

Town of Gardnerville
Box 43
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APN 25-090-16

SUBAREA DRAINAGE COST SHARING AGREEMENT

COMES NOW, PASQUALE CIOFFI, doing business as TWO GUYS FROM ITALY RESTAURANT, hereinafter called "DEVELOPER", and the Town of Gardnerville, by and through its Chairman, hereinafter called "TOWN" and hereby agree as follows:

1. DEVELOPER and TOWN agree that the TOWN is studying the potential drainage impacts from existing and proposed development within the TOWN, which study analyzes the lots and streets within the TOWN, and lists them according to their subarea, area and runoff potential. The TOWN also is analyzing cost sharing with developers of proposed water quality improvements, which share of costs will be determined based upon the runoff potential and area of property.

2. The TOWN and DEVELOPER agree that the TOWN has established a maximum cost sharing amount for the DEVELOPER's property of \$2,179.29, which funds would be utilized for the proposed sand and oil interceptor, drop inlets, drain pipe, wet land enhancement, easement acquisition and/or related water quality improvements when the Subarea Drainage Plan is developed and implemented.

3. The TOWN and DEVELOPER agree that the storm drainage and water quality improvements contemplated by the TOWN will enhance the area of the TOWN in which the DEVELOPER's property is situated. Based upon the advantages of a comprehensive Subarea Drainage Plan being implemented, DEVELOPER

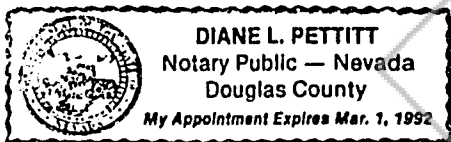
MICHAEL SMILEY ROWE
Attorney at Law
P. O. Box 2080 • Minden, NV 89423
(702) 782-8141

A C K N O W L E D G E M E N T

STATE OF NEVADA)
) ss.
COUNTY OF DOUGLAS)

On November 7, 1991, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Barbara Sue Smallwood of the TOWN BOARD OF GARDNERVILLE known to me to be the person whose name is subscribed to the within instrument and acknowledged that she executed the same.

WITNESS my hand and official seal.



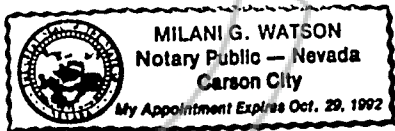
Diane L. Pettitt
NOTARY PUBLIC

A C K N O W L E D G E M E N T

STATE OF NEVADA)
) ss.
COUNTY OF DOUGLAS)

On October 30th, 1990, before me, the undersigned, a Notary Public in and for said County and State, personally appeared PASQUALE CIOFFI known to me to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same.

WITNESS my hand and official seal.



Milani G. Watson
NOTARY PUBLIC

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1 agrees to contribute towards the costs of the Subarea Drainage
2 Plan an amount not to exceed \$2,179.29.

3 4. The TOWN and DEVELOPER agree that the TOWN will
4 accept this Agreement to contribute DEVELOPER's share of the
5 Subarea Drainage Plan costs when the Plan is implemented, and
6 upon thirty (30) days written notice to the DEVELOPER, DEVELOPER
7 will deposit with the TOWN a sum not to exceed \$2,179.29.

8 5. The TOWN and DEVELOPER agree that this Agreement
9 may be recorded and constitute an encumbrance against
10 DEVELOPER's property until paid. DEVELOPER's property is also
11 known as Assessor's Parcel Number 25-090-17. This Agreement
12 shall be binding upon the DEVELOPER and its heirs, assigns and
13 successors in interest.

14 DATED this 07 day of November, 1991.

15 *Robert J. Mallard*
16 TOWN BOARD OF GARDNERVILLE

Pasquale Ciotti
DEVELOPER
Pasquale Ciotti

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REQUESTED BY
Town of Gardnerville
IN OFFICIAL RECORDS OF
DOUGLAS COUNTY, NEVADA

91 NOV -8 A10 :07

SUZANNE BEAUFREAU
RECORDER
264534
\$0 PAID BH DEPUTY
BOOK 1191 PAGE 1188