

THE STATE OF NEVADA

CERTIFICATE OF APPROPRIATION OF WATER

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WHEREAS, Larry Sistler, Agent, has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an underground source, through a drilled well, pump and distribution system for quasi-municipal (industrial) purposes. The point of diversion of water from the source is as follows:

SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> Section 32, T.20N., R.22E., M.D.B.&M., or at a point from which the SW corner of said Section 32 bears S. 10°48'05" W., a distance of 3,023.52 feet situated in Storey County, State of Nevada.

NOW KNOW YE, That the State Engineer, under the provisions of NRS 533.425, has determined the date, source, purpose, amount of appropriation, and the place where such water is appurtenant, as follows:

Name of appropriator:	Kal Kan Foods, Inc.
Source:	Underground
Manner of Use:	Quasi-Municipal (Industrial)
Amount of appropriation:	0.2 c.f.s., but not to exceed 70.0 acre-feet annually
Period of use:	January 1st to December 31st of each year
Date of priority of appropriation:	March 2, 1995

Description of works of diversion, manner and place of use.

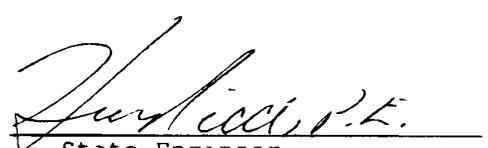
Water is developed by means of a drilled well, 300 feet deep, with a 8 5/8-inch diameter casing and a 100 foot seal, via a 6 stage submersible turbine pump with a 7½ H.P. motor, thence to a water treatment system and a 500,000 gallon storage tank, providing water for process water and steam, restrooms, clean-up, and fire protection at a dry pet food processing facility located within portions of the NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>, S<sup>1</sup>/<sub>2</sub> NW<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub> SW<sup>1</sup>/<sub>4</sub> of Section 32, and portions of the NE<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> of Section 31, all in T.20N., R.22E., M.D.B.&M.

This certificate is issued subject to the terms of the permit.

The right to water hereby determined is limited to the amount which can be beneficially used, not to exceed the amount above specified, and the use is restricted to the place and for the purpose as set forth herein.

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 7th day of December, A.D., 2001.

cmf/kes

  
State Engineer