Permit No. 80786T

TEMPORARY

THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of Permittee:	**OLAM WEST COAST, INC**
Source:	**GEOTHERMAL**
Basin:	**BRADYS HOT SPRINGS AREA**
Manner of Use:	**INDUSTRIAL**
Period of Use:	**ONE YEAR FROM DATE OF ISSUANCE**
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 the waters of an underground geothermal source as heretofore granted under Permit 44643, is issued subject to the terms and conditions imposed in said Permit 44643. 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. Only geothermal waters are to be diverted under this geothermal permit.

This temporary geothermal permit allows for a total consumptive use of the geothermal fluid not to exceed 181.0 acre-feet annually. The State Engineer reserves the right to make findings regarding the consumptive use of the geothermal fluid 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.

The Permittee shall keep monthly records of the amount of water discharged to waste and the records must be submitted to the State Engineer within 30 days after the expiration of this Temporary Permit.

(Continued on Page 2)

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

The total combined withdrawal and consumptive use of geothermal fluid under Temporary Geothermal Permits 80782T, 80783T, 80784T, 80785T, 80786T and 80787T, having the same place of use, shall not exceed 1,489.62 acre-feet per season of which 543 acre-feet may be used on an annual basis .

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

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire 1 year 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 point of diversion and place of use are as described on the submitted application to support this permit.

The amount of geothermal fluid to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 5.0 cubic feet per second or 181.0 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, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 24th day of **June**, A.D. **2011**

P.E.

State Engineer

TEMPORARY Application No. 80786 T

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 APR 15 2011

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAR 12 1992 under 57238

The applicant Olam West Coast, Inc.

P.O. Box 769 (Street Address or P.O. Box) of Fernley (City or Town)

Nevada 89408 (State and Zip Code), hereby make(s) application for permission to change the

☒ 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 44643

1. The source of water is Underground (Name of stream, lake, underground, spring or other sources.)
2. The amount of water to be changed 5.0 c.f.s., 2,240 g.p.m., 181 AFY consumptive use (Second feet, acre-feet. One second foot equals 448.83 gallons per minute.)
3. The water to be used for dehydration of onions; Industrial (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 same (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.)
   of diversion under Permit 57241 as shown on map filed March 12, 1992 under Permit 57238; Production Well 47C-1, NE 1/4 of SE 1/4 of SW 1/4, Section 1, T22N, R26E, having a bearing S 09° 07'48" E, 1,105.36' to the S 1/4 of said Section 1.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
   the SE 1/4 of the NW 1/4 of said Section 12, T22N, R26E, M.D.B. &M. at a point from which the W 1/4 corner of said Section 12 bears S 82°44'34" W, a distance of 2,486.9 feet. See map under Permit 44643.

75-CH

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
Same as existing place of use; see map under Permit 44643.

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.)
160 acres - NE 1/4 of NW 1/4, SE 1/4 of NW 1/4, SW 1/4 of NW 1/4, NE 1/4 of SW 1/4, Section 12, T22N, R26E M.D.M.

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

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

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.)
Existing well and pump under Permit 57241.

12. Estimated cost of works N/A

13. Estimated time required to construct works N/A
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use N/A

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary). The proposed use should be temporary in nature, or the requested change should be the result of an unforeseen occurrence: (Failure to provide a detailed description may cause a delay in processing.)
Due to the pumping of the resource by Brady Power Partners, the water level has dropped below Applicant's wells. This Application is to change, on a temporary basis, Applicant's point of diversion to one of Brady Power Partners' wells so that fluid can be supplied to Applicant during the 2011 onion drying season. This Application is without prejudice to all of Applicant's contract and other rights.

16. Miscellaneous remarks:

775-323-1601
Phone No.

marshallrw@clearwire.net
E-mail

By Robert W. Marshall, Agent
Print or type name clearly

Robert W. Marshall
Signature, applicant or agent

Company Name

P.O. Box 2790
Street Address or P.O. Box

Reno, NV 89505
City, State, Zip Code

RECEIVED
2011 APR 15 AM 8:41
STATE ENGINEER'S OFFICE

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

$100 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION