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OFFICIAL RECORD

Requested By:

BOB CANTLEY

Upon recording mail to:
State Engineer's Office
123 W. Nye Lane
Carson City, NV 89706-0818

Douglas County - NV
Werner Christen - Recorder

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BK-0806 PG- 2195 RPTT: 0.00



OFFICE OF THE STATE ENGINEER

Regarding Permit No. 34906 Certificate Number

This space reserved for
recorders use only

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

State of Nevada)
County of CARSON) : ss

1. I, Daniel Brents Bolton and KDM Nevada, LLC, do hereby swear under penalty of perjury that the assertions of this affidavit are true.

I am the owner of record of all (circle one) a portion of Permit 34906
permit/certificate no. or decreed right
as indicated in the records of the Nevada State Engineer.

2. I hereby withdraw an amount of water equivalent to:

40.40 AFA

enter a total amount of water equal to the sum of 2.02 afa or 1800 gpd for each proposed lot

acre-feet annually from the water appropriated under Permit 34906
permit/certificate number or decreed right

The water right or portion of water right withdrawn was appurtenant to the land more

particularly described as follows: S $\frac{1}{2}$ Section 17; S $\frac{1}{2}$ Section 18; N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 19, T. 10 N., R. 22 E., M.D.B. & M.
Describe land drying up; describe with quarter sections, section, township, range, M.D.B. & M. and assessor's parcel numbers

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 well of homes located at the place

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described below and reflected on the attached map:

Portion of the S $\frac{1}{2}$ Section 18, T. 10 N., R. 22 E., M.D.B. & M.
 Describe place where water will be used with quarter sections, section, township, range, M.D.B. & M. and
 APN 1022-18-002-060
 assessors parcel numbers and attach map
 Holbrook Estates - 21 parcels - 20 parcels created

4. I understand that this withdrawal of all a portion of the above mentioned rights must
 (circle one)
 be approved by the Nevada State Engineer in order for this withdrawal to become effective
 and enforceable.
5. I understand this withdrawal shall become effective upon the date approved by the State
 Engineer. However, if a final subdivision 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 affiant may petition the State Engineer to void this withdrawal on the basis that all proceedings
 concerning the division of land have been terminated.
6. I 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 I claim the water withdrawn
 as a water right.
7. Upon approval of this withdrawal by the State Engineer, I shall record this *Affidavit*
Withdrawal in the office of the county recorder of the county in which the final subdivision
 parcel map is recorded. I 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

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9. I shall provide the State Engineer's Office with a copy of this recorded *Affidavit of Withdrawal* within thirty (30) days of recording the Affidavit with the county recorder.

DATED: This 2nd day of August, 2006.

[Signature]
Affiant's Signature

Daniel Brents Bolton
Affiant's printed name

[Signature]
Affiant's Signature

KDM Nevada, LLC
Affiant's printed name

P. O. Box 898
Street Address

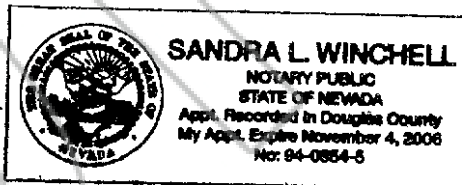
Kailu-Kona, Hawaii 96745
City State Zip

()
Telephone Number

Subscribed and sworn to before me

this 2nd day of August, 2006.

[Signature]
Notary Public signature



Notary Stamp

APPROVED: This 3rd day of August, 2006.

[Signature]
Deputy State Engineer's signature

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