

WATER RIGHTS SURVEYOR'S AFFIDAVIT

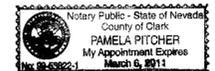
I, STEPHEN F. TURNER, BEING FIRST DULY SWORN, DEPOSE AND SAY THAT SITE INSPECTIONS HAVE BEEN MADE BY ME BETWEEN THE 15TH DAY OF JANUARY, 2008 AND THE 10TH DAY OF JUNE, 2008; THAT THE LOCATION OF EACH REFERENCE MONUMENT HAS BEEN VERIFIED BY THE SITE INSPECTION; THAT THE POINT OF DIVERSION AND PLACE OF USE SITES HAVE BEEN INSPECTED; THAT THIS MAP CONSISTING OF ONE (1) SHEET HAS BEEN CORRECTLY DRAWN TO THE DESIGNATED SCALE FROM SURVEYING CALCULATION NOTES PREPARED BY ME, RELYING UPON ANALYSIS OF RECORDED SURVEY MAPS AND OTHER RECORDED SURVEYING DOCUMENTS IN THE OFFICE OF THE STATE ENGINEER, OR OTHER PUBLIC RECORDS OF ANY LOCAL, STATE OR U.S. GOVERNMENT AGENCY; THAT THIS MAP TRULY AND CORRECTLY REPRESENTS THE PROPOSED LOCATION AND EXTENT OF THE WORKS USED TO DIVERT WATER FROM AN UNDERGROUND SOURCE IN THE AMARGOSA VALLEY BASIN IN NYE COUNTY, NEVADA BY: MUD CAMP MINING COMPANY, LLC FOR IRRIGIC PURPOSES UNDER APPLICATION AND PERMIT 64457, CERTIFICATE 16054; THAT THE EXISTING POINT OF DIVERSION UNDER APPLICATION AND PERMIT 64457, CERTIFICATE 16054 IS CORRECTLY SHOWN HEREON; THAT THE EXISTING PLACE OF USE UNDER APPLICATION AND PERMIT 64457, CERTIFICATE 16054 AND THE PLACE OF USE APPLIED FOR UNDER THE APPLICATION TO CHANGE THE POINT OF DIVERSION AND PLACE OF USE OF A PORTION OF THE WATER ARE CORRECTLY DESIGNATED HEREON; THAT THE LANDS UPON WHICH THE WATER APPROPRIATED UNDER PERMIT 64457, CERTIFICATE 16054 ARE TO BE USED IS ACCURATELY OUTLINED HEREON, AND THE SAID LANDS ARE OWNED OR CONTROLLED BY THE APPLICANT.



STEPHEN F. TURNER, P.E., P.L.S. 1803
STATE WATER RIGHTS SURVEYOR
CERTIFICATE NO. 396

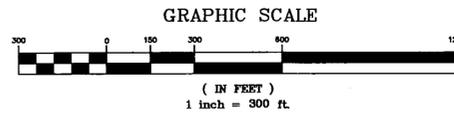
SUBSCRIBED AND SWORN TO BEFORE ME THE 9th DAY OF August, 2008

Pamela Pitcher
PAMELA PITCHER
NOTARY PUBLIC IN AND FOR SAID
COUNTY AND STATE
MY APPOINTMENT EXPIRES MARCH 6, 2011



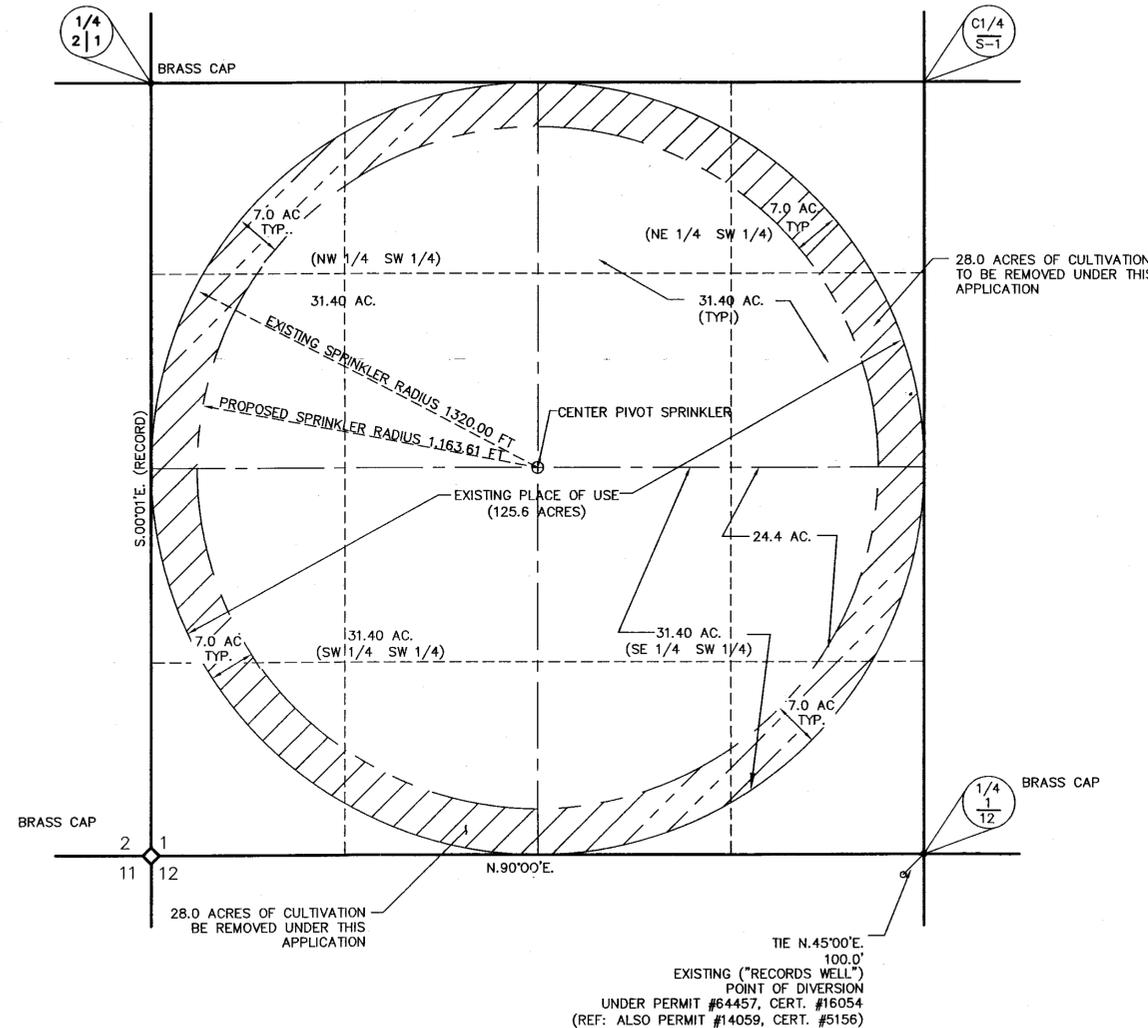
LEGEND

- 1/4 CORNER (OR 1/16 CORNER) FOUND AS SHOWN
- SECTION CORNER FOUND AS SHOWN
- FENCE



BASIS OF BEARING

S.00°01'E. - THE WEST LINE OF THE SOUTHWEST QUARTER (SW 1/4) OF SECTION 1, TOWNSHIP 17 SOUTH, RANGE 48 EAST., M.D.B & M. AS SHOWN ON "MAP TO ACCOMPANY AN APPLICATION TO CHANGE THE POINT OF DIVERSION, PLACE OF USE AND MANER OF USE OF A PORTION OF THE WATER APPROPRIATED UNDER PERMIT NO. 14059, CERTIFICATE NO. 5156," STATE ENGINEERS FILES.



EXISTING POINT OF DIVERSION AND PLACE OF USE

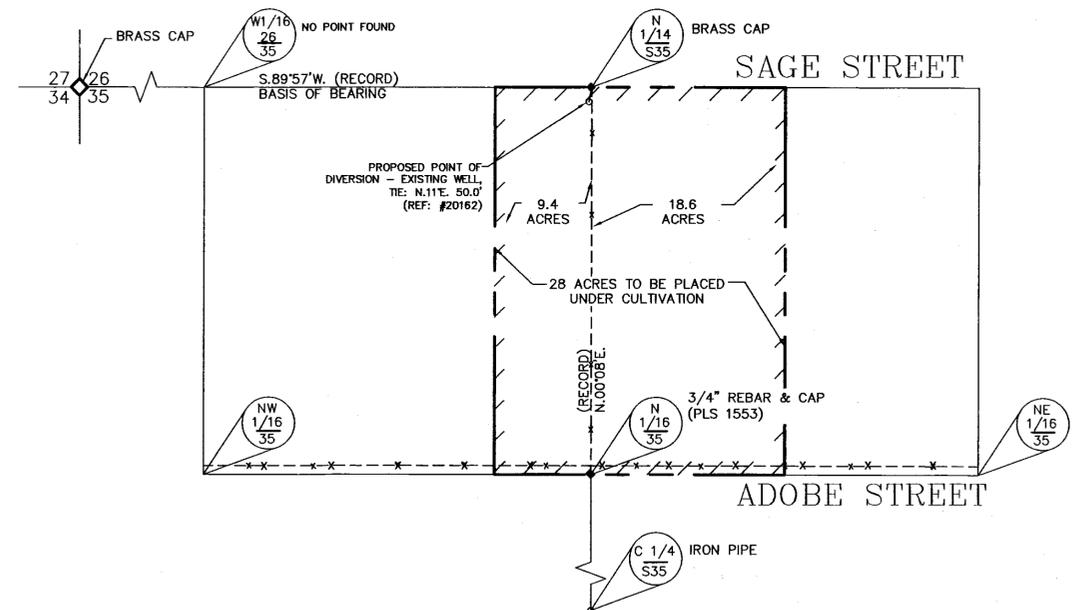
WITHIN THE SW 1/4 OF SECTION 1 AND THE NW 1/4 OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 48 EAST, M.D.B. & M. NYE COUNTY, NEVADA

| PERMIT # 64457 CERT. #16054 | ACRES UNDER CULTIVATION PER APPLICATION | ACRES TO BE REMOVED | REMAINING ACRES UNDER CULTIVATION |
|--------------------------------|---|---------------------|-----------------------------------|
| NW1/4 SW1/4 | 31.4 | 7.0 | 24.4 |
| NE1/4 SW1/4 | 31.4 | 7.0 | 24.4 |
| SE1/4 SW1/4 | 31.4 | 7.0 | 24.4 |
| SW1/4 SW1/4 | 31.4 | 7.0 | 24.4 |
| TOTAL | 125.60 | 28.0 | 97.6 |

BAUGHMAN AND TURNER, INC.
CIVIL ENGINEERING, LAND PLANNING, LAND SURVEYING
1210 HINSON STREET LAS VEGAS, NEVADA, 89107
702-870-8771 FAX 702-878-2695

BASIS OF BEARING

S.89°57'W. - THE NORTH LINE OF THE NORTHWEST QUARTER (NW 1/4) OF SECTION 35, TOWNSHIP 16 SOUTH, RANGE 49 EAST, M.D.B & M AS SHOWN ON "MAP TO ACCOMPANY PROOF OF BENEFICIAL USE UNDER PERMIT NO. 28828, CERTIFICATE NO. 10665," STATE ENGINEERS FILES.



PROPOSED POINT OF DIVERSION AND PLACE OF USE

WITHIN THE NE 1/4 NW 1/4 & THE NW 1/4 NE 1/4 OF SECTION 35, TOWNSHIP 16 SOUTH, RANGE 49 EAST, M.D.B. & M. NYE COUNTY, NEVADA

STATE ENGINEER'S USE

11-3-2008
Proposed and Existing are in Nye County, Nevada.
11-21-2008
Application 77321 changes MOU of P. 64457 C. 16054 as the period of use is being changed.
Existing POD under 14059 C. 5156 is in NW 1/4 SW 1/4 Sec 1 as shown on maps filed under P. 14059.



MAP TO ACCOMPANY AN APPLICATION TO CHANGE THE POINT OF DIVERSION AND PLACE OF USE OF A PORTION OF THE WATER APPROPRIATED UNDER PERMIT #64457, CERTIFICATE #16054

BY: MUD CAMP MINING COMPANY, LLC
FOR: IRRIGATION PURPOSES
FROM: AN UNDERGROUND SOURCE

77543 77321