Case 3:73-cv-00127-ECR-RAM Document 420 Filed 08/11/2008 Page 1 of 3

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA, Plaintiff, WALKER RIVER PAIUTE TRIBE, Plaintiff-Intervenor, v. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., Defendants.	In Equity No. C-125-ECR Subfile No. C-125-B **NOTICE OF CHANGE OF OWNERSHIP OF WATER RIGHT**

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the following information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

Ronald L. Davis and Jennifer Herndon

Name(s)

P. O. Box 494

Street or P.O. Box

Case 3:73-cv-00127-ECR-RAM Document 1426 Filed 06/11/2008 Page 2 of 3

Wellington	NV	89444
Town or City	State	ZipCode

2. The name and address of each person or entity who acquired ownership

DNB Investment Group, LLC
Name(s)

535 Lodgepole Drive
Street or P.O. Box

Incline Village	NV	89451
Town or City	State	ZipCode

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- [X] Deed
- [ ] Court Order
- [ ] Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Notice of Change of Ownership of Water Right using this form is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files

---

* This notice shall be sent to the following two persons:

Linda Lea Sharer, Chief Deputy Clerk
United States District Court for the District of Nevada
400 South Virginia Street, Suite 301
Reno, NV 89501

And

Susan L. Schneider
United States Department of Justice
P.O. Box 756
Littleton, CO 80160

Case 3:73-cv-00127-ECR-RAM Document 1122 Filed 06/11/2008 Page 3 of 7

such a notice, but retains such water rights, shall nevertheless, be bound by the results of this litigation.

Executed this 26 day of June 2008.

Ronald L. Davis

Jennifer Herndon

[signature of counter-defendant]

[name of counter-defendant]

[signature, if applicable, of person acting on behalf of counter-defendant]

[name, if applicable, of person acting on behalf of counter-defendant]

P. O. Box 494
Wellington, NV 89444

[address]

(775) 465-9512
[telephone number]

Case 3:73-cv-00127-ECR-RAM Document 1122 Filed 06/11/2008 Page 4 of 7

DOC# 427075
06/05/2008 10:56AM
Official Record
Requested By
STEWART TITLE - CARSON
Lyon County - NV
Mary C. Milligan - Recorder
Page: 1 of 4 Fee: $17.00
Recorded By MCM RPTT: $1,170.00

0427075

A.P.N. #	010-681-08
R.P.T.T.	$1,170.00
Escrow No.	1007692-02

Recording Requested By:

stewart title of nevada

Mail Tax Statements To: *Same as below*

When Recorded Mail To:

GRANTEE
535 LODGEPOLE DRIVE
INCLINE VILLAGE, NV 89451

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That **Ronald L. Davis, a married man as his sole and separate property and Jennifer Herndon, a married woman as her sole and separate property**

for valuable consideration, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to **DNB INVESTMENT GROUP, LLC, A NEVADA LIMITED LIABILITY COMPANY**

all that real property situated in the County of Lyon, State of Nevada, bounded and described as follows:

See Exhibit "A" attached hereto and by reference made a part hereof for complete legal description.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

Dated: 5-28-08

Ronald L. Davis

ACKNOWLEDGMENT

State of California)
County of Calaveras)

On May 28, 2008 before me, S. Davis, a notary Public
(insert name and title of the officer)

Personally appeared
Ronald L. Davis, who proved to me on the basis of satisfactory evidence to be the person(~~s~~) whose name(~~s~~) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(~~s~~) on the instrument the person(~~s~~), or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

S. DAVIS
COMM. # 1658011
NOTARY PUBLIC - CALIFORNIA
CALAVERAS COUNTY
COMM. EXPIRES MAY 10, 2010

Signature S. Davis (Seal)

427075 06/05/2008 3 of 4

Dated: MAY 29, 2008

Jennifer Herndon

Jennifer Herndon

State of NEVADA }
} ss.
County of DOUGLAS }

This instrument was acknowledged before me on MAY 29, 2008

by: Jennifer Herndon

Signature: Aleta Hannum
Notary Public

ALETA HANNUM
NOTARY PUBLIC
STATE OF NEVADA
Appt. Recorded in Lyon County
My Appt. Expires October 15, 2009
No: 01-71317-12

(One Inch Margin on all sides of Document for Recorder's use Only)

EXHIBIT "A"

PARCEL 1

ALL THAT CERTAIN REAL PROPERTY BEING A PORTION OF THE SE 1/4 OF THE SE 1/4 OF SECTION 36, T 11 N, R 23 E, THE E 1/2 AND THE E 1/2 OF THE NW 1/4 OF SECTION 1, T 10 N, R 23 E, AND THE NW ¼ OF THE NW 1/4 OF SECTION 6, T 10 N, R 24 E, M.D.B. & M., LYON COUNTY, NEVADA, DESCRIBED AS FOLLOWS:

PARCEL 2, AS SHOWN ON THE DIVISION OF LARGE PARCELS FOR JAMES A. MABE & SANDRA R. MABE, RECORDED IN THE OFFICIAL RECORDS OF LYON COUNTY, NEVADA, ON APRIL 27, 1995 AS DOCUMENT NO. 181550.

PARCEL 2

AN EASEMENT FOR PRIVATE ACCESS AND UTILITIES OVER AND ACROSS PARCELS , 4, 6 AND 7 OF SAID PARCEL MAP NO. 181550 RECORDED APRIL 27, 1995 AS SHOWN AND DELINEATED AS A 50.00 FOOT PRIVATE ACCESS AND UTILITY EASEMENT THEREON.

" ASSESSOR'S PARCEL NO. 10-681-08

"IN COMPLIANCE WITH NEVADA REVISED STATUTE 111.312, THE HEREIN ABOVE LEGAL DESCRIPTION WAS TAKEN FROM INSTRUMENT RECORDED NOVEMBER 26, 2007, AS FILE NO. 417107, RECORDED IN THE OFFICIAL RECORDS OF LYON COUNTY, STATE OF NEVADA."

TOGETHER WITH all water rights, surface of ground, permitted, certificated, adjudicated, or vested, as well as all seeps, springs, and other rights to water, of any nature whatsoever, appurtenant to or historically used on the property.

State of Nevada - Division of Water Resources

901 S. Stewart Street
2nd Floor
Carson City, NV 89701

LYNNE MASIN
535 LODGEPOLE DRIVE
INCLINE VILLAGE NV 89451

Receipt

Payment Method	Check No.	Receipt #
Check	4010	225813

Date	Item	Description	Amount
6/12/2008	DEEDS - PERMIT	DEED FILING FEE - PERMIT # 16477	45.00

Received by: Sue Cox SC

Total $45.00

09-107

Exhibit 58

Sep-02

State of Nevada

REPORT OF CONVEYANCE

of a water right to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/ PERMIT No. 16477 PROOF, or CLAIM No.: _____ STATUS: CERT USE: IRRIGATION

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER:
JARROD + JENNIFER HERNDON

If any item requires additional space, please use Item 15 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): DNB INVESTMENT GROUP, LLC
ADDRESS: 535 LODGEPOLE DRIVE
CITY: INCLINE VILLAGE STATE: NV ZIP CODE: 89451 PHONE: 775-832-7944

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

DEED(S).....	2	CORRECTION DEED(S).....		OTHER:	
DEED(S) OF TRUST.....		RECONVEYANCE...at no charge		TOTAL NUMBER OF $$ DOCUMENTS =>	2
NOTICE(S) OF PLEDGE.....		MAP(S) at no charge.....		TOTAL # X $10 each =	$ 20 .00
DEATH CERTIFICATES.....		AFF OF ID at no charge.....		Report filing fee = $25.00	$ 25 .00
DECREE(S) OF DISTR.....		OTHER:		TOTAL FEES SUBMITTED*	$ 45 .00

5 *ONE, ONE-TIME $25 FILING FEE MUST ACCOMPANY THESE REPORT(S) +$10 PER CONVEYANCE DOCUMENT LISTED ABOVE.

6 This REPORT requires an ABSTRACT OF TITLE listing the above documents in chronological order, from the current holder(s) of record (ITEM 2) with the Division of Water Resources, Office of the State Engineer, to the proposed, new holder(s) of record (ITEM 3). Document(s) must be recorded in the Office(s) of the respective County Recorder(s).
If the legal description on any deed(s) refer(s) to a subdivision lot or parcel or assessor's parcel number, or lists any deviation(s) different than the place of use in a Quarter/Quarter/Section/Township/Range format, a copy of the map referred to in said deed(s) *is required.* Copies of maps should be 8 1/2" x 11" or 11" x 17". Please refer to *Guidelines* sheet for details.

7 LIST SUPPLEMENTAL RIGHTS: WALKER RIVER DECREE CLAIMS 3 + 57

8 COUNTY: POINT OF DIVERSION: WALKER COUNTY: PLACE(S) OF USE: WALKER

9 PLACE(S) OF USE: Qtr. SE Qtr. SE Sec. 36 TWNSHP 11N RANGE 23E APN: 10-681-08

10 AMOUNT (DUTIES) TO BE ASSIGNED: PROP CFS 35.916 ACRE-FEET or MGA 40.52 ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES ____ NO X

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES ____ NO X

13 IF AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER: _____

14 List any other water rights relating to this Report of Conveyance that has been filed using this same abstract and chain of title.

15 Additional Space/Remarks:

16 *"I swear, under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO BEFORE ME THIS 11th DAY OF Mo. June Yr. 2008

(SS) Sandi Overlease
Notary Signature Required

NOTARY PUBLIC IN AND FOR THE COUNTY OF Washoe
STATE OF Nevada
MY COMMISSION EXPIRE 1/17/11

SIGNATURE: Lynn S. Masin
PRINT NAME: LYNN S. MASIN
MAILING ADDRESS: 535 LODGEPOLE DR
FIRM NAME: DNB INVESTMENT GROUP LLC
CITY: INCLINE VLG STATE: NV ZIP CODE: 89451
PHONE: 775-832-7944
OWNER?: X
AGENT?: ____

SANDI OVERLEASE
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 03-80341-2 - Expires January 17, 2011

NOTARY STAMP

THIS DOUBLE SIDED FORM CAN BE COPIED ONTO GREEN PAPER ONLY.

ABSTRACT OF TITLE

This column for office use only

Permit/Proof No. _____
Page No. ___ of ___ pages

DEED NO.	GRANTOR	GRANTEE	CFS	AFA/AFS MGA/MGS (circle one)	ACRES or Units (circle one)	FILED UNDER / DATE	Recorder's Document # / DATE	DOCUMENT DESCRIPTION/ REMARKS
1	JARROD HERNDON	RONALD L. DAVIS & JENNIFER HERNDON	PROP	135.916	40.52		414694 / 10/2/07	G. B & S DEED
2	RONALD L. DAVIS & JENNIFER HERNDON	DNB INVESTMENT GROUP, LLC	PROP	135.916	40.52		427075 / 6/5/08	G. B & S DEED
3								
4								
5								
6								
7								
8								

Type or print in black ink only

ABSTRACT.XLT

Exhibit 58

Vivian Carvin
Water Right Research
1806 Alexander Hamilton
Reno, NV 89509
(775) 333-9504

May 27, 2008

Ms. Jennifer Herndon
P.O. Box 494
Wellington, NV 89444

Dear Ms. Herndon,

As per your request I have researched the water right appurtenant to APN 10-681-08. I researched at the Lyon County Recorders and at the Nevada State Engineers Office. I researched back to when the property was acquired in February 2005.

At the conclusion of my research I found that the water rights under Permit No. 16477 (Cert. 4936) are still appurtenant to the property and have **not** been sold or moved off by any application on record at the Nevada State Engineers Office. Water rights are still in the names of Jarrod & Jennifer Herndon at the Nevada State Engineers Office. The last Deed recorded has put the property and water rights in the name of Jennifer Herndon, per. Lyon County Recorders Deed No. 414694, filed October 02, 2007.

Please contact me if you have any further questions or concerns.

Sincerely,

Vivian Carvin
Water Right Technician

READ AND APPROVED
IN ITS ENTIRETY:

*** THIS IS AN UNOFFICIAL COPY ***

APN # 10-681-08

RPTT $ 45

MAIL TAX STATEMENTS TO
same as below

WHEN RECORDED MAIL TO
Jennifer Herndon
P.O. Box 91
Wellington, NV 89444

DOC # 414694
10/02/2007 11 54 AM
Official Record
Requested By
JENNIFER HERNDON
Lyon County - NV
Recorded By RT RPTT
0414694

(Space Above for Recorder's Use Only)

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That Jarrod Herndon, husband herein

in consideration of $10 00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to Ronald L. Davis, a married man as his sole and separate property as joint tenants and Jennifer Herndon, a married woman as her sole and separate property

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of Lyon State of Nevada, bounded and described as

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof

DATE

Jarrod Herndon

UNOFFICIAL COPY

C SAHAGUN
Notary Public - State of Nevada
Appointment Recorded in Lyon County
No 07-6045-18 - Expires April 26, 2011

STATE OF Nevada }
} ss
COUNTY OF Lyon }

This instrument was acknowledged before me on 8-16-07,
by Jarrod Herndon
This instrument was acknowledged before me on 8-16-07,
by Jarrod Herndon

Signature C Sahagun
Notary Public (One inch margin on all sides of document for Recorder's Use Only)

*** THIS IS AN UNOFFICIAL COPY ***

414694 10/02/2007 002 of 4

EXHIBIT "A"
LEGAL DESCRIPTION

ALL THAT CERTAIN REAL PROPERTY BEING A PORTION OF THE SE 1/4 OF THE SW 1/4 OF SECTION 36, T 11 N, R 23 E, THE E 1/2 AND THE E 1/2 OF THE NW 1/4 OF SECTION 1, T 10 N, R 23 E, AND THE NW 1/4 OF THE NW 1/4 OF SECTION 6, T 10 N, R 24 E, M.D.B. & M., LYON COUNTY, NEVADA, DESCRIBED AS FOLLOWS:

PARCEL 2, AS SHOWN ON THE DIVISION OF LARGE PARCELS FOR JAMES A. MARK & WINIFRED R. MARK, RECORDED IN THE OFFICIAL RECORDS OF LYON COUNTY, NEVADA, ON APRIL 27, 1995 AS DOCUMENT NO. 181550.

ASSESSOR'S PARCEL NO. 10-[illegible]08

TOGETHER WITH an easement for access and utilities over the following described parcels shown as Area 1 and Area 2 as set forth on Exhibit "B" attached hereto.

WATER RIGHTS:

"Together with all water rights, surface or ground, permitted, certificated, adjudicated, or vested, as well as all seeps, springs, and other rights to water, of any nature whatsoever, appurtenant to or historically used on the property."

TOGETHER WITH an easement for access and utilities over the following described parcels shown as Area 1 and Area 2 as set forth on Exhibit "B" attached hereto.

DEED RESTRICTION:

1. NO MOBILE HOMES
2. NO MODULAR HOMES
3. HOME MUST BE AT LEAST 2600 SQUARE FEET"

UNOFFICIAL COPY

*** THIS IS AN UNOFFICIAL COPY ***

414694 10/02/2007 003 of 4

ACCESS & UTILITY
EXHIBIT "B

AREA 1
A STRIP OF LAND OVER, UNDER AND ACROSS A PORTION OF PARCEL 7 AS SHOWN ON THAT CERTAIN MAP ENTITLED "DIVISION OF LARGE PARCL FOR JAMES A. MABE & SANDRA R. MABE", RECORDED, APRIL 27, 1995, DOCUMENT No 181550, LYON COUNTY RECORDER, STATE OF NEVADA, LYING IN A PORTION OF THE NORTH ½ OF SECTION 1, TOWNSHIP 10 NORTH, RANGE 23 EAST, MOUNT DIABLO MERIDIAN, BEING DESCRIBED AS FOLLOWS:

THE NORTHERLY 50.00 FEET OF THE AFOREMENTIONED PARCEL 7 AND THE EASTERLY [illegible] FEET LYING NORTH OF THE NORTHERLY LINE OF PARCEL 6 OF THE AFOREMENTIONED PARCEL 7 AS SHOWN ON SAID DOCUMENT NO. 181550.

AREA 2
A STRIP OF LAND OVER, UNDER AND ACROSS A PORTION OF PARCEL 4 AS SHOWN ON THAT CERTAIN MAP ENTITLED "DIVISION OF LARGE PARCL FOR JAMES A. MABE & SANDRA R. MABE", RECORDED, APRIL 27, 1995, DOCUMENT No. 181550, LYON COUNTY RECORDER, STATE OF NEVADA, BEING DESCRIBED AS FOLLOWS:

THE SOUTHERLY 50.00 FEET OF THE AFOREMENTIONED PARCEL 4 AS SHOWN ON SAID DOCUMENT No. 181550.

SEE PLAT ATTACHED HERETO AND MADE APART HEREOF.

UNOFFICIAL COPY

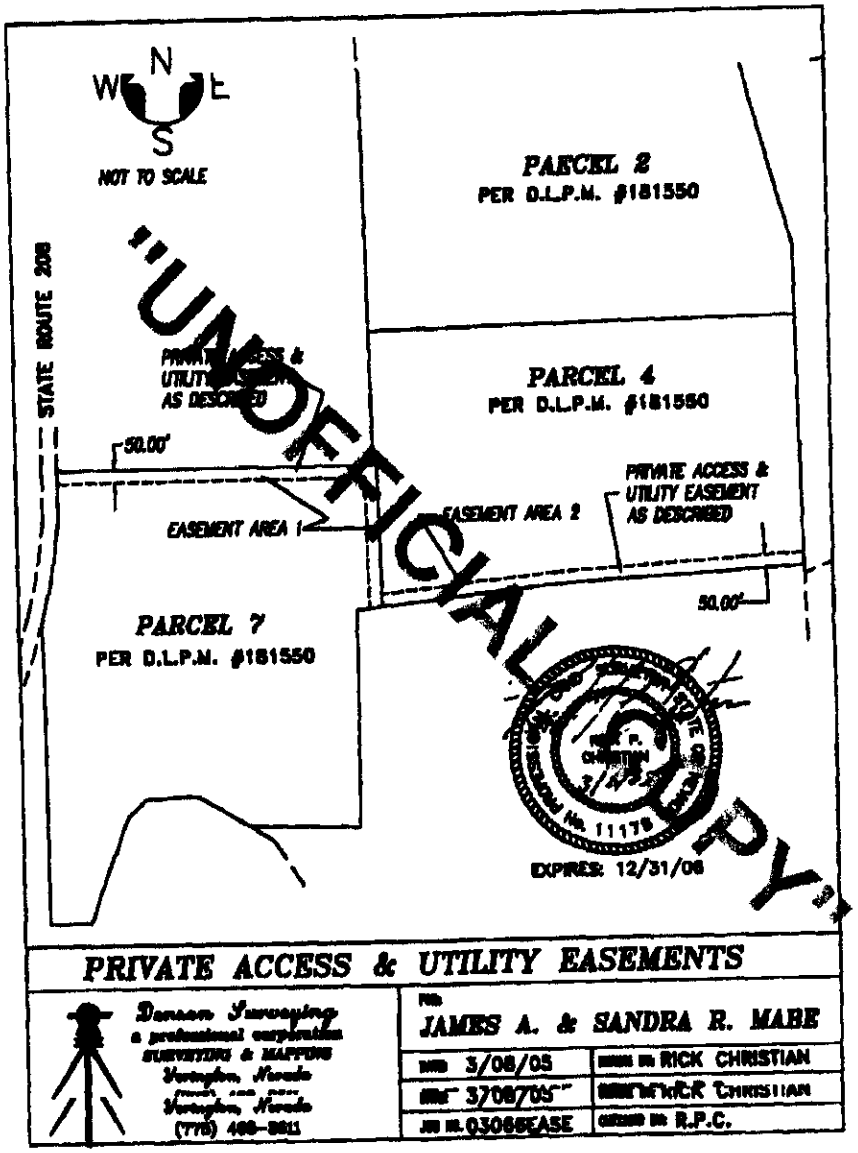
RICK P. OVERSON
3/8/06
No. 11178

EXPIRES: 12/31/06

Prepared By
Dawson Surveying, Inc.
P O. Box 528
[illegible]
P O. Box 528
Yerington, Nv. 89447
(775) 463-3611

*** THIS IS AN UNOFFICIAL COPY ***

414694 10/02/2007 004 of 4



PRIVATE ACCESS & UTILITY EASEMENTS

Dawson Surveying
a professional corporation
SURVEYING & MAPPING
Yerington, Nevada
Yerington, Nevada
(775) 463-3611

For
JAMES A. & SANDRA R. MABE

DATE 3/08/05	DRAWN BY RICK CHRISTIAN
DATE 3/08/05	REVIEWED BY RICK CHRISTIAN
JOB NO. 03066EASE	CHECKED BY R.P.C.

*** THIS IS AN UNOFFICIAL COPY ***

DOC # DV-414694
10/02/2007 11:54 AM
Official Record

Requested by
JENNIFER HERNDON
Mary C Milligan - Recorder
Page 1 of 1 Fee $17.00
Recorded By RT RPTT

Book ___
Date of R
Notes ___

STATE OF NEVADA DECLARATION OF VALUE

1. a) _____
b) _____
c) _____
d) _____

2. Type of Property
a) ____ Vacant Land
b) ____ Single Family Res
c) ____ Condo/Townhouse
d) ____ 2-4 Plex
e) ____ Apartment Bldg
f) ____ Comm'l/Ind'l
g) XX Agricultural
h) ____ Mobile Home
i) Other _____

3. Total Value/Sales Price of Property $ 0.00

Deed in Lieu of Foreclosure Only (Value of Property) $ _____

Transfer Tax Value $ 0.00

Real Property Transfer Tax Due $ _____

4. If Exemption Claimed.

a. Transfer Tax Exemption, per NRS 375.090, Section #1

b. Explain Reason for Exemption Husband deceased to wife + Father-in-law

5. Partial Interest Percentage being transferred 100 %

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 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 Jennifer Herndon Capacity Grantee

Signature _____ Capacity _____

SELLER (GRANTOR) INFORMATION (required)	BUYER (GRANTEE) INFORMATION (required)
Print Name Jarrod Herndon	Print Name Jennifer Herndon
Address P.O. Box 494	Address P.O. Box 494
City/State/Zip Wellington, NV 89444	City/State/Zip Wellington, NV 89444

COMPANY/PERSON REQUESTING RECORDING (required if not the Seller or Buyer)

Company Name _____ Escrow No _____
Address _____
City/State/Zip _____

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

UNOFFICIAL COPY

A.P.N. #	010-681-08
R.P.T.T.	$1,170.00
Escrow No.	1007692-02

Recording Requested By:

stewart title of nevada

Mail Tax Statements To:	*Same as below*

When Recorded Mail To:

GRANTEE
535 LODGEPOLE DRIVE
INCLINE VILLAGE, NV 89451

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That **Ronald L. Davis, a married man as his sole and separate property and Jennifer Herndon, a married woman as her sole and separate property**

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all that real property situated in the County of Lyon, State of Nevada, bounded and described as follows:

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Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

(One Inch Margin on all sides of Document for Recorder's use Only)

Dated: 5-28-08

Ronald L. Davis

ACKNOWLEDGMENT

State of California)
County of Calaveras)

On May 28, 2008 before me, S. Davis, a notary Public
(Insert name and title of the officer)

Personally appeared Ronald. L. Davis, who proved to me on the basis of satisfactory evidence to be the person(~~s~~) whose name(~~s~~) is/~~are~~ subscribed to the within instrument and acknowledged to me that(he)/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(~~s~~) on the instrument the person(~~s~~), or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

S. DAVIS
COMM. #1658011
NOTARY PUBLIC - CALIFORNIA
CALAVERAS COUNTY
COMM. EXPIRES MAY 10, 2010

Signature S. Davis (Seal)

(One Inch Margin on all sides of Document for Recorder's use Only)

Dated: MAY 29, 2008

Jennifer Herndon

Jennifer Herndon

State of NEVADA }
} ss.
County of DOUGLAS }

This instrument was acknowledged before me on MAY 29, 2008

by: Jennifer Herndon

Signature: Aleta Hannum
Notary Public

ALETA HANNUM
NOTARY PUBLIC
STATE OF NEVADA
Appt. Recorded in Lyon County
My Appt. Expires October 15, 2009
No: 01-71317-12

(One Inch Margin on all sides of Document for Recorder's use Only)

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PARCEL 2, AS SHOWN ON THE DIVISION OF LARGE PARCELS FOR JAMES A. MABE & SANDRA R. MABE, RECORDED IN THE OFFICIAL RECORDS OF LYON COUNTY, NEVADA, ON APRIL 27, 1995 AS DOCUMENT NO. 181550.

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AN EASEMENT FOR PRIVATE ACCESS AND UTILITIES OVER AND ACROSS PARCELS , 4, 6 AND 7 OF SAID PARCEL MAP NO. 181550 RECORDED APRIL 27, 1995 AS SHOWN AND DELINEATED AS A 50.00 FOOT PRIVATE ACCESS AND UTILITY EASEMENT THEREON.

" ASSESSOR'S PARCEL NO. 10-681-08

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TOGETHER WITH all water rights, surface of ground, permitted, certificated, adjudicated, or vested, as well as all seeps, springs, and other rights to water, of any nature whatsoever, appurtenant to or historically used on the property.

State of Nevada
Department of Conservation & Natural Resources
Division of Water Resources
Tracy Taylor, P. E. State Engineer

Water Rights Database, Page 5
Summary of Ownership

Application No.: 16477 Application Status: CER Certificate No.: 4936

Current Ownership Information

Owner	Type	Div Rate	Duty	Acres	Change By	APN	County	Description
DENTON TRUST	C	0.42	152.352	45.42			LY	ENCUMBERED
JARROD & JENNIFER HERNDON	C	0.375	135.916	40.52		10-681-08	LY	
MABE JAMES A. & SANDRA R.	C	0.81	293.735	87.57			LY	
MASIN FAMILY TRUST	C	0.895	324.997	96.89		10-681-07, 10-681-09	LY	

6/5/08 DNB INVESTMENT GROUP, LLC

Confirmed By: DIR Effective Date: 08-15-2007

Original Owner(s)

CANEPA BROTHERS

Remarks 5:

Exhibit 58

U.S. BOARD OF WATER COMMISSIONERS
YERINGTON, NEVADA

Card #: 101775
Name: Richard L. & Susan W. Eberhardt

Address: 10286 Jenny Street
Oak Hills, CA 92344

Court Decree: C-125 Page 58 M. Pimental

Index No. Upper Bridgeport
Parcel No. 7-050-09
Claim No. 216
User # 101775

PRIORITY	C.F.S.	ACRES	FACTOR	DAYS STORAGE	ACRE FEET REQUIRED PER ACRE	ACRE FEET REQUIRED TOTAL	ACRE FEET APPORTIONED	TOPAZ RES. ACRE FEET	BRIDGEPORT RES. ACRE FEET	CLAIM #
1901	.132	8.300	4.2768	33	1.0454	.000				216
TOTAL	.132	8.300				.000	.00	.00	.00	

TOTAL ACRES	8.300
Water Rt. Acres	8.300
Non Wtr Rt. Acres	.000
Acre Feet Storage	.000

LEGAL DESCRIPTION:

E of E of SW, Sec. 22; T 6 N, R 24 E.

DOCUMENT HISTORY:

DOCUMENT #	DATE	DESCRIPTION
Vol. 329, Page 229	11/11/11	Petrus & Georgeta Tureanu, 1/2 interest and Dumitru & Elena Ciule, 1/2 interest.
2003001413	02/10/03	Elena Ciulei, Petrus Turcanu and Georgeta Turcanu to Don R. Zlendick and Gayle K. Zlendick, husband and wife as joint tenants.
2007006423	09/27/07	Don R. and Gayle K. Zlendick husband and wife as joint tenants to Richard L. Eberhardt and Susan W. Eberhardt, husband and wife as joint tenants.

RECORDING REQUESTED BY

INYO-MONO TITLE COMPANY

AND WHEN RECORDED MAIL THIS DEED AND, UNLESS OTHERWISE SHOWN BELOW, MAIL TAX STATEMENT TO:

RICHARD L. EBERHARDT
SUSAN W. EBERHARDT
10286 JENNY STREET
OAK HILLS, CA 92344

Doc # 2007006023
Page 1 of 1
Date: 9/27/2007 09:25A
Filed by: INYO-MONO TITLE COMPANY
Filed & Recorded in Official Records
of MONO COUNTY
LYNDA ROBERTS
CLERK-RECORDER
Fee: $891.50

ESCROW NO. 130403 TITLE ORDER NO. 130403

SPACE ABOVE THIS LINE FOR RECORDER'S USE

GRANT DEED

THE UNDERSIGNED GRANTOR(S) DECLARE(S)
DOCUMENTARY TRANSFER TAX IS $874.50
UNINCORPORATED AREA
PARCEL NO. 07-050-09
(X) COMPUTED ON FULL VALUE OF INTEREST OR PROPERTY CONVEYED, AND

FOR A VALUABLE CONSIDERATION, RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED,

DON R. ZLENDICK AND GAYLE K. ZLENDICK, HUSBAND AND WIFE AS JOINT TENANTS

HEREBY GRANT(S) TO

RICHARD L. EBERHARDT AND SUSAN W. EBERHARDT, HUSBAND AND WIFE AS JOINT TENANTS

THE FOLLOWING DESCRIBED REAL PROPERTY IN THE COUNTY OF MONO, STATE OF CALIFORNIA:

THE EAST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 22 TOWNSHIP 6 NORTH, RANGE 24 EAST, MOUNT DIABLO BASE AND MERIDIAN, IN THE COUNTY OF MONO, STATE OF CALIFORNIA.

EXCEPTING THEREFROM ANY PORTION LYING WITHIN U. S. HIGHWAY 395 BY DEEDS RECORDED NOVEMBER 12, 1931 IN BOOK 6 PAGE 159 OF DEEDS AND JANUARY 23, 1966 IN BOOK 91 PAGE 85 OF OFFICIAL RECORDS.

DATED: AUGUST 13, 2007

STATE OF CALIFORNIA
COUNTY OF Mono
On Sept. 12, 2007 before me,
Arleen Mills, notary public
personally appeared Don R Zlendick
and Gayle K Zlendick

Personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the person(s) whose name(s) ~~is~~/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in ~~his/her~~/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

SIGNATURE Arleen Mills

DON R. ZLENDICK

GAYLE K. ZLENDICK

ARLEEN MILLS
Commission # 1568315
Notary Public - California
Mono County
My Comm. Expires Apr 11, 2009

RECORDING REQUESTED BY

INYO-MONO TITLE COMPANY

AND WHEN RECORDED MAIL THIS DEED AND, UNLESS OTHERWISE SHOWN BELOW, MAIL TAX STATEMENT TO:

RICHARD L. EBERHARDT
SUSAN W. EBERHARDT
10286 JENNY STREET
OAK HILLS, CA 92344

Doc # 2007006423
Page 1 of 1
Date: 9/27/2007 09:25A
Filed by: INYO-MONO TITLE COMPANY
Filed & Recorded in Official Records
of MONO COUNTY
LYNDA ROBERTS
CLERK-RECORDER
Fee: $891.50

ESCROW NO. 130403 TITLE ORDER NO. 130403

SPACE ABOVE THIS LINE FOR RECORDER'S USE

GRANT DEED

THE UNDERSIGNED GRANTOR(S) DECLARE(S)
DOCUMENTARY TRANSFER TAX IS $874.50
UNINCORPORATED AREA
PARCEL NO. 07-050-09
(X) COMPUTED ON FULL VALUE OF INTEREST OR PROPERTY CONVEYED, AND

FOR A VALUABLE CONSIDERATION, RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED,

DON R. ZLENDICK AND GAYLE K. ZLENDICK, HUSBAND AND WIFE AS JOINT TENANTS

HEREBY GRANT(S) TO

RICHARD L. EBERHARDT AND SUSAN W. EBERHARDT, HUSBAND AND WIFE AS JOINT TENANTS

THE FOLLOWING DESCRIBED REAL PROPERTY IN THE COUNTY OF MONO, STATE OF CALIFORNIA:

THE EAST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 22 TOWNSHIP 6 NORTH, RANGE 24 EAST, MOUNT DIABLO BASE AND MERIDIAN, IN THE COUNTY OF MONO, STATE OF CALIFORNIA.

EXCEPTING THEREFROM ANY PORTION LYING WITHIN U. S. HIGHWAY 395 BY DEEDS RECORDED NOVEMBER 12, 1931 IN BOOK 6 PAGE 159 OF DEEDS AND JANUARY 23, 1966 IN BOOK 91 PAGE 85 OF OFFICIAL RECORDS.

DATED: AUGUST 13, 2007

DON R. ZLENDICK

GAYLE K. ZLENDICK

STATE OF CALIFORNIA
COUNTY OF Mono

On Sept 12, 2007 before me,
Arleen Mills, notary public
personally appeared Don R Zlendick
and Gayle K Zlendick

Personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the person(s) whose name(s) ~~is~~/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

SIGNATURE Arleen Mills

ARLEEN MILLS
Commission # 1568315
Notary Public - California
Mono County
My Comm. Expires Apr 11, 2009

State of Nevada - Division of Water Resources

901 S. Stewart Street
2nd Floor
Carson City, NV 89701

GEORGE M THIEL
9480 DOUBLE DIAMOND PKWY # 230
RENO NV 89521

Receipt

Payment Method	Check No.	Receipt #
Check	1039	228649

Date	Item	Description	Amount
9/18/2008	DEEDS - CLAIM	DEED FILING FEE - CLAIM# 70851, 70852, 70853, 75595, 75596, 75597, 76894-T, 76895-T AND 76896-T	205.00
	COVERS DEEDS	COVERS ALL DEEDS LISTED ABOVE	0.00

Received by:Sue Cox SC

Total $205.00

09-106

State of Nevada

Sep-02

REPORT OF CONVEYANCE

to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/PERMIT No. 70853 PROOF/CLAIM No: STATUS Permit USE: Irr & Dom

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: J. F. Bawden

If any item requires additional space, please use Item 13 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): Fairfield Topaz, LLC

ADDRESS: PO Box 1724

CITY: Carson City STATE: Nevada ZIP CODE: 89702 PHONE: (775)

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

DEED(S)	2	CORRECTION DEED(S)		OTHER:		
DEED(S) OF TRUST		RECONVEYANCE...at no charge		TOTAL NUMBER OF $$ DOCUMENTS =		2
NOTICE(S) OF PLEDGE		MAP(S) at no charge		TOTAL # X $10 each =	$20	.00
DEATH CERTIFICATES		AFF OF ID at no charge		Report filing fee = $25.00		.00
DECREE(S) OF DISTR		OTHER:		FEES SUBMITTED	$20	.00

5 *ONE, ONE-TIME $25 FILING FEE MUST ACCOMPANY THESE REPORT(S) +$10 PER CONVEYANCE DOCUMENT LISTED ABOVE.

6 This REPORT requires an ABSTRACT OF TITLE listing the above documents in chronological order, from the current holder(s) of record (ITEM 2) with the Division of Water Resources, Office of the State Engineer, to the proposed, new holder(s) of record (ITEM 3). Document(s) must be recorded in the Office(s) of the respective County Recorder(s).

If the legal description on any deed(s) refer(s) to a subdivision lot or parcel or assessor's parcel number, or lists any deviation(s) different than the place of use in a Quarter/Quarter/Section/Township/Range format, a copy of the map referred to in said deed(s) *is required.* Copies of maps should be 8 1/2" x 11" or 11" x 17". Please refer to *Guidelines* sheet for details.

7 LIST SUPPLEMENTAL RIGHTS None

8 COUNTY: POINT OF DIVERSION Douglas COUNTY: PLACE(S) OF USE Douglas

9 PLACE(S) OF USE: Portions of the SW1/4 SE1/4 and SE1/4 SE1/4Section 23; SW1/4 SW1/4, Section 24; NW1/4 NW1/4; SW1/4 NW1/4; NE1/4 NW1/4; SE1/4 NW1/4; NW1/4 SW1/4 and NE1/4 SW1/4,Section 25; NW1/4 NE1/4; NE1/4 NE1/4; SW1/4 NE1/4; SE1/4 NE1/4 and NE1/4 SE1/4, Section 26, all in T.10N., R.22E., M.D.B.&M.

10 AMOUNT (DUTIES) TO BE ASSIGNED: 0.36 CFS 16.50 ACRE-FEET or MGA _____ ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES _____ NO X

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES _____ NO X

13 IF AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER: _____

14 List any other water rights relating to this Report of Conveyance that has been filed using this same abstract and chain of title.
Reports of Conveyance for Permit 70851, 70852, 70853, 75595, 75596, 75597, 76894T, 76895T, 76896T use the same abstract of title.

15 Additional Space/Remarks:

16 *"I swear, under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO BEFORE ME THIS 18th DAY OF Mo. September Yr. 2008

(SS) Jackie Bernabe
Notary Signature

NOTARY PUBLIC IN AND FOR THE COUNTY OF WASHOE

STATE OF NEVADA

MY COMMISSION EXPIRES May 1, 2012

SIGNATURE: George Thiel

PRINT NAME: George Thiel

MAILING ADDRESS: 2801 Tamara Ct

FIRM NAME:

CITY: Minden STATE: NV ZIP CODE: 89423

PHONE: (775)229-7224

OWNER?:

AGENT?: X

JACKIE BERNABE
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 04-87873-2 - Expires May 1, 2012

NOTARY STAMP

THIS DOUBLE SIDED FORM CAN BE COPIED ONTO GREEN PAPER ONLY.

Exhibit 61

State of Nevada

Sep-02

REPORT OF CONVEYANCE

to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/PERMIT No. 70852 PROOF/CLAIM No: STATUS Permit USE: Irr & Dom

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: J. F. Bawden

If any item requires additional space, please use Item 13 Remarks or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): Fairfield Topaz, LLC

ADDRESS: PO Box 1724

CITY: Carson City STATE: Nevada ZIP CODE: 89702 PHONE: (775)

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

DEED(S)	2	CORRECTION DEED(S)		OTHER:	
DEED(S) OF TRUST		RECONVEYANCE...at no charge		TOTAL NUMBER OF $$ DOCUMENTS =	2
NOTICE(S) OF PLEDGE		MAP(S) at no charge		TOTAL # X $10 each =	$20 .00
DEATH CERTIFICATES		AFF OF ID at no charge		Report filing fee = $25.00	.00
DECREE(S) OF DISTR		OTHER:		FEES SUBMITTED	$20 .00

5 *ONE, ONE-TIME $25 FILING FEE MUST ACCOMPANY THESE REPORT(S) +$10 PER CONVEYANCE DOCUMENT LISTED ABOVE.

6 This REPORT requires an ABSTRACT OF TITLE listing the above documents in chronological order, from the current holder(s) of record (ITEM 2) with the Division of Water Resources, Office of the State Engineer, to the proposed, new holder(s) of record (ITEM 3). Document(s) must be recorded in the Office(s) of the respective County Recorder(s).

If the legal description on any deed(s) refer(s) to a subdivision lot or parcel or assessor's parcel number, or lists any deviation(s) different than the place of use in a Quarter/Quarter/Section/Township/Range format, a copy of the map referred to in said deed(s) *is required.* Copies of maps should be 8 1/2" x 11" or 11" x 17". Please refer to *Guidelines* sheet for details.

7 LIST SUPPLEMENTAL RIGHTS None

8 COUNTY: POINT OF DIVERSION Douglas COUNTY: PLACE(S) OF USE Douglas

9 PLACE(S) OF USE: Portions of the SW1/4 SE1/4 and SE1/4 SE1/4Section 23; SW1/4 SW1/4, Section 24; NW1/4 NW1/4; SW1/4 NW1/4; NE1/4 NW1/4; SE1/4 NW1/4; NW1/4 SW1/4 and NE1/4 SW1/4,Section 25; NW1/4 NE1/4; NE1/4 NE1/4; SW1/4 NE1/4; SE1/4 NE1/4 and NE1/4 SE1/4, Section 26, all in T.10N., R.22E., M.D.B.&M.

10 AMOUNT (DUTIES) TO BE ASSIGNED: 2.23 CFS 274.36 ACRE-FEET or MGA _____ ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES _____ NO X

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES _____ NO X

13 IF AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER: _____

14 List any other water rights relating to this Report of Conveyance that has been filed using this same abstract and chain of title.
Reports of Conveyance for Permit 70851, 70852, 70853, 75595, 75596, 75597, 76894T, 76895T, 76896T use the same abstract of title.

15 Additional Space/Remarks:

16 *"I swear, under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO BEFORE ME THIS 18th DAY OF Mo. September Yr. 2008

(SS) Jackie Bernabe
Notary Signature

NOTARY PUBLIC IN AND FOR THE COUNTY OF WASHOE

STATE OF NEVADA

MY COMMISSION EXPIRES May 1, 2012

SIGNATURE: [signature]

PRINT NAME: George Thiel

MAILING ADDRESS: 2801 Tamara Ct

FIRM NAME:

CITY: Minden STATE: NV ZIP CODE: 89423

PHONE: (775)229-7224

OWNER?: ____

AGENT?: X

JACKIE BERNABE
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 04-87873-2 - Expires May 1, 2012

NOTARY STAMP

THIS DOUBLE SIDED FORM CAN BE COPIED ONTO GREEN PAPER ONLY.

Exhibit 61

State of Nevada

Sep-02

REPORT OF CONVEYANCE

to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/PERMIT No. 70851 PROOF/CLAIM No: STATUS Permit USE: Irr & Dom

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: J. F. Bawden

If any item requires additional space, please use Item 13 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): Fairfield Topaz, LLC

ADDRESS: PO Box 1724

CITY: Carson City STATE: Nevada ZIP CODE: 89702 PHONE: (775)

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

DEED(S)	2	CORRECTION DEED(S)		OTHER:		
DEED(S) OF TRUST		RECONVEYANCE...at no charge		TOTAL NUMBER OF $$ DOCUMENTS =		2
NOTICE(S) OF PLEDGE		MAP(S) at no charge		TOTAL # X $10 each =	$20	.00
DEATH CERTIFICATES		AFF OF ID at no charge		Report filing fee = $25.00	$25	.00
DECREE(S) OF DISTR.		OTHER:		FEES SUBMITTED	$45	.00

5 *ONE, ONE-TIME $25 FILING FEE MUST ACCOMPANY THESE REPORT(S) +$10 PER CONVEYANCE DOCUMENT LISTED ABOVE.

6 This REPORT requires an ABSTRACT OF TITLE listing the above documents in chronological order, from the current holder(s) of record (ITEM 2) with the Division of Water Resources, Office of the State Engineer, to the proposed, new holder(s) of record (ITEM 3). Document(s) must be recorded in the Office(s) of the respective County Recorder(s).

If the legal description on any deed(s) refer(s) to a subdivision lot or parcel or assessor's parcel number, or lists any deviation(s) different than the place of use in a Quarter/Quarter/Section/Township/Range format, a copy of the map referred to in said deed(s) *is required.* Copies of maps should be 8 1/2" x 11" or 11" x 17". Please refer to *Guidelines* sheet for details.

7 LIST SUPPLEMENTAL RIGHTS None

8 COUNTY: POINT OF DIVERSION Douglas COUNTY: PLACE(S) OF USE Douglas

9 PLACE(S) OF USE: Portions of the SW1/4 SE1/4 and SE1/4 SE1/4Section 23; SW1/4 SW1/4, Section 24; NW1/4 NW1/4; SW1/4 NW1/4; NE1/4 NW1/4; SE1/4 NW1/4; NW1/4 SW1/4 and NE1/4 SW1/4,Section 25; NW1/4 NE1/4; NE1/4 NE1/4; SW1/4 NE1/4; SE1/4 NE1/4 and NE1/4 SE1/4, Section 26, all in T.10N., R.22E., M.D.B.&M.

10 AMOUNT (DUTIES) TO BE ASSIGNED: 2.228 CFS 591.00 ACRE-FEET or MGA _____ ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES ____ NO X

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES ____ NO X

13 IF AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER: _____

14 List any other water rights relating to this Report of Conveyance that has been filed using this same abstract and chain of title.
Reports of Conveyance for Permit 70851, 70852, 70853, 75595, 75596, 75597, 76894T, 76895T, 76896T use the same abstract of title.

15 Additional Space/Remarks:

16 *"I swear, under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO
BEFORE ME THIS 18th DAY OF
Mo. September Yr. 2008
(SS) Jackie Bernabe
Notary Signature

NOTARY PUBLIC IN AND FOR THE
COUNTY OF WASHOE
STATE OF NEVADA
MY COMMISSION EXPIRES May 1, 2012

SIGNATURE: George Thiel
PRINT NAME: George Thiel
MAILING ADDRESS: 2801 Tamara Ct
FIRM NAME:
CITY: Minden STATE: NV ZIP CODE: 89423
PHONE: (775)229-7224
OWNER?: ____
AGENT?: X

JACKIE BERNABE
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 04-87873-2 - Expires May 1, 2012

NOTARY STAMP

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State of Nevada

Sep-02

REPORT OF CONVEYANCE

to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/PERMIT No. 75595 PROOF/CLAIM No: STATUS Permit USE: Mun

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: J. F. Bawden

If any item requires additional space, please use Item 13 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): Fairfield Topaz, LLC

ADDRESS: PO Box 1724

CITY: Carson City STATE: Nevada ZIP CODE: 89702 PHONE: (775)

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

DEED(S)	2	CORRECTION DEED(S)		OTHER:		
DEED(S) OF TRUST		RECONVEYANCE...at no charge		TOTAL NUMBER OF $$ DOCUMENTS =		2
NOTICE(S) OF PLEDGE		MAP(S) at no charge		TOTAL # X $10 each =	$20	.00
DEATH CERTIFICATES		AFF OF ID at no charge		Report filing fee = $25.00		.00
DECREE(S) OF DISTR.		OTHER:		FEES SUBMITTED	$20	.00

5 *ONE, ONE-TIME $25 FILING FEE MUST ACCOMPANY THESE REPORT(S) +$10 PER CONVEYANCE DOCUMENT LISTED ABOVE.

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If the legal description on any deed(s) refer(s) to a subdivision lot or parcel or assessor's parcel number, or lists any deviation(s) different than the place of use in a Quarter/Quarter/Section/Township/Range format, a copy of the map referred to in said deed(s) *is required.* Copies of maps should be 8 1/2" x 11" or 11" x 17". Please refer to *Guidelines* sheet for details.

7 LIST SUPPLEMENTAL RIGHTS None

8 COUNTY: POINT OF DIVERSION Douglas COUNTY: PLACE(S) OF USE Douglas

9 PLACE(S) OF USE: See Exhibit A

10 AMOUNT (DUTIES) TO BE ASSIGNED: 2.228 CFS 591.00 ACRE-FEET or MGA _____ ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES ____ NO X

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES ____ NO X

13 IF AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER: _____

14 List any other water rights relating to this Report of Conveyance that has been filed using this same abstract and chain of title.
Reports of Conveyance for Permit 70851, 70852, 70853, 75595, 75596, 75597, 76894T, 76895T, 76896T use the same abstract of title.

15 Additional Space/Remarks:

16 *"I swear, under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO BEFORE ME THIS 18th DAY OF Mo. September Yr. 2008

(SS) Jackie Bernabe
Notary Signature

NOTARY PUBLIC IN AND FOR THE COUNTY OF WASHOE

STATE OF NEVADA

MY COMMISSION EXPIRES May 1, 2012

SIGNATURE: George Thiel

PRINT NAME: George Thiel

MAILING ADDRESS: 2801 Tamara Ct

FIRM NAME:

CITY: Minden STATE: NV ZIP CODE: 89423

PHONE: (775)229-7224

OWNER?: ____

AGENT?: X

JACKIE BERNABE
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 04-87873-2 - Expires May 1, 2012

NOTARY STAMP

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75595

ATTACHMENT "A"

7. PROPOSED PLACE OF USE

T.10N., R.22E., M.D.B. & M.

Section 12:	Portion of SE ¼ SE ¼
Section 13:	E ½ E ½, portion of the NW ¼ NE ¼, portion of the SW ¼ NE ¼, portion of the NW ¼ SE ¼, SW ¼ SE ¼, S ½ SW ¼, portion of the NW ¼ SW ¼, portion of the NE ¼ SW ¼
Section 14:	Portion of the NW ¼ NE ¼, portion of the SE ¼ NE ¼, portion of the SW ¼ NE ¼, NW ¼ SE ¼, portion of the NE ¼ SE ¼, S ½ SE ¼, SW ¼, portion of the NW ¼ NW ¼, portion of the NE ¼ NW ¼, S ½ NW ¼
Section 15:	Portion of the SW ¼ NE ¼, portion of the SE ¼ NE ¼, SE ¼, S ½ SW ¼, portion of the NW ¼ SW ¼, portion of the NE ¼ SW ¼, portion of the SE ¼ NW ¼
Section 16:	Portion of the NE ¼ SE ¼, portion of the SE ¼ SE ¼
Section 22:	N ½, N ½ S ½
Section 23:	N ½, N ½ S ½, SE ~~¼~~ 1/4, SE ¼ SW ¼
Section 24:	All
Section 25:	N ½, NE ¼ SE ¼, portion of the SE ¼ SE ¼, portion of SW ¼ SW ¼, portion of NW ¼ SW ¼, portion of NE ¼ SW ¼
Section 26:	N ½, N ½ S ½, portion of the SW ¼ SW ¼, portion of the SE ¼ SW ¼, portion of the SW ¼ SE ¼, portion of the SE ¼ SE ¼

T.10N., R.23E., M.D.B. & M.

Section 7:	Portion of the NW ¼ SW ¼, SE ¼ SW ¼, SE ¼ SE ¼
Section 8:	SE ¼ SE ¼
Section 17:	SE ¼ NE ¼, NE ¼ SE ¼, NE ¼ SW ¼, NW ¼ NW ¼
Section 18:	N ½, W ½ SW ¼
Section 19:	S ½, W ½ NW ¼
Section 20:	SW ¼
Section 30:	N ½, N ½ S ½, portion of the SW ¼ SW ¼, portion of the SE ¼ SW ¼, portion of the SW ¼ SE ¼, portion of the SE ¼ SE ¼
Section 31:	Portion of the NE ¼ NE ¼, portion of the SE ¼ NE ¼, portion of the NE ¼ SE ¼, portion of the SE ¼ SE ¼

State of Nevada

Sep-02

REPORT OF CONVEYANCE

to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/PERMIT No. 75596 PROOF/CLAIM No: STATUS Permit USE: Mun

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: J. F. Bawden

If any item requires additional space, please use Item 13 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): Fairfield Topaz, LLC

ADDRESS: PO Box 1724

CITY: Carson City STATE: Nevada ZIP CODE: 89702 PHONE: (775)

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

DEED(S)	2	CORRECTION DEED(S)		OTHER:	
DEED(S) OF TRUST		RECONVEYANCE...at no charge		TOTAL NUMBER OF $$ DOCUMENTS =	2
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DEATH CERTIFICATES		AFF OF ID at no charge		Report filing fee = $25.00	.00
DECREE(S) OF DISTR.		OTHER:		FEES SUBMITTED	$20 .00

5 *ONE, ONE-TIME $25 FILING FEE MUST ACCOMPANY THESE REPORT(S) +$10 PER CONVEYANCE DOCUMENT LISTED ABOVE.

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If the legal description on any deed(s) refer(s) to a subdivision lot or parcel or assessor's parcel number, or lists any deviation(s) different than the place of use in a Quarter/Quarter/Section/Township/Range format, a copy of the map referred to in said deed(s) *is required.* Copies of maps should be 8 1/2" x 11" or 11" x 17". Please refer to *Guidelines* sheet for details.

7 LIST SUPPLEMENTAL RIGHTS None

8 COUNTY: POINT OF DIVERSION Douglas COUNTY: PLACE(S) OF USE Douglas

9 PLACE(S) OF USE: See Exhibit A

10 AMOUNT (DUTIES) TO BE ASSIGNED: 2.23 CFS 274.36 ACRE-FEET or MGA _____ ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES ____ NO X

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES ____ NO X

13 IF AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER: _____

14 List any other water rights relating to this Report of Conveyance that has been filed using this same abstract and chain of title.
Reports of Conveyance for Permit 70851, 70852, 70853, 75595, 75596, 75597, 76894T, 76895T, 76896T use the same abstract of title.

15 Additional Space/Remarks:

16 *"I swear, under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO BEFORE ME THIS 18th DAY OF Mo. September Yr. 2008

(SS) Jackie Bernabe
Notary Signature

NOTARY PUBLIC IN AND FOR THE COUNTY OF WASHOE

STATE OF NEVADA

MY COMMISSION EXPIRES May 1, 2012

SIGNATURE: George Thiel

PRINT NAME: George Thiel

MAILING ADDRESS: 2801 Tamara Ct

FIRM NAME:

CITY: Minden STATE: NV ZIP CODE: 89423

PHONE: (775)229-7224

OWNER?: ____

AGENT?: X

JACKIE BERNABE
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 04-87873-2 - Expires May 1, 2012

NOTARY STAMP

THIS DOUBLE SIDED FORM CAN BE COPIED ONTO GREEN PAPER ONLY.

ATTACHMENT "A" 75596

7. PROPOSED PLACE OF USE

T.10N., R.22E., M.D.B. & M.

Section 12: Portion of SE ¼ SE ¼

Section 13: E ½ E ½, portion of the NW ¼ NE ¼, portion of the SW ¼ NE ¼, portion of the NW ¼ SE ¼, SW ¼ SE ¼, S ½ SW ¼, portion of the NW ¼ SW ¼, portion of the NE ¼ SW ¼

Section 14: Portion of the NW ¼ NE ¼, portion of the SE ¼ NE ¼, portion of the SW ¼ NE ¼, NW ¼ SE ¼, portion of the NE ¼ SE ¼, S ½ SE ¼, SW ¼, portion of the NW ¼ NW ¼, portion of the NE ¼ NW ¼, S ½ NW ¼

Section 15: Portion of the SW ¼ NE ¼, portion of the SE ¼ NE ¼, SE ¼, S ½ SW ¼, portion of the NW ¼ SW ¼, portion of the NE ¼ SW ¼, portion of the SE ¼ NW ¼

Section 16: Portion of the NE ¼ SE ¼, portion of the SE ¼ SE ¼

Section 22: N ½, N ½ S ½

Section 23: N ½, N ½ S ½, SE ~~¼~~ 1/4, SE ¼ SW ¼

Section 24: All

Section 25: N ½, NE ¼ SE ¼, portion of the SE ¼ SE ¼, portion of SW ¼ SW ¼, portion of NW ¼ SW ¼, portion of NE ¼ SW ¼

Section 26: N ½, N ½ S ½, portion of the SW ¼ SW ¼, portion of the SE ¼ SW ¼, portion of the SW ¼ SE ¼, portion of the SE ¼ SE ¼

T.10N., R.23E., M.D.B. & M.

Section 7: Portion of the NW ¼ SW ¼, SE ¼ SW ¼, SE ¼ SE ¼

Section 8: SE ¼ SE ¼

Section 17: SE ¼ NE ¼, NE ¼ SE ¼, NE ¼ SW ¼, NW ¼ NW ¼

Section 18: N ½, W ½ SW ¼

Section 19: S ½, W ½ NW ¼

Section 20: SW ¼

Section 30: N ½, N ½ S ½, portion of the SW ¼ SW ¼, portion of the SE ¼ SW ¼, portion of the SW ¼ SE ¼, portion of the SE ¼ SE ¼

Section 31: Portion of the NE ¼ NE ¼, portion of the SE ¼ NE ¼, portion of the NE ¼ SE ¼, portion of the SE ¼ SE ¼

State of Nevada

Sep-02

REPORT OF CONVEYANCE

to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/PERMIT No. 75597 PROOF/CLAIM No: STATUS Permit USE: Mun

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: J. F. Bawden

If any item requires additional space, please use Item 13 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): Fairfield Topaz, LLC

ADDRESS: PO Box 1724

CITY: Carson City STATE: Nevada ZIP CODE: 89702 PHONE: (775)

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

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DEATH CERTIFICATES		AFF OF ID at no charge		Report filing fee = $25.00	.00
DECREE(S) OF DISTR.		OTHER:		FEES SUBMITTED	$20 .00

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7 LIST SUPPLEMENTAL RIGHTS None

8 COUNTY: POINT OF DIVERSION Douglas COUNTY: PLACE(S) OF USE Douglas

9 PLACE(S) OF USE: See Exhibit A

10 AMOUNT (DUTIES) TO BE ASSIGNED: 0.36 CFS 16.50 ACRE-FEET or MGA _____ ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES ____ NO X

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES ____ NO X

13 IF AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. IS ALREADY FILED, INDICATE THE NUMBER:

14 List any other water rights relating to this Report of Conveyance that has been filed using this same abstract and chain of title.
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15 Additional Space/Remarks:

16 *"I swear, under penalty of perjury, that this represents a complete and thorough search of the records of the county recorder of each county in which the water is placed to beneficial use or diverted from its natural source and the records on file in the office of the state engineer."*

SUBSCRIBED AND SWORN TO BEFORE ME THIS 18th DAY OF Mo. September Yr. 2008

(SS) Jackie Bernabe
Notary Signature

NOTARY PUBLIC IN AND FOR THE COUNTY OF WASHOE

STATE OF NEVADA

MY COMMISSION EXPIRES May 1, 2012

SIGNATURE: George Thiel

PRINT NAME: George Thiel

MAILING ADDRESS: 2801 Tamara Ct

FIRM NAME:

CITY: Minden STATE: NV ZIP CODE: 89423

PHONE: (775)229-7224

OWNER?: ____

AGENT?: X

JACKIE BERNABE
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 04-87873-2 - Expires May 1, 2012

NOTARY STAMP

THIS DOUBLE SIDED FORM CAN BE COPIED ONTO GREEN PAPER ONLY.

ATTACHMENT "A"

75597

7. PROPOSED PLACE OF USE

T.10N., R.22E., M.D.B. & M.

Section 12: Portion of SE ¼ SE ¼

Section 13: E ½ E ½, portion of the NW ¼ NE ¼, portion of the SW ¼ NE ¼, portion of the NW ¼ SE ¼, SW ¼ SE ¼, S ½ SW ¼, portion of the NW ¼ SW ¼, portion of the NE ¼ SW ¼

Section 14: Portion of the NW ¼ NE ¼, portion of the SE ¼ NE ¼, portion of the SW ¼ NE ¼, NW ¼ SE ¼, portion of the NE ¼ SE ¼, S ½ SE ¼, SW ¼, portion of the NW ¼ NW ¼, portion of the NE ¼ NW ¼, S ½ NW ¼

Section 15: Portion of the SW ¼ NE ¼, portion of the SE ¼ NE ¼, SE ¼, S ½ SW ¼, portion of the NW ¼ SW ¼, portion of the NE ¼ SW ¼, portion of the SE ¼ NW ¼

Section 16: Portion of the NE ¼ SE ¼, portion of the SE ¼ SE ¼

Section 22: N ½, N ½ S ½

Section 23: N ½, N ½ S ½, SE ¼, SE ¼ SW ¼

Section 24: All

Section 25: N ½, NE ¼ SE ¼, portion of the SE ¼ SE ¼, portion of SW ¼ SW ¼, portion of NW ¼ SW ¼, portion of NE ¼ SW ¼

Section 26: N ½, N ½ S ½, portion of the SW ¼ SW ¼, portion of the SE ¼ SW ¼, portion of the SW ¼ SE ¼, portion of the SE ¼ SE ¼

T.10N., R.23E., M.D.B. & M.

Section 7: Portion of the NW ¼ SW ¼, SE ¼ SW ¼, SE ¼ SE ¼

Section 8: SE ¼ SE ¼

Section 17: SE ¼ NE ¼, NE ¼ SE ¼, NE ¼ SW ¼, NW ¼ NW ¼

Section 18: N ½, W ½ SW ¼

Section 19: S ½, W ½ NW ¼

Section 20: SW ¼

Section 30: N ½, N ½ S ½, portion of the SW ¼ SW ¼, portion of the SE ¼ SW ¼, portion of the SW ¼ SE ¼, portion of the SE ¼ SE ¼

Section 31: Portion of the NE ¼ NE ¼, portion of the SE ¼ NE ¼, portion of the NE ¼ SE ¼, portion of the SE ¼ SE ¼

Sep-02

State of Nevada

REPORT OF CONVEYANCE

to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/PERMIT No. 76894T PROOF/CLAIM No: STATUS Permit USE: Irr & Dom

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: J. F. Bawden

If any item requires additional space, please use Item 13 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.

3 NEW HOLDER(S) or BENEFICIARY(S): Fairfield Topaz, LLC

ADDRESS: PO Box 1724

CITY: Carson City STATE: Nevada ZIP CODE: 89702 PHONE: (775)

4 INVENTORY DOCUMENTS BY CATEGORY AND NUMBER OF EACH IN CHAIN OF TITLE. See *Guidelines* Page 2

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DEATH CERTIFICATES		AFF OF ID at no charge		Report filing fee = $25.00	.00
DECREE(S) OF DISTR.		OTHER:		FEES SUBMITTED	$20 .00

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7 LIST SUPPLEMENTAL RIGHTS None

8 COUNTY: POINT OF DIVERSION Douglas COUNTY: PLACE(S) OF USE Douglas

9 PLACE(S) OF USE: See Exhibit A

10 AMOUNT (DUTIES) TO BE ASSIGNED: 0.36 CFS 16.50 ACRE-FEET or MGA ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES NO X

12 IS AN APPLICATION TO CHANGE THE P.O.D, P.O.U., OR M.O.U. OF THIS RIGHT TO BE FILED? YES NO X

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SUBSCRIBED AND SWORN TO BEFORE ME THIS 18th DAY OF Mo. September Yr. 2008

(SS) Jackie Bernabe
Notary Signature

NOTARY PUBLIC IN AND FOR THE COUNTY OF WASHOE

STATE OF NEVADA

MY COMMISSION EXPIRES May 1, 2012

SIGNATURE: George Thiel

PRINT NAME: George Thiel

MAILING ADDRESS: 2801 Tamara Ct

FIRM NAME:

CITY: Minden STATE: NV ZIP CODE: 89423

PHONE: (775)229-7224

OWNER?:

AGENT?: X

JACKIE BERNABE
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 04-87873-2 - Expires May 1, 2012

NOTARY STAMP

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Exhibit 61

ABSTRACT OF TITLE

This column for office use only

Permits 70851-3, 75595-7, 76894T-76896T

Page No. 1 of 1

DEED NO.	GRANTOR	GRANTEE	CFS	AFA/AFS (circle one)	ACRES or Units (circle one)	FILED UNDER DATE	Recorder's Document # DATE	DOCUMENT DESCRIPTION/ REMARKS
1	J.F. Bawden	Fairfield Topaz, LLC		881.86			0708911 9/7/2007	Grant, Bargain, Sale Deed w/ water rights
2	J.F. Bawden	Fairfield Topaz, LLC		881.86			0728281 8/11/2008	Water Rights Quitclaim Deed
3								
4								
5								
6								
7								
8								

Type or print in black ink only

ABSTRACT.XLT

State of Nevada

Sep-02

REPORT OF CONVEYANCE

to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/PERMIT No. 76895T PROOF/CLAIM No: STATUS Permit USE: Irr & dom

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: J. F. Bawden

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3 NEW HOLDER(S) or BENEFICIARY(S): Fairfield Topaz, LLC

ADDRESS: PO Box 1724

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7 LIST SUPPLEMENTAL RIGHTS None

8 COUNTY: POINT OF DIVERSION Douglas COUNTY: PLACE(S) OF USE Douglas

9 PLACE(S) OF USE: See Exhibit A

10 AMOUNT (DUTIES) TO BE ASSIGNED: 2.23 CFS 274.36 ACRE-FEET or MGA _____ ACRES or UNITS

11 DOES THE CURRENT HOLDER INTEND TO RETAIN ANY PORTION OF THE WATER RIGHT? YES ____ NO X

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Notary Signature

NOTARY PUBLIC IN AND FOR THE COUNTY OF WASHOE

STATE OF NEVADA

MY COMMISSION EXPIRES May 1, 2012

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FIRM NAME:

CITY: Minden STATE: NV ZIP CODE: 89423

PHONE: (775)229-7224

OWNER?: ____

AGENT?: X

JACKIE BERNABE
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 04-87873-2 - Expires May 1, 2012

NOTARY STAMP

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76895T

ATTACHMENT "A"
PLACE OF USE

T.10N., R.22E., M.D.B. & M.

Section 12: Portion of SE ¼ SE ¼

Section 13: E ½ E ½, portion of the NW ¼ NE ¼, portion of the SW ¼ NE ¼, portion of the NW ¼ SE ¼, SW ¼ SE ¼, S ½ SW ¼, portion of the NW ¼ SW ¼, portion of the NE ¼ SW ¼

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Section 15: Portion of the SW ¼ NE ¼, portion of the SE ¼ NE ¼, SE ¼, S ½ SW ¼, portion of the NW ¼ SW ¼, portion of the NE ¼ SW ¼, portion of the SE ¼ NW ¼

Section 16: Portion of the NE ¼ SE ¼, portion of the SE ¼ SE ¼

Section 22: N ½, N ½ S ½

Section 23: N ½, N ½ S ½,S ½ SE ¼, SE ¼ SW ¼

Section 24: All

Section 25: N ½, NE ¼ SE ¼, portion of the SE ¼ SE ¼, portion of SW ¼ SW ¼, portion of NW ¼ SW ¼, portion of NE ¼ SW ¼

Section 26: N ½, N ½ S ½, portion of the SW ¼ SW ¼, portion of the SE ¼ SW ¼, portion of the SW ¼ SE ¼, portion of the SE ¼ SE ¼

T.10N., R.23E., M.D.B. & M.

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Section 19: S ½, W ½ NW ¼

Section 20: SW ¼

Section 30: N ½, N ½ S ½, portion of the SW ¼ SW ¼, portion of the SE ¼ SW ¼, portion of the SW ¼ SE ¼, portion of the SE ¼ SE ¼

Section 31: Portion of the NE ¼ NE ¼, portion of the SE ¼ NE ¼, portion of the NE ¼ SE ¼, portion of the SE ¼ SE ¼

State of Nevada

Sep-0

REPORT OF CONVEYANCE

to

Department of Conservation and Natural Resources, Division of Water Resources, Office of the State Engineer

ITEM

1 APPLICATION/PERMIT No. 76896T PROOF/CLAIM No: STATUS Permit USE: Irr & Dom

2 CURRENT HOLDER(S) SHOWN BY THE STATE ENGINEER: J. F. Bawden

If any item requires additional space, please use Item 13 Remarks: or attach 8 1/2" X 11" sheets referencing appropriate item number.

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8 COUNTY: POINT OF DIVERSION Douglas COUNTY: PLACE(S) OF USE Douglas

9 PLACE(S) OF USE: See Exhibit A

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(SS) Jackie Bernabe Notary Signature

NOTARY PUBLIC IN AND FOR THE COUNTY OF WASHOE

STATE OF NEVADA

MY COMMISSION EXPIRES May 1, 2012

JACKIE BERNABE
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 04-87871-2 - Expires May 1, 2012

SIGNATURE: George Thiel

PRINT NAME: George Thiel

MAILING ADDRESS: 2801 Tamara Ct

FIRM NAME:

CITY: Minden STATE: NV ZIP CODE: 89423

PHONE: (775)229-7224

OWNER?: ____

AGENT?: X

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ATTACHMENT "A"
PLACE OF USE

76896T

T.10N., R.22E., M.D.B. & M.

Section 12: Portion of SE ¼ SE ¼

Section 13: E ½ E ½, portion of the NW ¼ NE ¼, portion of the SW ¼ NE ¼, portion of the NW ¼ SE ¼, SW ¼ SE ¼, S ½ SW ¼, portion of the NW ¼ SW ¼, portion of the NE ¼ SW ¼

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Section 16: Portion of the NE ¼ SE ¼, portion of the SE ¼ SE ¼

Section 22: N ½, N ½ S ½

AMT 4/08/08

Section 23: N ½, N ½ S ½,S ½ SE ¼, SE ¼ SW ¼

Section 24: All

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Section 8: SE ¼ SE ¼

Section 17: SE ¼ NE ¼, NE ¼ SE ¼, NE ¼ SW ¼, NW ¼ NW ¼

Section 18: N ½, W ½ SW ¼

Section 19: S ½, W ½ NW ¼

Section 20: SW ¼

Section 30: N ½, N ½ S ½, portion of the SW ¼ SW ¼, portion of the SE ¼ SW ¼, portion of the SW ¼ SE ¼, portion of the SE ¼ SE ¼

Section 31: Portion of the NE ¼ NE ¼, portion of the SE ¼ NE ¼, portion of the NE ¼ SE ¼, portion of the SE ¼ SE ¼

1022-12-002-015/012
A.P.N. # VARIOUS 1022-00-002-002
1022-00-002-005
1023 07 002 008
R.P.T.T. $ 0 1023-08-002-008
1023-17-000-013
ESCROW NO. 1023-00-002-005
1023-17-008-011

RECORDING REQUESTED BY:
STEWART TITLE COMPANY

MAIL TAX STATEMENTS TO:
FAIRFIELD TOPAZ, LLC
623 WEST WASHINGTON STREET
CARSON CITY, NV 89703

WHEN RECORDED MAIL TO:
FAIRFIELD TOPAZ, LLC
623 WEST WASHINGTON STREET
CARSON CITY, NV 89703

DOC # 0708911
09/07/2007 02:27 PM Deputy: GB
CONFORMED COPY
Requested By:
STEWART TITLE

Douglas County - NV
Werner Christen - Recorder
Page: 1 Of 7 Fee: 20.00
BK-0907 PG- 1475 RPTT: # 9

(Space Above for Recorder's Use Only)

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That J.F. BAWDEN, A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY

in consideration of $10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to FAIRFIELD TOPAZ, LLC, A NEVADA LIMITED LIABILITY COMPANY

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of DOUGLAS State of Nevada, bounded and described as:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATE: August 30, 2007

The undersigned hereby affirms that this document submitted for recording does not contain the social security number of any person or persons. (Per NRS 239B.030)

BY: J.F. BAWDEN

BY:

CAROL COSTA
NOTARY PUBLIC
STATE OF NEVADA
My Appt. Exp. Nov. 4, 2008
No.92-0221-5

STATE OF Nevada }
} ss.
COUNTY OF CARSON CITY }

This instrument was acknowledged before me on 9-5-07,
by, J.F. BAWDEN

Signature Carol Costa
Notary Public (One Inch Margin on all sides of Document for Recorders Use Only)

EXHIBIT 'A'

"TOGETHER WITH 881.86 acre feet of water rights, surface or ground, permitted, certificated, adjudicated, or vested, as well as all seeps, springs, and other rights to water, of any nature whatsoever, appurtenant to or historically used on the property".

LEGAL DESCRIPTION

The land referred to herein is situated in the State of Nevada, County of DOUGLAS, described as follows:

PARCEL 1:

Township 10 North, Range 22 East, M.D.B. & M.
Section 13: All

EXCEPTING THEREFROM that portion of Section 13 shown on two Records of Survey filed in the office of the County Recorder of Douglas County on October 10, 1969, in Book 1 of Maps under Recorder's filing Numbers 48990 and 45991, and Parcel Maps for R.G. Whitney and Dan Walsh recorded as Document Nos. 17012 and 18550.

A portion of Section 23: All; excepting therefrom the Northwest 1/4, the North 1/2 of the Southwest 1/4 of the Southwest 1/4 of the Southwest 1/4 and the North 1/2 of the North 1/2 of the Southeast 1/4 of the Southwest 1/4.

Section 24: All

Section 25: North 1/2; Fractional North 1/2 of Southwest 1/4 lying North of a traverse line "B" hereinafter described; Fractional East 1/2 of Southeast 1/4 lying North of a traverse Line "B" hereinafter described.

Section 26: North 1/2; Fractional South 1/2 lying North of traverse Line "B" hereinafter described.

A portion of APN 1023-00-002-002

APN 1022-00-002-005

PARCEL 2:

Township 10 North, Range 23 East, M.D.B. & M.

Section 7: Lot 3 (Northwest 1/4 of Southwest 1/4) Excepting therefrom that portion lying Northerly of the Southerly right-of-way line of State Route 3 (208). Section 7: Southeast 1/4 of the Southwest 1/4 and the Southeast 1/4 of the Southeast 1/4.

Continued on next page

Section 8: Southeast 1/4 of the Southeast 1/4

Section 17; Southeast 1/4 of the Northeast 1/4; fractional East 1/2 of the Southeast 1/4 lying above the 5010 foot contour line of Hoye Canyon Reservoir. Section 17: Northwest 1/4 of the Northwest 1/4

Section 18: North 1/2; and the West 1/2 of the Southwest 1/4.

Section 19: South 1/2 and the West 1/2 of the Northwest 1/4.

Section 20: Southwest 1/4

Section 30: North 1/2; fractional South 1/2 lying North of a traverse line "B" hereinafter described.

A portion of APN 1023-00-002-002

APN 1023-07-002-002
1023-08-002-008
1023-17-000-013

PARCEL 3:

Section 31; Township 10 North, Range 23 East, M.D.B. & M.,; Fractional East 1/2 of West 1/2 of Southeast 1/4 lying East of a traverse line "A" hereinafter described; fractional East 1/2 lying East of a traverse line "A" hereinafter described.

APN 1023-00-002-005

Traverse line "A" above referred to is described as follows: Township 10 North, Range 23 East, M.D.B. & M.,

COMMENCING at a point which lies South 14°4' West 714.3 feet from the West quarter corner of Section 19, Township 9 North, Range 23 East, M.D.B.&M., thence along the fence known as the East fence of the Lancaster field North 5°20' East 15,333.0 feet; thence West 208.0 feet; thence North 0°22' West 4,294.0 feet, thence the Northeast corner of Section 1, Township 9 North, Range 22 East, M.D.B.&M., bears South 87°22' West 1,216.0 feet; thence South 88°5' East 2,000 feet; thence North 88°44' East 604.0 feet;

Continued on next page

thence North 2°58' West 1,125.5 feet; thence North 14°40' East 4,898 feet to the end of traverse "A" being a point in the Southeast 1/4 of the Southeast 1/4 of Section 30, Township 10 North, Range 23 East, M.D.B.&M., which is the beginning point of traverse "B" above mentioned; said point lies North 14°40' East 822 feet from an intersection with the South boundary of Section 30 at a point North 88°30' West 417 feet from the Southeast corner of Section 30, Township 10 North, Range 23 East, M.D.B.&M.

EXCEPTING THEREFROM that portion described in the Final Order of Condemnation filed in the First Judicial District Court of the State of Nevada, in and for the County of Douglas on July 22, 1965, as Case No. 2251, recorded July 22, 1965 in Book 33, Page 85.

Traverse line "B" above referenced to is described as follows: Township 10 North, Range 23 East, M.D.B. & M.,

BEGINNING at the said last mentioned point at the end of Traverse "A", thence North 82°56' West 9,062.0 feet, ending across Walker River near the end of Topaz Lake outlet canal and 100 feet South of the Center line thereof, thence North 450 feet, thence South 56°7' West 566 feet; thence South 65°21' West 2,879.3 feet, thence South 81°55' West 611.3 feet; thence South 81°55 West 611.3 feet; thence North 86°47' West 5,991.0 feet.

PARCEL 4:

All that certain lot, piece or parcel of land situate in the Southeast 1/4 of Section 12, Township 10 North, Range 22 East, Douglas County, Nevada, described as follows:

Parcels 3 and 4, as set forth on that certain Parcel Map for Gregory and Schoch, et al filed for record in the office of the County Recorder of Douglas County, State of Nevada, in Book 879, Page 207, as Document No. 35156.

APN 1022-12-002-015
1022-12-002-016

PARCEL 5:

The Northeast 1/4 of the Southwest 1/4 of Section 17,

Continued on next page

Township 10 North, Range 23 East, M.D.B. & M.

APN 1023-17-000-011

PARCEL 6:

TOGETHER WITH the following easements:

The Non-exclusive right to use all easements appurtenant to the Real Property, or used in connection therewith, including, but not limited to, and all easements for ingress and egress which may have been acquired by prescription;
Non-exclusive easements of a width required by the County of Douglas for an approved subdivision, over, across, and through that real property situate in Douglas County, State of Nevada, which is more particularly described as follows:

All that certain real property situate in the County of Douglas, State of Nevada, described as follows (which is herein referred to as "the Released Land"):

Township 9 North, Range 23 East, M.D.B. & M.,

Section 5: South 1/2 of South 1/2;

Section 6: Southeast 1/4 of Northeast 1/4;

Township 10 North, Range 23 East, M.D.B. & M.,

Section 4: Southeast 1/4 of Southwest 1/4; South 1/2 of the Southeast 1/4;

Section 8: Southeast 1/4 of Southwest 1/4;

Section 9: North 1/2 of the Northeast 1/4; Southwest 1/4 of Northeast 1/4; Northwest 1/4 of Northwest 1/4; Southeast 1/4 of Northwest 1/4; Northwest 1/4 of Southwest 1/4; Southeast 1/4 of Southwest 1/4; Northwest 1/4 of Southeast 1/4; South 1/2 of Southeast 1/4;

Section 15: Fractional North 1/2 of Southwest 1/4 of Northwest 1/4 of Northwest 1/4 lying below the 5010 foot contour line of Hoye Canyon Reservoir.

Continued on next page

Section 16: Northwest 1/4; North 1/2 of Northeast 1/4; Fractional North 1/2 of Southwest 1/4 and Fractional North 1/2 of South 1/2 of Northeast 1/4 lying below the 5010 contour line of the Hoye Canyon Reservoir.

Section 17: Northwest 1/4 of Southwest 1/4; South 1/2 of Southwest 1/4; Fractional West 1/2 of Southeast 1/4 lying below the 5010 foot contour of the Hoye Canyon Reservoir; Northwest 1/4 of Northeast 1/4; Southeast 1/4 of Northwest 1/4.

Section 18: Southeast 1/4; Northeast 1/4 of Southwest 1/4; Southeast 1/4 of Southwest 1/4.

Section 19: Northeast 1/4; East 1/2 of the Northwest 1/4.

Section 20: Northwest 1/4.

NOTE (NRS 111.312): The above metes and bounds description appeared previously in that certain QUITCLAIM DEED, recorded in the office of the County Recorder of Douglas County, Nevada on August 30, 1999, in Book 899, Page, 5464, as Document No. 475504, of Official Records.

DOC # 08/11/2008 12:56 PM Deputy: EI
CONFORMED COPY
Requested By
ROSE COOK

APN: n/a

When Recorded, Return to:
FAIRFIELD TOPAZ, LLC
P.O. Box 1724
CARSON CITY, NV 89702

Douglas County - NV
Werner Christen - Recorder
Page: 1 Of 2 Fee: 15.00
BK-0808 PG- 1833 RPTT: # 3

WATER RIGHTS QUITCLAIM DEED*

THIS INDENTURE, made and entered into this 25th day of July, 2008, by and between J. F. BAWDEN, A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY, hereinafter referred to as "Grantor", and FAIRFIELD TOPAZ, LLC, A NEVADA LIIMITED LIABILITY COMPANY, hereinafter referred to as "Grantee";

WITNESSETH:

That the said Grantor, for good and valuable consideration, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever quitclaim unto the Grantee, and to its successors and assigns forever, all of the Grantor's water rights situated in the County of Douglas, State of Nevada and described as follows:

All of Permit Numbers 70851, 70852, and 70853, filed in the office of the State Engineer, Nevada Division of Water Resources, consisting of 4.82 cfs, more or less, with a total combined duty not to exceed 881.86 AFA.

To have and to hold the said water rights together with the tenements, hereditaments and appurtenances thereunto belonging or appertaining and the reversion and reversions, remainder and remainders, rents, issues, and profits thereof unto the Grantee, its successors and assigns, forever.

*This deed is being recorded to actuate and clarify the conveyance of the above specified water rights under Document Number 0708911, recorded 9/7/2007.

IN WITNESS WHEREOF, the parties hereto have caused their names to be hereunto subscribed the day and year first above written.

GRANTOR:

BY: _____
J. F. BAWDEN

APN: n/a

STATE OF NEVADA)
) ss.
COUNTY OF CARSON CITY)

This instrument was acknowledged before me on July 25th, 2008 by J. F. BAWDEN, and that the Grantor(s) named above are the same as identified herein.

T. Peterson

Notary Public

T. PETERSON
of Douglas County
NOTARY PUBLIC - NEVADA
COMM. EXP. 06-29-11
No. 99-37055-5