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Doc Number: **0815267**

12/28/2012 09:35 AM

OFFICIAL RECORDS

Requested By  
R O ANDERSON

DOUGLAS COUNTY RECORDERS  
Karen Ellison - Recorder

Page: 1 of 7 Fee: \$ 20.00  
Bk: 1212 Pg: 7542 RPTT \$ 1,170.00



Deputy ar

A.P.N. # \_\_\_\_\_

R.P.T.T. \$ \_\_\_\_\_

RECORDING REQUESTED BY  
AND WHEN RECORDED MAIL TO:

✓ Mark Forsberg, Esq. Scarpello, Huss LTD. Bank of America Center 600 E. William St, Suite 300 Carson City, Nevada 89701-4052	Michael C. Gilbert 1398 Madcap Lane Gardnerville, NV 89410
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(Space Above for Recorder's Use Only)

### WATER RIGHTS DEED

THIS INDENTURE WITNESSETH: That SIERRA NEVADA SW ENTERPRISES, LTD., a Nevada limited liability company, Grantor,

In consideration of \$10.00, the receipt of which is hereby acknowledged does hereby deed to MICHAEL C. GILBERT, Grantee,

All interest held by Grantor in underground water rights under Permit No 18978, (Certificate 5975) consolidated with change Permit No. 78678, recorded, with State of Nevada Department of Conservation and Natural Resources, Division of Water Resources records, which is shown as Exhibit A consisting of 6 pages and set forth in copies of said Permit 18978, Certificate No. 5975 and Permit 78678, attached hereto and recorded herewith.

Dated this 19 day of November, 2012.

SIERRA NEVADA SW ENTERPRISES, LTD, a Nevada limited liability company

By: Corporate Management Services, Inc., a Nevada Corporation  
Its: Manager

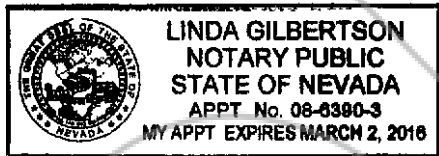
By: \_\_\_\_\_  
JAMES S. BRADSHAW  
Its: President

STATE OF NEVADA )  
 : ss.  
CARSON CITY )

On this 19 day of November, 2012, before me, the undersigned, a Notary Public in and for said state, personally appeared **JAMES S. BRADSHAW**, personally known or proved to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Linda Gilbertson  
NOTARY PUBLIC



# EXHIBIT "A"

Permit No. 78678



## THE STATE OF NEVADA

### PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

**Name of applicant:** SIERRA NEVADA SW ENTERPRISES  
**Source:** UNDERGROUND  
**Basin:** CARSON VALLEY  
**Manner of Use:** IRRIGATION  
**Period of Use:** January 1st to December 31st  
**Priority Date:** 07/05/1960

\*\*\*\*\*

#### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 18976, Certificate 5975 is issued subject to the terms and conditions imposed in said Permit 18976, Certificate 5975 and with the understanding that no other rights on the source will be affected by the change proposed herein. This well shall be equipped with a two (2) inch opening for measuring depth to water and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

This permit is also issued subject to the provision that the place of use of the water herein granted is limited to and supplemental to lands having existing surface water rights.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(Continued on Page 2)

**Permit No. 78678**

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.41 cubic feet per second or 1237.12 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

September 10 2012

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

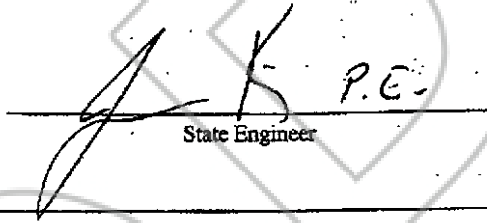
September 10 2015

Map in support of proof of beneficial use shall be filed on or before:

September 10 2015

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 10th day of September, A.D. 2010

  
State Engineer

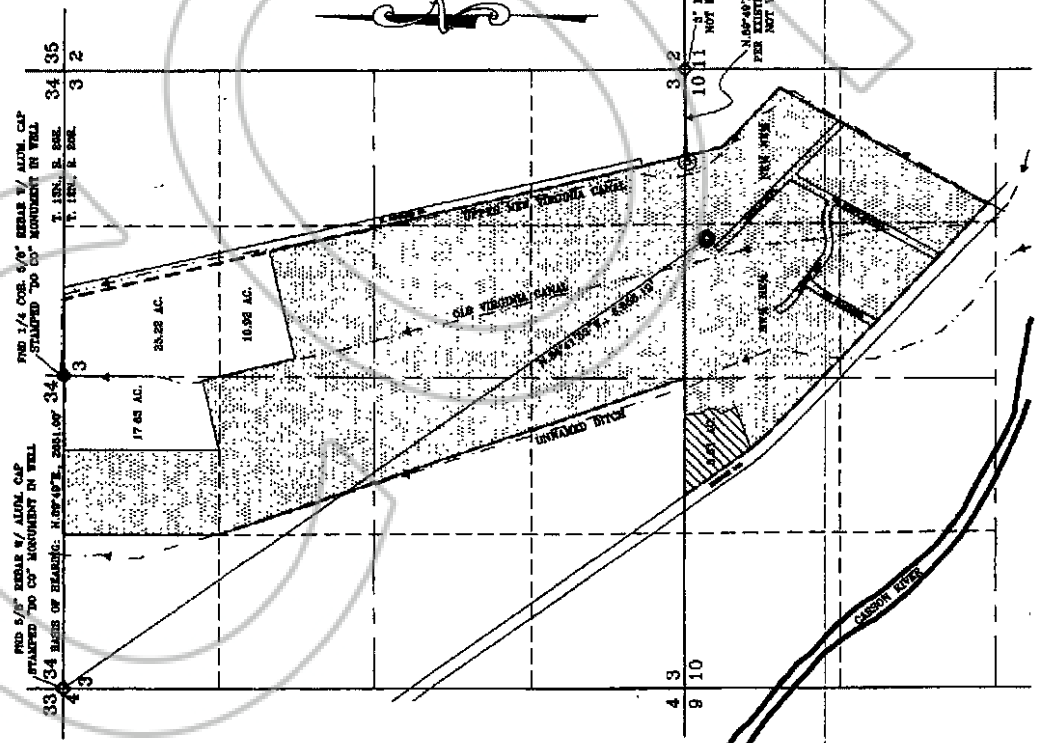
Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

STATE OF NEVADA }  
 COUNTY OF WASHOE }



SECTION	BEARING	QTR CTR	ACRES
3	T. 12N, R. 20E	NE 1/4 NW 1/4	22.37
3	T. 12N, R. 20E	SE 1/4 NW 1/4	31.70
3	T. 12N, R. 20E	SW 1/4 NW 1/4	24.54
3	T. 12N, R. 20E	NE 1/4 SW 1/4	10.62
3	T. 12N, R. 20E	SE 1/4 SW 1/4	6.38
3	T. 12N, R. 20E	SW 1/4 SW 1/4	40.00
3	T. 12N, R. 20E	NE 1/4 SE 1/4	6.13
3	T. 12N, R. 20E	SE 1/4 SE 1/4	12.26
10	T. 12N, R. 20E	NE 1/4 NW 1/4	30.98
10	T. 12N, R. 20E	NE 1/4 SW 1/4	27.73
10	T. 12N, R. 20E	SW 1/4 NW 1/4	14.10
10	T. 12N, R. 20E	SW 1/4 SW 1/4	18.90
		TOTAL	308.23

I, RANDALL L. BRIGGS, BEING FIRST DULY SWORN, DEPOSE AND SAY THAT SITE INSPECTIONS HAVE BEEN MADE BY ME, OR UNDER MY SUPERVISION AND DIRECTION, ON OR BEFORE JUNE 25, 2009, THAT THE LOCATION OF EACH SURVEY POINT, MONUMENT, AND BENCHMARK HAS BEEN CORRECTLY IDENTIFIED, CORRECTLY DRAWN TO THE DESIGNATED SCALE FROM SURVEYING CALCULATION NOTES, PREPARED BY ME, OR UNDER MY SUPERVISION AND DIRECTION, RELYING UPON ANALYSIS OF RECORDED SURVEY JUMPS AND OTHER RECORDED SURVEYING DOCUMENTS ON FILE IN THE OFFICE OF THE COUNTY CLERK OF DOUGLAS COUNTY, NEVADA, AND THAT THE POINTS AND BENCHMARKS CORRECTLY REPRESENTS THE PROPOSED LOCATION AND EXTENT OF THE WORKS USED TO DIVERT WATER FROM AN UNDERGROUND SOURCE, IN DOUGLAS COUNTY, NEVADA, BY SIERRA NEVADA SW ENTERPRISES, FOR IRRIGATION AND DOMESTIC PURPOSES THAT ARE PROPOSED POINT OF DIVERSION, AND THAT THE POINTS AND BENCHMARKS ARE FULLY AND CORRECTLY CONNECTED WITH THE SAID WORKS, ARE FULLY AND CORRECTLY DESIGNATED THEREIN.



SUBSCRIBED AND SWORN TO before me this 25th day of June, 2009, in the County of Washoe, Nevada, by the said RANDALL L. BRIGGS, SWS # 23170.

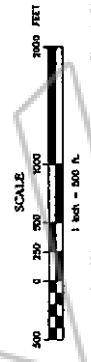
- LEGEND**
- AREA BEING CHANGED BY THIS APPLICATION
  - AREA BEING RETAINED BY JACOBSON FAMILY TRUST
  - AREA PREVIOUSLY STRIPPED BY APPL 53350
  - EXISTING PLACE OF USE BOUNDARY, PERMIT 18876
  - DITCHES & WATERWAYS
  - PROPOSED POINT OF DIVERSION
  - EXISTING POINT OF DIVERSION, PERMIT 18876
  - SECTION CORNER AS NOTED
  - QUARTER CORNER AS NOTED
  - ROADS & HIGHWAYS

**BASIS OF BEARINGS**

THE NORTH LINE OF THE INSTRUMENT Y OF SECTION 11, 12N, R. 20E, SW 1/4 NW 1/4, BEING BENCHMARK 2, 2451.00, BEING THE POINT OF DIVERSION MAP-FILED UNDER PERMIT 18876

**REFERENCES**

- USGS 7.5 MIN TOPOGRAPHIC QUAD MAP OF DARRBORVILLE, NEVADA
- MAP FILED UNDER PERMIT 18876



June 25, 2009 Sheet 1 of 1

STATE ENGINEERS USE

FILED JUN 25 2009

MAP TO ACCOMPANY APPLICATION TO CHANGE THE POINT OF DIVERSION AND PLACE OF USE OF A PORTION OF PERMIT 18876, CERT. 5876

SIERRA NEVADA SW ENTERPRISES  
 IRRIGATION AND DOMESTIC PURPOSES  
 FROM  
 AN UNDERGROUND SOURCE

DOUGLAS COUNTY NEVADA

79638 78678



PROPOSED POINT OF DIVERSION  
 SECTION 10, T. 12N, R. 20E, M.D.B.A.M.

Section	Sub-division	Township	Range	Cultivate acreage	Culture
3	MEMPHIS	North	Ranch		
3	MEMPHIS	12N	20E	40.00	Alfalfa
3	MEMPHIS	12N	20E	23.12	
3	MEMPHIS	12N	20E	20.62	
3	MEMPHIS	12N	20E	12.54	
3	MEMPHIS	South	Ranch		
3	MEMPHIS	12S	20E	21.12	Alfalfa
3	MEMPHIS	12S	20E	12.12	
3	MEMPHIS	12S	20E	18.82	
3	MEMPHIS	12S	20E	40.00	
3	MEMPHIS	12S	20E	6.12	
3	MEMPHIS	12S	20E	6.38	
3	MEMPHIS	12S	20E	60.00	
3	MEMPHIS	12S	20E	12.26	
10	MEMPHIS	12N	20E	15.81	Alfalfa
10	MEMPHIS	12N	20E	29.13	
10	MEMPHIS	12N	20E	14.10	
10	MEMPHIS	12N	20E	14.80	
10	MEMPHIS	12N	20E	27.32	

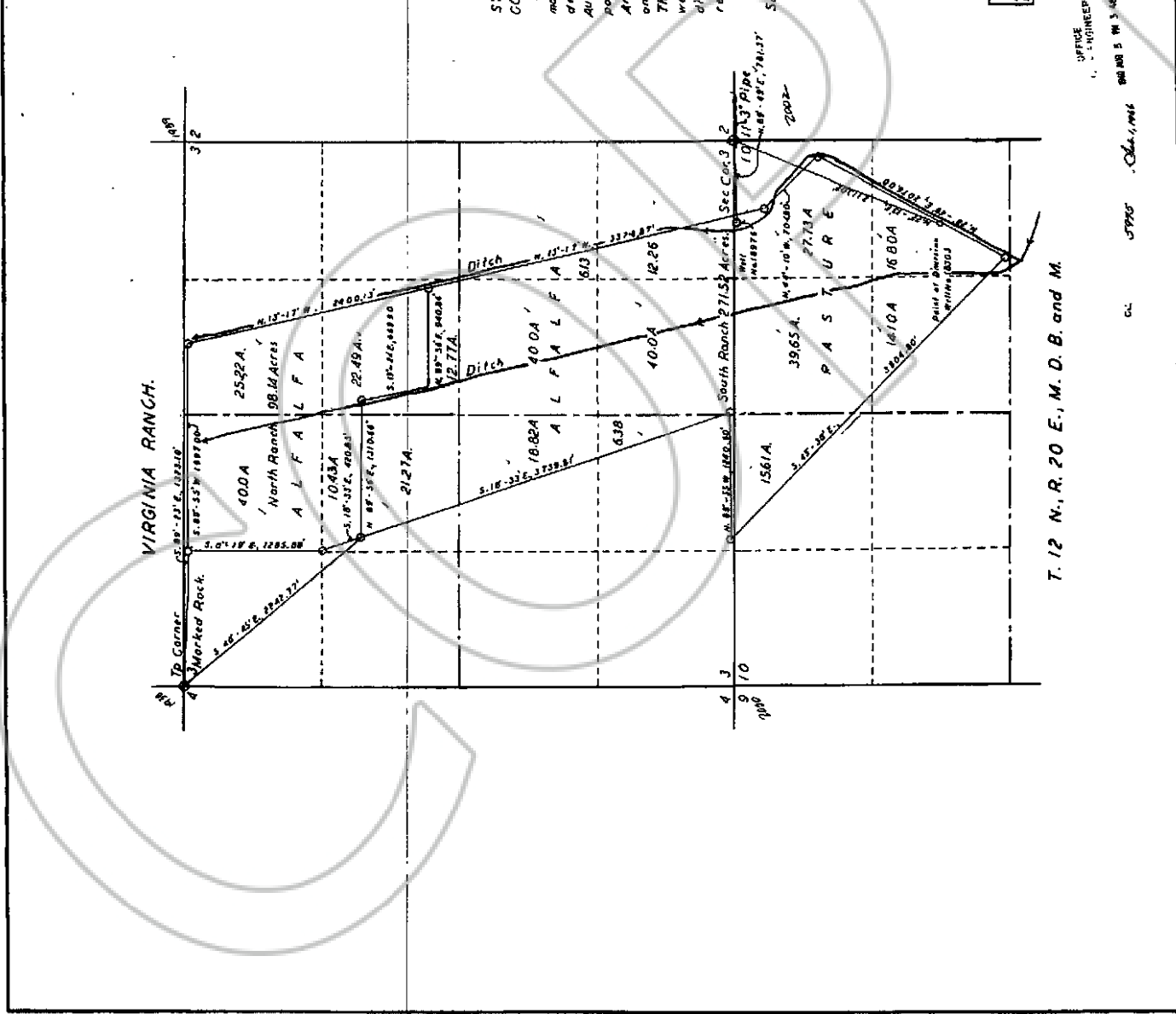
STATE OF NEVADA }  
COUNTY OF ORMSBY }

I, J. A. Miller, being first duly sworn, depose and say that this map, consisting of one sheet, has been correctly drawn to the designated scale from field notes of a survey made by me on August 4, 1960; that it truly and correctly represents the proposed location and extent of the works used to divert water from an Underground Source, in Douglas County, Nevada, by Stoddard and Jewel Jacobsen, for irrigation and domestic purposes. That the proposed point of diversion, the size and depth of the well, and the boundary of all lands showing by forty-acre subdivisions the areas proposed to be irrigated, are fully and correctly designated thereon.

J. A. Miller  
State Water Right Surveyor.  
Subscribed and sworn to before me this 5th day of August, 1960.  
Notary Public in and for Ormsby County, Nevada.

FILED  
Aug 5 1960  
DIST. CLERK ORMSBY

MAP  
TO ACCOMPANY APPLICATION  
TO APPROPRIATE WATER FOR  
IRRIGATION AND DOMESTIC PURPOSES  
FROM AN UNDERGROUND SOURCE  
AND TO SUPPORT  
PROOF OF BENEFICIAL USE  
BY STODDARD AND JEWEL JACOBSEN  
Scale: - 1 inch = 500 feet.



T. 12 N., R. 20 E., M. D. B. and M.

69135 18976

Application No. 18976 Certificate Record No. 5975 Book 18 Page 5975

### THE STATE OF NEVADA CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS Stoddard Jacobsen has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an underground source through drilled well, pump and ditches for irrigation and domestic purposes. The point of diversion of water from the source is as follows: NE 1/4 NE 1/4 Sec. 10, T. 12 N., R. 20 E. M.D.B. & M. or at a point from which the N.E. corner of said Sec. 10 bears N. 89° 49' E. a distance of 781.37 feet. situated in Douglas County, State of Nevada.

Now Know Ye, That the State Engineer, under the provisions of NRS 533.425, has determined the date, source, purpose, amount of appropriation, and the place where such water is appurtenant, as follows:

Name of appropriator Stoddard and Jewel Jacobsen  
Post-office address Gardnerville, Nevada

\* Amount of appropriation 4.5 c.f.s. but not to exceed 1,478.64 ac-ft. annually  
Period of use, from January 1st to December 31st of each year  
Date of priority of appropriation July 5, 1960

Description of land to which the water is appurtenant:

Section	Subdivision	Township	Range	Area	
3	NE 1/4 NW 1/4	12 N	20 E	40.00 acres	(A)
3	NW 1/4 NE 1/4	12 N	20 E	25.22	(A)
3	SE 1/4 NE 1/4	12 N	20 E	18.43	(A)
3	SW 1/4 NE 1/4	12 N	20 E	22.49	(A)
				Total	98.14
South Ranch					
Section	Subdivision	Township	Range	Area	
3	SE 1/4 NW 1/4	12 N	20 E	21.27 acres	(A)
3	SW 1/4 NE 1/4	12 N	20 E	12.77	(A)
3	NE 1/4 SW 1/4	12 N	20 E	18.82	(A)
3	NW 1/4 SE 1/4	12 N	20 E	40.00	(A)
3	NE 1/4 SE 1/4	12 N	20 E	6.13	(A)
3	SE 1/4 SW 1/4	12 N	20 E	6.38	(A)
3	SW 1/4 SE 1/4	12 N	20 E	40.00	(A)
3	SE 1/4 SE 1/4	12 N	20 E	12.26	(A)
10	NE 1/4 NW 1/4	12 N	20 E	15.61	(P)
10	NW 1/4 NE 1/4	12 N	20 E	39.65	(P)
10	NE 1/4 NE 1/4	12 N	20 E	27.73	(P)
10	SW 1/4 NE 1/4	12 N	20 E	14.10	(P)
10	SE 1/4 NE 1/4	12 N	20 E	16.80	(P)
(A) Alfalfa (P) Pasture				Total	271.52 Acres
				Grand Total	369.66 Acres

\* The total duty of water for the land under this Certificate shall not exceed 4.0 acre-feet per acre annually from all sources. The right to water hereby determined is limited to the amount which can be beneficially used, not to exceed the amount above specified, and the use is restricted to the place and for the purpose as set forth herein.

In TESTIMONY WHEREOF, I, GEORGE W. HENNER, State Engineer

Compared na/bs of Nevada, have hereunto set my hand and the seal of my office, this  
Recorded 12/28/20 at 38 Page 288 1st day of February, A.D. 19 60  
Douglas County Records. Richard R. Mastergard, Asst. State Engineer.