

October 5, 2012

Nevada State Engineer
Nevada Division of Water Resources (NDWR)
901 South Stewart Street, Suite 2002
Carson City, Nevada 89701-5250

**Re: Request for Extension of Time for Filing Proof of Completion
Permits to Appropriate Water, Permit Nos. 79866E, 79867E, and 79868E**

Dear State Engineer:

The Nevada Environmental Response Trust (NERT) maintains 12 Permits to Appropriate Waters of the State of Nevada, including Permits 79866E, 79867E, and 79868E, for its site in Henderson, Nevada. These three most recent permits were issued on September 15, 2010 to Tronox LLC. Tronox is the former owner of the Henderson Site. In conjunction with the settlement of Tronox's bankruptcy proceeding, NERT took title to the Henderson Site on February 14, 2011. In October 2011, Tronox filed a Report of Conveyance for these permits, transferring responsibility for the permits to NERT. The provisions of these permits require the permittee to file a Proof of Completion or a Request for Extension of Time if the stated work has not yet been completed.

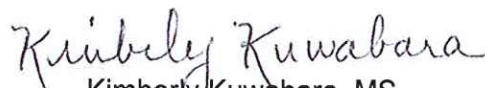
ENVIRON International Corporation (ENVIRON), on behalf of NERT, is working with the Nevada Division of Environmental Protection (NDEP) to determine the appropriate timing for installation and groundwater extraction associated with these permits. The work related to the above identified permits has not been completed at this time. Enclosed please find an Application for Extension of Time for filing the Proof of Completion for permits 79866E, 79867E, and 79868E, as well as a check in the amount of \$300 to cover the filing fees.

Should you have any questions concerning this correspondence, please contact Kimberly Kuwabara at (510) 420-2525 or kkuwabara@environcorp.com. Thank you.

Sincerely,



John M. Pekala, PG
Senior Manager
Nevada CEM 2347, exp. 9/20/2014



Kimberly Kuwabara, MS
Manager

cc. Greg Lovato, Bureau of Corrective Actions, NDEP
Shannon Harbour, Bureau of Corrective Actions, NDEP
Jay Steinberg, Nevada Environmental Response Trust
Andy Steinberg, Nevada Environmental Response Trust
Tanya O'Neil, Esq., Foley and Lardner
Allan DeLorme, ENVIRON International Corporation
Mark Travers, ENVIRON International Corporation

Enclosures

APPLICATION FOR EXTENSION OF TIME

Owner of Record Nevada Environmental Response Trust (NERT)

IN THE MATTER OF PERMIT NO. 79866E FILED TO APPROPRIATE/CHANGE THE WATERS OF
underground sources from the Las Vegas Valley basin

(Name of stream, lake, spring, underground or other source)

THIS APPLICATION IS RESPECTFULLY SUBMITTED.

Comes now John M. Pekala, P.G., CEM, ENVIRON, the Agent
Permittee or Agent

who after being duly sworn and answering to the best of their knowledge the following questions in compliance with the requirements as set forth in the permit terms:

- 1. Does this permit have multiple owners? Yes No (Check the appropriate box)
- 2. If "Yes" on question 1 is checked, is this request for an extension of time submitted on behalf of all the owners?
 Yes No (Check the appropriate box)
- 3. If "No" on question 2 is checked, on whose behalf is this extension being filed?
Nevada Environmental Response Trust
- 4. How much time is needed to construct the works of diversion or place the water to beneficial use? one year
- 5. What is the expenditure on the project under this permit? Last year? \$0 Total to date? \$30,000
- 6. The permittee requests an extension of time for one year within which to comply with the provisions for filing the
(Not to exceed 1 year)

Proof of Completion of work

(Proof of completion of work and/or Proof of beneficial use)

7. Describe progress made during the last year and explain in detail why this request for an extension of time is being submitted (See instructions on back. Use additional pages if necessary):

The permit covers groundwater collection wells which will ultimately extract groundwater for remedial purposes at the direction of the Nevada Division of Environmental Protection (NDEP). All wells associated with this permit either have yet to be installed or have been installed, but are not yet in service. ENVIRON International Corporation (ENVIRON), on behalf of the Nevada Environmental Response Trust (NERT), is working with NDEP to determine the timing of the wells' installation and/or commissioning. On August 31, 2012, NERT submitted to NDEP the Annual Remedial Performance Report for Chromium and Perchlorate, which included an analysis of current groundwater capture in the on-site and off-site well fields and recommends commencement of pumping from all of the wells associated with this permit that have been installed, but are not yet in service. NERT is currently awaiting comments from NDEP on this report.

State of Nevada ARIZONA

County of MARICOPA

Subscribed and sworn to before me on 10-05-12

by JOHN M PEKALA

Signed [Signature]
Permittee or Agent

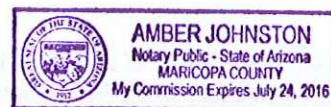
Address 1702 E. Highland Ave., Suite 412
Street Address or PO Box

Phoenix, AZ 85016
City, State, ZIP Code

Phone (602) 734-7710

E-mail jpekala@environcorp.com

[Signature]
Signature of Notary Public Required



Notary Stamp or Seal Required

**\$100 FILING FEE MUST ACCOMPANY THIS APPLICATION FOR EXTENSION OF TIME
A SEPARATE APPLICATION MUST BE FILED FOR EACH PERMIT**

INSTRUCTIONS

- A. Enter the name of the owner of record on the first line.
 - B. Enter the permit number and source of water on the second and third lines.
 - C. Print the name of the person signing the application and enter the signer's authority, i.e., permittee or agent, on the fifth line.
1. Check the appropriate box regarding the permit owner(s)
 2. If you answered "Yes" to question 1, check the appropriate box. If you answered "No" to question 1, skip to question 4.
 3. If you answered "No" to question 2, list the party or parties you are representing.
 4. If the extension is for proof of completion of work, state the estimated time to complete the diversion works. If for proof of beneficial use, state the estimated time to complete the total project.
 5. Furnish the amount of expenditures on work and equipment during the last year and the total to date.
 6. The period of time requested may not exceed one year. Complete no. 6 by entering whether this request is for proof of completion of work and/or proof of beneficial use.
 7. NRS 533.380 3(b) states that an application for extension must in all cases be "Accompanied by proof and evidence of the reasonable diligence with which the applicant is pursuing the perfection of the application." Please provide specific information that documents reasonable diligence and steady application of effort to perfect the application. **Highlight progress made during the previous year.** Examples of this type of information follow:
 - 1) Describe any work in progress and any facility or feature completed.
 - 2) Specify any project reports or engineering drawings that have been submitted for review or recorded pursuant to applicable laws.
 - 3) If water is being diverted, describe the actual use of the water (e.g. acres irrigated, number of units served, number and kind of livestock watered, customers served, etc.)
 - 4) Submit the record of water measurements (e.g. meter readings) for the last one-year period. Specify the measurement volume units (e.g. gallons, million gallons, or acre-feet).
 - 5) Submit any other proof of evidence that documents reasonable diligence.
 - 6) Explain anticipated development of water distribution facilities to serve the place of use under the permit and specify completion dates.
 - 7) Explain any adverse conditions and their affect upon the permittee's ability to establish full beneficial use.

This application is a sworn affidavit and must be signed by the person making the application and include his or her address and phone number in the spaces provided.

NOTE: Each application must appear with an original signature of the applicant or agent.

The application must be properly dated and notarized.

A separate application for extension of time is required for each permit.

The application for extension of time must be properly completed, signed, notarized and received in an office of the State Engineer, with the \$100.00 statutory filing fee, on or before the due date as set forth in the permit terms. Please mail form to Nevada Division of Water Resources, 901 S. Stewart Street, Suite 2002, Carson City, Nevada 89701.

APPLICATION FOR EXTENSION OF TIME

Owner of Record Nevada Environmental Response Trust (NERT)

IN THE MATTER OF PERMIT NO. 79867E FILED TO APPROPRIATE/CHANGE THE WATERS OF
underground sources from the Las Vegas Valley basin

(Name of stream, lake, spring, underground or other source)

THIS APPLICATION IS RESPECTFULLY SUBMITTED.

Comes now John M. Pekala, P.G., CEM, ENVIRON, the Agent
Permittee or Agent

who after being duly sworn and answering to the best of their knowledge the following questions in compliance with the requirements as set forth in the permit terms:

- 1. Does this permit have multiple owners? Yes No (Check the appropriate box)
- 2. If "Yes" on question 1 is checked, is this request for an extension of time submitted on behalf of all the owners?
 Yes No (Check the appropriate box)
- 3. If "No" on question 2 is checked, on whose behalf is this extension being filed?
Nevada Environmental Response Trust
- 4. How much time is needed to construct the works of diversion or place the water to beneficial use? one year
- 5. What is the expenditure on the project under this permit? Last year? \$0 Total to date? \$30,000
- 6. The permittee requests an extension of time for one year within which to comply with the provisions for filing the
(Not to exceed 1 year)

Proof of Completion of work

(Proof of completion of work and/or Proof of beneficial use)

7. Describe progress made during the last year and explain in detail why this request for an extension of time is being submitted (See instructions on back. Use additional pages if necessary):

The permit covers groundwater collection wells which will ultimately extract groundwater for remedial purposes at the direction of the Nevada Division of Environmental Protection (NDEP). All wells associated with this permit have been installed, but are not yet in service. ENVIRON International Corporation (ENVIRON), on behalf of the Nevada Environmental Response Trust (NERT), is working with NDEP to determine the timing of the wells' commissioning. On August 31, 2012, NERT submitted to NDEP the Annual Remedial Performance Report for Chromium and Perchlorate, which included an analysis of current groundwater capture in the on-site and off-site well fields and recommends commencement of pumping from certain wells associated with this permit. NERT is currently awaiting comments from NDEP on this report.

State of Nevada ARIZONA

County of MARICOPA

Subscribed and sworn to before me on 10-05-12

by JOHN M PEKALA

Signed [Signature]
Permittee or Agent

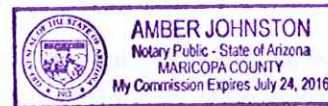
Address 1702 E. Highland Ave., Suite 412
Street Address or PO Box

Phoenix, AZ 85016
City, State, ZIP Code

Phone (602) 734-7710

E-mail jpekala@environcorp.com

[Signature]
Signature of Notary Public Required



Notary Stamp or Seal Required

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 5. Furnish the amount of expenditures on work and equipment during the last year and the total to date.
 6. The period of time requested may not exceed one year. Complete no. 6 by entering whether this request is for proof of completion of work and/or proof of beneficial use.
 7. NRS 533.380 3(b) states that an application for extension must in all cases be "Accompanied by proof and evidence of the reasonable diligence with which the applicant is pursuing the perfection of the application." Please provide specific information that documents reasonable diligence and steady application of effort to perfect the application. **Highlight progress made during the previous year.** Examples of this type of information follow:
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 - 2) Specify any project reports or engineering drawings that have been submitted for review or recorded pursuant to applicable laws.
 - 3) If water is being diverted, describe the actual use of the water (e.g. acres irrigated, number of units served, number and kind of livestock watered, customers served, etc.)
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APPLICATION FOR EXTENSION OF TIME

Owner of Record Nevada Environmental Response Trust (NERT)

IN THE MATTER OF PERMIT NO. 79868E FILED TO APPROPRIATE/CHANGE THE WATERS OF underground sources from the Las Vegas Valley basin

(Name of stream, lake, spring, underground or other source)

THIS APPLICATION IS RESPECTFULLY SUBMITTED.

Comes now John M. Pekala, P.G., CEM, ENVIRON, the Agent
Permittee or Agent

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1. Does this permit have multiple owners? Yes No (Check the appropriate box)

2. If "Yes" on question 1 is checked, is this request for an extension of time submitted on behalf of all the owners?

Yes No (Check the appropriate box)

3. If "No" on question 2 is checked, on whose behalf is this extension being filed?

Nevada Environmental Response Trust

4. How much time is needed to construct the works of diversion or place the water to beneficial use? one year

5. What is the expenditure on the project under this permit? Last year? \$0 Total to date? \$10,000

6. The permittee requests an extension of time for one year within which to comply with the provisions for filing the
(Not to exceed 1 year)

Proof of Completion of work

(Proof of completion of work and/or Proof of beneficial use)

7. Describe progress made during the last year and explain in detail why this request for an extension of time is being submitted (See instructions on back. Use additional pages if necessary):

The permit covers one groundwater collection well which will ultimately extract groundwater for remedial purposes at the direction of the Nevada Division of Environmental Protection (NDEP). The well associated with this permit has been installed, but is not yet in service. ENVIRON International Corporation (ENVIRON), on behalf of the Nevada Environmental Response Trust (NERT), is working with NDEP to determine the timing of the well's commissioning. On August 31, 2012, NERT submitted to NDEP the Annual Remedial Performance Report for Chromium and Perchlorate, which included an analysis of current groundwater capture in the on-site and off-site well fields and recommends commencement of pumping from the well associated with this permit. NERT is currently awaiting comments from NDEP on this report.

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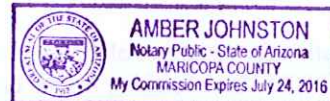
Address 1702 E. Highland Ave., Suite 412
Street Address or PO Box

Phoenix, AZ 85016
City, State, ZIP Code

Phone (602) 734-7710

E-mail jpekala@environcorp.com

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ENVIRON INTERNATIONAL CORPORATION

Account Number:

NDWR

1096435

| INVOICE NUMBER | DATE | VOUCHER NO. | AMOUNT |
|----------------|-----------|-------------|---------------|
| EXTENSION | 10/4/2012 | 324954 | 300.00 |
| TOTAL: | | | 300.00 |

PLEASE DETACH AND RETAIN FOR YOUR RECORDS

CHECK IS VOID IF ANY OF THE FOLLOWING SECURITY FEATURES ARE ABSENT: ORIGINAL DOCUMENT PRINTED ON CHEMICAL REACTIVE PAPER

Environ International Corporation
 4350 North Fairfax Drive, Suite 300
 Arlington, Virginia 22203

WELLS FARGO BANK

CHECK NO. **1096435**

62-22
311

DATE
10/4/2012

| | | |
|----------|--------------|--------|
| PAY ONLY | 30000 | CTSCTS |
|----------|--------------|--------|

PAY *****300 DOLLARS AND

*****00 CENTS

\$ *****300.00

USD FUNDS

TO THE
ORDER
OF

NEVADA DIVISION OF WATER RESOURCES
 901 S. STEWART STREET
 SUITE 2002
 CARSON CITY, NV 89701 US

ENVIRON INTERNATIONAL CORPORATION



Robert J. Powell
 AUTHORIZED SIGNATURE

2ND SIGNATURE REQUIRED OVER \$10,000.00

RUB RED IMAGE - DISAPPEARS WITH HEAT.



SECURITY FEATURES INCLUDED, DETAILS ON BACK.



SEE BACK FOR ARTIFICIAL WATERMARK

⑈ 1096435⑈ ⑆031100225⑆ 2079950046282⑈