

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

OFFICE OF THE NEVADA STATE ENGINEER

Regarding Permit No. 82908

EUREKA COUNTY, NV

**2019-239638**

This is a no fee document

**10/23/2019 10:22 AM**

NO FEE

EUREKA COUNTY, NV

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LISA HOEHNE, CLERK RECORDER

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county recorder's use only

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**CORRECTED AFFIDAVIT TO RELINQUISH WATER RIGHTS  
IN FAVOR OF USE OF WATER FOR DOMESTIC WELLS**

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**(THIS AFFIDAVIT IS BEING RE-RECORDED TO INCLUDE THE  
PARCEL MAP WHICH WAS MISSING IN THE ORIGINAL AFFIDAVIT  
RECORDED IN EUREKA COUNTY, NEVADA, ON OCTOBER 15, 2019,  
AS DOCUMENT NUMBER 2019-239622)**

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

EUREKA COUNTY, NV 2019-239622  
This is a no fee document  
NO FEE 10/15/2019 01:28 PM  
RONALD D DAMELE JR Pgs=4



LISA HOEHNE, CLERK RECORDER E02

OFFICE OF THE NEVADA STATE ENGINEER

Regarding Permit No. 82908

82908-R01

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county recorder's use only

AFFIDAVIT TO RELINQUISH WATER RIGHTS IN FAVOR OF USE OF WATER  
FOR DOMESTIC WELLS

State of Nevada )  
: ss  
County of Eureka )

I, RONALD D. DAMELE, JR., do hereby swear under penalty of perjury that the assertions of this affidavit are true.

1. I am the \_\_\_\_\_ owner of record  
X agent for the owner of record who is EUREKA COUNTY, of a portion of Permit 82908 as indicated in the records of the Nevada State Engineer.

2. I hereby relinquish an amount of water equivalent to:  
2.0 acre feet annually owned by EUREKA COUNTY from the above water right.

The Point of Diversion of the water right or portion of water right relinquished is more particularly described as follows:

NE ¼ NW ¼, Section 6, Township 29 North, Range 48 East, M.D.B.&M. (APN: 007-250-07).

3. EUREKA COUNTY relinquishes these water rights for purposes of Order #1289, the domestic well credit program within the Crescent Valley Hydrographic Basin (054). This relinquishment of water rights is for the purpose of offsetting the water withdrawn from domestic wells to homes, or for the dedication of water to newly created parcels located at the place described below and reflected on the attached map:

NW NW, Section 5, Township 29 North, Range 50 East, M.D.B.&M. (APN: 005-530-17). Parcel 1 of Parcel Map recorded on February 7, 2013 as Document No. 0223782 in the Eureka County Recorder's Office.

4. I have attached a reduced, scaled, 8 1/2 X 11" copy of the tentative parcel map. Based upon information and belief, the original tentative parcel map has been prepared to the standards of NRS 278.466.

5. I understand that this relinquishment must be approved by the Nevada State Engineer in order for it to become effective.

6. I am aware that, under NRS 534.350, a county may dedicate and relinquish sufficient water rights to offset water withdrawals from domestic wells of new homes. Water rights so relinquished revert to the source of the water. Should these homes later be added to a public water system, the public water system is entitled to receive a credit in the same manner as the addition of any other customer to the public water system pursuant to NRS 534.350.

7. I understand this relinquishment shall become effective upon the date of approval by the State Engineer. The affiant may petition the State Engineer to void this relinquishment if the final subdivision or parcel map is not recorded within 18 months after this approval. If a petition to void this relinquish is not submitted to the State Engineer within the 18 month period, the water remains permanently reverted to the source.

8. I understand once these water rights are relinquished by recordation of a final subdivision map in the office of the county recorder of the county wherein the domestic wells are to be

located, as provided in NRS 278.380 (2001), or in the case of a final parcel map as provided in NRS 278.4725 (2003), the process cannot be reversed nor can I claim said right as a water right.

9. Within 30 days of approval of this relinquishment by the State Engineer, I shall record this Affidavit 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 in the office of the county recorder of the county in which the previous place of use was located, if it is not the same county.

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

DATED: This 1 day of August, 2019.

R D Damele, Jr.  
Affiant's Signature

RONALD D. DAMELE, JR.  
Affiant's printed name

State of Nevada )  
: ss  
County of Eureka )

Post Office Box 714  
Street Address

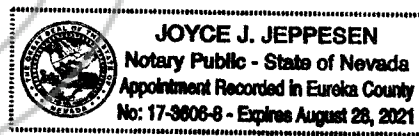
Eureka, NV 89316  
City, State, ZIP

(775) 237-5372 Ext. 142  
Telephone Number

Subscribed and sworn to before me on  
this 1<sup>st</sup> day of August, 2019

by RONALD D. DAMELE, JR.

Joyce J. Jeppesen  
Notary Public Signature

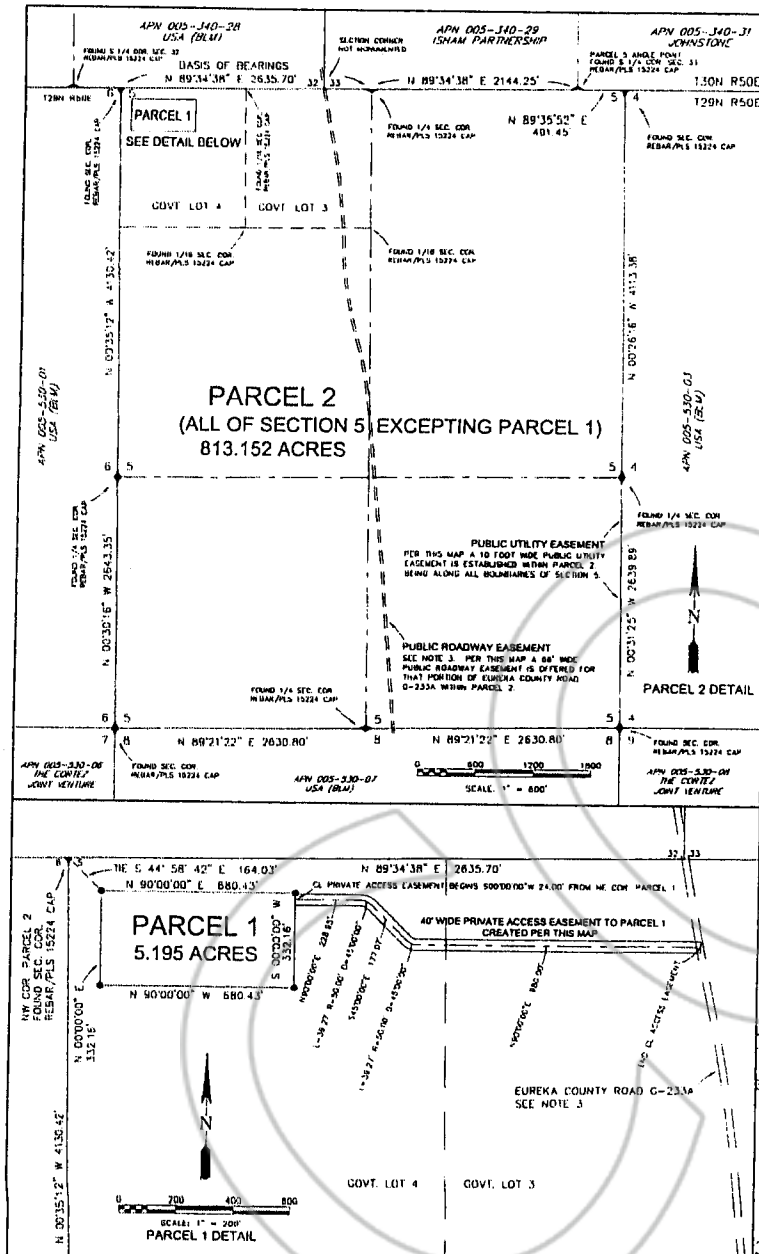


Notary Stamp

APPROVED: This 8<sup>th</sup> day of October, 2019.

Tim Wilson, P.E.  
State Engineer's signature

Tim Wilson, P.E.  
Print State Engineer's name



### OWNERS CERTIFICATE

STATE OF NEVADA }  
COUNTY OF ELKO }

BEING FIRST DULY SWORN, THE UNDERSIGNED, THE CORTEZ JOINT VENTURE, A NEVADA JOINT VENTURE COMPRISED OF BARRICK CORTEZ, INC. A DELAWARE CORPORATION, AND BARRICK GOLD FINANCE INC., A DELAWARE CORPORATION AFFIRMS AND SAYS THAT THEY ARE THE SOLE OWNER OF THE LAND TO BE DIVIDED BY THIS MAP, AND THEY CONSENT TO THIS LAND DIVISION, THE PRIVATE ACCESS, PUBLIC ROADWAY AND PUBLIC UTILITY EASEMENTS SHOWN HEREON ARE HEREBY GRANTED

*Mark C. Boege*  
BY MARK C. BOEGE, AGENT FOR BARRICK CORTEZ, INC., AS MANAGER OF THE CORTEZ JOINT VENTURE

SUBMITTED AND SWORN BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID STATE AND COUNTY THIS 1<sup>st</sup> DAY OF February, 2013

*Mark C. Boege*  
NOTARY PUBLIC

### SURVEYOR'S CERTIFICATE

I, MARK C. BOEGE, A PROFESSIONAL LAND SURVEYOR LICENSED IN THE STATE OF NEVADA, CERTIFY THAT  
1. THIS PLAT REPRESENTS THE RESULTS OF A SURVEY CONDUCTED UNDER MY DIRECT SUPERVISION AT THE INSTANCES OF THE CORTEZ JOINT VENTURE.  
2. THE LANDS SURVEYED LIE WITHIN SECTION 5, T.29N., R.50E., M.D.M., AND THE SURVEY WAS COMPLETED ON NOVEMBER 19, 2012.  
3. THIS PLAT COMPLIES WITH THE APPLICABLE STATE STATUTES AND ANY LOCAL ORDINANCES IN EFFECT ON THE DATE THAT THE GOVERNING BODY GAVE ITS FINAL APPROVAL.  
4. THE MONUMENTS DEPICTED ON THE PLAT ARE OF THE CHARACTER SHOWN, OCCUPY THE POSITIONS INDICATED AND ARE OF SUFFICIENT NUMBER AND DURABILITY.

*Mark C. Boege*  
MARK C. BOEGE, P.L.S. 6196

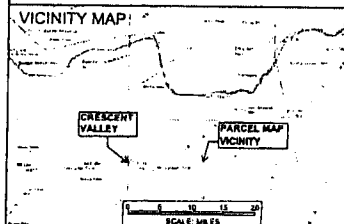


### NOTES

1. THE TOTAL SUBDIVIDED AREA OF THIS MAP IS 818.347 ACRES REFERENCE MADE TO EUREKA MAP FILE NUMBER 220928 RECORDED AUGUST 20, 2012. THE BEARINGS AND (GRID) DISTANCES SHOWN THEREON HAVE BEEN CONFIRMED AND SHOWN HEREON. THE ACRES ARE REPRESENTED AT THE ACTUAL GROUND SURFACE, DETERMINED BY MULTIPLYING GRID DISTANCES BY 1.0006, PRIOR TO AREA COMPUTATION.  
2. BASIS OF BEARINGS IS THE NORTH LINE OF SECTION 5 BETWEEN THE NW CORNER AND THE NORTH 1/4 CORNER, BEING N80° 34' 38"E AS SHOWN ON SAID EUREKA MAP FILE NUMBER 220928.  
3. EUREKA COUNTY ROAD DESIGNATION G-233A WILLOW CORRAL PASS, TAKEN FROM EUREKA COUNTY ROAD MAP, FILE NUMBER 201710, EUREKA COUNTY RECORDER'S OFFICE.

### LEGEND

◆ FOUND SECTION CORNER OR 1/4 SECTION CORNER AS NOTED  
SET 5/8" REBAR WITH 1-1/2" ALUM. CAP STAMPED "PLS 6196" AT PARCEL 1 CORNER. STEEL FENCE POST GUARD ALONGSIDE  
DRAVELED ROAD, COUNTY ROAD G-233A



### RECORDERS' CERTIFICATE

DOC # 0223782  
Official Record  
Eureka County - NV  
Mike Schmitt - Recorder  
Jan. 2013  
Book: Page: 111

### COUNTY TREASURER'S CERTIFICATE

THIS IS TO CERTIFY THAT PARCEL NO. 005-530-02 HAS NO DELINQUENCIES AND THAT TAXES ARE PAID THROUGH 2/13/2013

*Burton C. Coyle*  
EUREKA COUNTY TREASURER  
2/4/2013  
DATE

### PLANNING COMMISSION APPROVAL

AT A REGULAR MEETING OF THE EUREKA COUNTY PLANNING COMMISSION, EUREKA COUNTY, STATE OF NEVADA, HELD ON THE 4<sup>th</sup> DAY OF February, 2013, THIS MAP WAS APPROVED:

*William A. Reed*  
CHAIRPERSON  
2-4-13  
DATE

### COUNTY COMMISSIONERS APPROVAL

AT A REGULAR MEETING OF THE EUREKA COUNTY COMMISSIONERS HELD ON 2/4/2013, THIS MAP, CONSISTING OF ONE SHEET WAS PRESENTED AS A PROPOSED PARCEL MAP LOCATED IN SECTION 5, T.29N., R.50E., M.D.M.

A. JURAT FOR PUBLIC ROADS:  
EUREKA COUNTY HEREBY ACCEPTS THE OFFER OF DEDICATION FOR PUBLIC PURPOSES OF THE STREET, ROAD AND PUBLIC UTILITY RIGHTS-OF-WAY SHOWN ON THIS MAP. STREET AND ROAD RIGHTS-OF-WAY ARE NOT ACCEPTED BY THE COUNTY FOR MAINTENANCE UNTIL THEY ARE IMPROVED TO COUNTY STANDARDS, APPROVED BY THE EUREKA COUNTY DEPARTMENT OF PUBLIC WORKS AND EXPRESSLY ACCEPTED BY RESOLUTION OF THE BOARD OF EUREKA COUNTY COMMISSIONERS.

*William A. Reed*  
CHAIRMAN, EUREKA COUNTY COMMISSIONERS  
2-6-13  
DATE

EUREKA COUNTY CLERK  
DATE

B. JURAT FOR PRIVATE ROADS:  
EUREKA COUNTY HEREBY ACCEPTS THE OFFER OF DEDICATION FOR PUBLIC PURPOSES OF THE UTILITY RIGHTS-OF-WAY SHOWN ON THIS MAP. THE COUNTY ACCEPTS NO RESPONSIBILITY AND WILL PROVIDE NO SERVICES UPON PRIVATE ROAD(S) DESCRIBED, INCLUDING BUT NOT LIMITED TO SNOW REMOVAL.

C. ACCEPTANCE OF THIS PARCEL MAP BY EUREKA COUNTY DOES NOT CONSTITUTE A GUARANTEE THAT EACH OR ANY LOT SHOWN THEREON CONTAINS A LAWFUL BUILDING SITE.

D. FURTHER PARCELING OF ANY LOT CREATED BY THIS MAP MAY BE SUBJECT TO THE PROVISIONS OF NEVADA REVISED STATUTE 278.462(3) AND EUREKA COUNTY CODE, TITLE 8, PERMITTING IMPOSITION OF REASONABLE IMPROVEMENT STANDARDS, BUT NOT MORE THAN WOULD BE REQUIRED IF THE SUBSEQUENT PARCEL WERE A SUBDIVISION.

E. ALL REQUIREMENTS OF GOVERNMENTAL AGENCIES WITH PERMIT AUTHORITY MUST BE MET.

### WATER RIGHTS DEDICATION

THIS IS TO CERTIFY THAT ON THE 21 DAY OF January, 2013, THE APPLICANT HAS COMPLIED WITH THE REQUIREMENTS OF EUREKA COUNTY CODE 8.150 REGARDING WATER RIGHTS DEDICATION.

*Mark C. Boege*  
APPLICANTS SIGNATURE  
2/13  
DATE

**PARCEL MAP FOR BARRICK CORTEZ INC., AS MANAGER OF THE CORTEZ JOINT VENTURE WITHIN SECTION 5, T.29N., R.50E., MDM EUREKA COUNTY, NEVADA**

PREPARED BY MARK C. BOEGE, PLS  
11th, Reno NV 89501  
Phone (775) 777-2923

PM\_CJV\_052950