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FILED
NO. 99.009

'99 JAN 19 P3:09

Recorded at the request of:
Douglas County, Nevada
c/o Community Development Department
Attn.: Pete Wysocki

BARBARA REED
CLERK
BY *[Signature]* DEPUTY

AMENDED ORDER FOR ABANDONMENT:

**AN ORDER AMENDING THE ORDER OF
ABANDONMENT VACATING A PORTION OF SOUTH
PEAK DRIVE
AS LOCATED WITHIN THE LOGAN CREEK ESTATES,
LAKE TAHOE RURAL COMMUNITY**

WHEREAS Douglas County, a political subdivision of the State of Nevada, presently holds an easement interest within the N/E ¼ of Section 22, Township 14 North, Range 18 East, MDB&M, for portions of that certain road right-of-way commonly known as South Peak Drive. Said easement is described in Exhibit "A", attached hereto; and,

WHEREAS Douglas County, pursuant to the provisions of NRS 278.480 may vacate or abandon by formal order any portion of a public roadway which is in excess of its needs; and,

WHEREAS on November 30, 1994 the Douglas County Planning Commission held a public hearing in conformance with the provisions of NRS 278.240 to take testimony for said abandonment and did find that the release of the subject easement as shown on aforesaid Exhibit "A" would not have an adverse effect on the Douglas County Master Plan; and,

WHEREAS on June 29, 1994 the Logan Creek General Improvement District held a public hearing, and did find in favor of the abandonment of the subject easement; and,

WHEREAS on December 15, 1994 the Board of Douglas County Commissioners held a public hearing to take testimony for said abandonment and did find that the subject easement is in excess of the needs of Douglas County; and,

WHEREAS the USDA, Forest Service, declined to accept reversion of the portion of the subject roadway adjacent to its property; and

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WHEREAS on October 1, 1998, the Board of Douglas County Commissioners held a public hearing and ordered the amendment of the Order of Abandonment vacating a portion of South Peak Drive, recorded in the official records of Douglas County, Nevada, File No. 356639, Book 295, Page 3210 and File No. 355418, Book 295, Page 162, as hereinafter set forth;

NOW THEREFORE be it ordered by the Board of Douglas County Commissioners, that the right-of-way and incidents thereto, being all that land described and delineated on Exhibit "A", is hereby abandoned subject to the following conditions and stipulations:

1. The subject easement shall revert to David Dieter and Rosalie Dieter, their heirs, successors and assigns.
2. The abandonment is solely for the release of the public roadway interest, and it is hereby confirmed that any and all drainage and Public Utility easements embracing the limits of the original roadway is expressly reserved for the continuation, maintenance, expansion, and operation of any drainage facilities and public utilities contained within the limits of this abandonment.

DATED this 14th day of January, 1999.

Jacques Etchegoyhen
Jacques Etchegoyhen, Chairman
Douglas County Board of Commissioners

STATE OF NEVADA)
)ss.
COUNTY OF DOUGLAS)

On the 14th day of January, 1999, Jacques Etchegoyhen, Chairman of the Douglas County Board of Commissioners, personally appeared before me, Barbara J. Reed, Douglas County Clerk, and acknowledged to me, that in conformance with the direction of the Board of Douglas County Commissioners meeting of October 1, 1998, he executed the above instrument on behalf of Douglas County, a political subdivision of the State of Nevada.

Barbara J. Reed by Sandra Condon
Barbara J. Reed, Douglas County Clerk Chief Deputy Clerk.

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DESCRIPTION
South Peak Drive

All that real property situate in the County of Douglas, State of Nevada,
described as follows:

All that portion of South Peak Drive as shown on the Final Map of Logan
Creek Estates - Unit 2, filed for record in said County on November 19,
1965, Document No. 30136, more particularly described as follows:

Beginning at the Northeast corner of Lot 27 of said Logan Creek Estates,
Unit 2;

thence South 52° 30' 52" East 64.66 feet;

thence South 59° 23' 05" West 44.07 feet;

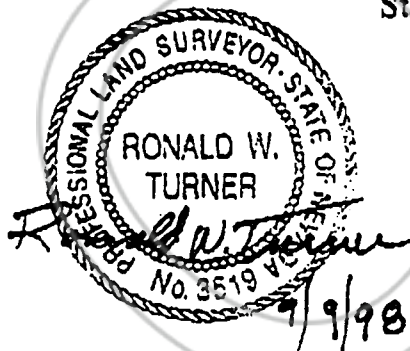
thence along a curve concave to the North with a radius of 45.00 feet,
a central angle of 250° 31' 44", and an arc length of 196.77 feet;

thence North 59° 23' 05" East 62.38 feet to the Point of Beginning.

The Basis of Bearing is referenced to the above Logan Creek Estates, Unit 2.

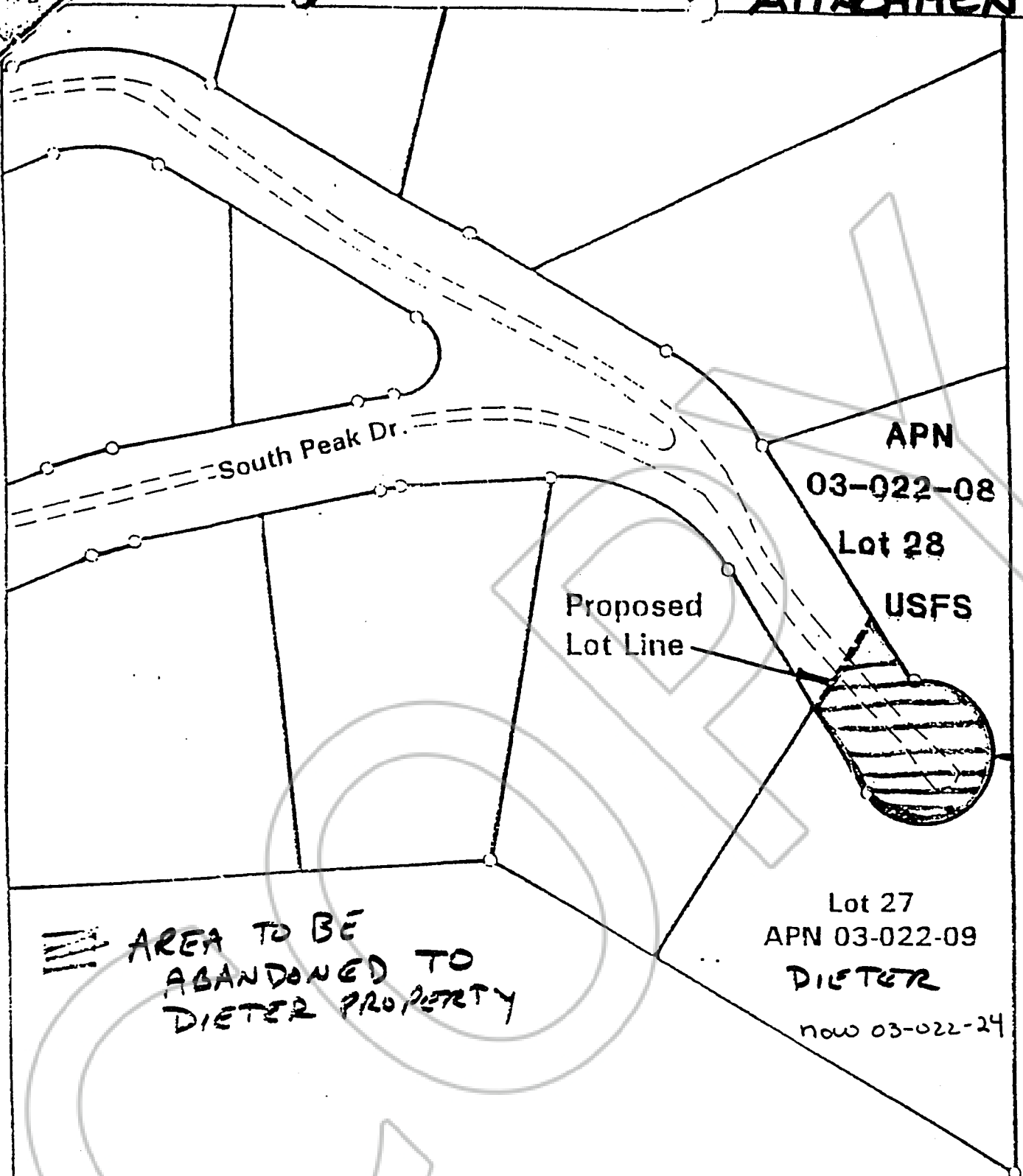
Note: Refer this description to your title company before
incorporating into any legal document.


Prepared by: Turner & Associates, Inc.
Land Surveying
P.O. Box 5067
Stateline, NV 89449



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**AREA TO BE
 ABANDONED TO
 DIETER PROPERTY**

**APN
 03-022-08
 Lot 28
 USFS**

**Proposed
 Lot Line**

**Lot 27
 APN 03-022-09
 DIETER
 now 03-022-24**

<p>Dieter Proposed Road Abandonment</p>	<p>Basin Strategies <hr/> Planning and Consulting Services P. O. Box 11945, Zephyr Cove, NV 89448 (702) 588-8722 (Fax) 588-8689</p>	<p>APN 03-022-09 1640 South Peak Dr. Douglas Co., NV Prepared By: VEB Date: 10/7/94</p>
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UN REC
C. 11/18

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DOUGLAS COUNTY
COMMUNITY DEVELOPMENT

✓ Recorded at the request of:
Douglas County, Nevada
c/o Department of Community Development
Attn: Dennis Robert Little

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THIS DOCUMENT IS BEING
RECORDED TO
INCLUDE EXHIBIT "A"

BARBARA REED
CLERK
BY *[Signature]* DEPUTY

ABANDONMENT:

**AN ORDER OF ABANDONMENT
VACATING A PORTION OF SOUTH PEAK DRIVE
AS LOCATED WITHIN THE LOGAN CREEK ESTATES
LAKE TAHOE RURAL COMMUNITY**

WHEREAS Douglas County, a political subdivision of the State of Nevada, presently holds an easement interest within the NE 1/4 of Section 22, T.14 N., R.18 E., M.D.B.& M., for portions of that certain road right-of-way commonly known as South Peak Drive. Said easement is more fully shown and delineated on Exhibit "A", attached hereto; and,

WHEREAS Douglas County, pursuant to the provisions of NRS 278.480, may vacate or abandon by formal order any portion of a public roadway which is in excess of it's needs; and,

WHEREAS on November 30, 1994, the Douglas County Planning Commission held a public hearing in conformance with the provisions of NRS 278.240 to take testimony for said abandonment and did find that the release of the subject easement as shown on aforesaid Exhibit "A" would not have an adverse effect on the Douglas County Master Plan; and,

WHEREAS on June 29, 1994, the Logan Creek General Improvement District held a public hearing, and did find in favor of the abandonment of the subject easement; and,

WHEREAS on December 15, 1994, the Board of Douglas County Commissioners held a public hearing to take testimony for said abandonment and did find that the subject easement is in excess of the needs of Douglas County.

NOW THEREFORE be it ordered by the Board of Douglas County Commissioners, that the right-of-way and incidents thereto, being all that land described and delineated by shading as shown on Exhibit "A", is hereby abandoned subject to the following conditions and stipulations:

- 1) The subject easement shall revert to the abutting property owners as prescribed within Chapter 278.480 of the Nevada Revised Statutes.

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2) The abandonment is solely for the release of the public roadway interest, and it is hereby confirmed that any and all drainage and Public Utility easements embracing the limits of the original roadway is expressly reserved for the continuation, maintenance, expansion, and operation of any drainage facilities and public utilities contained within the limits of this abandonment.

DATED this 19TH day of January, 1995.

Robert L. Algeier
Robert L. Algeier, Chairman
Douglas County Board of Commissioners

STATE OF NEVADA)
)SS.
COUNTY OF DOUGLAS)

On the 19TH day of January, 1995, Robert L. Algeier, Chairman of the Douglas County Board of Commissioners, personally appeared before me, Barbara J. Reed, Douglas County Clerk, and acknowledged to me, that in conformance with the direction of the Board of Douglas County Commissioners meeting of December 15, 1994, he executed the above instrument on behalf of Douglas County, a political subdivision of the State of Nevada.

Barbara J. Reed
Barbara J. Reed, Douglas County Clerk

By: Norothy Young, Deputy

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REQUESTED BY
JRAUNR93148AP.ORD DOUGLAS COUNTY Page 2 of 2
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

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LINDA SLATER
RECORDER

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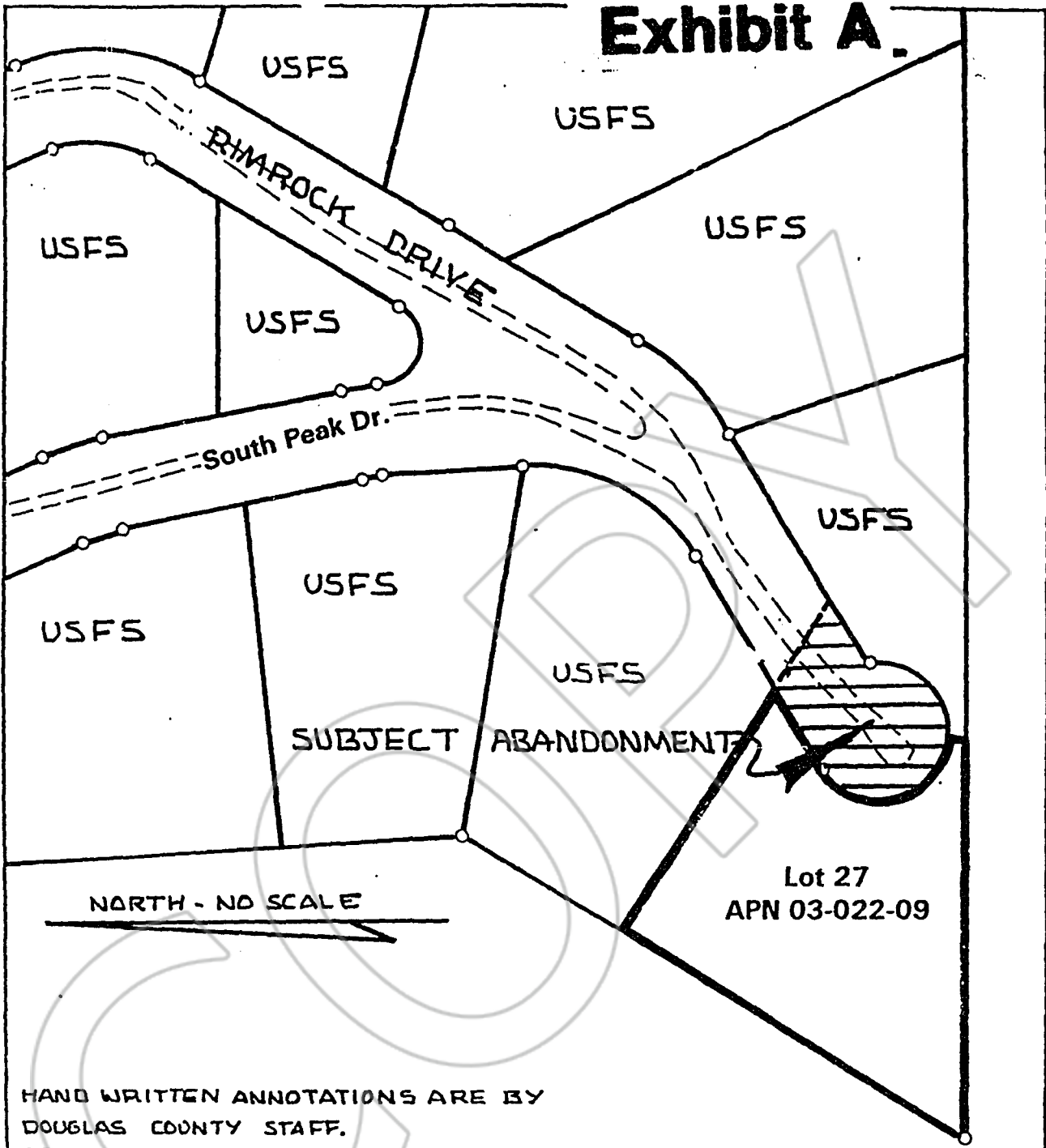
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CERTIFIED COPY

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

DATE: January 31, 1995
B. Reed Clerk of the 9th Judicial District Court
of the State of Nevada, in and for the County of Douglas.
By Carol A. Muller Deputy

Exhibit A



HAND WRITTEN ANNOTATIONS ARE BY DOUGLAS COUNTY STAFF.

<p>Dieter Proposed Road Abandonment</p>	<p>Basin Strategies Planning and Consulting Services P. O. Box 11945, Zephyr Cove, NV 89448 (702) 588-8722 (Fax) 588-8689</p>	<p>APN 03-022-09 1640 South Peak Dr. Douglas Co., NV Prepared By: VEB Date: 10/7/94</p>
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COPY

REQUESTED BY
Douglas Christy
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

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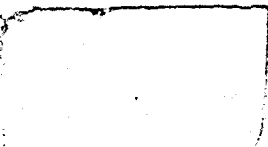
LINDA SLATER
RECORDER

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DOUGLAS COUNTY
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

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LINDA SLATER
RECORDER

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CERTIFIED COPY

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

DATE: January 19 1999
B. Reed Clerk of the *Reed* Judicial District Court
of the State of Nevada, in and for the County of Douglas.

By *W. M. Muller* Deputy

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