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MAIL TO: TEC-1, INC. 500 DA MONTE RANCH PARKWAY, SUITE 1056 RENO, NU 89521

OFFICE OF THE STATE ENGINEER

REGARDING PERMIT NUMBER: 54653

REQUESTED BY BILLYEN IN OFFICIAL RECORDS OF DOUGLAS CO. MEYADS

2004 DEC 15 PM 1: 36

WERNER CHRISTEN RECORDER

\$ 16.00 PAID PR DEPUTY

AFFIDAVIT OF WITHDRAWAL OF WATER RIGHT IN FAVOR
OF USE OF WATER FOR DOMESTIC WELLS CREATED BY
SUBDIVISION OR PARCELING OF LAND

State of Nevada)
:
County of Douglas)

We, Leo A. Hanly & Susan E. Hanly do hereby swear under penalty of perjury that the assertions of this affidavit are true.

- 1. We are the owners-of-record of a portion of <u>Permit 54653</u> as indicated in the records of the Nevada State Engineer.
- 2. We hereby withdraw an amount of water equivalent to: 0.0106 cfs not to exceed 2.02 acre-feet annually from the water appropriated under Permit 54653. The water right or portion of water right withdrawn was appurtenant to the land more particularly described as follows: NW ¼, N ½ SW ¼, Sec. 28; NE ½, N ½ SE ¼, SE ½ SE ½, Sec. 29, all in T.14N., R.20E, M.D.B.&M.
- 3. This withdrawal of the water right or 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: <u>Douglas County APN 1220-06-001-004 located</u> within the S ½ NW ¼, Section 6, T12N., R20E., M.D.B. & M. (See Exhibit "A").

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- 4. We understand that this withdrawal of a portion of <u>Permit</u> 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 We understand once this water right or portion thereof is withdrawn based on the recordation of a final subdivision map recorded in the office of the county recorder of the county wherein the land division is located, as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.

DATED: This 20 th day of	nut 20 04
DATED: This 20" day of	<u>oct</u> , 20 <u>04</u> .
-14/h	Suan Ettanta
Affiant's Signature	Affiant's Signature
Leo A. Hanly	Susan E. Hanly
Affiant's Printed Name	Affiant's Printed Name
	2221 Meridian Blvd, Suite A,
	Minden, NV 89423 Mailing Address
<	(
	<u>(775) 782-9761</u> Telephone Number
Subscribed and sworn to before	me
this Day Oct., 20 DL	NUDITUA IVONO
$\sim \sqrt{60}$	JUDITH A. LYONS Notary Public - State of Nevada
Mudith (DK4010)	Appointment Recorded in County of Douglas 97-0172-5 My Appointment Expires Feb. 14, 2005
NOTARY PUBLIC	/./
11/2	December police
APPROVED: This day of	10001, 20 <u>04</u> .
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A	State Engineer
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