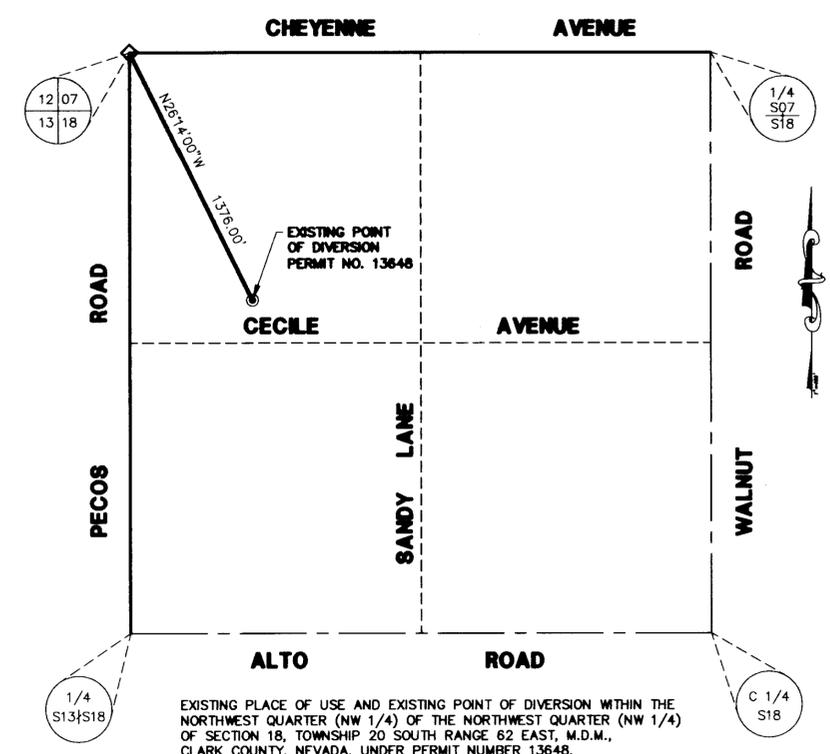
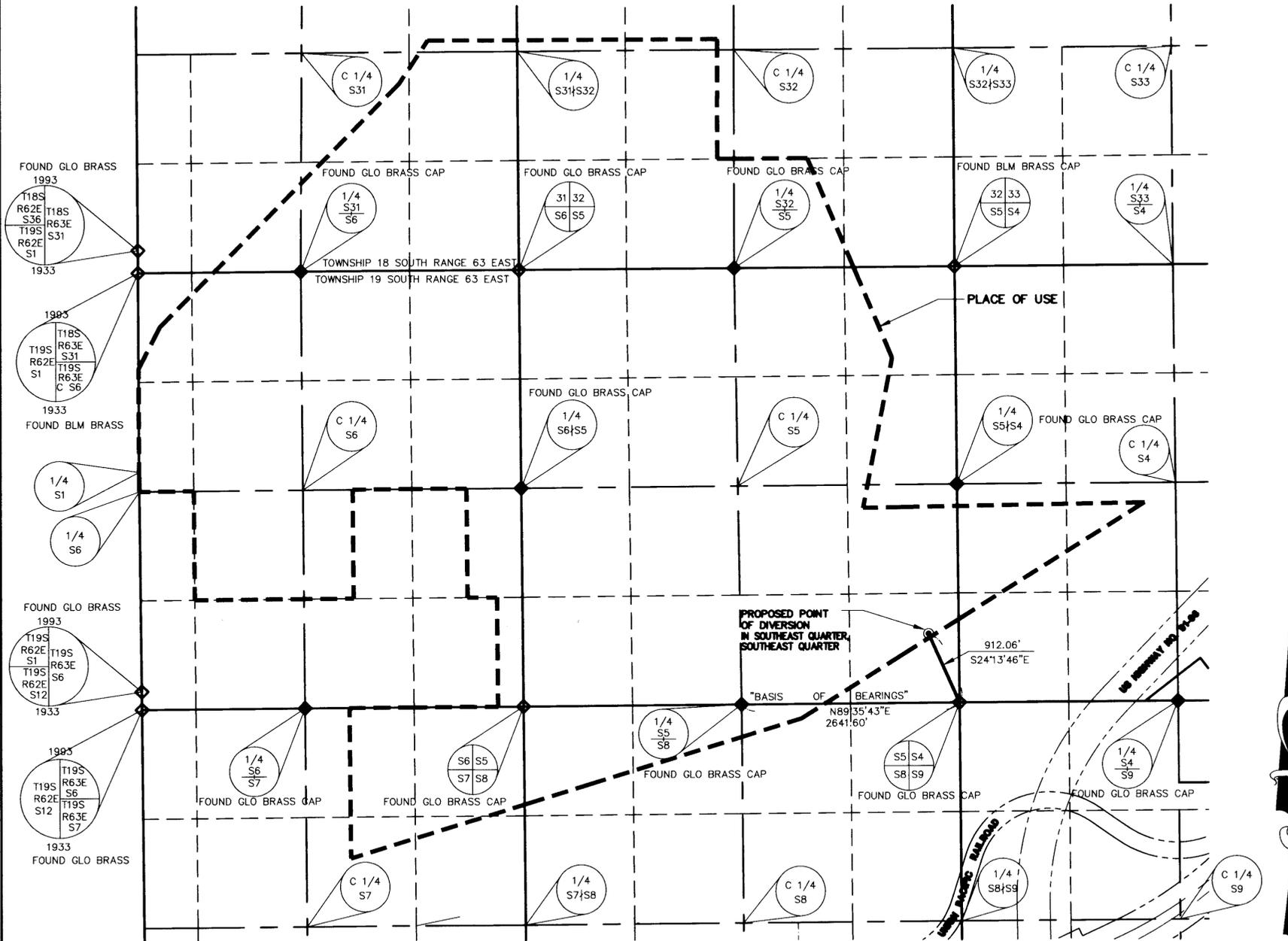


THE PLACE OF USE INCLUDES
PORTIONS OF SECTIONS 04, 05, 06, 07, AND 08,
TOWNSHIP 19 SOUTH, RANGE 63 EAST, M.D.M., CLARK COUNTY, NEVADA
AND PORTIONS OF SECTIONS 31 AND 32
TOWNSHIP 18 SOUTH, RANGE 63 EAST, M.D.M., CLARK COUNTY, NEVADA



SURVEYOR'S AFFIDAVIT

STATE OF NEVADA)
 COUNTY OF CLARK) SS

I, DAVID J. PASSMORE, BEING FIRST DULY SWORN, DEPOSE AND SAY THAT THIS MAP, BEING FIRST DULY SWORN, DEPOSE AND SAY THAT THIS MAP, CONSISTING OF ONE (1) SHEET, NUMBERED FROM 1 TO 1, INCLUSIVE, HAS BEEN CORRECTLY DRAWN TO THE DESIGNATED SCALE FROM FIELD NOTES OF A SURVEY MADE BY ME, OR UNDER MY SUPERVISION AND DIRECTION, BETWEEN THE 26th DAY OF JULY, 2006, AND THE 31st DAY OF JULY, 2006, THAT IT TRULY AND CORRECTLY REPRESENTS THE PROPOSED LOCATION AND EXTENT OF THE WORKS USED TO DIVERT WATER FROM THE LAS VEGAS VALLEY ARTESIAN BASIN, IN CLARK COUNTY, NEVADA, BY DIAMOND APEX, LLC FOR COMMERCIAL PURPOSES. THAT THE PROPOSED POINT OF DIVERSION, THE APPROXIMATE LOCATION AND SIZE OF THE DIVERTING CHANNEL OR OTHER CONDUIT, THE PLACE AND MANNER OF USE, AND THE LOCATION AND NAMES OF ALL OTHER WORKS OR STREAMS WHICH ARE CROSSED BY OR CONNECTED WITH THE SAID WORKS, ARE FULLY AND CORRECTLY DESIGNATED THEREON, BEING PERMIT NO. 13648 (CERTIFICATE NO. 4099).

DAVID J. PASSMORE, P.L.S.
 NEVADA LICENSE NO. 13866
 NEVADA WATER RIGHTS SURVEYOR
 CERTIFICATE NO. 1086

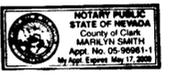


ACKNOWLEDGEMENT

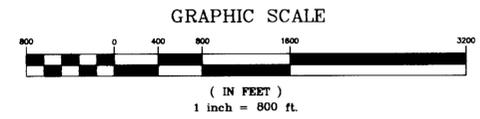
STATE OF NEVADA)
 COUNTY OF CLARK) SS

SUBSCRIBED AND SWORN TO BEFORE ME THIS 18th DAY OF September, 2006.

D. Wilson Smith



NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE
 MY COMMISSION EXPIRES 5-17-09



LEGEND

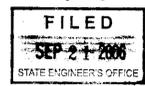
- PLACE OF USE
- SECTION LINE
- CENTER SECTION LINE
- SIXTEENTH SECTION LINE
- ◆ FOUND SECTION CORNER AS DESCRIBED
- ◆ FOUND QUARTER OR SIXTEENTH SECTION CORNER AS DESCRIBED
- POINT OF DIVERSION

BASIS OF BEARINGS

NORTH 89°35'43" EAST, BEING THE BEARING OF THE SOUTH LINE OF THE SOUTHEAST QUARTER (SE 1/4) SECTION 05, TOWNSHIP 19 SOUTH, RANGE 63 EAST, M.D.M., CLARK COUNTY, NEVADA, AS SHOWN ON THAT FINAL MAP KNOWN AS "APEX INDUSTRIAL PARK" ON FILE IN THE OFFICE OF THE COUNTY RECORDER, CLARK COUNTY, NEVADA, IN BOOK 95 OF PLATS, AT PAGE 36.

STATE ENGINEER'S USE

9-28-2006 - KSM - INSET MAP FOR EXISTING POINT OF DIVERSION IS AT 1:400



MAP TO ACCOMPANY APPLICATION NO.74645 FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE, AND PLACE OF USE, OF PERMIT NO.13648 (CERTIFICATE NO.4099). (S)

FOR: COMMERCIAL USE
 BY: DIAMOND APEX, LLC

FROM: AN UNDERGROUND SOURCE

IN: CLARK COUNTY, NEVADA SHEET 1 OF 1