

Upon recording mail to:
State Engineer's Office
901 S. Stewart Street, Suite 2002
Carson City, NV 89701

Douglas County - NV
Karen Ellison - Recorder
Page: 1 of 4 Fee: 17.00
BK-0309 PG- 4172 RPTT: 0.00



OFFICE OF THE STATE ENGINEER

Regarding Permit No. 57683 Certificate Number R04

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)
) : ss
County of Douglas)

1. I, Brent Tuohy, do hereby swear under penalty of perjury that
that the assertions of this affidavit are true.

I am the owner of record of a portion of Permit 57683 as indicated in the records of the Nevada
permit/certificate no. or decreed right
Nevada State Engineer

2. I hereby withdraw an amount of water equivalent to: 2.00 acre-feet annually from the
water appropriated under Permit 57683 along with a diversion rate of 0.04 cfs.

The water right or portion of water right withdrawn was appurtenant to the land more particularly
described as follows: E 1/2 SE 1/4, Section 5; E 1/2 NE 1/4, NE 1/4 SE 1/4, Section 8; all of Sections
9 & 10; N 1/2 NW 1/4 Section 14 lying north of State Route 3; NW 1/4, NE 1/4, N 1/2 SW 1/4 Section 15
lying north of State Route 3; NW 1/4, NE 1/4, SW 1/4, SE 1/4 Section 16 lying north of State Route 3;
Describe land drying up; describe with quarter sections, section, township, range, M.D.B. & M. and APN's
S 1/2 SW 1/4 Section 1; NW 1/4, N 1/2 SW 1/4, SW 1/4 NE 1/4, NW 1/4 SE 1/4 Section 12; & S 1/2 SW, S 1/2
SE 1/4, NE 1/4 SE 1/4, Section 12 lying north of State Route 3 all in T.10N., R.22E., 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 well of homes located at the place described below and reflected on the attached map: NW1/4 Section 18, T.10N., R.22E., M.D.B. & M. and being further described as a +/- 10 acre parcel – Douglas County APN 1022-18-001-001.

Tentative Parcel Map for Brent Tuohy

Describe place where water will be used with quarter sections, section, township, range, M.D.B. & M., APN's and map

4. I understand that this withdrawal of a portion of the above mentioned rights must 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 of Withdrawal* in the office of the county recorder of the county in which the final subdivision or 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.



8. 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 5th day of January, 2009.

By:




Brent Tuohy

1515 Lou Court
Gardnerville, NV 89460

Subscribed and sworn to before me

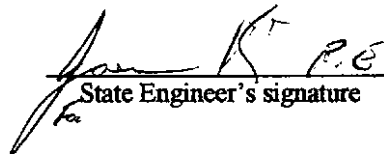
this 5th day of January, 2009.


Notary Public signature



Notary Stamp

APPROVED: This 12th day of March, 2009.


State Engineer's signature

