

RESCISSION AND ESTOPPEL AFFIDAVIT

STATE OF California,  
COUNTY OF Alameda ss.

CARLOS T. CONCEPCION and BELEN M. CONCEPCION, husband and wife -----, being first duly sworn, each for himself, deposes and says: That they are the identical parties who made, executed, and delivered that certain deed to NORTH AMERICA SAVINGS AND LOAN ASSOCIATION, a California Corporation, dated the 5th day of March, 1985, conveying the following described property to wit:

SEE ATTACHED LEGAL DESCRIPTION  
MARKED "EXHIBIT A"

THAT affiant(s) are now, and at all time herein mentioned, was/are husband and wife

THAT the aforesaid deed is intended to be, and is, an absolute conveyance of the title to said premises to the grantee named therein, and was not, and is not now, intended as a mortgage, trust conveyance, or security of any kind; that it was the intention of affiant(s) as grantors in said deed to convey, and by said deed these affiants did convey to the grantee therein all their right, title, and interest, absolutely in and to, said premises; that possession of said premises has been surrendered to the grantee. Further, it is the intent of affiants to rescind that "KINGSBURY OF TAHOE RESORT TIMESHARE PURCHASE AND SALE AGREEMENT AND ESCROW INSTRUCTIONS", under Douglas County Title Co., Inc. No. 103443-40, between the same parties hereto.

THAT in the execution and delivery of said deed, affiants were not acting under any misapprehension as to the effect thereof, and acted freely and voluntarily and were not acting under coercion or duress;

THAT the consideration for said deed was and is payment to affiants of the sum of \$10.00 plus, representing all monies expended by affiants herein; that at the time of making said deed, affiants believed, and now believe, that the aforesaid consideration therefore represents the fair value of the property so deeded, and rescinds the above mentioned "Purchase and Sale Agreement, and Escrow Instructions".

THIS affidavit is made for the protection and benefit of the grantee in said deed, his successors and assigns, and all other parties hereafter dealing with or who may acquire an interest in the property herein described, and particularly for the benefit of DOUGLAS COUNTY TITLE CO., INC., which may in the future insure the title to said property in reliance thereon, and any other title company which may hereafter insure the title to said property;

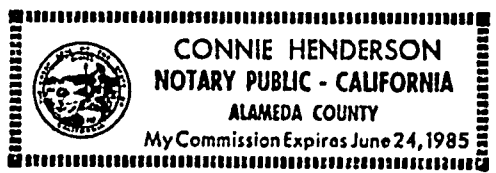
THAT affiants, and each of them, will testify, declare, depose and certify before any competent tribunal, officer or person, in any case now pending or which may hereafter be instituted, to the truth of the particular facts hereinabove set forth.

Carlos T. Concepcion  
CARLOS T. CONCEPCION

Belen M. Concepcion  
BELEN M. CONCEPCION

On March 6, 1985, 1985, personally appeared before me, a Notary Public, Carlos T. Concepcion and Belen M. Concepcion who acknowledged that they executed the above instrument.

Connie Henderson - Notary Public  
CONNIE HENDERSON EXP. 6-24-85



LEGAL DESCRIPTION

All that certain Condominium Estate located in the County of Douglas, State of Nevada, more particularly described as follows:

Parcel A

An undivided 1/52nd interest in and to the Condominium Estates hereinafter described:

Parcel No. 1

Lot 20, in Unit C, Level 7, Plan C; as set forth in the Condominium Map of Kingsbury Towers, being a subdivision of Lot 58, Tahoe Village Unit No. 1, amended map, filed for record September 28, 1979, as Document No. 37124, Official Records of Douglas County, Nevada, and as corrected by certificate recorded December 29, 1982, in Book 1282 of Official Records at Page 1556, Douglas County, State of Nevada, as Document No. 74361, and as defined in that certain Declaration of Covenants, Conditions and Restrictions for Lot 58, Tahoe Village, Unit No. 1 recorded April 9, 1982, in Book 482 of Official Records, at Page 499, as Document No. 66722, and first amendment to said Declaration recorded June 18, 1982 in Book 682 of Official Records at Page 1016, as Document No. 68648, and also Supplemental Declaration recorded June 18, 1982 in Book 682 of Official Records at Page 1020, as Document No. 68649, all said instruments being recorded in Official Records of Douglas County, State of Nevada.

Parcel No. 2

TOGETHER WITH an undivided 1/20th interest in and to those portions designated as Common Areas as set forth in the Condominium Map of Kingsbury Towers, being a subdivision of Lot 58, Tahoe Village Unit No. 1, amended map, filed for record September 28, 1979, as Document No. 37124, Official Records of Douglas County, Nevada, and as corrected by certificate recorded December 29, 1982, in Book 1282 of Official Records at Page 1556, Douglas County, State of Nevada, as Document No. 74361, and as defined in that certain Declaration of Covenants, Conditions and Restrictions for Lot 58, Tahoe Village Unit No. 1, recorded April 9, 1982, in Book 482 of Official Records, at Page 499, as Document No. 66722, and first amendment to said Declaration recorded June 18, 1982 in Book 682 of Official Records at Page 1016, as Document No. 68648, and also Supplemental Declaration recorded June 18, 1982 in Book 682 of Official Records at Page 1020, as Document No. 68649, all said instruments being recorded in Official Records of Douglas County, State of Nevada.

EXCEPTING FROM PARCEL A above described and RESERVING UNTO GRANTOR, its successors and assigns (including all other "Owners" as defined in that certain Declaration of Covenants, Conditions and Restrictions for Time Share Ownership (KINGSBURY OF TAHOE RESORT) recorded December 29, 1982, in Book 1282, Page 1565, as Document No. 74363, Official Records of Douglas County, Nevada, and Amendments thereto), an exclusive right to use and occupy said Parcel A during all "use weeks" (as defined in the Time Sharing Declaration).

Parcel B

The exclusive right to use and occupy the above described Parcel A during the annual use week No. 40 as said term is defined in that certain Declaration of Covenants, Conditions and Restrictions for Time Share Ownership (KINGSBURY OF TAHOE RESORT) recorded December 29, 1982, in Book 1282 of Official Records at Page 1565, Douglas County, Nevada, as Document No. 74363.

This conveyance is made and accepted and said property is hereby granted subject to those certain covenants, conditions and restrictions as contained in (those) certain Declarations of Restrictions, and amendments and supplements thereto, above referenced all of which by this reference hereto are hereby expressly incorporated in and made a part hereof as though fully set out herein.

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BOOK 385 PAGE 832

COPY

REQUESTED BY  
**DOUGLAS COUNTY TITLE**  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

'85 MAR 13 P12:16

SUZANNE BEAUDREAU  
RECORDER

\$ 7<sup>00</sup> PAID Bh DEPUTY

**114609**

BOOK **385** PAGE **833**