

DOC # 347224

04/05/2005

11:40 AM

Official Record

Requested By  
STEWART TITLE CARSON

Lyon County - NV

Mary C. Milligan - Recorder

Page 1 of 4 Fee: \$42.00

Recorded By: KAV RPTT:



0347224

22904201

APN# N/A

Recording Requested by:

Name: STCC

Address: 111 W Procter

City/State/Zip: Carson City NV 89703

Affidavit of Withdrawal of Water Right  
(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2. (Additional recording fee applies)

① RLO 5/10/05



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Upon recording mail to:  
State Engineer's Office  
123 W. Nye Lane  
Carson City, NV 89706-0818

OFFICE OF THE STATE ENGINEER

Regarding Permit No. 22904 Certificate Number 8495

This space reserved for recorders use only

AFFIDAVIT OF WITHDRAWAL OF WATER RIGHT IN FAVOR OF USE OF WATER FOR DOMESTIC WELLS CREATED BY SUBDIVISION OR PARCELLING OF LAND

State of Nevada )  
County of LYON ) : SS

I, Scott M. Smith, do hereby swear under penalty of perjury that the assertions of this affidavit are true.

1. I am the owner of record of (a) a portion of 22904  
(circle one) permit/certificate no or decreed right  
as indicated in the records of the Nevada State Engineer.

2. I hereby withdraw an amount of water equivalent to:  
129.28 AF 64 x 2.02 AF  
enter a total amount of water equal to the sum of 2.02 afa or 1800 gpd for each proposed lot  
acre-feet annually from the water appropriated under 22904  
permit/certificate number or decreed right

The water right or portion of water right withdrawn was appurtenant to the land more

particularly described as follows: Within A Portion of the NE 1/4 of Section  
Describe land being up; describe with quarter sections, section, township, range,  
16, T. 10N., R. 24E., M.D.B. M., Lyon County, Nevada  
M.D.B. & M. and assessor's parcel numbers



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3. This withdrawal of the water right or portion of the water right is for the purpose of having sufficient water available to supply the domestic well of homes located at the place described below and reflected on the attached map:

Within Portions of the S 1/2 SE 1/4 of Section 22, and NE 1/4  
Describe place where water will be used with quarter sections, section, township, range, M.D.B. & M. and assessors parcel numbers and attach map  
and the NW 1/4 SE 1/4 of Section 27 all within  
T. 11 N., R. 23 E., M. D. B. M. - Within Lyon County NV

4. I understand that this withdrawal of all a portion of the above mentioned rights must be approved by the Nevada State Engineer in order for this withdrawal to become effective and enforceable.  
(circle one)

5. I understand this withdrawal shall become effective upon the date approved by the State Engineer. However, if a final subdivision map is not recorded in the office of the county recorder of the county wherein the land division is located within 18 months after the State Engineer's approval the base right holder may petition the State Engineer to void this withdrawal on the basis that all proceedings concerning the division of land have been terminated.

6. I understand once this water right or portion thereof is withdrawn based on the recordation of a final subdivision map recorded in the office of the county recorder of the county wherein the land division is located, as provided in NRS 278.380 (1993), or in the case of a final parcel map as provided in NRS 278.4725 (1993), the process cannot be reversed nor can I claim the water withdrawn as a water right.

7. Upon approval of this withdrawal by the State Engineer, I shall record this Affidavit of Withdrawal in the office of the county recorder of the county in which the final subdivision or parcel map is recorded. I shall also record this Affidavit of Withdrawal in the office of the



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county recorder of the county in which the old place of use was located, if it is not the same county.

8. I shall provide the State Engineer's Office with a copy of this recorded Affidavit of Withdrawal within thirty (30) days of recording the Affidavit with the county recorder.

DATED: This 2 day of December, 2004.

Affiant's Signature

Scott Smith, WR8DBAL, LLC

Affiant's printed name

1320 Hwy 395, N

Street Address

Gardnerville, NV 89410

City

State

Zip

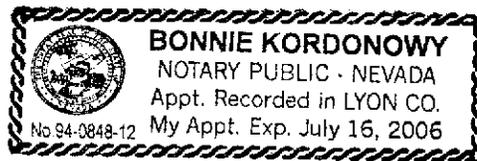
(775) 782-8777

Telephone Number

Subscribed and sworn to before me

this 15<sup>th</sup> day of December, 2004.

Bonnie Kordonowy  
Notary Public signature



Notary Stamp

APPROVED: This 25<sup>th</sup> day of MARCH, 2005.

[Signature]  
State Engineer's signature

