TEMPORARY

THE STATE OF NEVADA

PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant:	**CONAGRA, INC.**
Source:	**UNDERGROUND**
Basin:	**BRADYS HOT SPRINGS AREA**
Manner of Use:	**INDUSTRIAL**
Period of Use:	**January 1st to December 31st**
Priority Date:	**10/15/1981**

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary geothermal permit to change the point of diversion of a portion of the waters of an underground geothermal source as heretofore granted under Permit 44647, is issued subject to the terms and conditions imposed in said Permit 44647. No other rights on the source are affected by the change proposed herein.

It is also understood that this right must allow for a reasonable decrease in reservoir pressure and heat. The well shall be constructed and maintained to prevent any waste of the geothermal fluid above or below the surface. The producing well discharge shall be closely monitored and recorded.

The annulus of any well drilled under this permit is to be cemented from the top of the producing or injection interval to surface to prevent waste and to prevent any communication with fresh ground water. Only geothermal waters are to be diverted under this temporary geothermal permit and the cooled geothermal fluids are to be returned to the source via the injection well.

This temporary geothermal permit does not relieve the operator of the requirements of any other state, local or federal agency. This temporary geothermal permit does not extend the permittee the right of ingress or egress on public or private lands.

This temporary geothermal appropriation permit allows for a total consumptive use of the geothermal fluid not to exceed 90.5 acre-feet per season. The State Engineer reserves the right to make findings regarding the consumptive use of the geothermal fluid under this permit and impose additional conditions thereto.

This temporary geothermal permit is issued subject to the terms and conditions imposed by State Engineer Ruling Number 3894 dated June 26, 1992, and is subject to the Agreements executed by and between Gilroy Foods Inc. and Brady Hot Springs Geothermal Associates dated December 18, 1987, and by and between Gilroy Foods Inc. and Nevada Geothermal Power Partners, Limited Partnership dated February 1, 1991.

This temporary geothermal permit is issued with the understanding that the Monitoring Plan, which is Exhibit A of the Stipulation dated June 21, 1996, by and between Brady Power Partners and Gilroy Foods Inc. will continue to be implemented. Any modifications of the reservoir-monitoring program shall be approved by the State Engineer, the Nevada Division of Minerals and the Nevada Division of Environmental Protection.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire 1 day after the approval of the permit at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The total combined withdrawal and consumptive use of geothermal fluid under these temporary geothermal Permits 75517T, 75518T, 75519T, 75520T, 75521T and 75522T shall not exceed 1,489.62 acre-feet per season.

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The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 2.5 cubic feet per second or 90.5 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:	**N/A**
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:	**N/A**
Map in support of proof of beneficial use shall be filed on or before:	**N/A**

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 8th day of **August,** A.D. **2008**

Tracy Taylor, P.E.
State Engineer

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