AMENDED

Serial No. 28827

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

Date of filing in State Engineer's Office OCT 25 1974

Returned to applicant for correction NOV 8 1974

Corrected application filed JAN 3 1975 Map filed SEP 19 1974 under 11384 (PBU)

The applicant Mary Lou Hale

P. O. Box 638 (Street and No. or P.O. Box No.) of Death Valley Junction (City or Town)

California (State and Zip Code No.), hereby make application for permission to change the

Place of Use

of water heretofore appropriated under Permit 11384 (Cert. 4484)

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

1. The source of water is Deep or Big Spring (Name of stream, lake or other source.)
2. The amount of water to be changed 1.20 cfs, not to exceed 107.44 AF annually (Second feet, acre feet.)
3. The water to be used for Irrigation and Domestic (If for stock state number and kind of animals.)
4. The water heretofore used for Irrigation and Domestic (If for stock state number and kind of animals.)
5. The water is to be diverted at the following point SW¼ NE¼ Sec. 19, T. 18S., R. 51E., M.D.B.&M., or at a point from which the SW cor. of said Sec. 19 bears S. 39° 24' W. a distance of 4,612.8 feet.
   (Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)
6. The existing point of diversion is located within No change
   (If point of diversion is not changed, do not answer.)
7. Proposed place of use 20.88 acres in the SE¼ SE¼ all in Section 24, Township 18 south, Range 50 East, M.D.B.& M.
   (Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
8. Existing place of use 2.95 Acres in the SW¼ SE¼; 14.80 Acres in the NW¼ SE¼; 6.13 Acres in the NE¼ SE¼; all in Sec. 24, T.18S., R.50E., M.D.B.&M.; 23.88 Acres Total. (See deed of March 29, 1965 ((Wilbur to Love)) filed May 5, 1965 in 11384 for description of 5.97 acres in NE¼ SE¼ from which water right is not removed by this application) BAR 1/8/75
   (Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)
9. Use will be from 1 Jan. (Day and Month) to 1 Dec. (Day and Month) of each year.
10. Use has been from 1 Jan. (Day and Month) to 1 Dec. (Day and Month) of each year.
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Diversion works and ditches
    (State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works $1000.00

13. Estimated time required to construct works 6 mo.

14. Estimated time required to complete the application of water to beneficial use 2 yr.

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Map under 11384 (PBU) will support this Application

Compared ga/bs lk/bs

Applicant s/ Mary Lou Hale

By

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 place of use of a portion of the waters of Deep or Big Spring as heretofore granted under Permit 11384, Certificate 4484 is issued subject to the terms and conditions imposed in said Permit 11384, Certificate 4484 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change 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 annual duty of water under this permit shall not exceed 107.44 acre-feet.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.20 cubic feet per second but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before March 26, 1976

Proof of commencement of work shall be filed before April 26, 1976

Work must be prosecuted with reasonable diligence and be completed on or before March 26, 1977

Proof of completion of work shall be filed before April 26, 1977

Application of water to beneficial use shall be made on or before March 26, 1978

Proof of the application of water to beneficial use shall be filed on or before April 26, 1978

Map in support of proof of beneficial use shall be filed on or before April 26, 1978

Commencement of work filed MAY 3 1976
Completion of work filed APR 8 1977
Proof of beneficial use filed MAR 5 1979
Cultural map filed MAR 5 1979
Certificate No. 9857 Issued FEB 23 1982
Recorded Bk. 33 Page

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 26th day of September, A.D. 19 75

State Engineer

2407