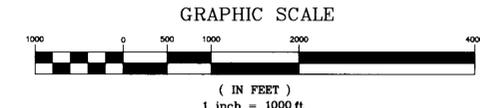
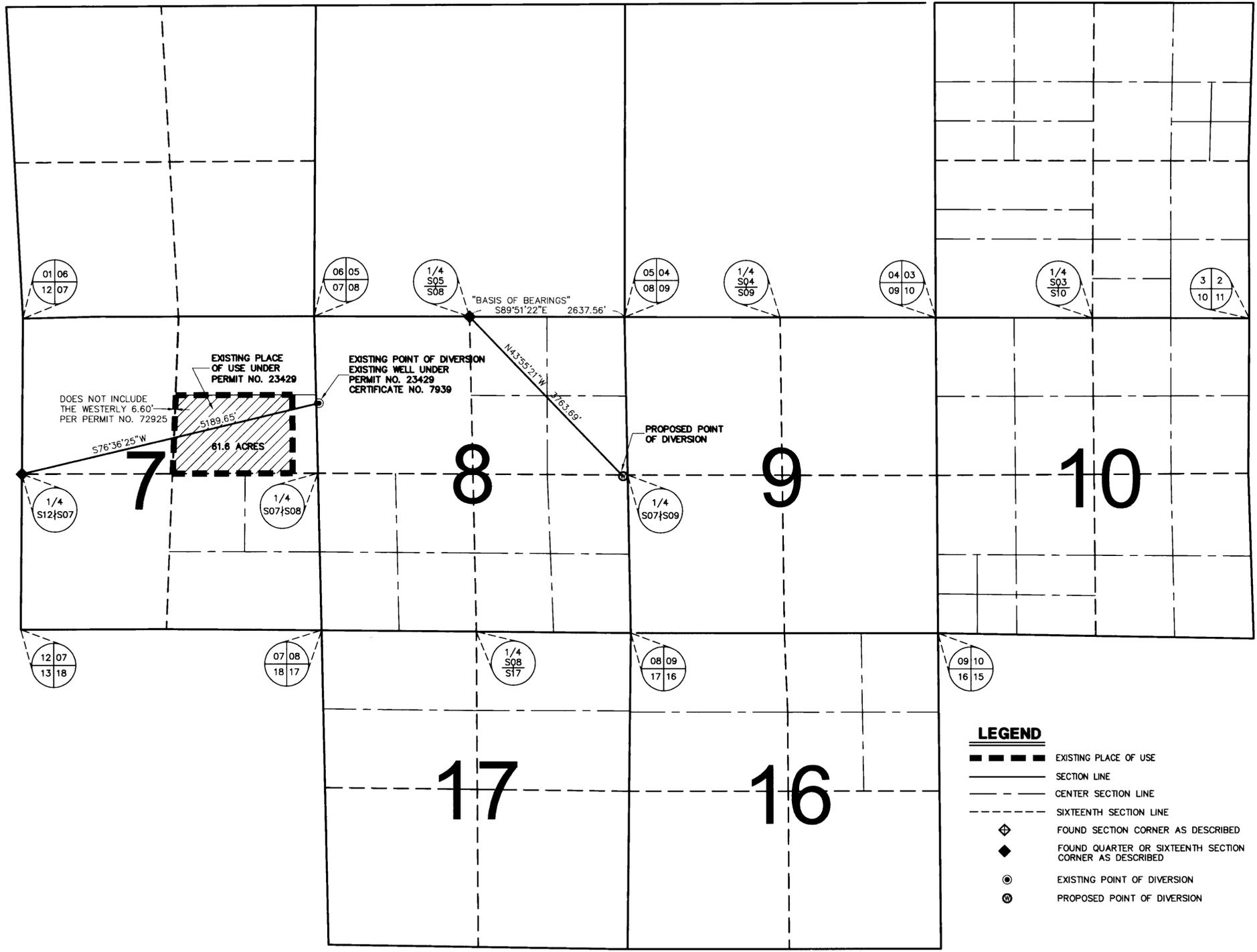


SECTION 8, TOWNSHIP 21 SOUTH, RANGE 54 EAST, M.D.M., NYE COUNTY, NEVADA



**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 1ST DAY OF AUGUST, 2006 AND THE 31ST DAY OF AUGUST, 2006; THAT IT TRULY AND CORRECTLY REPRESENTS THE PROPOSED LOCATION AND EXTENT OF THE WORKS USED TO DIVERT WATER FROM THE PAHRUMP VALLEY BASIN, IN NYE COUNTY, NEVADA, BY BEAZER HOMES HOLDING CORP.

FOR QUASI-MUNICIPAL 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



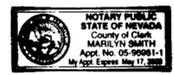
**ACKNOWLEDGEMENT**

STATE OF NEVADA )  
 COUNTY OF CLARK ) SS

SUBSCRIBED AND SWORN TO BEFORE ME THIS 27<sup>th</sup> DAY OF November 2006.

*Marilyn Smith*

NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE  
 MY COMMISSION EXPIRES 5-17-2009



**LEGEND**

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

**PROPOSED POINT OF DIVERSION**

NE 1/4 SE 1/4 SEC. 8, T.21S., R.54E., M.D.B.&M., OR AT A POINT FROM WHICH THE N 1/4 CORNER OF SAID SEC. 8 BEARS N. 43° 55' 21" W. A DISTANCE OF 3763.69 FEET.

**EXISTING POINT OF DIVERSION**

SE 1/4 NE 1/4 SEC. 7, T.21S., R.54E., M.D.B.&M., OR AT A POINT FROM WHICH THE W 1/4 CORNER OF SAID SEC. 7 BEARS S. 76° 36' 25" W. A DISTANCE OF 5,189.65 FEET.

**PROPOSED PLACE OF USE**

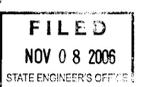
REFER TO APPLICATION NUMBERS 73527 AND 73528.

**BASIS OF BEARINGS**

SOUTH 89°52'22" EAST - BEING THE BEARING OF THE NORTH LINE OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 8, TOWNSHIP 21 SOUTH, RANGE 54 EAST, M.D.M., NYE COUNTY, NEVADA.

**STATE ENGINEER'S USE**

§ 118.06 DOES ILLUSTRATED "EXISTING PO..." SHOULD READ "POD TO BE DIVERTED FROM 23429" EXISTING POD IS IMPROPERLY ILLUSTRATED IN THE SW 1/4 OF 8 IT SHOULD BE IN THE SE NE OF 7



MAP TO ACCOMPANY APPLICATIONS FOR PERMISSION TO CHANGE POINT OF DIVERSION, PLACE OF USE AND MANNER OF USE (S) OF A PORTION OF PERMIT NO. 23429 (CERTIFICATE NO. 7939)

FOR: QUASI-MUNICIPAL USE  
 BY: BEAZER HOMES HOLDING CORPORATION  
 FROM: AN UNDERGROUND SOURCE  
 IN: NYE COUNTY, NEVADA

914101-00000002