

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 DEC 07 2000
 Returned to applicant for correction DEC 28 2000
 Corrected application filed JAN 22 2001
 Map filed AUG 08 1996 under 62366

The applicant **David R. Leake and Gayla Leake**, hereby makes application for permission to change the **Point of Diversion and Place of use, of a portion of water heretofore appropriated under Permit 19197, Certificate 6675**

1. The source of water is **an underground source in Nye County, Nv.**
2. The amount of water to be changed **0.1784 CFS, not to excede 47.75 AFA**
3. The water to be used for **Irrigation + Domestic purposes**
4. The water heretofore permitted for **Irrigation + Domestic purposes**
5. The water is to be diverted at the following point **within the NW¼ NE¼ SW¼ of Section 22, T16S, R49E, MDM, or at a point from which the East ¼ corner of said Section 22 bears N 80° 50' 10" E a distance of 3945 ft.**
6. The existing permitted point of diversion is located within **The NW¼ SE¼ of Section 22, T16S, R49E, MDM, or at a point from which the South ¼ corner of said Section 22 bears S 00° 19' 10" W, a distance of 1370 ft.**
7. Proposed place of use **9.55 acres within the NW¼ NE¼ SW¼ of Section 22, T16S, R49E, MDM APN 19-541-01**
8. Existing place of use **Same as Item 7 above**
9. Use will be from **1-1 to 12-31** of each year.
10. Use was permitted from **1-1 to 12-31** of each year.
11. Description of proposed works **10 inch by 187 ft. deep drilled well cased all the way, with 2hp submersible pump.**
12. Estimated cost of works **\$8,000**
13. Estimated time required to construct works **2 yrs.**
14. Estimated time required to complete the application of water to beneficial use **5 yrs.**
15. Remarks: **1. Upon issuance of this permit, please withdraw Application 62370.
 2. Use the map on file under Application 62366.**

By **David R. Leake**
s/David R. Leake
P.O. Box 188
Amargosa Valley, Nv. 89020

Compared kdg/ cmf ds/ cmf

Protested _____

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 point of diversion, and place of use of a portion of the waters of an underground source as heretofore granted under Permit 19197, Certificate 6675, is issued subject to the terms and conditions imposed in said Permit 19197, Certificate 6675, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening 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 permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

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

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1784 cubic feet per second, **but not to exceed 47.75 acre-feet annually, and not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.**

Work must be prosecuted with reasonable diligence and be completed on or before:

July 10, 2002

Proof of completion of work shall be filed before:

August 10, 2002

Water must be placed to beneficial use on or before:

July 10, 2006

Proof of the application of water to beneficial use shall be filed on or before:

August 10, 2006

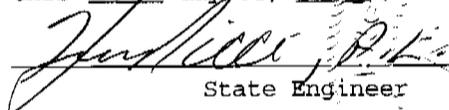
Map in support of proof of beneficial use shall be filed on or before:

August 10, 2006

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 10th day of, July A.D. 2001


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

CANCELLED DEC - 3 2002 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

 STATE ENGINEER