APN: 1219-13-000-004

WHEN RECORDED MAIL TO:
Town of Minden
1604 Esmeralda Avenue
Minden, NV 89423

DOC # 0675694
05/24/2006 09:36 AM Deputy: GB
OFFICIAL RECORD
Requested By:
R C I

Douglas County - NV
Werner Christen - Recorder
Page: 1 Of 6 Fee: 19.00
BK-0506 PG- 9424 RPTT: 0.00

OFFICE OF THE STATE ENGINEER

REGARDING PERMIT NUMBER: 60638 R14

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)
: ss
County of Douglas)

The Town of Minden (hereinafter referred to as "The Town") does hereby swear under penalty of perjury that the assertions of this affidavit are true.

1. The Town of Minden is the owner of record of **Permit 60638** as indicated in the records of the Nevada State Engineer.

2. The Town hereby withdraws an amount of water equivalent to: **2.02 acre-feet annually** from the water appropriated under **Permit 60638**. The portion of water right withdrawn was appurtenant to the land more particularly described as follows: See Attached Exhibit A.

24 10/16/06 SS

3. This withdrawal of the 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: (Exhibit B)

Tentative Parcel Map LDA #06-005 for Mike Hickey Construction, Inc. and Benjamin T. Di Salvo, Trustee, Di Salvo Trust.
Located within W½NE¼ Section 13, T.12 N., R.19 E., M.D.M.
Carson Valley Groundwater Basin
Douglas County, Nevada

4. The Town understands that this withdrawal of **a portion of Permit 60638** must be approved by the Nevada State Engineer in order for this withdrawal to become effective and enforceable.

5. The Town understands 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 Douglas County Recorder within 18 months after the State Engineer's approval, The Town may petition the State Engineer to void this withdrawal on the basis that proceedings concerning the division of land have been terminated.

6. The Town understands once this water right or portion thereof is withdrawn based on the recordation of a final subdivision map recorded in the Office of the Douglas County Recorder wherein the land division is located, as provided in NRS 278.380 (1993), or in the case of the final parcel map as provided in NRS 278.4725 (1993), the process cannot be reversed nor can The Town claim the water withdrawn as a water right.

7. Upon approval of this withdrawal by the State Engineer, The Town shall record this Affidavit of Withdrawal in the Office of the Douglas County Recorder.

8. The Town shall provide the State Engineer with a copy of the recorded Affidavit of Withdrawal within thirty (30) days of recording the Affidavit with the Douglas County Recorder.

DATED: This 20th day of April, 2006.

Ross J. Chichester, Chairman
Minden Town Board

Subscribed and sworn to before me
this 20th day of April, 2006.

Linda M. Woollard
Notary Public

LINDA M. WOOLLARD
NOTARY PUBLIC
STATE OF NEVADA
Date Appointment Exp: 09-21-2008
Certificate No: 00-65028-3

APPROVED: This 18th day of MAY, 2006.

* Per NAC 534.390 any well drilled under this relinquishment must be sealed to a depth of 100 feet.

State Engineer

SEAL

Attachments: Exhibit A – Place of Use of the portion of water right withdrawn
Exhibit B – Tentative Parcel Map LDA 06-005 for Mike Hickey Construction, Inc. and Bennie Tom Disalvo,Trustee, Disalvo Trust

EXHIBIT A

Attachment to Affidavit of Withdrawal under Permit 60638

The portion of water right withdrawn was appurtenant to:

Section 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, and 36, Township 14 North, Range 19 East, M.D.M.,

Sections 1, 2, 3, E½ Section 4, NE¼, and NW¼SE¼, and E½SE¼ Section 9, Sections 10, 11, 12, 13, 14, 15, and E½NE¼, and E½SE¼ Section 16, E½NE¼, and E½SE¼ Section 21, Sections 22, 23, 24, 25, 26, 27, E½ Section 28, E½ Section 33, Sections 34, 35, and 36, Township 13 North, Range 19 East, M.D.M.,

Sections 1, 2, 3, NE¼, and NW¼SE¼, and E½SE¼ Section 4, Sections 10, 11, 12, 13, 14, 15, the NE¼ and portions of the NW¼, SE¼ and the SW¼ of Section 22, Sections 23, 24, and 25, the NE¼ and portions of NW¼, SW¼, and SE¼ of Section 26, the NE¼ and portions of NW¼ and SE¼ of Section 36, Township 12 North, Range 19 East, M.D.M.,

Sections 1 through 36, Township 12 North, Range 20 East, M.D.M.,

Sections 1 through 36, Township 13 North, Range 20 East, M.D.M.,

W½ Section 5, Sections 6, 7, 8, and Sections 13 through 36, Township 14 North, Range 20 East M.D.M.,

Sections 18, 19, 30, and 31, Township 14 North, Range 21 East, M.D.M.,

Sections 6, 7, 18, 19, 30, and 31, Township 13 North, Range 21 East, M.D.M.,

Sections 6, 7, 18, 19, and 30, Township 12 North, Range 21 East, M.D.M.,

All in Douglas County, Nevada.

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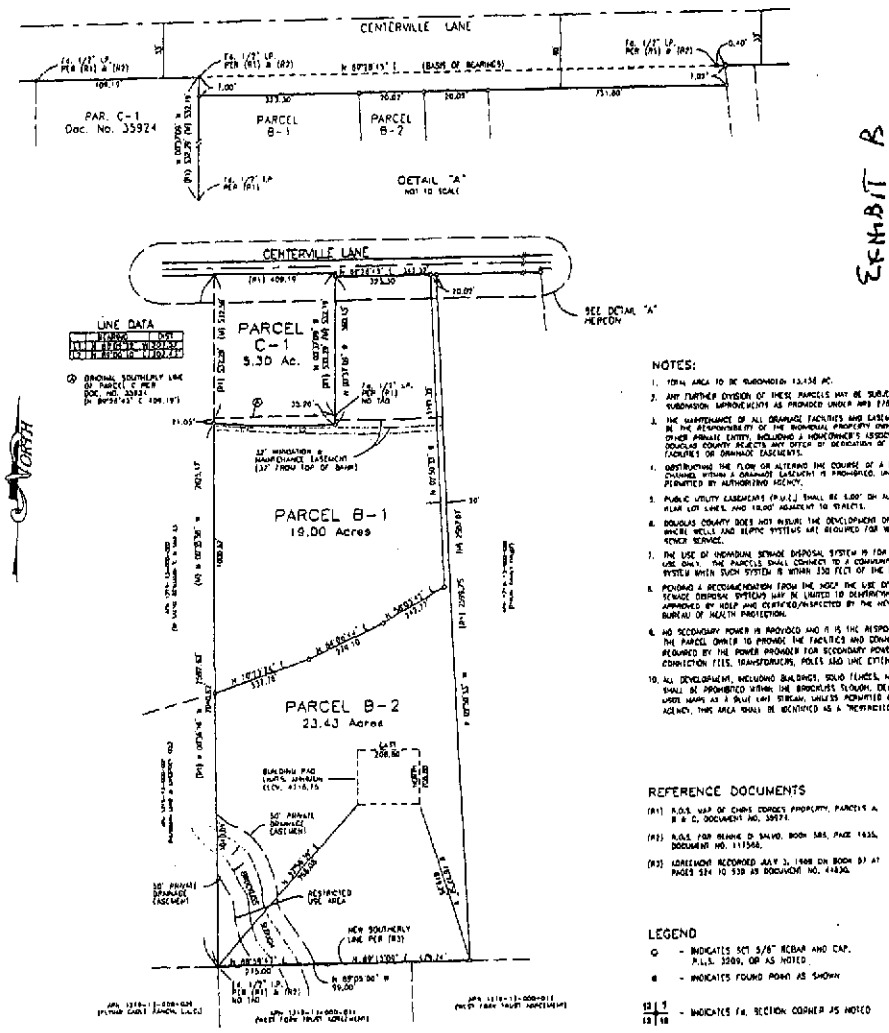
EXHIBIT B



WESTERN
ENGINEERING & SURVEYING SERVICES

NOTES:

1. TOTAL AREA TO BE SUBDIVIDED 43.43 AC.
2. ANY FURTHER DIVISION OF THESE PARCELS MAY BE SUBJECT TO SUBDIVISION IMPROVEMENTS AS PROVIDED UNDER NRS 278.320(3).
3. THE MAINTENANCE OF ALL DRAINAGE FACILITIES AND EASEMENTS SHALL BE THE RESPONSIBILITY OF THE INDIVIDUAL PROPERTY OWNERS OR OTHER PRIVATE ENTITY, INCLUDING A HOMEOWNER'S ASSOCIATION. DOUGLAS COUNTY REJECTS ANY OFFER OF DEDICATION OF DRAINAGE FACILITIES OR DRAINAGE EASEMENTS.
4. OBSTRUCTING THE FLOW OR ALTERING THE COURSE OF A DRAINAGE CHANNEL WITHIN A DRAINAGE EASEMENT IS PROHIBITED, UNLESS PERMITTED BY AUTHORITING AGENCY.
5. PUBLIC UTILITY EASEMENTS (P.U.E.) SHALL BE 5.00' ON ALL SIDES AND REAR LOT LINES, AND 10.00' ADJACENT TO STREETS.
6. DOUGLAS COUNTY DOES NOT ASSURE THE DEVELOPMENT OF ANY LOT WHERE WELLS AND SEPTIC SYSTEMS ARE REQUIRED FOR WATER AND SEWER SERVICE.
7. THE USE OF INDIVIDUAL SEWAGE DISPOSAL SYSTEM IS FOR TEMPORARY USE ONLY. THE PARCELS SHALL CONNECT TO A COMMUNITY SEWER SYSTEM WHEN SUCH SYSTEM IS WITHIN 150 FEET OF THE PARCEL.
8. PROVIDING A RECONNECTION FROM THE NEED FOR THE USE OF INDIVIDUAL SEWAGE DISPOSAL SYSTEMS MAY BE LIMITED TO DEMONSTRATE SYSTEMS APPROVED BY NDEP AND CERTIFIED/INSPECTED BY THE NEVADA STATE BUREAU OF HEALTH PROTECTION.
9. NO SECONDARY POWER IS PROVIDED AND IT IS THE RESPONSIBILITY OF THE PARCEL OWNER TO PROVIDE THE FACILITIES AND CONNECTIONS REQUIRED BY THE POWER PROVIDER FOR SECONDARY POWER, INCLUDING CONNECTION FEES, TRANSFORMERS, POLES AND LINE EXTENSIONS.
10. ALL DEVELOPMENT, INCLUDING BUILDINGS, SOLID FENCES, AND GRADING SHALL BE PROHIBITED WITHIN THE BROCKLISS SLOUGH, IDENTIFIED ON THE USGS MAPS AS A BLUE LINE STREAM, UNLESS PERMITTED BY AUTHORITIZED AGENCY. THIS AREA SHALL BE IDENTIFIED AS A "RESTRICTED USE AREA".

REFERENCE DOCUMENTS

(R1) R.O.S. MAP OF CHRIS CORDES PROPERTY, PARCELS A, B & C, DOCUMENT NO. 35971.

(R2) R.O.S. FOR BENJAMIN D. SALVO, BOOK 585, PAGE 1635, DOCUMENT NO. 111568.

(R3) AGREEMENT RECORDED MAY 3, 1988 ON BOOK 93 AT PAGES 524 TO 530 AS DOCUMENT NO. 214304.

LEGEND

- ○ - INDICATES SET 5/8" REBAR AND CAP, P.L.S. 3309, OR AS NOTED
- ● - INDICATES FOUND POINT AS SHOWN
- 13/18 - INDICATES F.N. SECTION CORNER AS NOTED

200 100 0 200 400 600
SCALE: 1" = 200'

OWNERS CERTIFICATE:

WE, THE UNDERSIGNED OWNERS, CERTIFY THAT WE ARE THE LEGAL OWNERS OF THIS PARCEL OF LAND, AND DO HEREBY GRANT PERMANENT EASEMENTS FOR UTILITY INSTALLATION, PUBLIC ROAD RIGHT-OF-WAY AND THE PRIVATE DRAINAGE AS SPECIFICALLY DESIGNATED ON THIS MAP AND DO HEREBY CONSENT TO THE PREPARATION AND RECORDING OF THIS MAP.

MIKE HICKEY, PRESIDENT — DATE
MIKE HICKEY CONSTRUCTION, INC., A NEVADA CORP.

BENJAMIN T. DI SALVO, TRUSTEE — DATE
DI SALVO TRUST

NOTARY CERTIFICATE:

STATE OF NEVADA
COUNTY OF _____ } S.S.
ON THIS ____ DAY OF _____
PERSONALLY APPEARED BEFORE ME, A NOTARY PUBLIC, IN AND FOR SAID COUNTY AND STATE, MIKE HICKEY, PRESIDENT, MIKE HICKEY CONSTRUCTION INC., A NEVADA CORPORATION, ACKNOWLEDGED THAT HE EXECUTED THE ABOVE INSTRUMENT.

MY COMMISSION EXPIRES ON _____

BY:
NOTARY PUBLIC

STATE OF NEVADA
COUNTY OF _____ } S.S.
ON THIS ____ DAY OF _____
PERSONALLY APPEARED BEFORE ME, A NOTARY PUBLIC, IN AND FOR SAID COUNTY AND STATE, BENJAMIN T. DI SALVO, TRUSTEE, DI SALVO TRUST, ACKNOWLEDGED THAT HE EXECUTED THE ABOVE INSTRUMENT.

MY COMMISSION EXPIRES ON _____

BY:
NOTARY PUBLIC

COUNTY ENGINEER'S CERTIFICATE:

I, CARL RUSCHMEYER, P.E., COUNTY ENGINEER, DO HEREBY CERTIFY THAT I HAVE EXAMINED THIS PLAT AND IT IS TECHNICALLY CORRECT. FURTHERMORE ALL IMPROVEMENTS AS REQUIRED BY THIS MAP ARE COMPLETE.

CARL RUSCHMEYER, P.E. — DATE
DOUGLAS COUNTY ENGINEER

PUBLIC UTILITY CERTIFICATE:

WE, THE UNDERSIGNED PUBLIC UTILITIES, DO HEREBY ACCEPT AND APPROVE THE PUBLIC UTILITY EASEMENTS SHOWN ON THIS PLAT. THIS APPROVAL DOES NOT GUARANTEE ACCESSIBILITY FOR SERVICE.

BY: SIERRA PACIFIC POWER Co.
BY: SOUTHWEST GAS Co.
BY: VERIZON

BASIS OF BEARINGS

THE BEARING N 89°38'15" E FOR THE NORTH LINE OF PARCELS A, B & C, AS SHOWN ON THE RECORD OF SURVEY MAP OF CHRIS CORDES PROP., DOCUMENT NO. 35971, RECORDS OF DOUGLAS COUNTY, NEVADA, WAS USED AS THE BASIS OF BEARINGS FOR THIS MAP.

SURVEYOR'S CERTIFICATE:

I, DAVID D. WINCHELL, A PROFESSIONAL LAND SURVEYOR LICENSED IN THE STATE OF NEVADA, CERTIFY THAT:

1. THIS IS A TRUE AND ACCURATE REPRESENTATION OF THE LANDS SURVEYED UNDER MY SUPERVISION AT THE INSTANCE OF MIKE HICKEY, PRESIDENT OF MIKE HICKEY CONSTRUCTION, L.L.C. & BENJAMIN T. DI SALVO.
2. THE LANDS SURVEYED LIE WITHIN A PORTION OF THE NORTHEAST 1/4 OF SECTION 13, T. 12 N., R. 19 E., M.D.B.&M. AND WAS COMPLETED ON APRIL 20, 2006.
3. THIS PLAT COMPLIES WITH APPLICABLE STATUTES OF THIS STATE AND ANY LOCAL ORDINANCES.
4. THE MONUMENTS DEPICTED ON THE PLAT SHALL ARE OF THE CHARACTER SHOWN, AND OCCUPY THE POSITIONS INDICATED.

DAVID D. WINCHELL — P.L.S. 3309 — DATE

COMMUNITY DEVELOPMENT CERTIFICATE:

IT IS HEREBY CERTIFIED THAT THIS PLAT WAS REVIEWED AND APPROVED BY THE DOUGLAS COUNTY DEPARTMENT OF COMMUNITY DEVELOPMENT ON THE ____ DAY OF _____, 20__. THIS PLAT IS IN SUBSTANTIAL CONFORMANCE WITH THE TENTATIVE MAP. ALL CONDITIONS OF APPROVAL HAVE BEEN SATISFIED. THE COUNTY REJECTS THE OFFER OF DEDICATION FOR FOR PUBLIC ROADS WITH THE RESERVATION TO ACCEPT THE OFFER AT A LATER DATE.

AND UNDER
PLANNING/ECONOMIC DEVELOPMENT MANAGER — DATE

COUNTY CLERK'S CERTIFICATE:

IT IS HEREBY CERTIFIED THAT THIS PLAT WAS REVIEWED TO THE DEPARTMENT OF COMMUNITY DEVELOPMENT ON THE ____ DAY OF _____ AND WAS DULY APPROVED.

BARBARA J. REID — DATE
DOUGLAS COUNTY CLERK-TREASURER

COUNTY TAX COLLECTOR'S CERTIFICATE:

I, BARBARA J. REID, DOUGLAS COUNTY CLERK-TREASURER AND EX-OFFICIO TAX COLLECTOR DO HEREBY CERTIFY THAT ALL PROPERTY TAXES ON THIS LAND FOR THE FISCAL YEAR HAVE BEEN PAID. (APN 1319-13-000-001)

BARBARA J. REID — DATE
DOUGLAS COUNTY CLERK-TREASURER

TITLE CERTIFICATE:

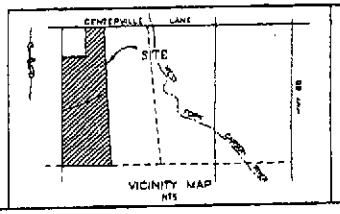
THE UNDERSIGNED HEREBY CERTIFIES THAT THIS PLAT HAS BEEN EXAMINED. THAT ANY LIEN OF MORTGAGE HOLDERS ARE LISTED AND THAT OWNERS OFFERING SAID MAP ARE THE LAST RECORD TITLE HOLDER OF THE LANDS SHOWN HEREON.

BY: — DATE
TITLE COMPANY _____

COUNTY RECORDER'S CERTIFICATE:

FILED THIS ____ DAY OF _____, ____, AT ____ MINUTES PAST ____ O'CLOCK ____.M. IN BOOK ____, AT PAGE ____, DOCUMENT NUMBER _____
RECORDED AT THE REQUEST OF MIKE HICKEY AND BENJAMIN T. DI SALVO.

BY:
DOUGLAS COUNTY RECORDER



PARCEL MAP # 06-005

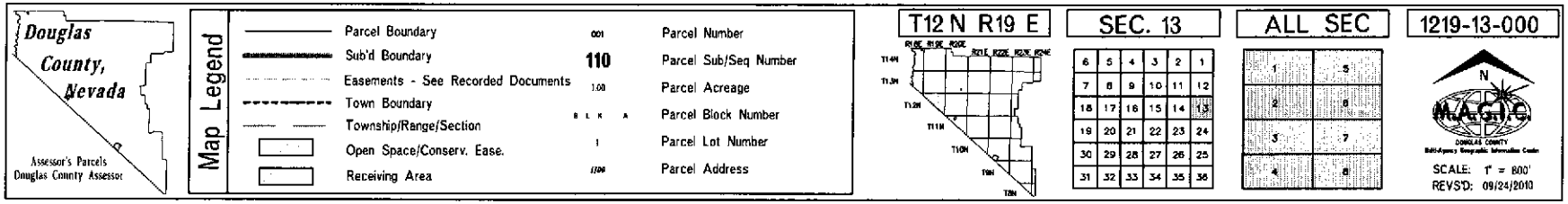
FOR

MIKE HICKEY CONSTRUCTION, INC.
AND BENJAMIN T. DI SALVO, TRUSTEE,
DI SALVO TRUST

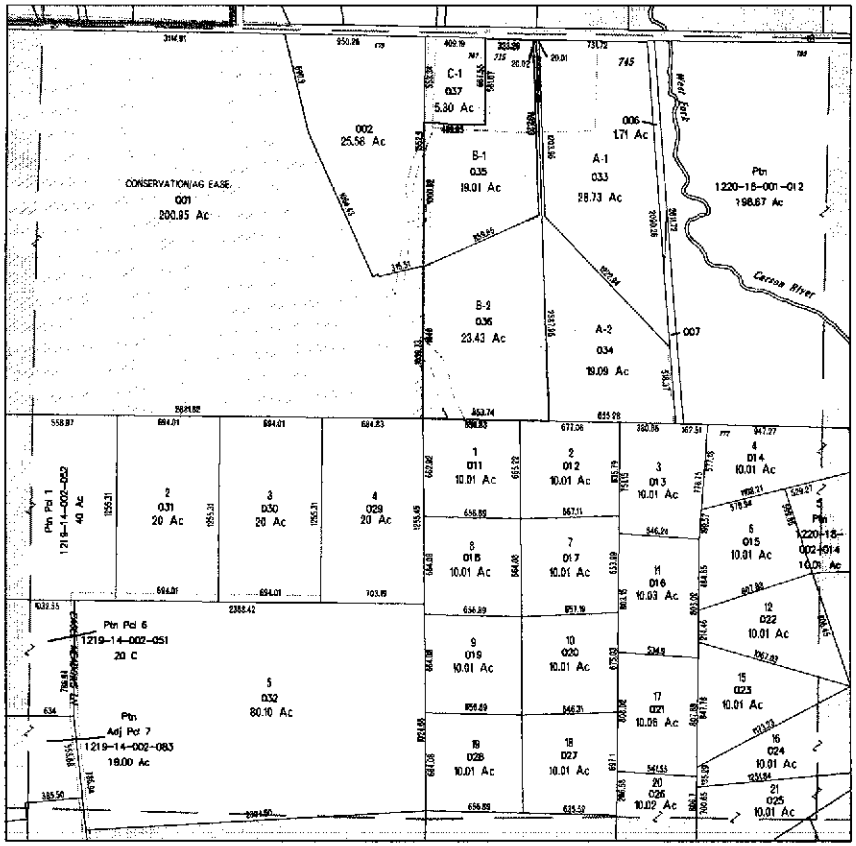
BEING A PORTION OF THE NORTHEAST 1/4 OF SECTION 13, T. 12 N., R. 19 E., M.D.B.&M.

DOUGLAS COUNTY — NEVADA

SHEET 1 OF 1 SHEET



NOTE: This map is prepared for the use of Douglas County Assessor, for assessment and illustrative purposes only. It does not represent survey of the premises. No liability is assumed as to the sufficiency or accuracy of the data delineated hereon.



60638R14 New Pcl