THE STATE OF NEVADA

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

Name of Permittee:	**B-PVL2, LLC**
Source:	**UNDERGROUND (CAAS WELL 2)**
Basin:	**PAHRUMP VALLEY**
Manner of Use:	**QUASI-MUNICIPAL**
Period of Use:	**JANUARY 1ST THROUGH DECEMBER 31ST**
Priority Date:	**11/26/1940**

****

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 place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 22735, Certificate 6938, is issued subject to the terms and conditions imposed in said Permit 22735, Certificate 6938 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. 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 water under Permits 83171 and 83172, being mixed supplemental and non-supplemental, shall not exceed 417.648 acre-feet annually.

The total combined duty of water under Permit 26510, Certificate 9157, Permit 29941, Certificate 9947, Permits 65105, 65106, 68495, 69248, 69249, 69694, 70408, 70873, 71224, 72108, 73527, 73528, 73553, 73839, 73840, 74029, 74030, 74568, 74931, 74932, 74933, 75696, 75846, 76106, 77990, 77991, 80281, 80282, 80283, 80284, 80285, 80286, 80287, 80288, 80289, 80290, 80291, 80292, 80293, 80294, 80316, 83019, 83171, 83172, 83173, 83174, 83175, 83176, 83177, 83178, 83179, 83180, 83181, 83182, 83183, 83184, 83185, 83186, and 83187, having a commingled place of use, shall not exceed 3635.808 acre-feet annually.

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

(Continued on Page 2)

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.

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

A total of 240.24 acre-feet annually is abrogated from the base right. However, pursuant to NRS 533.3703 **only 231.0 acre-feet (the net consumptive use amount) at 0.34 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: **Filed Under 80289 on August 07, 2012**

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: **April 18 2019**

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 18th day of **April, 2014**

J. K. P.E.

State Engineer

Application No. 83172

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 OCT 15 2013

Returned to applicant for correction _____

Corrected application filed _____ Map filed Feb 14 2006 under 73527

The applicant B-PVL2, LLC

3455 Cliff Shadows Parkway, Suite 220 (Street Address or PO Box) of Las Vegas (City or Town)

Nevada, 89129 (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 22735; Certificate 6938

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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 0.34 cfs; 240.24 AFA
   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
   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.)

SW¼SE¼ Sec. 3, T.21S, R.54E. MDM or at a point from which the S 1/4 corner of said Sec. 3 bears South 2°54' 00" West a distance of 1318.0 feet as shown on the Map to Accompany Proof of Beneficial Use Under Permit ~~22375~~ 22735 filed with the DWR on November 21, 1968 by Perry Bowman. (The CAAS Well #2) — M Dillon 10/31/2013

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

No Change

P.V. 10-162 NYP

83172

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

Please see the attached.

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 see the attached.

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.)

Pump and motor feeding into the existing Pahrump Utility Company water system.

12. Estimated cost of works $50,000

13. Estimated time required to construct works 5 years
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 10 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.)

A residential project consisting of approximately 230 acres of real property with approximately 1060 lots. The project is anticipated to utilize approximately 950 acre feet annually for developable lots and 85 acre feet annually for common areas.

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16. Miscellaneous remarks:

Please see the attached.

Chris Vero
Type or print name clearly

Chris Vero
Signature, applicant or agent

The Law Office of Chris Vero, Chartered
Company Name

PO Box 231419
Street Address or PO Box

Las Vegas, NV 89105
City, State, ZIP Code

cvero@cox.net
E-mail Address

702-789-0911
Phone No. Ext.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Revised 07/13 $240 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

APPLICATION TO CHANGE PERMIT 22735, CERTIFICATE 6938 ADDITIONAL INFORMATION:

QUESTION 7, PROPOSED PLACE OF USE:

The Service Area of Pahrump Utility Company, as shown by a map on file under Permits 75690-96 (sheet 1 of 2), being further described as follows:

That real property located in T.21S., R.53E., M.D.B.&M described as follows:

All of Sections 12, 13 and 24.

That real property located in T.21S., R.54E., M.D.B.&M described as follows:

The S½ Section 3;
A portion SE¼SE¼ Section 4;
That portion NW¼NW¼ Section 11, north of State Highway 160; and
all of Sections 7, 8, 9, 10, 15,16, 17, 18, 19, 20, 21, and 28.

QUESTION 8, EXISTING PLACE OF USE:
A total of 46.2 acres, at a duty of 5.2 acre-feet per acre annually within Section 9 in T21S, R54E, M.D.M., further described as follows:

Section	Qt. Qt.	Acres	Duty (af/acre)	Acre feet
9	SW SE	38	5.2	197.6
9	SE SE	8.2	5.2	42.64
	Total =	**46.2**		**240.24**

The existing place of use is shown on the Map to Accompany Proof of Beneficial Use Under Permit ~~22375~~ 735 filed with the DWR on November 21, 1968 by Perry Bowman.

QUESTION 16, ADDITIONAL INFORMATION:

A. DEDICATION TO PAHRUMP UTILITY COMPANY.
The foregoing water rights are the subject of a dedication agreement to Pahrump Utility Company and will be deeded to Pahrump utility Company upon the receipt of a Quasi-Municipal permit.

B. WATER RIGHTS DUTY.
The water rights under Permit ~~22375~~ 22735 have a duty of 5.2 acre feet per acre.

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C. PARTIAL SUPPLEMENTAL DUTY.

Permits 13875 and 22735 are partially supplemental to each other with Permit 13875 having a duty of 4.444 acre foot per acre and Permit 22735 having a duty of 5.2 acre foot per acre.

B-PVL2, LLC owns a total combined duty under the two permits as follows:

Supplemental Portion: 240.24 afa TCD as follows:

- Permit 22735; 240.24
- Permit 13875;

Non-Supplemental Portion:

- Permit 13875; 186.666 afa

A summary is as follows:

1. SW SE S9, T20S, R54E

	Acres	Permit 13875	Permit 22735	Notes
Supplemental	38	168.888 afa	197.6 afa	---
Non-Supplemental	2	8.888 afa	---	---

2. SE SE S9, T20S, R54E

	Acres	Permit 13875	Permit 22735	Notes
Supplemental	8.2	36.444 afa	42.64 afa	Located in west half
Non-Supplemental	11.8	52.444 afa	---	Located in west half *

* Previously dedicated to Pahrump Utility Co. under Permit 73840

3. NW NE S16, T20S, R54E

	Acres	Permit 13875	Permit 22735	Notes
Supplemental	0.0	---	---	---
Non-Supplemental	40	177.777 afa	---	---

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