R-02

OFFICE OF THE STATE ENGINEER

REGARDING [PERMIT/CERTIFICATE] NUMBER: 25374

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

State of Nevada)
: ss
County of Lyon)

I, Richard N. Fulstone For SV Development, LTD., L.L.C., do hereby swear under penalty of perjury
(base right holder)

that the assertions of this affidavit are true.

1. I am the owner-of-record of all / a portion (circle one) of Permit 25374 (permit number, certificate number) or decreed right as indicated in the records of the Nevada State Engineer.

2. I hereby withdraw an amount of water equivalent to: 14.14 AFA (enter a total amount of water equal to the sum of 2.72 a.f.a., or 1,800 g.p.d. for each proposed individual lot) acre feet annually from the water appropriated under Permit 25374 (permit number, certificate number or decreed right.)

The water right or portion of water right withdrawn was appurtenant to the land more particularly described as follows: APN 10-721-06 (Describe land drying up; describe with quarter sections, section, township, range, M.D.B.&M. and assessor's parcel numbers) NE 1/4 NW 1/4 Sec. 16, T.10N., R.24E., M.D.B.&M., (East 3.535 acres)

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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 wells of homes located at the place described below and reflected on the attached map: _____
Describe place where water will be used; describe with

See Attached
quarter sections, section, township, range, M.D.B.&M. and assessor's parcel numbers and attach map

4. I understand that this withdrawal of all / (a portion of) Permit 25374
(circle one)
_____ must be approved by the Nevada State Engineer
permit number, certificate number or decreed right
in order for this withdrawal to become effective and enforceable.

5. I understand this withdrawal shall become effective upon the date approved by the State Engineer. However, if a final subdivision or parcel 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 I understand once this water right or portion thereof is withdrawn based on the recordation of a final subdivision map recorded in the office of the county recorder of the county wherein the land division is located, as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.

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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 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 with a certified copy of the recorded Affidavit of Withdrawal within thirty (30) days of recording the Affidavit with the county recorder.

DATED: This 24 day of March, 1997.

Richard N Fulstone
Affiant's signature

Richard N. Fulstone
Affiant's printed name

P.O. Box 61 Smith Nv 89430
Mailing Address

(702) 465 - 2341
Telephone number

Subscribed and sworn to before me

this 24 day March, 1997.

Erin M Singley
NOTARY PUBLIC

ERIN M. SINGLEY
Notary Public - State of Nevada
Appointment Recorded in Lyon County
MY APPOINTMENT EXPIRES JUNE 18, 1997

APPROVED: This 22 day of May, 1997.

[signature] P.E.
State Engineer

SEAL AFFIXED

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WATER TO

INC, S L DEVELOPMENT LTD LLC

FROM SWARTZ ROCK RANCH

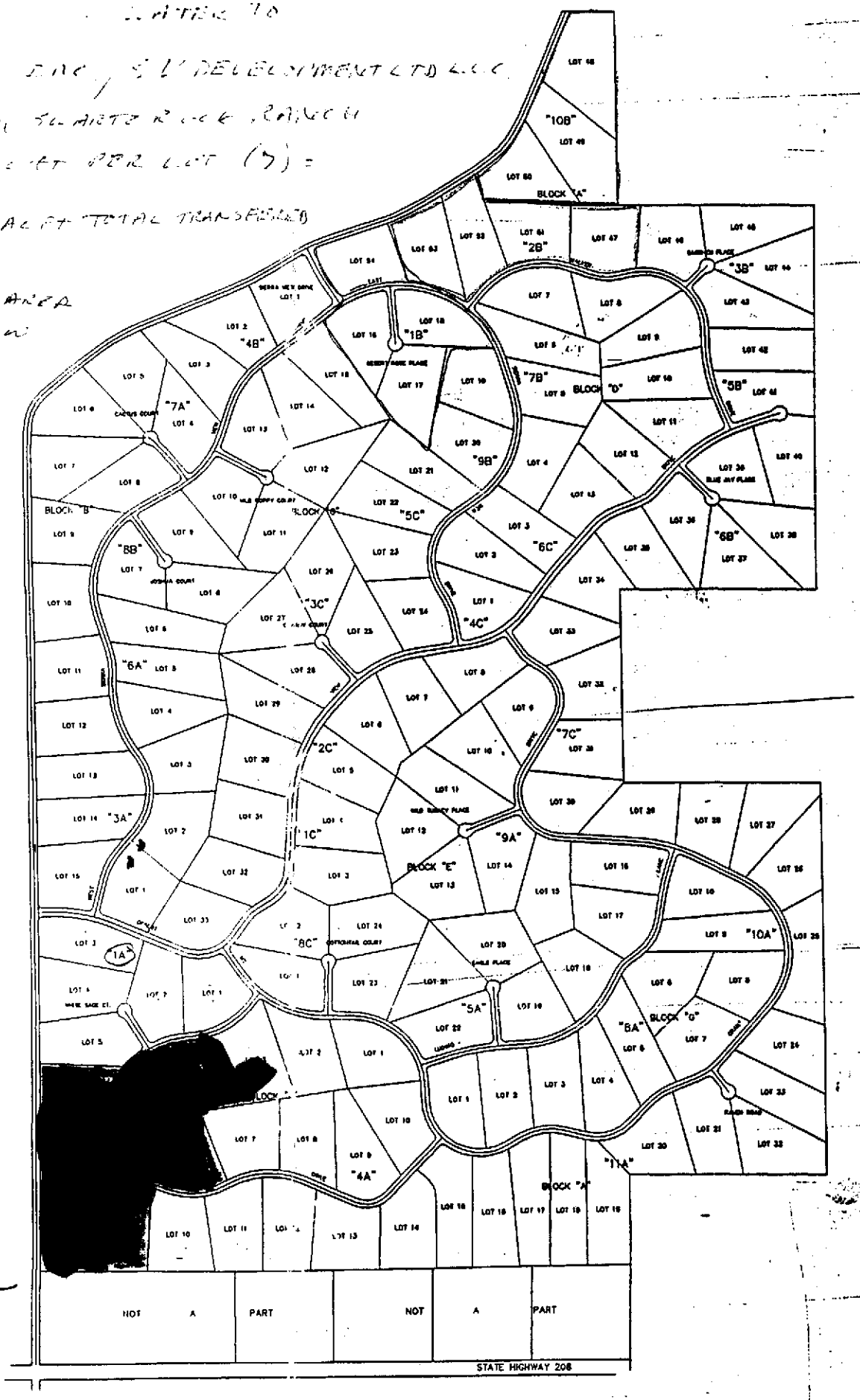
A.02 AC FT PER LOT (7) =

14.14 AC FT TOTAL TRANSFERRED

TO

BLUE AREA

BELOW



Done

1/10/97 -

aqua is new work

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AFFIDAVIT OF WITHDRAWAL FOR
SIERRA DESERT VIEW ESTATES

Permit 25374

Item 3 - Locations of wells for homes

Portions of the NW ¼, Sec. 22, T.11N., R.24E., M.D.B.&M.
APN 10-45-65
Lots "2A": 4, 5, 6 (East of Chaparral). 6, 7, 8, & 9 (Pleasant Place)

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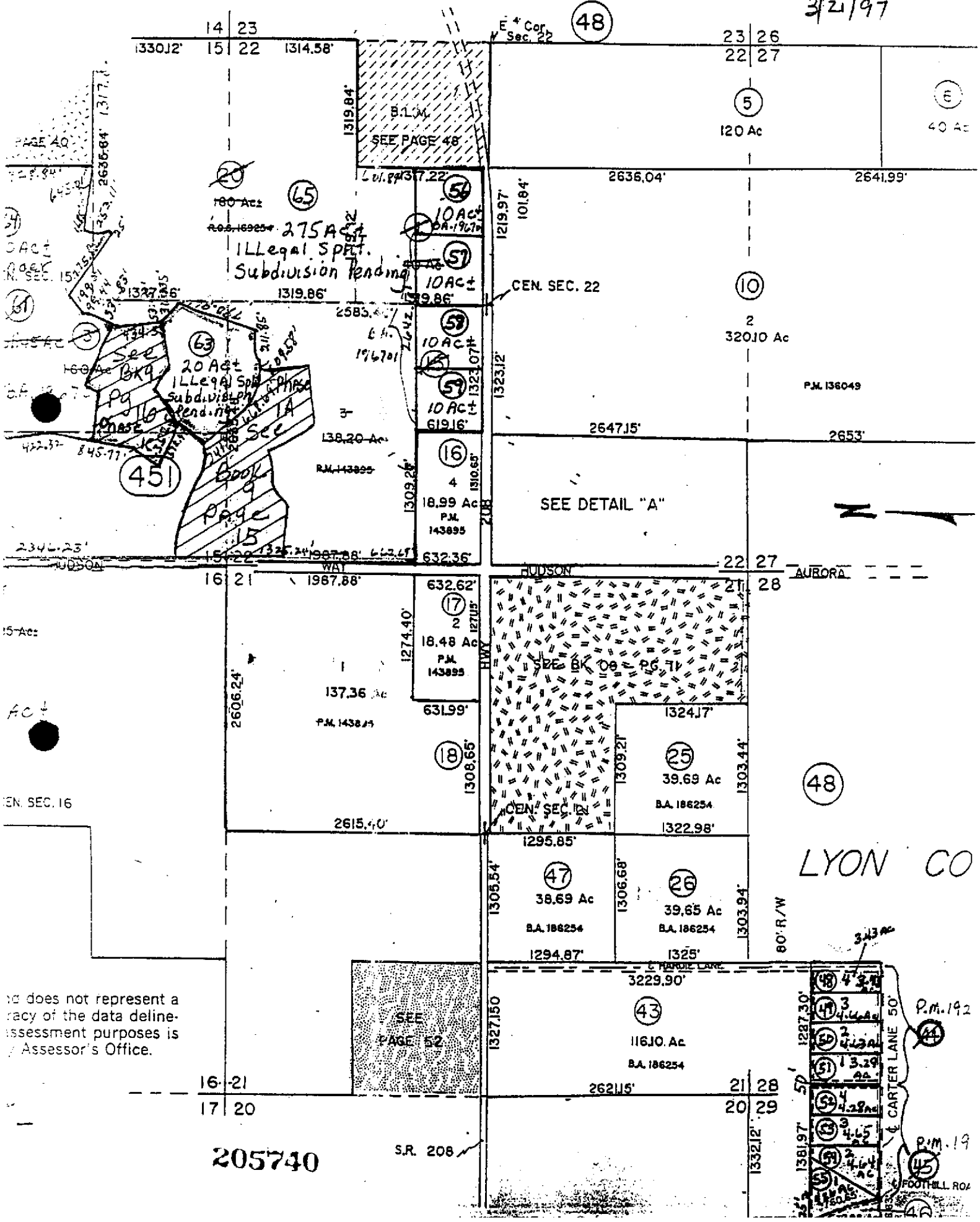
...tions 15, 21, 22; T11N-R 24E, M.D.B.&M.

10-45
3/21/97



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