



4. We understand that this withdrawal of a portion of Permit 54653 must be approved by the Nevada State Engineer in order for this withdrawal to become effective and enforceable.

5. We 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. We understand once this water right or portion thereof is withdrawn based on the recordation of a final subdivision map recorded in the office of the county recorder of the county wherein the land division is located, as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of a final parcel map as provided in NRS 278.4725 (1993), the process cannot be reversed nor can we claim the water withdrawn as a water right.

7. Upon approval of this withdrawal by the State Engineer, we 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. We 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. We 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.

0631989

BK1204PG07007

DATED: This 20<sup>th</sup> day of Oct, 2004.

[Signature]  
Affiant's Signature

Leo A. Hanly  
Affiant's Printed Name

[Signature]  
Affiant's Signature

Susan E. Hanly  
Affiant's Printed Name

2221 Meridian Blvd, Suite A,  
Minden, NV 89423  
Mailing Address

(775) 782-9761  
Telephone Number

Subscribed and sworn to before me  
this 20 Day Oct, 2004.

[Signature]  
NOTARY PUBLIC



APPROVED: This <sup>15</sup>~~20~~ day of <sup>December</sup>~~October~~, 2004.

[Signature]  
State Engineer

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