

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: 12/20/1950

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 74369, is issued subject to the terms and conditions imposed in said Permit 74369 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 83533T and 83534T 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.

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.

The approval of Temporary Permits 83533T and 83534T temporarily reduces the total combined duty of groundwater under Permits 74369 and 74370 by 250.0 acre-feet annually.

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 0.181 cubic feet per second or 68.4 acre-feet annually.**

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:

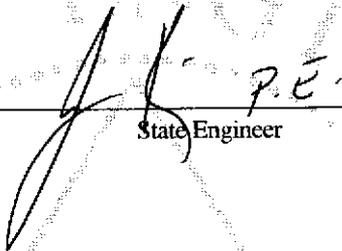
N/A

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

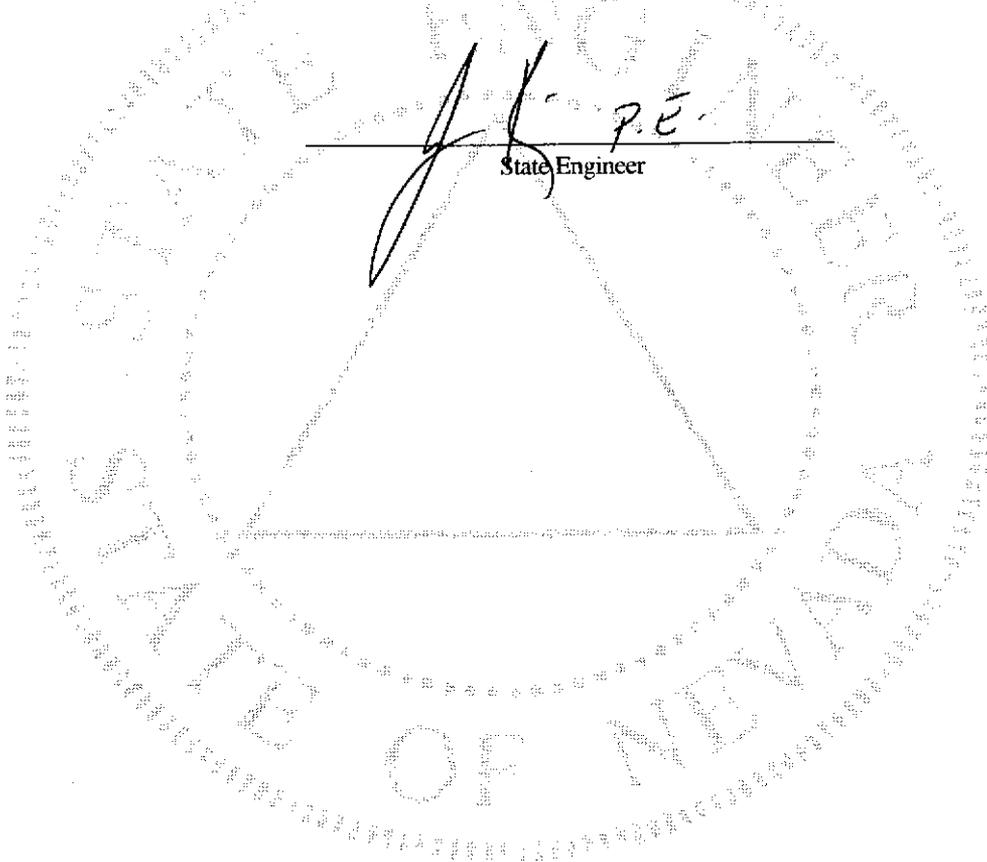
N/A

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 1st day of April, 2014



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 FEB 11 2014
Returned to applicant for correction _____
Corrected application filed _____ Map filed Jun 14 1951 under 13577

The applicant LD Lots, LLC, a Nevada limited liability company
3400 Douglas Blvd, Ste 270 of Roseville
Street Address or PO Box City or Town
CA 95661 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

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 74369

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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 0.181 cfs, not to exceed 68.4 acre-feet
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 Municipal
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 1/4 NW 1/4, Section 35, T.17N., R.22E., M.D.B. & M., or at a point from which the W 1/4 Corner of said Section 35, bears S. 19° 55' 40" W., a distance of 1735.5 feet. Refer to cultural map filed under Permit 13577, Certificate 3688

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
SE 1/4 SE 1/4, 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

Dayton Valley
8-103
24

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

17.1 acres within the SW 1/4 NW 1/4, Section 35, 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 to December 31 of each year.
Month and Day Month and Day

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

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 13577

12. Estimated cost of works Completed

13. Estimated time required to construct works Completed

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 diversion, 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 2014 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 13577, Certificate 3688 as shown by the stripping map filed under Permit 74369.

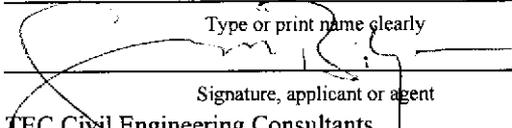
16. Miscellaneous remarks:

This application replaces Permit 82608-T which expires on April 19, 2013.

gregb@tecreno.com
E-mail Address
(775) 352-7800 227
Phone No. Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

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

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; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2; All of Section 11; SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the W $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 12; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Portion of the W $\frac{1}{2}$ NW $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 13; E $\frac{1}{2}$, Section 14; SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$, Section 23; N $\frac{1}{2}$ Section 24; Portion of the N $\frac{1}{2}$ NW $\frac{1}{4}$, Portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26; S $\frac{1}{2}$, portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 27; E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Section 28; NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 33; N $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 34; NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 35.

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

All of Section 3; N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 4; N $\frac{1}{2}$, Section 5; NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the S $\frac{1}{2}$ NE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 6; W $\frac{1}{2}$ W $\frac{1}{2}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9; NW $\frac{1}{4}$ Section 16; All of Section 17; S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 18; All of Section 19, All of Section 20.

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

SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36.

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

E $\frac{1}{2}$ SW $\frac{1}{4}$, Portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying within Lyon County, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 22; Portions of the N $\frac{1}{2}$ NE $\frac{1}{4}$, Portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Portion of the N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 27; Portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Portion of the S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 28; S $\frac{1}{2}$ Section 29 lying within Lyon County; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 30; All of Section 31 lying within Lyon County; N $\frac{1}{2}$ N $\frac{1}{2}$, Portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Portion of the N $\frac{1}{2}$ SE $\frac{1}{4}$, Portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32; Portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Portion of the S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ S $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33; SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ 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.

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