Permit No. 81787T

TEMPORARY

THE STATE OF NEVADA

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

Name of Permittee:	**DESERT PEARL FARMS, LLC**
Source:	**UNDERGROUND**
Basin:	**MASON VALLEY**
Manner of Use:	**IRRIGATION AND DOMESTIC**
Period of Use:	**ONE YEAR FROM DATE OF ISSUANCE**
Priority Date:	**04/23/1976**

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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 permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 68007 is issued subject to the terms and conditions imposed in said Permit 68007 and with the understanding that no other rights on the source will be affected by the change proposed herein. This well shall be equipped with a two (2) inch opening for measuring depth to water 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 temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Temporary Permits 81781T, 81783T, 81784T, 81785T, 81786T, 81787T and a portion of Permit 81782T (19.6 acre-feet), shall not exceed 1920.94 acre-feet annually for the irrigation of 480.235 acres.

The total combined duty of water under Temporary Permits 81781T, 81783T, 81784T, 81785T, 81786T, 81787T and a portion of Permit 81782T (19.6 acre-feet), Permit 25017, Certificate 8860; any water from the Walker River Decree C-125 and any storage water appurtenant to the place of use shall not exceed 1,920.94 acre-feet annually for the irrigation of 480.235 acres within the described place of use.

(Continued on Page 2)

This temporary permit for underground water is issued as a supplemental water supply to land that has surface water. The underground water is to be used only to the extent that surface water is not available. The permit holder is responsible for insuring delivery of the surface water from entitled decreed, flood and storage rights that these permits supplement. In any year that the Federal Water Master and the Walker River Irrigation District declare a full allocation of decreed and decree supplemental storage water to the priority years of C-125 claims that this permit supplements, underground water under this permit shall not be pumped. Any time the decreed land that this permit supplements is in priority, underground water under this permit shall not be pumped. Additionally, underground water under this permit shall only be pumped from the well described in this permit to supplement the total allocation of Walker River Irrigation District's "newlands" storage water.

This temporary permit for underground water is issued as a supplemental water supply to that land that has surface water rights from the Walker River from Claim Number 11 (Borge, Dora Williams (Dora Williams), Successor to William R. Penrose, p.19), Claim 158 (Walmsley, Florence Williams, Successor to Lizzie Hironymous, et al, p.45), Claim 160 (Williams, Henry, Successor to Lizzie Hironymous, et al, p.45) of the Walker River Decree C-125, Permit 25017, Certificate 8860 and from storage water provided by the Walker River Irrigation District. Irrigation shall not exceed a duty of four (4) acre-feet per acre per season from the total of decreed, storage, flood and underground waters.

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 water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.073 cubic feet per second or 52.85 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 22nd day of **May**, A.D. **2012**

P.E.

State Engineer

7

TEMPORARY Application No. 81787 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 16 2012

Returned to applicant for correction

Corrected application filed Map filed MAR 23 2012 under 81586

The applicant Desert Pearl Farms, LLC

Post Office Box 35 (Street Address or PO Box) of Yerington (City or Town)

Nevada 89447 (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 rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit No. 68007

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1. The source of water is Underground Sources
   Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.073 cubic feet per second - not to exceed 52.85 acre feet per year
   Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation and Domestic Purposes
   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 Irrigation and Domestic Purposes
   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.)
   w/in NE1/4 SE1/4 Section 3 T13N, R25E, MDM, or at a point from which the NW corner of said Section 3 bears North 59 degrees 15 minutes 17 seconds West, a distance of 5,355.98 feet - North Well - Refer to supporting map under Application No. 81586

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
   w/in Lot 1 (NE1/4 NE1/4) Section 4 T13N, R25E, MDM, or at a point from which the E1/4 corner of said Section 4 bears South 28 degrees 17 minutes East, a distance of 2,758 feet. Refer to supporting map under Permit No. 65724

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

Refer to attached sheet.

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.)

13.22 acres within the W1/2 SE1/4 and S1/2 NE1/4 SE1/4 of Section 33 T14N, R25E, MDM. Refer to supporting map under Permit No. 66303

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

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

Drilled and cased well, equipped with motor, pump, totalizing meter and irrigation distribution system

12. Estimated cost of works $150,000

13. Estimated time required to construct works Temporary Application - 1 year
(If well completed, describe well.)

14. Estimated time required to complete the application of water to beneficial use Temporary Application

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.)

The water under this temporary application to change will remain supplemental to the same Walker River decreed claims and Walker River Irrigation District Newland storage permits as the base permit (Permit No. 65724). Permanent Applications to Change Nos. 81586, 81587, 81699 thru 81703 have been filed to permanently move the respective base water rights to the same two new production wells as this group of temporary applications to change. This group of temporary applications to change are needed to provide water to existing crops within the proposed place of use until the above permanent applications to change can be acted on.

16. Miscellaneous remarks:

Refer to attachment for more information.

Michael D. Buschelman
(Type or print name clearly)

mike@mbuschelman.com
E-mail Address

775-355-9628 Ext.
Phone No.

Signature, applicant or agent

Michael D. Buschelman Consulting, Inc.
Company Name

Post Office Box 51371
Street Address or PO Box

Sparks, Nevada 89435
City, State, ZIP Code

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APPLICATION MUST BE SIGNED BY APPLICANT OR AGENT

Revised 07/09 $150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Serial No. 81787 T

Attachment to support Application to Change (Page 1 of 1)

Item No. 7 – Proposed Place of Use – 13.22 acres within portions of the following parcels lying in Lyon County, Nevada:

Township 13 North, Range 25 East, MDM
N1/2 and N1/2 S1/2 Section 4 – Refer to APN 014-401-20

Township 14 North, Range 25 East, MDM
E1/2 SE1/4 and SE1/4 NE1/4 Section 32; SW1/4 and S1/2 NW1/4 Section 33 – Refer to APN 014-241-24

W1/2 SE1/4 Section 33 – Refer to APN 014-241-43

Item No. 15 & 16 – Detailed description of the project and remarks:

The ground water under this application to change has been and will continue to be commingled with other ground water rights for supplemental purposes.

Refer to WRID Ledger Card Nos. 12614 through 12621 identifying the appurtenant Walker River Decreed and Walker River Irrigation District storage water rights. These cards have been provided under separate cover.

Refer to Permit No. 66303 for map to support the existing place of use.

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