

FILED

Case No. 96-CV-0194

Department No. 1 NO. \_\_\_\_\_

'96 DEC 11 A10:58

BARBARA J. DALEY

BY \_\_\_\_\_

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF DOUGLAS

TAHOE VILLAGE CONDOMINIUM TIME  
SHARE OWNERS ASSOCIATION, a  
non-profit Nevada corporation,

Plaintiff,

vs.

STIPULATION AMENDING  
ORDER AND JUDGMENT  
FORECLOSING LIENS AND  
QUIETING TITLE; ORDER  
THEREON

SAMUEL L. ELKINS and THE HEIRS  
OR DEVISEES OF MARTHA C. ELKINS,  
DECEASED, SUBJECT TO THE  
ADMINISTRATION OF HER ESTATE;  
EDWIN NOWAK and LOIS NOWAK,  
husband and wife; JOSEPH DESENS,  
TRUSTEE OF THE JOSEPH DESENS  
TRUST OF 1989; JAMES R. WEBER  
and PEGGY A. WEBER, husband and  
wife as joint tenants; WILLIAM  
B. WRIGHT and MILDRED S. WRIGHT,  
husband and wife as joint tenants  
and THOMAS R. LABAGH and MARTHA  
L. LABAGH, husband and wife as  
joint tenants, all as tenants in  
common; THE CHARLES COMPANY, a  
Nevada corporation; and JACK  
WHYLE-SPITZ,

Defendants.

\_\_\_\_\_  
TO THE HONORABLE DISTRICT COURT:

COMES NOW, Plaintiff, TAHOE VILLAGE CONDOMINIUM TIME SHARE  
OWNERS ASSOCIATION, by and through its attorneys of record, and  
Defendant, JOSEPH DESENS, TRUSTEE OF THE JOSEPH DESENS TRUST OF  
1989, and hereby stipulate and agree as follows:

1           WHEREAS, judgment in the above-entitled action was entered  
2 against JOSEPH DESENS, TRUSTEE OF THE JOSEPH DESENS TRUST OF  
3 1989, on or about October 1, 1996, as to the subject real  
4 property commonly known as "Tahoe Village Condominiums, 2  
5 Timeshare Weeks #64-C Summer and #67-D Winter", and more  
6 particularly described in Exhibit "3" to the Complaint in this  
7 action; and

8           WHEREAS, prior to the entry of judgment, the parties had  
9 agreed to enter into an escrow for the transfer of the subject  
10 real property from JOSEPH DESENS, TRUSTEE OF THE JOSEPH DESENS  
11 TRUST OF 1989 to TAHOE VILLAGE CONDOMINIUM TIME SHARE OWNERS  
12 ASSOCIATION, thereby avoiding the time, expense, and stigma of a  
13 completed foreclosure sale; and

14           WHEREAS, an escrow for the above-stated purpose has been  
15 commenced with Stewart Title Company, Minden, Nevada, as Escrow  
16 Number 09002157/AH;

17           NOW THEREFORE, the parties hereby stipulate and agree as  
18 follows:

19           1. The Order And Judgment Foreclosing Liens And Quieting  
20 Title, entered by the Court on or about October 1, 1996, shall  
21 be, and is hereby amended at Paragraph 1, at Pages 2-3 thereof,  
22 to delete the interest of JOSEPH DESENS, TRUSTEE OF THE JOSEPH

23 //

24 //

25 //

26 //

27 //

1 DESENS TRUST OF 1989, being defeased of any right, title, or  
2 interest, in and through said foreclosure action.

3 IT IS SO STIPULATED.

4 Dated: DEC 3, 1996

5 Joseph Desens  
6 JOSEPH DESENS, TRUSTEE OF THE  
7 JOSEPH DESENS TRUST OF 1989,  
8 Defendant

9 Dated: 12.4.96

10 PREZANT & MOLLATH

11 By: Stephen C. Mollath  
12 STEPHEN C. MOLLATH, P.C.  
13 Attorneys for Plaintiff,  
14 TAHOE VILLAGE CONDOMINIUM  
15 TIME SHARE OWNERS  
16 ASSOCIATION

17 Stephen C. Mollath, Esq.  
18 PREZANT & MOLLATH  
19 100 West Liberty Street, Suite 750  
20 Reno, Nevada 89501  
21 (702) 786-3011

22 O R D E R

23 IT IS SO ORDERED.

24 DATED this 11 day of Dec, 1996.

25 David B. Bunker  
26 \_\_\_\_\_  
27 DISTRICT JUDGE

28 CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.

DATE: 1-13-97  
Bleed Clerk of the District Court  
of the State of Nevada, in and for the County of Douglas,

By: D. Daley 3 Deputy

REQUESTED BY  
Stewart Title of Douglas County  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

'97 MAR 28 A10:24

LINDA SLATER  
RECORDER

\$ 9<sup>00</sup> PAID K2 DEPUTY

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