

EXHIBIT 17-C



5 HARRIS COURT, BLDG. G - POST OFFICE BOX 85  
MONTEREY, CA 93942-0085  
PHONE (831)658-5601 - FAX (831)644-9558

COPY

**MPWMD WATER PERMIT NO. 30234 ASSESSOR PARCEL NUMBER: 007-254-005-000**

ISSUE DATE: 01/26/2010 EXPIRES: 01/26/2012 OR UPON EXPIRATION OF THE BUILDING PERMIT.

**FINAL INSPECTION REQUIRED BY MPWMD**

APPLICANT: THUM RICHARD EVANS & SHARLENE PHONE: (210)-771-5777

AGENT: IDG / JIM PHONE: (831)-902-0224

APPLICANT MAILING ADDRESS: 9606 HUEBNER RD, SAN ANTONIO, TX 78240

PROPERTY ADDRESS: 951 CORAL DR, PEBBLE BEACH, CA 93953 JURISDICTION: ENTITLEMENT

APPLIED RULE: ORD # 60 / 80 / Rule 142 **DEED RESTRICTION REQUIRED**

WATER DISTRIBUTION SYSTEM: CAL-AM ALLOCATION DEBITED: 0.000

PERMIT TYPE: Addition (Residential)

NUMBER OF PROPOSED CONNECTIONS: 0

EXISTING LAND USE: SFD PROPOSED LAND USE: ADD BATHROOM

REMARKS: All 1.6 GPF Toilets, 2.2 GPM Faucets & 2.0 GPM Showerheads, HE Clothes Washer with a Water Factor of 5.0 or less and Instant Hot Water Required; Automatic irrigation systems shall be retrofitted to include a Rain Sensor; Remodels that involve hot water shall be encouraged to install an Instant-Access Hot Water System and insulate all new hot water pipes.

<u>Fixtures</u>	<u>No of Existing Fixtures</u>	<u>No of Post Project Fixtures</u>	<u>Fixture Unit Value</u>	<u>Existing Capacity</u>	<u>Post Project Capacity</u>
Master Bathroom:1st Washbasin of Two	1.000	1.000 x	1.00000 =	1.000	1.000
Master Bathroom:2nd Washbasin of Two	1.000	1.000 x	0.00000 =	0.000	0.000
Washbasin (lavatory sink)	3.000	4.000 x	1.00000 =	3.000	4.000
Toilet, Ultra Low Flush (1.6 gallons-per-flush)	3.000	4.000 x	1.70000 =	5.100	6.800
Master Bathroom (One per Dwelling): Bath tub: May be Large & Separate Shower	1.000	1.000 x	3.00000 =	3.000	3.000
Standard Bath tub (may have Showerhead above)	1.000	1.000 x	2.00000 =	2.000	2.000

  
**MONTEREY PENINSULA**  
**WATER MANAGEMENT DISTRICT**

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Shower, Separate Stall (One Showerhead)	1.000	2.000 x	2.00000 =	2.000	4.000
Kitchen Sink (including optional adjacent Dishwasher)	2.000	2.000 x	2.00000 =	4.000	4.000
Washing Machine	1.000	0.000 x	2.00000 =	2.000	0.000
Washing Machine, Ultra- Low Consumption (18 gals. max per cycle)	0.000	1.000 x	1.00000 =	0.000	1.000
Laundry Sink/Utility Sink (one per site)	1.000	1.000 x	2.00000 =	2.000	2.000
<b>Total (AF)</b>				<b>0.241</b>	<b>0.278</b>

Total Available (AF):            0.241            0.278

Applicable Total WUP (AF):        0.037

Proposed Water Usage (AF):        0.037

<u>Fee Description</u>	<u>Fixture Rate</u>	<u>Quantity</u>	<u>Fees</u>
Legal Review Fee (per Deed Restriction)			53.00
Connection Fee	23163.00	0.037	857.03
Processing Fee (Residential per Dwelling)			210.00
Deed Restriction/Recording Fee(First Pages)			10.00
Deed Restriction/Recording (Additional Pages)			6.00
Deed Restriction Notary Page			3.00
Deed Restriction Prep.			105.00
Recording Copy Page			2.00
Document Image Fee			6.00
Courier Fees			38.00
<b>Total</b>			<b>1290.03</b>



**MONTEREY  PENINSULA  
WATER MANAGEMENT DISTRICT**

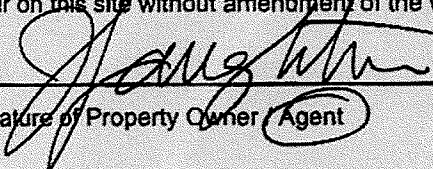
5 HARRIS COURT, BLDG. G - POST OFFICE BOX 85  
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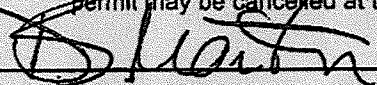
**ISSUE DATE: 01/26/2010 EXPIRES: 01/26/2012 OR UPON EXPIRATION OF THE BUILDING PERMIT.**

The Monterey Peninsula Water Management District issues this permit for the above project. This permit constitutes your receipt for the total fees shown. This permit may be revoked or other penalties imposed upon discovery of any substantial inaccuracy with respect to the referenced application or if water fixtures are added or changes in water use occur on this site without amendment of the water permit.

X:   
Signature of Property Owner (Agent)

1.26.10.  
Date

Note: This permit does not guarantee service by any water company, public utility, or municipal water agency. This permit may be cancelled at the request of the jurisdiction following notice to the property owner.

  
MPWMD Delegated Agent

1/26/2010  
Date



**MONTEREY PENINSULA  
WATER MANAGEMENT DISTRICT**

5 HARRIS COURT, BLDG. G  
POST OFFICE BOX 85  
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FAX (831) 644-9560 • <http://www.mpwmd.dsl.ca.us>

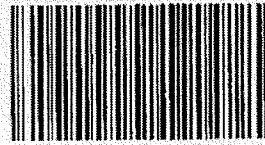
**Recording Requested by:**  
Monterey Peninsula Water Management District

**And When Recorded Mail To:**  
Monterey Peninsula Water Management District  
Post Office Box 85  
Monterey, California 93942-0085

Stephen L. Vagnini  
Monterey County Recorder  
Recorded at the request of  
**Filer**

CRDAWN  
1/21/2010  
12:13:55

DOCUMENT: 2010003725



Titles: 1/ Pages: 4  
Fees . . . . . 19.00  
Taxes . . . . .  
Other . . . . . 2.00  
AMT PAID \$21.00

**NOTICE AND DEED RESTRICTION  
REGARDING LIMITATION ON USE  
OF WATER ON A PROPERTY**

**NOTICE IS GIVEN** that the Monterey Peninsula Water Management District (hereinafter referred to as the Water Management District), duly formed as a water district and public entity pursuant to the provisions of law found at Statutes of 1977, Chapter 527, as amended (found at West's California Water Code Appendix, Chapters 118-1 to 118-901), has approved water service to the real property referenced below as "Subject Property."

**NOTICE IS FURTHER GIVEN** that the real property affected by this document is situated in the **County of Monterey:**

**951 CORAL DR, PEBBLE BEACH CA 93953-2540  
{MONTEREY PENINSULA COUNTRY CLUB 1 LOT 3 BLK 24}  
ASSESSOR'S PARCEL NUMBER 007-254-005-000**

This real property is hereinafter referred to as the "Subject Property." The Subject Property is located within the jurisdiction of the Water Management District. **Richard Evans Thum & Sharlene Thum**, (hereinafter referred to as "Owner(s)"), are record Owner(s) of the Subject Property.

Owner(s) and the Water Management District each acknowledge and agree that the installation and maintenance of **one High Efficiency Clothes Washer with a Water Factor of 5.0 or less and an Instant-Access Hot Water System capable of supplying hot water at any access point throughout the structure within ten seconds** are permanent requirements of the Subject Property. Owner(s) and the Water Management District further agree that the maximum permitted water use at the Subject Property is limited to supply the Potable water requirements for **single-family dwelling** consisting of:

- 2 Washbasins in Master Bathroom
- 4 Washbasins (lavatory sink)
- 4 Toilets, Ultra Low Flush (1.6 gallons-per-flush)
- 1 Bathtub: May be Large & Separate Shower in Master Bathroom



- 1 Standard Bathtub (may have Showerhead above)
- 2 Showers, Separate Stall (One Showerhead)
- 2 Kitchen Sinks (including optional adjacent Dishwasher)
- 1 Clothes Washer, High Efficiency with a Water Factor of 5.0 or less
- 1 Laundry Sink/Utility Sink (one per site)
- Reasonable outdoor water use as needed and as allowed by District rules

No water use fixtures other than those listed above have been approved or authorized for use on the Subject Property.

Owner(s) acknowledges that the installation and maintenance of the Low Water Use Plumbing Fixtures and the limitation on the water use fixtures referenced above have been voluntarily accepted as a condition of Water Permit No. 30234, and acknowledges that this restriction is permanent and irrevocable, unless amended by the filing of a less restrictive deed restriction.

**NOTICE IS FURTHER GIVEN** that this agreement is binding and has been voluntarily entered into by Owner(s), and each of them, and constitutes a mandatory condition precedent to receipt of regulatory approval from the Water Management District relating to the Subject Property. This agreement attaches to the land and shall bind any tenant, successor or assignee of Owner(s).

**NOTICE IS FURTHER GIVEN** that present and/or future use of water at the Subject Property site is restricted by Water Management District Rules and Regulations to the water use requirements referenced above. Any Intensification of Use on the Subject Property, as defined by Water Management District Rule 11, or any change in the quantity or type of water fixtures listed above, will require prior written authorization and Permit from the Water Management District. Approval may be withheld by the Water Management District, in accord with then applicable provisions of law. Present or future Allocations of water may not be available to grant any Permit to Intensify Water Use at this site. If any request to Intensify Water Use on the Subject Property is approved, Connection Charges and other administrative fees may be required as a condition of approval.

**NOTICE IS FURTHER GIVEN** that modification or Intensification of Water Use on the Subject Property that occurs without the advance written approval of the Water Management District is a violation of Water Management District Rules and may result in a monetary penalty for each offense as allowed by Water Management District Rules. Each separate day, or portion thereof, during which any violation occurs or continues without a good faith effort by the Responsible Party to correct the violation shall be deemed to constitute a separate offense. All Water Users within the jurisdiction of the Water Management District are subject to the Water Management District Rules, including Rules 11, 20, 21, 23, 24, and 148.

The Owner(s) and the Water Management District each intend that this Notice and Deed Restriction act as a deed restriction upon the Subject Property, and that it shall be irrevocable under its terms. This document shall be enforceable by the Water Management District or any public entity that is a successor to the Water Management District.

The Owner(s) elects and irrevocably covenants with the Water Management District to abide by the conditions of this Notice and Deed Restriction to enable issuance of Water Permit No. 30234. But for the limitations and notices set forth herein, approval of this Water Permit would otherwise be withheld and found to be inconsistent with the Water Management District Rules and Regulations.


This Notice and Deed Restriction is placed upon the Subject Property. Any transfer of this property, or an interest therein, is subject to this deed restriction. This Notice and Deed Restriction shall have no termination date unless amended by the filing of a less restrictive deed restriction.

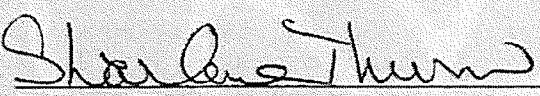
If any provision of this Notice and Deed Restriction is held to be invalid, or for any reason becomes unenforceable, no other provision shall thereby be affected or impaired.


The undersigned Owner(s) agrees with and accepts all terms of this document stated above, and requests and consents to recordation of this Notice and Deed Restriction Regarding Limitation on Use of Water on a Property. The Owner(s) further agrees to notify any present and future tenant of the Subject Property of the terms and conditions of this document.

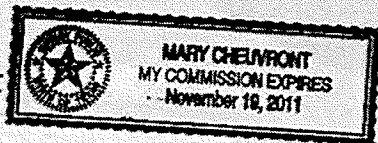
**OWNER(S) agrees to recordation of this Notice and Deed Restriction in the Recorder's Office for the County of Monterey. Owner(s) further unconditionally accepts the terms and conditions stated above.**

*(Signatures must be notarized)*

  
Richard Evans Thum Dated: 1/14/10

  
Sharlene Thum Dated: 1/13/10

By:  Dated: 1/20/2010  
Gabriela Ayala, Conservation Representative  
Monterey Peninsula Water Management District



*Mary Chevront*  
1-14-10

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California

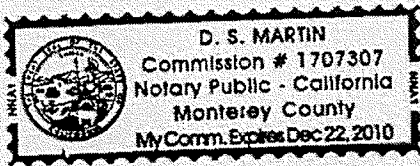
County of Monterey

On January 13, 2010, before me, D. S. Martin, Notary Public, personally appeared Suzanne Thum

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.



[Signature]  
(Signature of Notary Public)

Place Notary Seal Here

**OPTIONAL**

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

**Description of Attached Document**

Title or Type of Document: Notice and Deed Restriction Regarding Limitation of Use of Water on a Property.

Document Date: 1/13/2010 Number of Pages: 3

Signer(s) Other Than Named Above: Suzanne Thum

**END OF DOCUMENT**