

Ret: Town of Gardnerville  
P.O. Box 43  
Gardnerville NV 89410

1                                   **SUBAREA DRAINAGE COST SHARING AGREEMENT**  
2                                   **ASSESSOR'S PARCEL NUMBERS 25-431-13,**  
3                                   **25-431-14 AND 25-431-18**  
4                                   **SMITH'S FOOD AND DRUG CENTERS, INC.**

5                                   COMES NOW, SMITH'S FOOD AND DRUG CENTERS, hereinafter  
6 called "OWNER", and the Town of Gardnerville, by and through its  
7 Chairman, hereinafter called "TOWN", and hereby agree as  
8 follows:

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

17                                   2. The TOWN and OWNER agree that the TOWN has  
18 established a maximum cost sharing amount for the OWNER'S  
19 property (as described in Exhibit "A" attached hereto) of  
20 \$6,109.00, which funds would be utilized for the proposed sand  
21 and oil interceptor, drop inlets, drain pipe, wet land  
22 enhancement, easement acquisition and/or related water quality  
23 improvements when the Subarea Drainage Plan is developed and  
24 implemented.

25                                   3. The TOWN and OWNER agree that the storm drainage  
26 and water quality improvements contemplated by the TOWN will  
27 enhance the area of the TOWN in which the OWNER'S property is  
28 situated. Based upon the advantages of a comprehensive Subarea

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

1 Drainage Plan being implemented, OWNER agrees to contribute  
2 towards the costs of the Subarea Drainage Plan an amount not to  
3 exceed \$6,109.00.

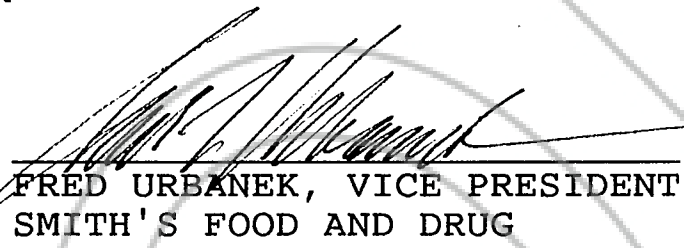
4 4. The TOWN and OWNER agree that the TOWN will  
5 accept this Agreement to contribute OWNER'S share of the Subarea  
6 Drainage Plan costs when the Plan is implemented, and upon  
7 thirty (30) days written notice to the OWNER to deposit with the  
8 TOWN a sum not to exceed \$6,109.00.

9 5. The TOWN and OWNER agree that this Agreement may  
10 be recorded and constitute an encumbrance against OWNER'S  
11 property until paid. This Agreement shall be binding upon the  
12 OWNER and its heirs, assigns and successors in interest.

13 DATED this 14<sup>th</sup> day of December, 1994.


14 OWNER

15  
16 by:

  
17 FRED URBANEK, VICE PRESIDENT  
SMITH'S FOOD AND DRUG  
CENTERS, INC.

18  
19 TOWN OF GARDNERVILLE

20  
21 by:

  
22 DOUGLAS W. SONNEMANN  
CHAIRMAN

23  
24  
25 / / /  
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A C K N O W L E D G E M E N T

Utah )  
STATE OF ~~NEVADA~~ )  
Salt Lake ) ss.  
COUNTY OF ~~DOUGLAS~~ )

On \_\_\_\_\_, 1994, before me, the undersigned,  
a Notarial Officer in and for said County and State, personally  
appeared DOUGLAS W. SONNEMANN, known to me to be the person  
whose name is subscribed to the within instrument and ack-  
nowledged that he executed the same.

WITNESS my hand and official seal.

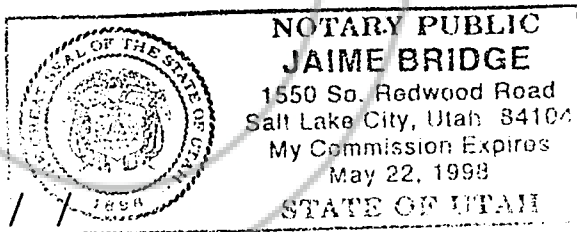
\_\_\_\_\_  
NOTARIAL OFFICER

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

Utah )  
STATE OF )  
COUNTY OF Salt Lake ) ss.

On December 14, 1994, before me, the  
undersigned, a Notarial Officer in and for said County and  
State, personally appeared FRED URBANEK, Vice President of  
SMITH'S FOOD AND DRUG CENTERS, INC., 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.



*Jaime Bridge*  
\_\_\_\_\_  
NOTARIAL OFFICER

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

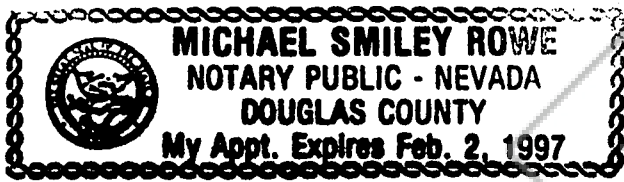
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STATE OF NEVADA )  
 ) ss.  
COUNTY OF DOUGLAS )

On December 28, 1994, before me, the undersigned, a Notarial Officer in and for said County and State, personally appeared DOUGLAS W. SONNEMANN, 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.



*Michael Smiley Rowe*  
NOTARIAL OFFICER

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

STATE OF )  
 ) ss.  
COUNTY OF )

On \_\_\_\_\_, 1994, before me, the undersigned, a Notarial Officer in and for said County and State, personally appeared FRED URBANEK, Vice President of SMITH'S FOOD AND DRUG CENTERS, INC., 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.

\_\_\_\_\_  
NOTARIAL OFFICER

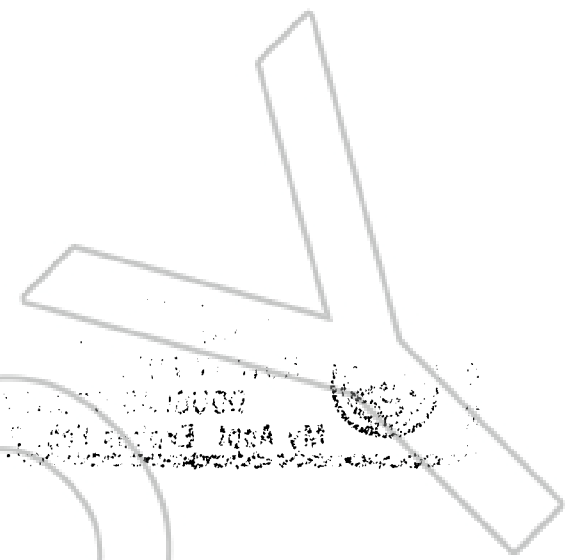
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Attorney at Law  
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(702) 782-8141

**COPY**



REQUESTED BY  
*Town of Gardnerville*  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

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BK 0195 PG 0566

LINDA SLATER  
RECORDER  
PAID *Bh* DEPUTY