

ESTOPPEL AFFIDAVIT

State of \_\_\_\_\_ )  
 ) ss  
County of \_\_\_\_\_ )

MICHAEL J. FLEMING and PAMELS C. FLEMING  
ANN BYRNE, THE BYRNE FAMILY TRUST 5-9-86 being first duly sworn,  
each for himself and herself, deposes and says: That they are the  
indentical parties who made, executed and delivered that certain  
Deed to HARICH TAHOE DEVELOPMENTS, dated  
June 1987, conveying the following described property  
to wit:

SEE EXHIBIT "A" ATTACHED HERETO

That affiant(s) now is(are), and at all time herein mentioned,  
was(were) husband and wife, Trustee of Trust;  
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 is was the intention of  
affiants as grantors in said Deed to convey, and by said Deeds 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;

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 in  
full of the debt, the sum of which is \$ 30,243.96, and the  
full cancellation of all debts, obligations, costs, and charges  
secured by that certain Deed of Trust heretofore existing on said  
property executed by MICHAEL J. FLEMING and PAMELA C. FLEMING,  
husband and wife and ANN BYRNE, Trustee of THE BYRNE FAMILY TRUST 5-9-86  
Trutor, to DOUGLAS COUNTY TITLE COMPANY  
, Trustee, for HARICH TAHOE DEVELOPMENTS  
as Beneficiary, dated the 10th day of  
March, 19 87, and recorded March 23, 1987  
in Book 387 at page 2158, of Official Records, Douglas County,  
Nevada, and the reconveyance of said property under said Deed of Trust;  
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;

This affidavit is made for the protection and benefit of the  
grnatee 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  
STEWART TITLE OF DOUGLAS COUNTY, a Nevada Corporation, which is  
about to 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,  
or 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.

Michael J. Fleming Pamela C. Fleming Anne Byrne Trustee  
MICHAEL J. FLEMING PAMELA C. FLEMING ANNE BYRNE, Trustee  
Subscribed and Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_  
19\_\_\_\_, Notary Public in and for the County of \_\_\_\_\_ State of \_\_\_\_\_

\_\_\_\_\_  
Notary Public

PARCEL ONE:

An undivided 1/51st interest in and to that certain condominium as follows: (a) An undivided 1/20th interest, as tenants-in-common, in and to Lot 33 of Tahoe Village Unit No. 3, Fifth-Amended Map, recorded October 29, 1981, as Document No. 61612 as corrected by Certificate of Amendment recorded November 23, 1981 as Document No. 62661, all of Official Records Douglas County, State of Nevada. Except therefrom units 121 to 140 as shown and defined on that certain Condominium Plan recorded August 20, 1982, as Document No. 70305 of Official Records. (b) Unit No. 121 as shown and defined on said Condominium Plan.

PARCEL TWO:

A non-exclusive right to use the real property known as Parcel "A" on the Official Map of Tahoe Village Unit No. 3, recorded January 22, 1973, as Document No. 63805, records of said county and state, for all those purposes provided for in the Declaration of Covenants, Conditions and Restrictions recorded January 11, 1973, as Document No. 63681, in Book 173, Page 229 of Official Records and in the modifications thereof recorded September 28, 1973 as Document No. 69063 in Book 973, Page 812 of Official Records and recorded July 2, 1976 as Document No. 1472 in Book 776, Page 87 of Official Records.

PARCEL THREE:

A non-exclusive easement for ingress and egress and recreational purposes and for use and enjoyment and incidental purposes over, on and through Lots 29, 39, 40 and 41 as shown on said Tahoe Village Unit No. 3, Fifth Amended Map and as corrected by said Certificate of Amendment.

PARCEL FOUR:

(a) A non-exclusive easement for roadway and public utility purposes as granted to Harich Tahoe Developments in deed re-recorded December 8, 1981 as Document No. 63026, being over a portion of Parcel 26-A (described in Document No. 01112 recorded June 17, 1976) in Section 30, Township 13 North, Range 19 East, M.D.M., (b) An easement for ingress, egress and public utility purposes, 32' wide, the centerline of which is shown and described on the 5th amended map of Tahoe Village No. 3, recorded October 29, 1981 as Document No. 61612 and amended by Certificate of Amendment recorded November 23, 1981 as Document No. 62661, Official Records, Douglas County, State of Nevada

PARCEL FIVE:

The exclusive right to use said UNIT and the non-exclusive right to use the real property referred to in subparagraph (a) of Parcel One and Parcels Two, Three and Four above during ONE "use week" within the WINTER "use season", as said quoted terms are defined in the Declaration of Restrictions, recorded September 17, 1982, as Document No. 71000 of said Official Records. The above described exclusive and non-exclusive rights may be applied to any available unit in the project, during said use week within said season.

GENERAL ACKNOWLEDGMENT

NO. 201

State of California }  
County of Santa Barbara } SS.

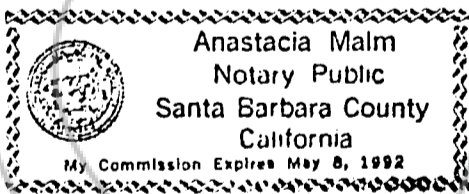
On this the 28th day of June 19 88, before me,

Anastacia Malm

the undersigned Notary Public, personally appeared

Michael J. Fleming and Pamela C. Fleming

personally known to me  
 proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged that they executed it. WITNESS my hand and official seal.



Anastacia Malm  
Notary's Signature

P.O. Box 4625 • Woodland Hills, CA 91364

STATE OF CALIFORNIA }  
COUNTY OF Santa Barbara } ss.  
On June 9, 1988

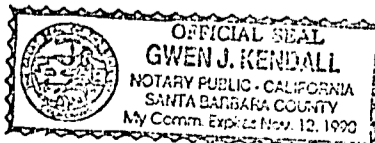
before me, the undersigned, a Notary Public in and for said State, personally appeared Anne Byrne

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.

WITNESS my hand and official seal.

Signature

Gwen J. Kendall



(This area for official notarial seal)

181554

3001 (6/82) (Individual) First American Title Company

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- (b) Unit No. 127 as shown and defined on said Condominium Plan.

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REQUESTED BY  
STEWART TITLE OF DOUGLAS COUNTY

IN OFFICIAL RECORDS OF  
DOUGLAS COUNTY, NEVADA

'88 JUL -6 P12:14

JOYANN BEAUDREAU  
RECORDER

7<sup>00</sup> PAID *Oh* DEPUTY

181554

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