



WASHOE COUNTY

COMMUNITY SERVICES DEPARTMENT

Attachment C

1001 EAST 9TH STREET
PO BOX 11130
RENO, NEVADA 89520-0027
PHONE (775) 328.3600
FAX (775) 328.3699

October 7, 2019

Tim Wilson, P.E.
State Engineer
Nevada Division of Water Resources
901 South Stewart Street, Suite 2002
Carson City, NV 89701-2811

Subject: Withdrawal of Permit #s 71231 & 71232

Dear Tim:

Washoe County hereby requests that permit #s 71231 & 71232 be withdrawn and the appropriated water resources be returned to the source without being considered for any re-appropriation within East Lemmon Valley Hydrographic Basin.

The subject water rights, being 2.00 acre-feet of ground water rights from East Lemmon Valley, were dedicated to Washoe County on behalf of American Land Conservancy (ALC). ALC was a non-profit organization involved in land conservation efforts. ALC filed a parcel map, a copy of which is attached herewith, to create 3 parcels of land, of which one was designated as a potential water storage tank site, one as a potential developable parcel, and the third and largest parcel located at Peavine Mountain foothills for conservation purposes. The subject water rights were required as a pre-requisite for approval of said parcel map. However, the parcel map was never recorded, and the water rights remain in County ownership, being held in Trust for ALC.

Attached correspondence dated October 3, 2019 from Murphy Austin Law office, which managed the dissolution of ALC as a non-profit corporation, are the basis for this withdrawal.

Please do not hesitate to contact me at 954-4647 with any questions on this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read "Vahid Behmaram".

Vahid Behmaram
Water Management Planner Coordinator

cc. Russel J. Austin, Attorney for ALC (via Email)
Chad Giesinger, Planning Manager
David Watts-Vial, Assistant DA (via Email)



INTEGRITY



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RUSSELL J. AUSTIN
(916) 446-2300, EXT. 3006
raustin@murphyaustin.com

October 3, 2019

VIA E-MAIL

Vahid Behmaram
Water Management Planner Coordinator
Building & Planning Division
Washoe County
1001 E. 9th Street
Reno, NV 89512

Re: American Land Conservancy ("ALC") – Abandonment of Nevada Water Rights

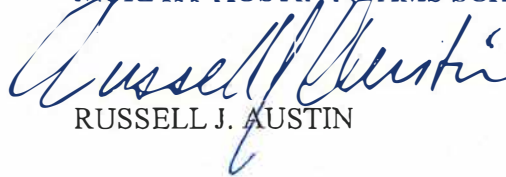
Dear Mr. Behmaram:

This will confirm the information I provided to you by telephone on Monday October 1, 2019.

We served as legal counsel for the American Land Conservancy and handled its wind-down process. ALC's legal existence terminated as of May 23, 2016, as evidenced by the attached Certificate of Dissolution. After such date, ALC had no legal power or authority to do anything. As such, ALC has abandoned the water rights in question and such rights should escheat to the State of Nevada.

Very truly yours,

MURPHY AUSTIN ADAMS SCHOENFELD LLP



RUSSELL J. AUSTIN

Enclosure
cc via email: Kerry O'Toole



State of California

Secretary of State

DISS NP

Domestic Nonprofit Corporation Certificate of Dissolution

There is no fee for filing a Certificate of Dissolution.
Important – Read instructions before completing this form.

FILED
Secretary of State
State of California

MAY 23 2016

This Space For Filing Use Only

1. **Corporate Name** – Enter the name of the domestic nonprofit corporation exactly as it is of record with the California Secretary of State.

American Land Conservancy

2. **Corporate File Number** – If known, enter the number issued by the California Secretary of State

C1514232

3. **Required Statements** – The following statements are required by statute and should not be altered.

All final returns required under the California Revenue and Taxation Code have been or will be filed with the California Franchise Tax Board. The corporation has been completely wound up and is dissolved.

4. **Debts and Liabilities** – Check the applicable statement. Note: Only one box may be checked.

- ☒ The corporation's known debts and liabilities have been actually paid.
- ☐ The corporation's known debts and liabilities have been paid as far as its assets permitted.
- ☐ The corporation's known debts and liabilities have been adequately provided for by their assumption and the name and address of the assumer is _____
- ☐ The corporation's known debts and liabilities have been adequately provided for as far as its assets permitted.
(Specify in an attachment to this certificate (incorporated herein by this reference) the provision made and the address of the corporation, person or governmental agency that has assumed or guaranteed the payment, or the name and address of the depository with which deposit has been made or other information necessary to enable creditors or others to whom payment is to be made to appear and claim payment.)
- ☐ The corporation never incurred any known debts or liabilities.

5. **Assets – Mutual Benefit or General Cooperative Corporations ONLY:** Check the applicable statement. Note: Only one box may be checked. If the corporation is a public benefit or religious corporation, leave item 5 blank and attach to this Certificate of Dissolution a letter from the California Attorney General's office waiving objections to the distribution of the corporation's assets or confirming the corporation has no assets (see instructions).

- ☐ The known assets have been distributed to the persons entitled thereto. ☐ The corporation never acquired any known assets.

6. **Election** – Check the "YES" or "NO" box as applicable. Note: If the "NO" box is checked, a Certificate of Election to Wind Up and Dissolve pursuant to California Corporations Code section 6811, 8611, 9680 or 12631 must be filed prior to or together with this Certificate of Dissolution.

The election to dissolve was made by the vote of all the members of the corporation or the corporation has no members and the election was made by the vote of all the directors of the corporation.

☒ YES ☐ NO

7. **Verification and Execution** – If additional signature space is necessary, the dated signature(s) with verification(s) may be made on an attachment to this certificate. Any attachments to this certificate are incorporated herein by this reference.

The undersigned constitute(s) the sole director or a majority of the directors now in office. I declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of my own knowledge.

April 25, 2016

Date

Signature of Director

Gary T. Giacomini

Type or Print Name of Director

Signature of Director

Marty Cepkauskas

Type or Print Name of Director

Signature of Director

Hilary Jensen

Type or Print Name of Director

01349236

KAMALA D. HARRIS
Attorney General

State of California
DEPARTMENT OF JUSTICE



1300 I STREET
PO BOX 903447
SACRAMENTO, CA 94203-4470
Public : (916) 445-2021x8
Facsimile: (916) 444-3651
Email: dissolution@doj.ca.gov

May 12, 2016

MURPHY AUSTIN ADAMS SCHOENFELD, LLP CT FILE NUMBER: 078513
NANCY P. LEE
555 CAPITOL MALL, STE 850
SACRAMENTO, CA 95814


RE: Dissolution of AMERICAN LAND CONSERVANCY

Dear Directors:

We have reviewed the request for confirmation that the captioned corporation has no assets, together with the supporting documents attached thereto, relating to the proposed dissolution of the corporation. Based on the representations made in that request and on the content of the supporting documents submitted, the Attorney General's office confirms, pursuant to California Corporations Code section 6615(b)(2), that the corporation has no assets.

The corporation may proceed to submit its certificate of election to wind up and dissolve to the California Secretary of State.

AFTER the Secretary of State has endorsed the corporation's Certificate of Dissolution, please submit an endorsed-filed copy of the Certificate to the Registry of Charitable Trusts at the address set forth above.

Sincerely, 

KENNETH S. BOHATY
Staff Services Analyst
Registry of Charitable Trusts

For

KAMALA D. HARRIS
Attorney General

DRAFT



I hereby certify that the foregoing transcript of 2 page(s) is a full, true and correct copy of the original record in the custody of the California Secretary of State's office.

MAY 31 2016

Date:

Alex Padilla

ALEX PADILLA, Secretary of State