

Ret: Town of Gardnerville
P.O. 1307 43
Gardnerville NV 89410

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**SUBAREA DRAINAGE COST SHARING AGREEMENT
CARSON VALLEY COMMUNITY FOOD CLOSET
FAMILY SUPPORT COUNCIL OF DOUGLAS COUNTY
APN 25-144-08**

COMES NOW, Carson Valley Community Food Closet, and FAMILY SUPPORT COUNCIL OF DOUGLAS COUNTY, hereinafter called "OWNERS", and the Town of Gardnerville, by and through its Manager, hereinafter called "TOWN", and hereby agree as follows:

1. OWNERS 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 OWNERS agree that the TOWN has established a maximum cost sharing amount for the OWNERS' property (as described in Exhibit "A" attached hereto) of \$1,889.31 which funds would be utilized for the proposed sand and oil interceptor, drop inlets, drain pipe, wetlands enhancement, easement acquisition and/or related water quality improvements when the Subarea Drainage Plan is developed and implemented.

3. The TOWN and OWNERS agree that the storm drainage and water quality improvements contemplated by the TOWN will enhance the area of the TOWN in which the OWNERS' property is situated. Based upon the advantages of a comprehensive Subarea Drainage Plan being implemented, OWNERS agree to contribute towards the costs of the Subarea Drainage Plan an amount not to

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exceed \$1,889.31.

4. The TOWN and OWNERS agree that in lieu of immediate payment to the TOWN, the TOWN will accept this Agreement to contribute OWNERS' share of the Subarea Drainage Plan costs when the Plan is implemented, and OWNERS agree, upon thirty (30) days written notice to the OWNERS to deposit with the TOWN OWNERS' actual share of the Subarea Drainage Plan costs, which TOWN and OWNERS agree will be a sum not to exceed \$1,889.31.

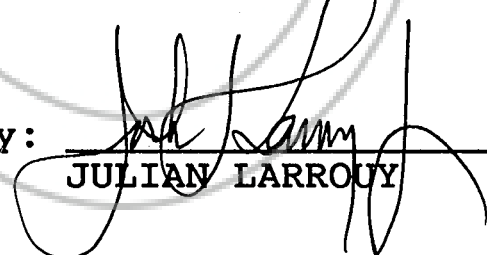
5. If all or any part of the property, or OWNERS' interest in the property, is sold or transferred without the prior, written consent of the TOWN, the OWNERS' share of the Subarea Drainage Plan costs shall, at the option of the TOWN, become immediately due and payable. If the TOWN exercises this option, the TOWN shall give OWNERS thirty (30) days from the date of the Notice that the option is exercised within which OWNER must pay OWNERS' share of the Subarea Drainage Plan costs.

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

DATED this 23rd day of January, 1996.

CARSON VALLEY COMMUNITY
FOOD CLOSET

TOWN OF GARDNERVILLE

by: 
JULIAN LARROUY

by: 
JAMES R. FODREA, CHAIRMAN

1 FAMILY SUPPORT COUNCIL OF
2 DOUGLAS COUNTY

3 by: Ted Thran
4 TED THRAN, TREASURER

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6
7
8 A C K N O W L E D G E M E N T

9 STATE OF NEVADA)
10) ss.
11 COUNTY OF DOUGLAS)

12 On January 22, 1996, before me, the undersigned, a
13 Notarial Officer in and for said County and State, personally
14 appeared JULIAN LARROUY, of CARSON VALLEY COMMUNITY FOOD CLOSET,
15 known to me to be the person whose name is subscribed to the
16 within instrument and acknowledged that he executed the same.

17 This instrument was acknowledged
18 before me on January, 22, 1996,
19 by JULIAN LARROUY, of CARSON
20 VALLEY COMMUNITY FOOD CLOSET.

21 Michelle L. Godde
22 NOTARY PUBLIC

23  MICHELLE L. GODDE
24 Notary Public - State of Nevada
25 Appointment Recorded in County of Douglas
26 MY APPOINTMENT EXPIRES APR. 27, 1996

27 / / /
28 / / /

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

LEGAL DESCRIPTION
for
Carson Valley Community Food Closet
and
Family Support Council of Douglas County

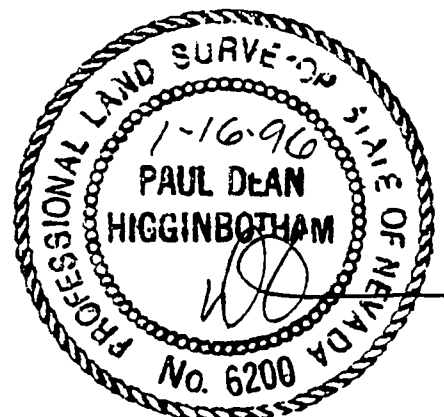
All that certain lot, piece, parcel or portion of land situate, lying and being within the northeast 1/4 of the southwest 1/4 of Section 4, Township 12 North, Range 20 East, M.D.M., Douglas County, Nevada and more particularly described as follows:

Commencing at the south corner common to Lots 3 and 4 in Block A as shown on the Official Plat of Sunset Park Subdivision filed for record in Book 687 at page 763 as document number 155926, Official Records of Douglas County, Nevada; thence along the southerly line of said Lot 4 S 89°57'09" West a distance of 3.38 feet to a point; thence leaving said southerly line S 06°50'42" East a distance of 50.35 feet to a point in the center of Waterloo Lane; thence South 01°53'16" West a distance of 50.03 feet to a point marked by a 3/4" iron pipe with plug stamped PLS 3519 which point is the TRUE POINT OF BEGINNING; thence along the southerly right-of-way line of Waterloo Lane North 89°57'09" East a distance of 170.00 feet; thence leaving said line South 00°02'51" East a distance of 190.00 feet; thence South 89°57'09" West a distance of 175.97 feet; thence North 01°45'05" East a distance of 190.09 feet to the TRUE POINT OF BEGINNING and containing 32,867 square feet more or less.

Subject to an irrigation easement 10.00 feet in width lying adjacent to, parallel with and easterly of the westerly line of the above described parcel.

The basis of Bearing of this description is the southerly line of Waterloo Lane which bears North 89°57'09" East as shown on the official plat of Sunset Park Subdivision filed for record in Book 687 at page 763 as document number 155926, Official Records of Douglas County, Nevada.

Revised : January 16, 1996
By: Paul "Dean" Higginbotham
HIGG-N-SONS INC
Professional Land Surveyors
P. O. Box 425
Gardnerville, NV 89410
(702) 782-7444



COPY

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

'96 JAN 23 P12:56

LINDA SLATER
RECORDER

\$ PAID DEPUTY

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