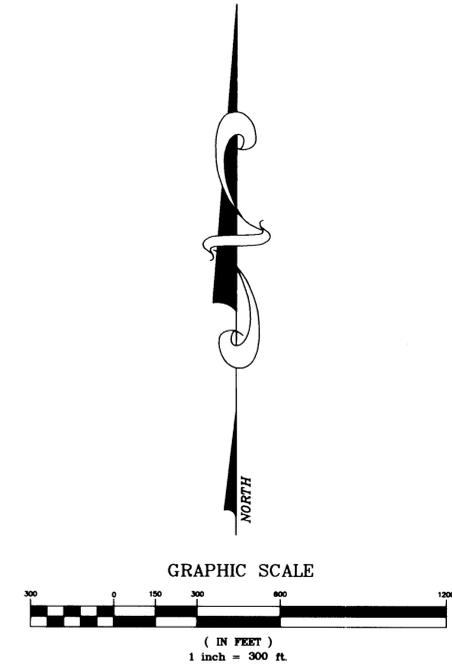
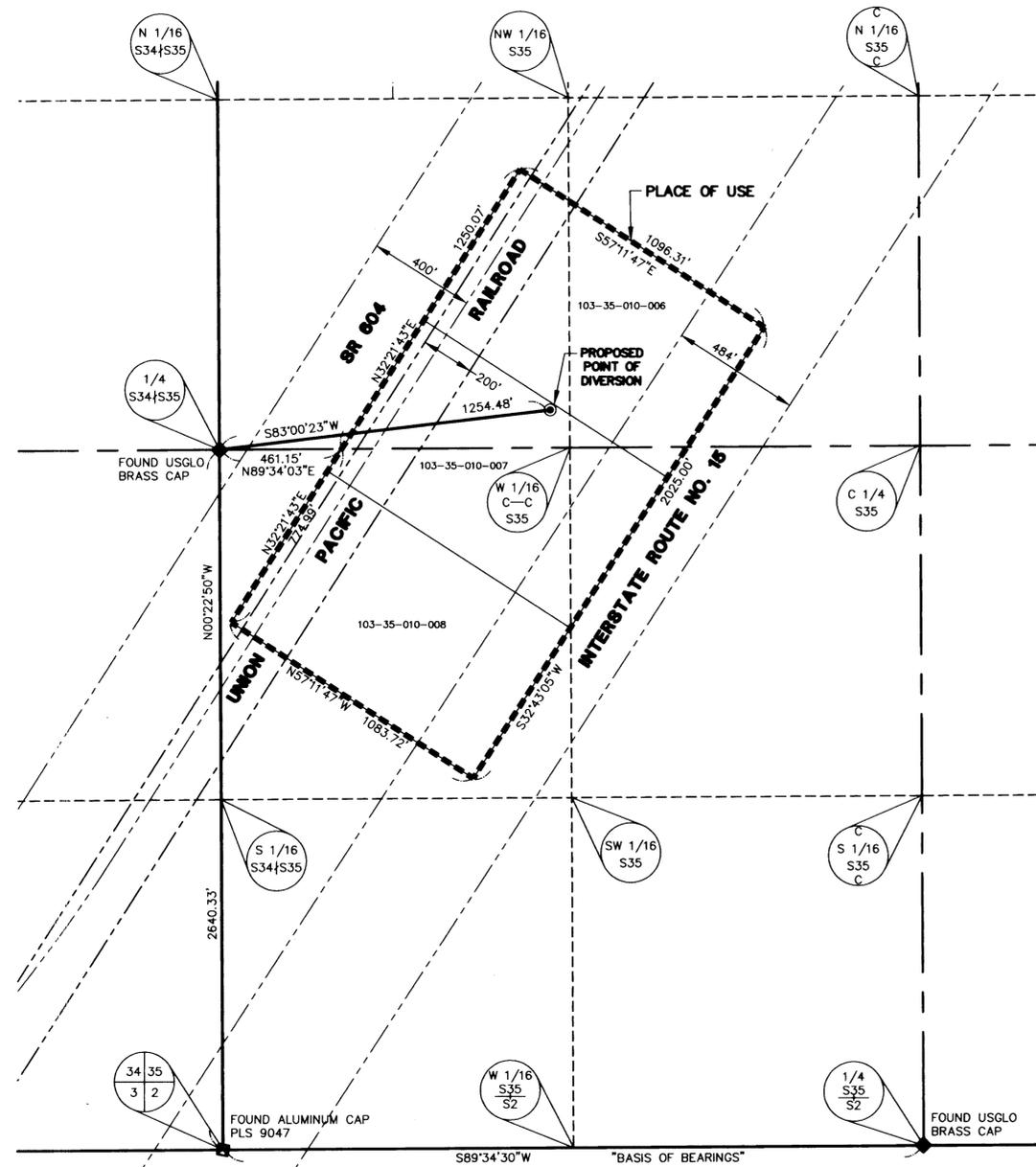


THE PLACE OF USE INCLUDES A PORTION OF THE SOUTH HALF (S 1/2) OF THE NORTHWEST QUARTER (NW 1/4) AND A PORTION OF THE NORTH HALF (N 1/2) OF THE SOUTHWEST QUARTER (SW 1/4) OF SECTION 35, TOWNSHIP 18 SOUTH, RANGE 63 EAST, M.D.M., CLARK COUNTY, NEVADA



SURVEYOR'S AFFIDAVIT

STATE OF NEVADA)
COUNTY OF CLARK) SS

I, DAVID J. PASSMORE, BEING FIRST DULY SWORN, DEPOSE AND SAY THAT THIS MAP, 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 7th DAY OF SEPTEMBER, 2006, AND THE 12th DAY OF SEPTEMBER, 2006; THAT IT TRULY AND CORRECTLY REPRESENTS THE PROPOSED LOCATION AND EXTENT OF THE WORKS USED TO APPROPRIATE WATER FROM THE LAS VEGAS VALLEY HYDROGRAPHIC BASIN (BASIN 212), IN CLARK COUNTY, NEVADA, BY HARDY MANAGEMENT COMPANY, 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.

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



ACKNOWLEDGMENT

STATE OF NEVADA)
COUNTY OF CLARK) SS

SUBSCRIBED AND SWORN TO BEFORE ME THIS 14 DAY OF SEPTEMBER, 2006.

Susan M. Stewart
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

PROPOSED POINT OF DIVERSION

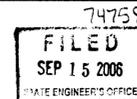
WITHIN THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHWEST QUARTER (NW 1/4) OF SECTION 35, TOWNSHIP 18 SOUTH, RANGE 63 EAST, M.D.M., CLARK COUNTY, NEVADA.

BASIS OF BEARINGS

NORTH 89°34'30" EAST, BEING THE BEARING OF THE SOUTH LINE OF THE SOUTHWEST QUARTER (SW 1/4) SECTION 35, TOWNSHIP 18 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

Affidavit:
Should state Ganant Valley (dry Lake V.)
Not L.V.V. G.W.B. MS 92606



MAP TO ACCOMPANY AN APPLICATION TO APPROPRIATE WATER

FOR: COMMERCIAL
BY: HARDY MANAGEMENT COMPANY, LLC

FROM: AN UNDERGROUND SOURCE

IN: CLARK COUNTY, NEVADA SHEET 1 OF 1