

FILED

AUG 11 AM 10:43

UNITED STATES COURT OF APPEALS
BY: [Signature] DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

8	UNITED STATES OF AMERICA,)	
)	
9	Plaintiff,)	In Equity No. C-125-ECR
)	Subfile No. C-125-B
10	WALKER RIVER PAIUTE TRIBE,)	
)	NOTICE OF CHANGE OF
11	Plaintiff-Intervenor,)	OWNERSHIP OF WATER RIGHT
)	
12	v.)	
)	
13	WALKER RIVER IRRIGATION DISTRICT,)	
	a corporation, et al.,)	
14)	
	Defendants.)	
15)	

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:

Name(s) *Peter Perumean, Jr.
Phillip Perumean
Phyllis Hunewill*

Street or P.O. Box *24 Tucker Lane
4*

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Yerington
Town or City

NV
State

89447
ZipCode

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

Name(s) *A.G. Heritage Development, INC.*

Street or P.O. Box *6240 Montecito Blvd.*

Santa Rosa
Town or City

CA.
State

95409
ZipCode

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

- 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

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

Executed this 16th day of August 2004.

Peter Perumean, Jr.
[signature of counter-defendant]

Peter Perumean, Jr.
[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]

*24 Tucker Lane
Yerington, NV 89447*
[address]

775) 463-2038
[telephone number]

321164

OFFICIAL RECORDS
LYON COUNTY, NEV.
RECORD REQUESTED BY

WESTERN TITLE CO. INC.

04 MAY 20 PM 4: 12

MARY C. HILLIGAN
COUNTY RECORDER

FEE 42⁰⁰ DEP. DW

APN: 1-231-07 12-031-04 7
RPTT \$3,510.00 Full Value Full Value less liens

Name	WHEN RECORDED MAIL TO: AG HERITAGE DEVELOPMENT INC.
Street Address	6240 MONTECITO BLVD.
City, State	SANTA ROSA, CA 95409
Zip	
Name	MAIL TAX STATEMENTS TO: AG HERITAGE DEVELOPMENT INC.
Street Address	6240 MONTECITO BLVD.
City, State	SANTA ROSA, CA 95409
Zip	
Order No.	00089644-201- KLS 8179

(SPACE ABOVE THIS LINE FOR RECORDERS USE)

GRANT, BARGAIN AND SALE DEED

THIS INDENTURE WITNESSETH: That

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, PETER PERUMEAN, JR., A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY, PHILLIP PERUMEAN, A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY; PHYLLIS HUNEWILL, A SINGLE WOMAN, AS HER SOLE AND SEPARATE PROPERTY, AS THEIR INTEREST APPEAR OF RECORD, do(es) hereby GRANT(s) BARGAIN SELL and CONVEY to AG HERITAGE DEVELOPMENT INC., A CALIFORNIA CORPORATION and to the heirs and assigns of such Grantee forever, all the following real property situated in the County of Lyon, State of Nevada bounded and described as follows:

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

TOGETHER with all tenements, hereditaments and appurtenances, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Dated: MAY 17, 2004

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Grant, Bargain and Sale Deed - Page 2

Peter Perumean Jr
PETER PERUMEAN JR.

Phillip Perumean
PHILLIP PERUMEAN

Phyllis Hunewill
PHYLLIS HUNEWILL

STATE OF NEVADA

} ss

COUNTY OF DOUGLAS

This instrument was acknowledged before me on
May 18, 2004

by Peter Perumean, Jr., Phillip Perumean &
Phyllis Hunewill

Kathy Swain
Notary Public



EXHIBIT A

PARCEL 1:

A parcel of land in the West 1/2 of Section 22, Township 13 North, Range 25 East, Mount Diablo Meridian, bounded and described as follows:

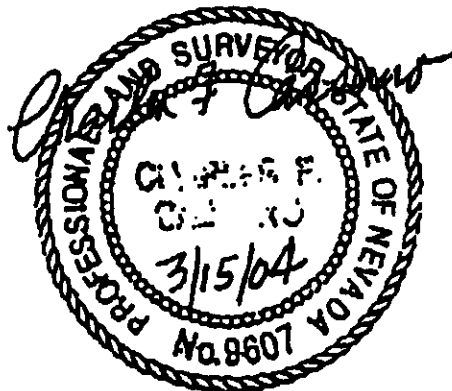
Commencing at the NW corner of said Section 22, marked by a standard Bureau of Land Management pipe and brass cap, from which the N 1/4 corner of said Section 22 bears S 89° 25' 24" E; thence S 00° 43' 43" W, 1313.83 feet to the NW corner of the S 1/2 of NW 1/4 of said Section 22, marked by a 5/8" rebar and cap, marked PLS 10596; thence S 89° 22' 26" E along the northerly line of the S 1/2 of NW 1/4 of said Section 22 per Map File No. 192614, Lyon County Official Records, a distance of 488.43 feet to the point of beginning; thence around the parcel as follows:

S 89° 22' 26" E, 2134.10 feet to the NE corner of the S 1/2 of NW 1/4 of said Section 22 per said Map File No. 192614; thence S 00° 00' 53" W, 1310.99 feet to a corner per said recorded map; thence S 00° 42' 45" W, 1320.62 feet to a corner per said recorded map; thence N 89° 18' 49" W, 2639.95 feet to the SW corner of the N 1/2 of SW 1/4 of said Section 22; thence N 00° 44' 20" E, 1314.68 feet to the West 1/4 corner of Section 22 per said recorded map; thence N 00° 44' 57" E along the westerly line of the NW 1/4 of said Section 22 a distance of 46.17 feet; thence S 89° 26' 34" E, 354.64 feet; thence N 10° 49' 50" E, 86.64 feet; thence N 13° 55' 52" W, 118.08 feet; thence N 41° 09' 51" W, 265.61 feet; thence N 07° 29' 00" W, 189.66 feet; thence N 05° 28' 41" E, 262.07 feet; thence N 17° 33' 24" E, 74.51 feet; thence N 30° 30' 26" E, 142.27 feet; thence N 47° 16' 59" E, 329.81 feet to the point of beginning, containing 152.02 acres, more or less.

SUBJECT TO: All existing road, power, utility, irrigation and drainage easements.
End of Description

A.P.N. 12-031-07

Prepared by:
Charles F. Cassano PLS
P. O. Box 864
Yerington, NV 89447



Expires: 12/31/04

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PARCEL 2:

A right-of-way varying in width and following the toe of the existing fill slope for an existing road from Bridge Street to the North line of the Perumean property and more particularly described as follows:

All that certain lot, piece, parcel or portion of land situate, lying and being within the Northwest $\frac{1}{4}$ of Section 22, Township 13 North, Range 25 East, M.D.B.&M., City of Yerington, Lyon County, Nevada and more particularly described as follows:

COMMENCING at the Northeast corner of that certain parcel as shown on the Record of Survey for Pete Perumean, filed for Record on December 5, 1989, as File No. 129403, Official Records of Lyon County, Nevada; thence along the Northerly line of said parcel North $89^{\circ}41'51''$ West a distance of 2,146.05 feet to the Northwest corner of said parcel which point is the true point of beginning; thence leaving said North line North $89^{\circ}41'51''$ West a distance of 85.04 feet; thence North $52^{\circ}39'14''$ East a distance of 106.12 feet; thence North $52^{\circ}50'29''$ East a distance of 93.42 feet; thence North $49^{\circ}45'41''$ East a distance of 92.63 feet; thence North $41^{\circ}38'44''$ East a distance of 76.98 feet; thence North $30^{\circ}47'50''$ East a distance of 127.00 feet; thence North $24^{\circ}59'54''$ East a distance of 64.09 feet; thence North $32^{\circ}14'36''$ East a distance of 67.39 feet; thence North $30^{\circ}51'54''$ East a distance of 38.18 feet; thence North $32^{\circ}47'14''$ East a distance of 50.46 feet; thence North $32^{\circ}19'16''$ East a distance of 115.84 feet; thence North $34^{\circ}22'17''$ East a distance of 102.20 feet; thence North $45^{\circ}39'16''$ East a distance of 140.03 feet; thence North $45^{\circ}01'16''$ East a distance of 95.59 feet; thence North $44^{\circ}54'30''$ East a distance of 141.77 feet; thence North $45^{\circ}45'12''$ East a distance of 98.92 feet; thence North $44^{\circ}18'39''$ East a distance of 103.92 feet; thence North $43^{\circ}33'21''$ East a distance of 97.92 feet; thence North $45^{\circ}29'02''$ East a distance of 137.15 feet to a point on the Southerly right-of-way line of Bridge Street; thence along said line South $88^{\circ}29'26''$ East a distance of 86.41 feet; thence leaving said line South $48^{\circ}20'42''$ West a distance of 199.85 feet; thence South $45^{\circ}57'43''$ West a distance of 95.46 feet; thence South $44^{\circ}35'42''$ West a distance of 105.58 feet; thence South $44^{\circ}26'11''$ West a distance of 97.17 feet; thence South $46^{\circ}02'49''$ West a distance of 143.86 feet; thence South $46^{\circ}40'24''$ West a distance of 90.91 feet; thence South $42^{\circ}51'53''$ West a distance of 142.31 feet; thence South $35^{\circ}19'50''$ West a distance of 90.64 feet; thence South $32^{\circ}46'37''$ West a distance of 115.58 feet; thence South $32^{\circ}13'50''$ West a distance of 115.86 feet; thence South $32^{\circ}33'55''$ West a distance of 46.87 feet; thence South $31^{\circ}05'52''$ West a distance of 42.04 feet; thence South $32^{\circ}52'24''$ West a distance of 65.14 feet; thence South $27^{\circ}08'33''$ West a distance of 62.64 feet; thence South $27^{\circ}40'51''$ West a distance of 134.94 feet; thence South $45^{\circ}06'21''$ West a distance of 83.44 feet; thence South $49^{\circ}01'38''$ West a distance of 93.50 feet; thence South $46^{\circ}58'11''$ West a distance of 88.38 feet; thence South $46^{\circ}45'11''$ West a distance of 47.30 feet to the true point of beginning.

The basis of Bearing for this legal description is the North line of that certain parcel which bears North $89^{\circ}41'51''$ West as shown on the Record of Survey for Pete Perumean, filed for Record on December 5, 1989 as File No. 129403, Official Records of Lyon County, Nevada.

A.P.N. 1-231-07

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