Permit No. 82609T

TEMPORARY

THE STATE OF NEVADA

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

Name of Permittee:	**LD LOTS, LLC**
Source:	**UNDERGROUND**
Basin:	**DAYTON VALLEY**
Manner of Use:	**IRRIGATION**
Period of Use:	**ONE YEAR FROM DATE OF ISSUANCE**
Priority Date:	**07/11/1972**

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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 temporary permit, to change the point of diversion, place and manner of use of the waters of an underground source as heretofore granted under Permit 74370, is issued subject to the terms and conditions imposed in said Permit 74370 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 temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Temporary Permits 82608T and 82609T shall not exceed 250.0 acre-feet annually for the irrigation of 62.5 acres within the described place of use.

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

The approval of Temporary Permits 82608T and 82609T temporarily reduces the total combined duty of groundwater under Permits 74369 and 74370 by 250.0 acre-feet annually.

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.

(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 0.8984 cubic feet per second or 250.0 acre-feet annually and not to exceed an annual duty of 4.0 acre-feet per acre of land irrigated from all sources.**

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, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 19th day of **April, 2013**

J. K. P.E.

State Engineer

TEMPORARY Application No. 82609 T

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 MAR 1 1 2013

Returned to applicant for correction

Corrected application filed Map filed OCT 1 1979 UNDER 35971

The applicant LD Lots, LLC, a Nevada limited liability company

5525 Kietzke Lane, Suite 102 (Street Address or PO Box) of Reno (City or Town)

Nevada 89511 (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 rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit 74370

1. The source of water is Underground
   Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.8984 cfs, not to exceed 250 acre-feet annually
   Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation
   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 Muncipal
   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.)
   NW ¼ NE ¼, Section 34, T.17N., R.22E., M.D.B. & M., or at a point from which the N ¼ Corner of said Section 34, bears N. 1° 47' 40" W., a distance of 1054 feet. Refer to cultural map filed under Permit 35971, Certificate 10426

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
   SE ¼ SE ¼, Section 24, T.16N., R.21E., M.D.B. & M., or at a point from which the SE Corner of said Section 24, bears S. 40° 40' 46" E., a distance of 112.95 feet. Refer to map filed under Application 74047

103-LV

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

a Total of 62.5 acres as follows: 7.9 acres, NW ¼ NE ¼ and 18.9 acres NE ¼ NE ¼, Section 34; 20.5 acres SW ¼ NW ¼, 4 acres SW ¼ NE ¼, 11.2 acres and NW ¼ SE ¼, Section 35, all in T.17N., R.22E., M.D.B. & M., refer to map filed under Permit 74369 for proposed place of use.

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.)

Please refer to Attachment "A" and map filed under 74047

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.)

Existing drilled and cased well equipped with a motor, pump, meter and distribution system completed under Permit 35971

12. Estimated cost of works Completed

13. Estimated time required to construct works One (1) year

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use One (1) 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.)

Applications to change the points of diverison, manner and places of use of Permits 74369 & 74370 are being filed to provide temporary irrigation water within the described place of use for the 2013 irrigation season. The total combined duty of this application and application to change Permit 74370 is not to exceed 250 acre-feet for the irrigation of 62.5 acres. Water is being returned to its original place of use under the base right, Permit 35971, Certificate 10426 as shown by the stripping map under Permit 74369.

16. Miscellaneous remarks:

RECEIVED
2013 MAR 11 PM 2:06
STATE ENGINEER'S OFFICE

Gregory M. Bilyeu
Type or print name clearly

Signature, applicant or agent

TEC Civil Engineering Consultants
Company Name

9480 Double Diamond Parkway, Suite 200
Street Address or PO Box

Reno, NV 89521
City, State, ZIP Code

gregb@tecreno.com
E-mail Address

(775) 352-7800 x227
Phone No.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Revised 07/09 $150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Attachment "A"

8. Existing Place of Use

Question #6 – Proposed Place of Use

T.16 N., R.21 E., M.D.B. & M.:
All of Section 1; SE¼ SE¼, Section 2; All of Section 11; SW¼, W½ NW¼, NE¼ NW¼, portion of the SE¼ NW¼, portion of the W½ NE¼, portion of the NE¼ NE¼, SW¼ SE¼, portion of the NW¼ SE¼, portion of the E½ SE¼, Section 12; SW¼ SW¼, Portion of the W½ NW¼, portion of the NE¼ NW¼, portion N½ NE¼, Section 13; E½, Section 14; SE¼ SW¼, E½, Section 23; N½ Section 24; Portion of the N½ NW¼, Portion of the SW¼ NW¼, NW¼ SW¼, Portion of the NE¼ SW¼, SW¼ SW¼, Section 26; S½, portion of the SE¼ NE¼, Section 27; E½ SW¼, SE¼, Section 28; NE¼ NW¼, N½ NE¼, Section 33; N½ N½, SW¼ NW¼, Section 34; NW¼ NW¼, Section 35.

T. 16 N., R. 22 E., M.D.B. & M.:
All of Section 3; N½, N½ SW¼, SE¼ SW¼, portion of the SW¼ SE¼, Section 4; N½, Section 5; NW¼, N½ NE¼, portion of the S½ NE¼, portion of the NW¼ SE¼, NW¼ SW¼, portion of the NE¼ SW¼, portion of the S½ SW¼, Section 6; W½ W½, NE¼ NW¼, portion of the NW¼ NE¼, Section 9; NW¼ Section 16; All of Section 17; S½ SW¼, NE¼ SW¼, S½ NE¼, SE¼, Section 18; All of Section 19, All of Section 20.

T. 17 N., R. 21 E., M.D.B. & M.:
SE ¼ SE ¼, Section 36.

T. 17N., R. 22 E., M.D.B. & M.:
E½ SW¼, Portion of the SE¼ NW¼ lying within Lyon County, S½ NE¼, N½ SE¼, SE¼ SE¼ Section 22; Portions of the N½ NE¼, Portion of the SW¼ NE¼, Portion of the SE¼ NW¼, Portion of the N½ SW¼ Section 27; Portion of the NE¼ SE¼, Portion of the S½ SE¼, Section 28; S½ Section 29 lying within Lyon County; SE¼ SE¼, Section 30; All of Section 31 lying within Lyon County; N½ N½, Portion of the SE¼ NE¼, SW¼ NE¼, Portion of the N½ SE¼, Portion of the SE¼ SE¼, SW¼ SE¼, S½ SW¼, NW¼ SW¼ Section 32; Portion of the NW¼ NE¼, Portion of the NE¼ NW¼, Portion of the S½ NW¼, S½ S½, NW¼ SW¼, NW¼ SE¼, SE¼ NE¼ SE¼ Section 33; SW¼, S½ NW¼, NE¼ NW¼, Portion of the SW¼ NE¼, S½ SE¼ Section 34.

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.