

APN 1320-34-002-045
APPLICATION NO. 67936
PERMIT

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

Macken
1440 Stonegate Ct
Gardnerville, NV 89410

MAIL TAX STATEMENTS TO:

Mr Macken
1440 Stonegate Ct
Gardnerville NV 89410

DOUGLAS COUNTY, NV
RPTT:\$0.00 Rec:\$18.00
\$18.00 Pgs=5
11/17/2016 02:28 PM
FIRST AMERICANTITLE STATELINE
KAREN ELLISON, RECORDER E03

WATER RIGHTS QUIT CLAIM DEED

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, ALLEN R. VIOLETTE and SOON KIM, husband and wife, as owners of water rights under a Decree stemming from the State of Nevada, Division of Water Resources Application No. 67936 and under Certificate No. 5664, appertaining to Assessor's Parcel No. 1320-34-002-045, DOES HEREBY QUIT CLAIM to PHILLIP A. MACKEN, the following described water rights:

All of the State of Nevada, Division of Water Resources Application and Permit No. 67936, an amount not to exceed 6.0 acre feet annually, together with a proportionate share of the rate of diversion, as more particularly described in the Application for Permission to Change Point of Diversion, Manner of Use and Place of Use of the Public Waters of the State of Nevada, as attached hereto as Exhibit A; and

TOGETHER WITH the tenements, hereditaments and appurtenances belonging thereto or appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD said water rights, together with the appurtenance, unto said parties and to their survivors, heirs, assigns and successors forever.

[Signature and Notarial Page Follows]

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office _____ AUG 21 2001 _____

Returned to applicant for correction _____

Corrected application filed _____

Map filed _____ AUG 21 2001 under 67932 _____

The applicant **MIKIM Development Company, LLC**, hereby makes application for permission to change the **Point of Diversion and Place of Use of a Portion** of water heretofore appropriated under **Permit 17105 - Certificate 5664**

1. The source of water is an **Underground Source**
2. The amount of water to be changed **0.0325 cfs not to exceed 6.0 acre feet annually**
3. The water to be used for **Irrigation and Domestic (no change)**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point within the **NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, T13N, R20E, MDM** or at a point from which the **SW corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 34 bears S 06°01' W, 1546 feet**
6. The existing permitted point of diversion is located within the **SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, T13N, R20E, MDB&M** or at a point from which the **S $\frac{1}{2}$ corner of said Section 13 bears S 60° 57' E, 440.0 feet**
7. Proposed place of use **1.5 acres within Lot 5 (5.74 acres) in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, T13N, R20E, MDM, Douglas County, Nevada, as shown on parcel map No. 2 for MIKIM Development Company, LLC**
8. Existing place of use **1.5 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, T13N, R20E, MDM, Douglas County, Nevada**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **drilled well, pump & motor and distribution lines to the Place of Use**
12. Estimated cost of works **approximately \$15,000**
13. Estimated time required to construct works **5 years**
14. Estimated time required to complete the application of water to beneficial use **10 years**
15. Remarks:

By **BJ Vasey**
s/BJ Vasey
PO Box 1120
Minden, Nevada 89423

Compared cmf/ CAM dr/sam

Protested _____

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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 17105, Certificate 5664 is issued subject to the terms and conditions imposed in said Permit 17105, Certificate 5664 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening 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.

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

This permit is limited to the irrigation of 1.5 acres within the described place of use.

(CONTINUED ON PAGE 3)

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0325 cubic feet per second, ~~but not to exceed 6.0 acre-feet annually.~~

Work must be prosecuted with reasonable diligence and be completed on or before:

August 13, 2004

Proof of completion of work shall be filed before:

September 13, 2004

Water must be placed to beneficial use on or before:

August 13, 2007

Proof of the application of water to beneficial use shall be filed on or before:

September 13, 2007

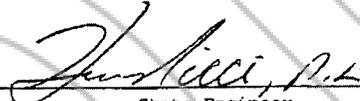
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 13th day of AUGUST, A.D. 2002



State Engineer

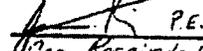
Completion of work filed Oct. 9, 2006

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

CANCELLED NOV 07 2011 BECAUSE OF
FAILURE OF APPLICANT TO COMPLY WITH
THE PROVISIONS OF PERMIT

 P.E. STATE ENGINEER
Can. Rescinded 9-13-2012

**STATE OF NEVADA
DECLARATION OF VALUE**

1. Assessor Parcel Number(s)

- a) 1320-34-002-045
- b) _____
- c) _____
- d) _____

2. Type of Property

- a) Vacant Land
- b) Single Fam. Res.
- c) Condo/Twnhse
- d) 2-4 Plex
- e) Apt. Bldg.
- f) Comm'/Ind'l
- g) Agricultural
- h) Mobile Home
- i) Other Water Rights

FOR RECORDERS OPTIONAL USE	
Book _____	Page: _____
Date of Recording: _____	
Notes: _____	

3. a) Total Value/Sales Price of Property: 0.00

b) Deed in Lieu of Foreclosure Only (value of property) (\$ _____)

c) Transfer Tax Value: 0.00

d) Real Property Transfer Tax Due 0.00

4. **If Exemption Claimed:**

a. Transfer Tax Exemption, per 375.090, Section: #3

b. Explain reason for exemption:
Water Rights Transfer received pursuant w/ Grant Deed without consideration

5. Partial Interest: Percentage being transferred: _____%

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption, or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month. Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature: [Signature]

Capacity: Grantor

Signature: [Signature]

Capacity: Grantor

**SELLER (GRANTOR) INFORMATION
(REQUIRED)**

**BUYER (GRANTEE) INFORMATION
(REQUIRED)**

Print Name: Allen R. Violette and Soon Kim

Print Name: Philip A. Macken

Address: 28 Regency Square

Address: 1440 Stonegate Ct

City: Hobbs

City: Gardnerville

State: NM Zip: 88242

State: NV Zip: 89410

COMPANY/PERSON REQUESTING RECORDING (required if not seller or buyer)

First American Title Insurance
Print Name: Company

File Number: 141-2511173 NMP/ NMP

Address: P.O. Box 645

City: Zephyr Cove

State: NV Zip: 89448

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)