of the SW $\frac{1}{4}$, NW $\frac{1}{4}$ and NE $\frac{1}{4}$ Section 36 lying within Lyon County.

T. 17N., R. 22 E., M.D.B. & M.:

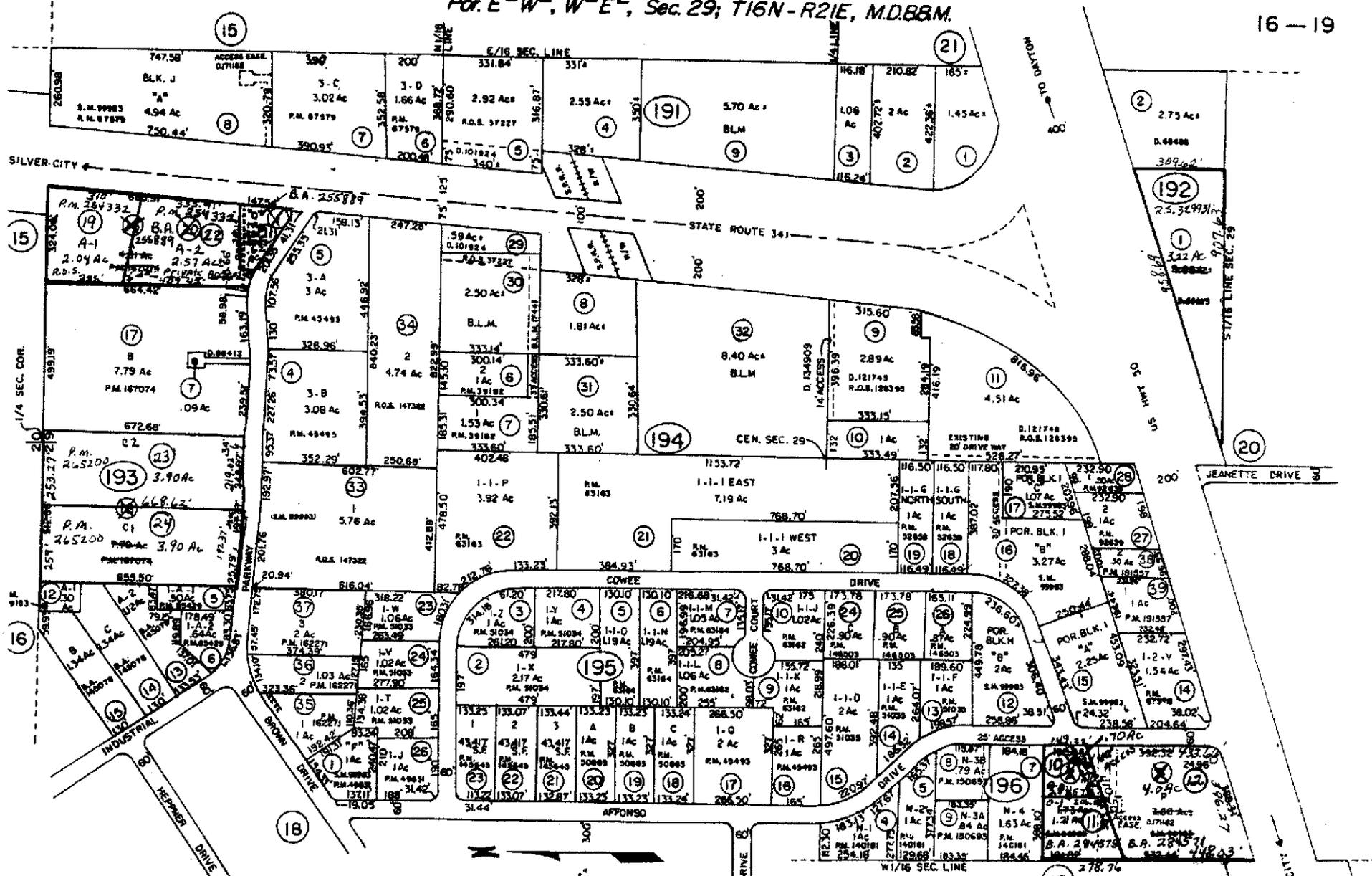
The portion of the S $\frac{1}{2}$ Section 21 lying within Lyon County; S $\frac{1}{2}$, the portion of the N $\frac{1}{2}$ Section 22 lying within Lyon County; All of Section 27; All of Section 28 lying within Lyon County; SE $\frac{1}{4}$, those portions of the SW $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ Section 29 lying within Lyon County; the portion of the S $\frac{1}{2}$ Section 30 lying within Lyon County; S $\frac{1}{2}$, NE $\frac{1}{4}$, the portion of the NW $\frac{1}{4}$ Section 31 lying within Lyon County; All of Section 32; All of Section 33; All of Section 34; All of Section 35.

In addition to the above described Place of Use, it is the intent of these applications to provide water service to the entire Lyon County/Dayton Utilities service area as determined by the Lyon County Public Works Director. If in the future, some other entity is determined to have that authority, the Place of Use of this permit shall be pursuant to that authority's determination of the service area.

RECEIVED
2012 SEP 21 PM 1:59
STATE ENGINEERS OFFICE

82132

Por. E²W², W²E², Sec. 29; T16N-R21E, M.D.B.M.



NOTE: This plat is for assessment use only and does not represent a survey. No liability is assumed as to the accuracy of the data delineated hereon. Use of this plat for other than assessment purposes is forbidden unless approved by the Lyon County Assessor's Office.

DECEMBER 1991/TC
REVISED AUGUST 1987/CK

NOTE - COMSTOCK ENTERPRISES INDUSTRIAL SUB. - S.M. 99983

LYON COUNTY