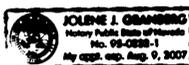


STATE OF NEVADA
COUNTY OF CLARK

I, JAMES TODD, STOVALL, BEING FIRST DULY SWORN, DEPOSE AND SAY THAT SITE INSPECTIONS HAVE BEEN MADE BY ME, OR UNDER MY SUPERVISION AND DIRECTION, BETWEEN JANUARY 15TH AND 16TH, 2004, AND THE LOCATION OF EACH REFERENCE MONUMENT HAS BEEN VERIFIED BY SITE INSPECTION; THAT THE POINT OF DIVERSION AND PLACE OF USE SITES HAVE BEEN INSPECTED; THAT THIS MAP CONSISTING OF 1 SHEET, NUMBERED 1 THROUGH 1, INCLUSIVE, HAS BEEN CORRECTLY DRAWN TO THE DESIGNATED SCALE FROM SURVEYING CALCULATION NOTES PREPARED BY ME, OR UNDER MY SUPERVISION AND DIRECTION, BASED ON THE PHYSICAL LOCATION OF THE EXISTING MONUMENTATION OF SECTION 9, TOWNSHIP 19 SOUTH, RANGE 63 EAST, AND CORRECTLY REPRESENTS THE PROPOSED LOCATION AND EXTENT OF THE WORKS USED TO DIVERT WATER FROM AN UNDERGROUND SOURCE, IN CLARK COUNTY, NEVADA, BY DIAMOND APEX L.L.C. FOR COMMERCIAL PURPOSES; THAT THE PROPOSED POINT OF DIVERSION, THE PLACE AND MANNER OF USE, ARE FULLY AND CORRECTLY DESIGNATED THEREON.

James Todd Stovall
JAMES TODD STOVALL S.W.S.# 1183
John J. Gralby



SUBSCRIBED AND SWORN TO BEFORE ME
THIS 20th DAY OF January, 2004
NOTARY PUBLIC IN AND FOR CLARK COUNTY, NEVADA
MY COMMISSION EXPIRES 8-9-2007



NOTES:

- 1) THE PHYSICAL MONUMENTS AND POINTS OF DIVERSION SHOWN ON THIS SURVEY WERE LOCATED USING STATIC G.P.S. TECHNIQUES. ALL POINTS WERE OCCUPIED USING TRIMBLE 4700 DUEL FREQUENCY RECEIVERS WITH MICROCENTERED L1/L2 ANTENNAS, WITH GROUND PLANE ATTACHED. THE ERROR ESTIMATES FOR THE RESULTANT POSITIONS OF EACH POINT, WERE LESS THAN ONE (1) CENTIMETER (.01) AFTER BASE LINE PROCESSING AND ADJUSTMENT.
- 2) ALL COORDINATES (U.S. SURVEY FEET) AND GEOGRAPHIC POSITIONS SHOWN ARE NAD 83 STATE PLANE ZONE 2701 VALUES, AND ARE BASED ON THE POSITION OF NATIONAL GEODETIC SURVEY POINT "UNDER" AND "J171". THE PUBLISHED POSITION OF THIS POINTS ARE AS FOLLOWS:
 "UNDER" NAD 83 (1994) - 36 19 02.10895(N) 114 56 54.44112(W)
 SPC NV E(METERS) - N 8174056.968 E 257007.392
 SPC NV E(U.S. SURVEY FEET) - N 26817718.54 E 843198.42
 REF: NGS DATA SHEET GRO676
 "J171" NAD 83 (1994) - 36 20 28.054(N) 114 55 04.375(W)
 SPC NV E(METERS) - N 8176724.348 E 259734.507
 SPC NV E(U.S. SURVEY FEET) - N 26826469.80 E 852145.627
 REF: RECORD OF SURVEY FILE 87 PAGE 12 CLARK COUNTY RECORDS
- 3) TIE DISTANCES ARE SHOWN BOTH IN GRID AND GROUND VALUES. THE COMBINED FACTOR USED FOR CONVERSION ON THIS SURVEY WAS .999811141.

GRID N: 26818553.682
GRID E: 845062.800
LATITUDE: 36°19'10.246"
LONGITUDE: 114°56'31.592"

GRID N: 26818561.074
GRID E: 846383.851
LATITUDE: 36°19'10.232"
LONGITUDE: 114°56'15.448"

FOUND BLM BRASS CAP "1993"

FOUND BLM BRASS CAP "1993"

FOUND BLM BRASS CAP "1993"

THOSE RIGHTS FOR HIGHWAY PURPOSES WHICH HAVE BEEN GRANTED TO THE NEVADA DEPARTMENT OF TRANSPORTATION, IT'S SUCCESSORS OR ASSIGNS, BY RIGHT OF WAY NUMBER NEV-057852, GRANTED OCTOBER 4, 1934. (400 FEET WIDE)

THOSE RIGHTS FOR HIGHWAY PURPOSES WHICH HAVE BEEN GRANTED TO THE NEVADA DEPARTMENT OF TRANSPORTATION, IT'S SUCCESSORS OR ASSIGNS, BY RIGHT OF WAY NUMBER NEV-057852, GRANTED OCTOBER 4, 1934. (400 FEET WIDE)

LOT 150
284880 SQ. FT.
65.78 ACRES
AREA OF USE
APN 122-09-010-002

CURVE TABLE

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	5084.00'	220.25'	220.23'	N38°56'52"E	02°28'56"
C2	5500.00'	139.07'	139.07'	S08°04'08"W	01°28'56"
C3	5500.00'	488.28'	488.10'	N06°15'00"E	05°05'12"
C4	5084.00'	720.77'	720.16'	N60°37'53"E	08°07'23"

LEGEND

- CENTER LINE
- RIGHT OF WAY LINE
- - - SECTION LINE
- PROPERTY LINE
- - - EASEMENT LINE
- △ MONUMENT FOUND AS DESCRIBED
- RIGHT OF WAY MARKER
- SET REBAR & AL CAP PLS 10355

BASIS OF BEARING

SOUTH 00°24'38" EAST, BEING THE EAST LINE OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 09, TOWNSHIP 19 SOUTH, RANGE 63 EAST, M.D.M. CLARK COUNTY, AS SHOWN ON A PLAT IN BOOK 95, PAGE 36, OF PLATS IN THE CLARK COUNTY RECORDERS OFFICE.

STATE ENGINEER'S USE

70844
FILED
MAR 08 2004
STATE ENGINEER'S OFFICE

APPLICATION TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

FOR: COMMERCIAL PURPOSES
BY: DIAMOND APEX L.L.C.
FROM: AN UNDERGROUND SOURCE
IN: CLARK COUNTY, NEVADA

TO ACCOMPANY APPLICATION NUMBER _____

75866 70844

G:\00047 APEX INDUSTRIAL SURVEY\WATER RIGHTS\HY2WRM2.DWG 2-12-01 10:39:41 am EST