

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

EUREKA COUNTY, NV **2019-239870**
This is a no fee document
NO FEE 11/22/2019 10:07 AM
EUREKA COUNTY Pgs=12



LISA HOEHNE, CLERK RECORDER

OFFICE OF THE NEVADA STATE ENGINEER

Regarding Permit No. 18851 Certificate Number 6831

18851-R01

This space reserved for
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 18851, Certificate 6831 as indicated in the records of the Nevada State Engineer.

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

The water right or portion of water right relinquished was appurtenant to the land more particularly described as follows:

1.0 acre in the NE 1/4 NE 1/4 Section 5, Township 21 North, Range 54 East, M.D.B.&M.
(APN: 007-250-36).

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3. EUREKA COUNTY relinquishes these water rights for purposes of Order #1288, the domestic well credit program within the Diamond Valley Hydrographic Basin (153). This relinquishment of water rights is for the purpose of offsetting the water withdrawn from domestic wells to homes, or for the dedication of water to newly created parcels located at the place described below and reflected on the attached maps:

SE NE, Section 4, Township 21 North, Range 54 East, M.D.B.&M. (APN: 007-250-35). Parcel 1 of Parcel Map recorded on August 20, 2009 as Document No. 0213720 in the Eureka County Recorder's Office.

NE NW, Section 5, Township 21 North, Range 54 East, M.D.B.&M. (APN: 007-250-33). Parcel 1 of Parcel Map recorded on August 20, 2009 as Document No. 0213721 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.

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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.

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DATED: This 1 day of August, 2019.

R.D.D.
Affiant's Signature

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

State of Nevada)
 : ss
County of Eureka)

Post Office Box 714
Street Address

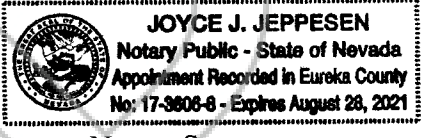
Eureka, NV 89316
City, State, ZIP

(775) 237-5372 Ext. 142
Telephone Number

Subscribed and sworn to before me on
this 1st day of August, 2019

by RONALD D. DAMELE, JR.

Joyce Jeppesen
Notary Public Signature



Notary Stamp

APPROVED: This 31 day of October, 20 19.

Tim Wilson P.E.
State Engineer's signature

Tim Wilson
Print State Engineer's name

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EUREKA COUNTY PLANNING COMMISSION APPROVAL

AT A REGULAR MEETING OF THE EUREKA COUNTY PLANNING COMMISSION, HELD AT THE COUNTY COURTHOUSE, EUREKA, CALIFORNIA, ON THE 15th DAY OF AUGUST, 2009, THE MAP WAS APPROVED BY THE COMMISSIONERS.

Robert C. Winkley August 15, 2009
COMMISSIONER

OWNER'S CERTIFICATE

I, the undersigned, owner of the above described parcel, do hereby certify that the information furnished herein is true and correct to the best of my knowledge and belief, and that I have not been advised by any person in possession of the parcel that the same is subject to any other claim or interest.

Robert C. Winkley August 15, 2009
OWNER

COUNTY COMMISSIONERS APPROVAL

AT A REGULAR MEETING OF THE EUREKA COUNTY COMMISSIONERS HELD AT THE COUNTY COURTHOUSE, EUREKA, CALIFORNIA, ON THE 15th DAY OF AUGUST, 2009, THE MAP WAS APPROVED BY THE COMMISSIONERS.

Robert C. Winkley August 15, 2009
COMMISSIONER

SURVEYOR'S CERTIFICATE

I, ROBERT C. WINKLEY, A PROFESSIONAL LAND SURVEYOR LICENSED IN THE STATE OF CALIFORNIA, CERTIFY THAT:

- THE LAND SHOWN ON THIS MAP IS THE PROPERTY OF GALLAGHER FARMS, LLC.
- THIS MAP COMPLETES WITH THE APPLICABLE STATE STATUTES AND ANY OTHER RECORDS.
- THE MONUMENTS INDICATED ON THE PLAN ARE OF THE CHARACTER SHOWN, QUANTITY, POSITION AND ARE OF SUFFICIENT NUMBER AND QUALITY.



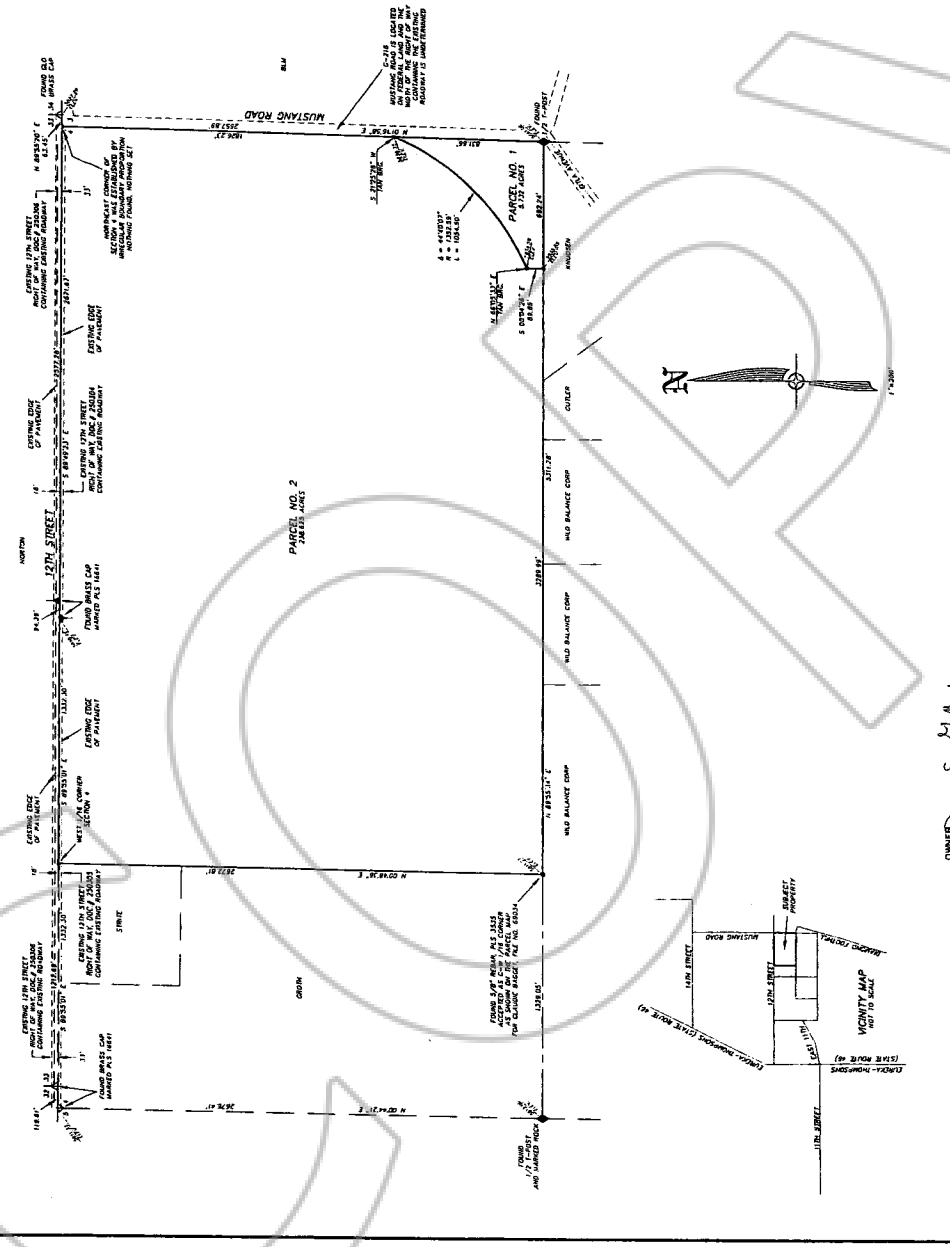
SCALE: 1"=300'

0 300 600 900 1200

PARCEL MAP FOR
GALLAGHER FARMS, LLC
SECTION 4, T21N, R54E, M.D.B. & M.
EUREKA COUNTY, NEVADA

HIGH DESERT ENGINEERING, LLC
840 INARA STREET
EUREKA, NEVADA 89001
(702) 738-4800

209031



RECORDER'S CERTIFICATE

DOC # 0213720

RECORDED AT THE OFFICE OF THE COUNTY CLERK, EUREKA, CALIFORNIA, ON THE 15th DAY OF AUGUST, 2009.

Robert C. Winkley August 15, 2009
COUNTY CLERK

COUNTY TREASURER'S CERTIFICATE

THE TOTAL TAXES ARE PAID THROUGH THE COUNTY TREASURER'S OFFICE.

Robert C. Winkley August 15, 2009
COUNTY TREASURER

WATER RIGHTS DEDICATION

THE WATER RIGHTS SHOWN ON THIS MAP ARE DEDICATED TO THE PUBLIC USE OF THE EUREKA COUNTY WATER SYSTEM.

Robert C. Winkley August 15, 2009
COUNTY TREASURER

LEGEND

- FOUR SECTION CORNER AS NOTED.
- FOUR 1/4 CORNER AS NOTED.
- SET 5/8" BEAR WITH CAP MARKED PLS 1303.
- FOUR 5/8" BEAR WITH CAP MARKED PLS 3133.
- CALCULATED POINT, NOTHING FOUND.

NOTES:

- THE TOTAL SUBDIVIDED AREA OF THIS MAP IS 5.535 ACRES.
- THE PARCELS SHOWN ON THIS MAP DO NOT LIE IN A FLOOD PLAIN.
- THE BASIS OF BEARINGS IS THE LINE BETWEEN THE FOUND NORTHWEST CORNER AND THE FOUND SOUTHWEST CORNER OF SECTION 4, T21N, R54E, M.D.B. & M., T48N, R54E, M.D.B. & M.
- IN ADDITION TO ANY COMMENTS SHOWN, THE PARCELS SHOWN ARE SUBJECT TO ALL EASEMENTS AND EGRESS RIGHTS SHOWN ON ALL RECORDS.
- THE ELEVATIONS SHOWN ARE BASED ON THE DATUM SHOWN.

0213720

GALLAGHER FARMS, LLC

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EUREKA COUNTY PLANNING COMMISSION APPROVAL
 I, Robert E. Wainwright, the Eureka County Planning Commission, do hereby certify that the above described parcel of land is in compliance with the Eureka County Zoning Ordinance, Chapter 10, and that the same is suitable for the proposed use.

OWNERS CERTIFICATE
 STATE OF NEVADA }
 COUNTY OF EUREKA }
 I, Robert E. Wainwright, owner of the above described parcel of land, do hereby certify that the same is in compliance with the Eureka County Zoning Ordinance, Chapter 10, and that the same is suitable for the proposed use.

COUNTY COMMISSIONERS APPROVAL
 AT A REGULAR MEETING OF THE EUREKA COUNTY COMMISSIONERS HELD AT THE COURTHOUSE IN EUREKA, NEVADA, THIS 10th DAY OF AUGUST, 2009, THE COMMISSIONERS HAVE REVIEWED THE ABOVE DESCRIBED PARCEL OF LAND AND HAVE CONSIDERED THE MATTER AND HAVE UNANIMOUSLY PASSED THE FOLLOWING RESOLUTION:

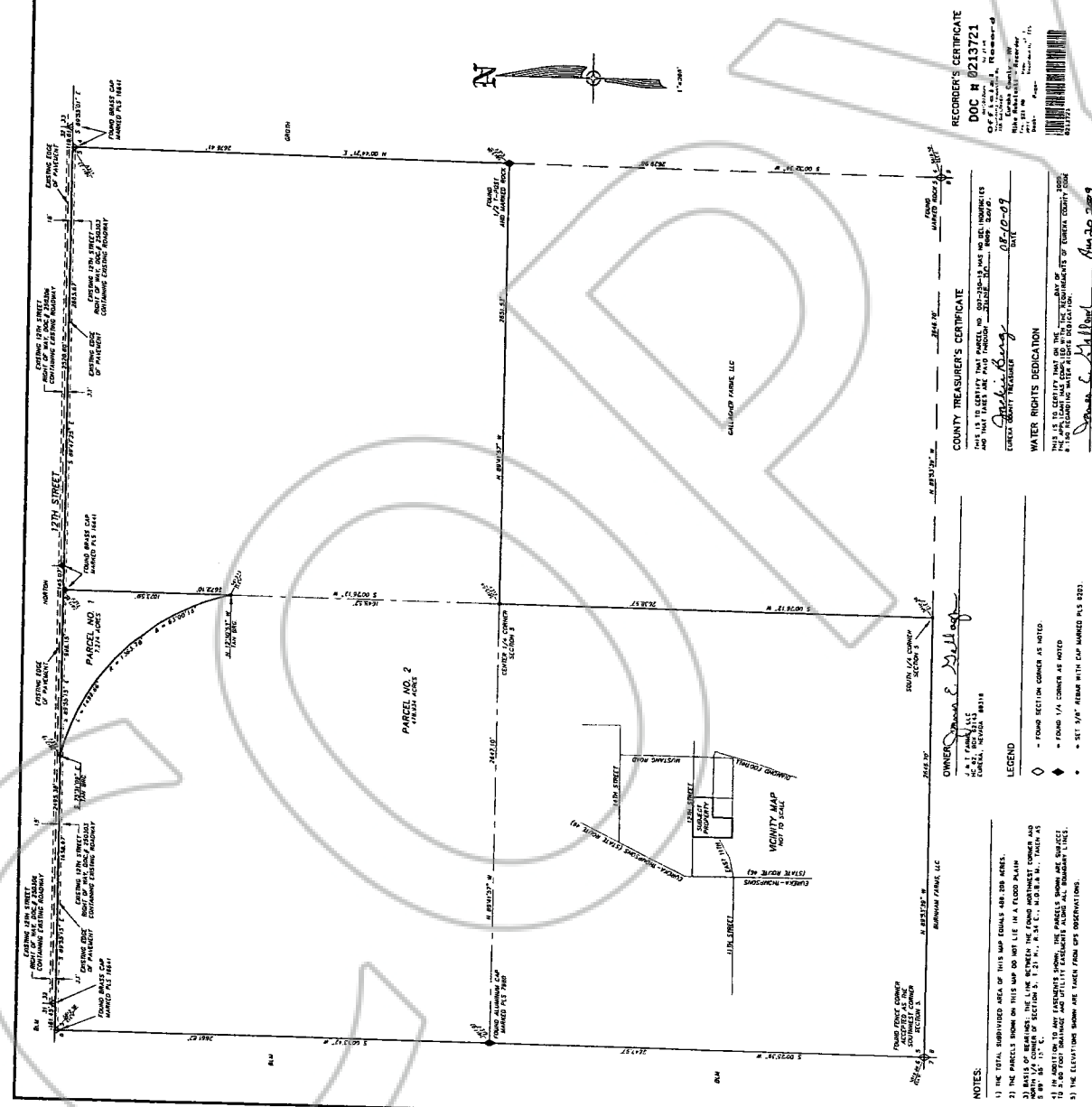
1. THAT THE ABOVE DESCRIBED PARCEL OF LAND IS IN COMPLIANCE WITH THE EUREKA COUNTY ZONING ORDINANCE, CHAPTER 10, AND THAT THE SAME IS SUITABLE FOR THE PROPOSED USE.
2. THAT THE ABOVE DESCRIBED PARCEL OF LAND IS IN COMPLIANCE WITH THE EUREKA COUNTY ZONING ORDINANCE, CHAPTER 10, AND THAT THE SAME IS SUITABLE FOR THE PROPOSED USE.
3. THAT THE ABOVE DESCRIBED PARCEL OF LAND IS IN COMPLIANCE WITH THE EUREKA COUNTY ZONING ORDINANCE, CHAPTER 10, AND THAT THE SAME IS SUITABLE FOR THE PROPOSED USE.
4. THAT THE ABOVE DESCRIBED PARCEL OF LAND IS IN COMPLIANCE WITH THE EUREKA COUNTY ZONING ORDINANCE, CHAPTER 10, AND THAT THE SAME IS SUITABLE FOR THE PROPOSED USE.
5. THAT THE ABOVE DESCRIBED PARCEL OF LAND IS IN COMPLIANCE WITH THE EUREKA COUNTY ZONING ORDINANCE, CHAPTER 10, AND THAT THE SAME IS SUITABLE FOR THE PROPOSED USE.

SURVEYOR'S CERTIFICATE
 I, Robert E. Wainwright, a Professional Land Surveyor Licensed in the State of Nevada, do hereby certify that the above described parcel of land is in compliance with the Eureka County Zoning Ordinance, Chapter 10, and that the same is suitable for the proposed use.

RECORDERS CERTIFICATE
 DOC # 0213721
 I, Robert E. Wainwright, Recorder of Eureka County, Nevada, do hereby certify that the above described parcel of land is in compliance with the Eureka County Zoning Ordinance, Chapter 10, and that the same is suitable for the proposed use.

TREASURER'S CERTIFICATE
 I, Robert E. Wainwright, Treasurer of Eureka County, Nevada, do hereby certify that the above described parcel of land is in compliance with the Eureka County Zoning Ordinance, Chapter 10, and that the same is suitable for the proposed use.

WATER RIGHTS DEDICATION
 I, Robert E. Wainwright, do hereby dedicate the water rights shown on this map to the benefit of the public.



NOTES:
 1) THE TOTAL SURVEYED AREA OF THIS MAP EQUALS 489.000 ACRES.
 2) THE PARCELS SHOWN ON THIS MAP DO NOT LIE IN A FLOOD PLAIN.
 3) THE ELEVATIONS SHOWN ARE TAKEN FROM GPS OBSERVATIONS.
 4) THE ELEVATIONS SHOWN ARE TAKEN FROM GPS OBSERVATIONS.
 5) THE ELEVATIONS SHOWN ARE TAKEN FROM GPS OBSERVATIONS.

LEGEND
 ○ - FROM SECTION CORNER AS NOTED
 ◆ - FROM 1/4 CORNER AS NOTED
 * - SET 5/8" ALUMINUM WITH CAP MARKED PLS 0203.

VICINITY MAP
 NOT TO SCALE
 SHOWS LOCATION OF PARCELS AND 2 WITHIN EUREKA COUNTY, NEVADA.

OWNER: Callaghan Farms, LLC
OWNER'S REPRESENTATIVE: Robert E. Wainwright
DATE: 08-10-09

RECORDERS CERTIFICATE
 DOC # 0213721
 I, Robert E. Wainwright, Recorder of Eureka County, Nevada, do hereby certify that the above described parcel of land is in compliance with the Eureka County Zoning Ordinance, Chapter 10, and that the same is suitable for the proposed use.

TREASURER'S CERTIFICATE
 I, Robert E. Wainwright, Treasurer of Eureka County, Nevada, do hereby certify that the above described parcel of land is in compliance with the Eureka County Zoning Ordinance, Chapter 10, and that the same is suitable for the proposed use.

WATER RIGHTS DEDICATION
 I, Robert E. Wainwright, do hereby dedicate the water rights shown on this map to the benefit of the public.

SCALE: 1" = 200'
SCALE BAR: 0 300 600 900 1200

PARCEL MAP FOR J & T FARMS, LLC
 SECTION 5, T21 N., R34 E., M.D.S. & M.
 EUREKA COUNTY, NEVADA
 HIGH DESERT ENGINEERING, INC. 810 DIABLO STREET, EUREKA, NEVADA 89001 (702) 728-1881
209029

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TAIN ROSE LLC

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