

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

Name of Permittee: 3335HILLSIDE LLC
Source: UNDERGROUND
Basin: MUDDY RIVER SPRINGS AREA (UPPER MOAPA)
Manner of Use: COMMERCIAL
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 04/20/1948

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 and manner of use of the waters of an underground source as heretofore granted under Permit 70520, is issued subject to the terms and conditions imposed in said Permit 70520 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.

The well must be sealed from ground level to 100 feet in accordance with NAC 534.380.

The total combined duty of water under Permits 71766 and 86209 shall not exceed 35.3 afa.

Any well drilled under Permit 70520 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.

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.

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 0.0631 cubic feet per second or 14.01 acre-feet annually.

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

February 26, 2017

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

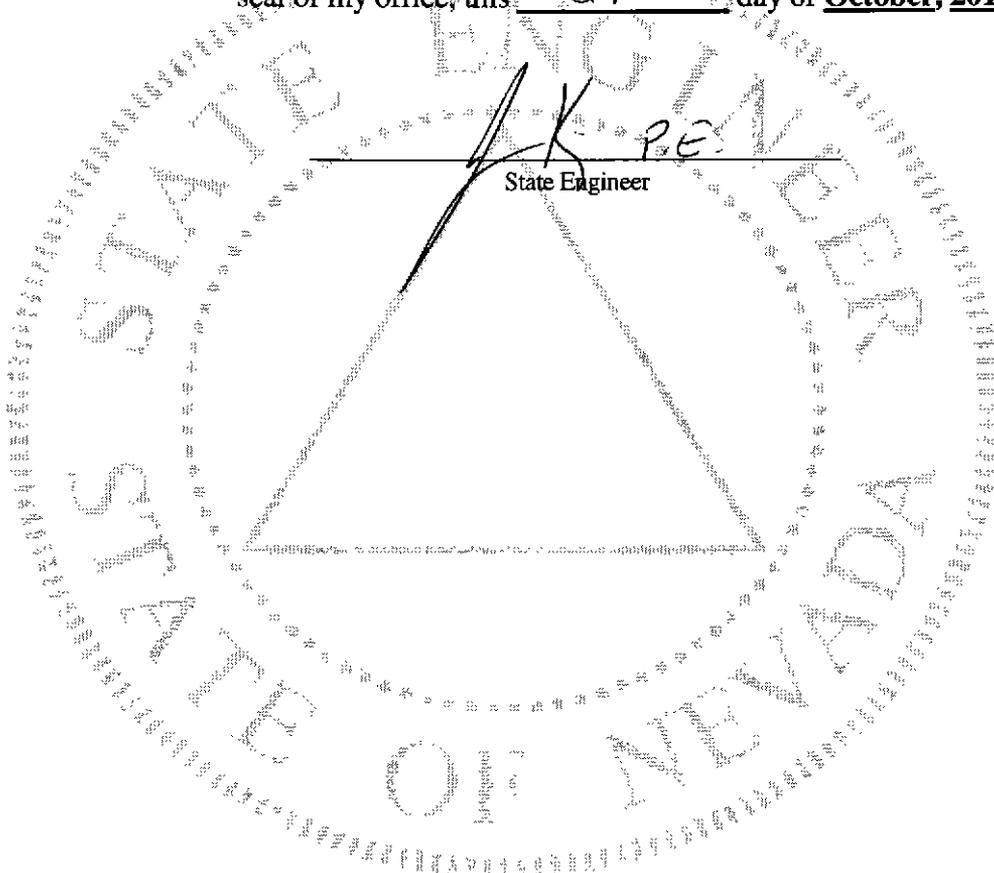
February 26, 2019

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

February 26, 2019

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 24th day of October, 2016



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 **MAY 13 2016**
Returned to applicant for correction _____
Corrected application filed _____ Map filed **Dec. 30, 2004 Under 71766**

The applicant 3335Hillside LLC
3420 North Buffalo Drive of Las Vegas
Street Address or PO Box City or Town
Nevada 89129 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 70520

STATE ENGINEERS OFFICE
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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 0.0631 cfs; 14.01 afa
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
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 Section 22, T.14S., R.65E., M.D.&M. at a point from which the E1/16 corner of said Section 22 bears N. 38° 29' 58" W. at a distance of 1108.73 feet. See proposed point of diversion on map filed under Permit 71766.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
NE1/4 NE1/4 Section 22, T.14S., R.65E., M.D.&M. at a point from which the E1/16 corner of said Section 22 bears N. 23° 20' 46" W. at a distance of 764.60 feet.

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

2.8 acres within a portion of the NE1/4 NE1/4 Section 22, T.14S., R.65E., M.D.&M. Clark County, Nevada. Proposed place of use is within Clark County Assessor's Parcel No. 630-22-501-019. See map on file in Permit 71766.

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.)

2.8 acres within a portion of the NE1/4 NE1/4 Section 22, T.14S., R.65E., M.D.&M. Clark County, Nevada. Proposed place of use is within Clark County Assessor's Parcel No. 630-22-501-019.

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 well with pump, pipes, and appurtenances.

12. Estimated cost of works \$50,000

13. Estimated time required to construct works Well Log No. 112531
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use five (5) years

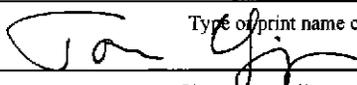
15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

The Applicant is changing the point of diversion to a better production well currently located on the place of use, and serves as the permitted point of diversion for Permit 71766. Though this Application changes the manner of use from irrigation to commercial, the water will continue to be used for irrigation and related uses in connection with a commercial tree nursery currently operating on the property.

16. Miscellaneous remarks:

tdriggs@nevadafirm.com
E-mail Address
702-791-0308
Phone No. Ext.

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Thomas Driggs
Type or print name clearly

Signature, applicant or agent
Holley, Driggs, Walch, et al.
Company Name
400 S. Fourth St., 3rd Floor
Street Address or PO Box
Las Vegas, NV 89101
City, State, ZIP Code

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