

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: KEITH KAY KUBICHEK & JANET KUBICHEK
Source: UNDERGROUND
Basin: WINNEMUCCA SEGMENT
Manner of Use: COMMERCIAL
Period of Use: January 1st to December 31st
Priority Date: 11/14/1973

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 permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 74422 is issued subject to the terms and conditions imposed in said Permit 74422 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 76652 and 76653 shall not exceed 10.0 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If this permit is cancelled or withdrawn, any water not put to beneficial use will revert to the groundwater source and not to the base right.

This permit is to use water to augment natural precipitation to facilitate the growing of a cover crop for the land application of septage and grease trap material as per Nevada Division of Environmental Protection permits.

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

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0934 cubic feet per second or 10.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

November 13, 2009

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

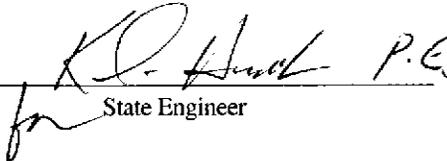
November 13, 2013

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 13th day of November, A.D. 2008



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

11b

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

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office JAN 22 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed JAN 22 2008

The applicant Keith Kay Kubichek & Janet Kubichek
4062 W. Winnemucca Blvd. of Winnemucca
Street Address or P.O. Box City or Town
Nevada, 89445, hereby make(s) application for permission to change the
State and Zip Code

- Point of diversion Place of use Manner of use of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit 74422

1. The source of water is Underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.0934 cfs, 10 acre-feet
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Commercial Use
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use.
4. The water heretofore used for Commercial Use
If for stock, state number and kind of animals.
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)
Within the NW¼ SW¼ of Section 29, Township 36 North, Range 37 East, M.D.B.&M. or at a point from which the NW corner of said Section 29 bears N 17° 46' 03" W, a distance of 3140.00'.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
Within the NW¼ NW¼ of Section 17, Township 36 North, Range 38 East, M.D.B.&M. or at a point from which the NW corner of said Section 17 bears N 36° 57' W, a distance of 502.00'. Refer to supporting map filed to accompany Permit 74421.

70-441

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

88+/- acres located in a portion of the W½ NW¼, NE¼ NW¼, & NW¼ SW¼, all in Section 29, Township 36 North, Range 37 East, M.D.B.&M., APN # 010-015-01, Humboldt County, Nevada. Refer to supporting map filed to accompany this application.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

11 acres within the W½ NW¼, of Section 17, Township 36 North, Range 38 East, M.D.B.&M., lying West of US Highway 95. Refer to supporting map filed to accompany Permit 74421.

9. Proposed use will be from January 1st to December 31st of each year.
Month and Day Month and Day

10. Existing use permitted from January 1st to December 31st of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Drilled and cased well, equipped with motor, pump, meter and water distribution system.

12. Estimated cost of works \$100,000

13. Estimated time required to construct works 5 years
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 10 years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):
(Failure to provide a detailed description may cause a delay in processing.)

This application will be used to satisfy leaching requirements for sludge disposal and treatment throughout the entire acreage of the applicants property.

Applicant will obtain necessary environmental permits prior to use of water.

16. Miscellaneous remarks:

Total combined duty of Permits 74421 & 74422 not to exceed 10 acre-feet annually.

(775) 352-7800
Phone No.

kgavigan@tecreno.com
E-mail

By Jason L. Gavigan, Agent
Print or type name clearly



Signature, applicant or agent

TEC 1, Inc.
Company Name

9480 Double Diamond Pkwy., # 200
Street Address or P.O. Box

Reno, Nevada, 89521
City, State, Zip Code

**APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT**

\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

2000 JAN 22 11:3:07