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DOUGLAS COUNTY  
DISTRICT COURT CLERK

1 Case No. 00CV0038

2 Dept. No. I '00 FEB 24 10:52

3  
4 BARBARA REED  
CLERK

5 B. P. GREGORY - DEPUTY

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

8  
9 MELVIN L. GRAIS and DIAN RUTH GRAIS,  
10 Trustees of the MELVIN L. GRAIS 1969  
11 SHORT FORM TRUST AMENDED  
NOVEMBER 28, 1983,

12 Plaintiffs,

NOTICE OF LIS PENDENS  
(NRS 39.040)

13 v.

14 ROBERT M. MELNIKOFF, individually and  
15 as Trustee under the MELNIKOFF Trust  
16 Agreement dated February 19, 1992;  
17 RONALD A. RESTIFO, individually and  
18 as trustee of the RESTIFO FAMILY  
19 REVOCABLE LIVING TRUST 1999; and  
20 MONIKA RESTIFO, individually and as  
21 trustee of the 1998 MONIKA E. RESTIFO  
22 REVOCABLE TRUST U/D/T March 19, 1998,

23 Defendants

24 NOTICE IS HEREBY GIVEN that a Complaint has been filed  
25 in the above-entitled Court by the foregoing Plaintiffs against  
26 the foregoing named Defendants for an order directing the  
27 partition and sale of certain real property located at 128 Market  
28 Street, Stateline, Douglas County, Nevada, Assessor's Parcel

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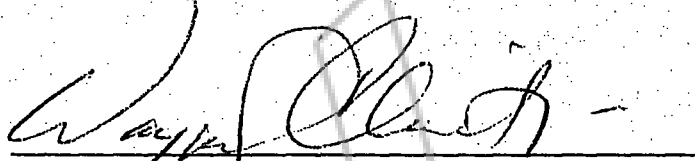
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LAW OFFICE OF  
WAYNE S. CHIMARUSTI  
300 WEST SECOND STREET  
CARSON CITY, NEVADA 89703  
(775) 885-9066

1 Number 07-180-90, more particularly described in Exhibit "A"  
2 attached hereto and incorporated herein by reference.

3 DATED this 23 day of February, 2000.

4  
5   
6 \_\_\_\_\_  
7 WAYNE S. CHIMARUSTI, ESQ.  
8 300 West Second Street  
9 Carson City, NV 89703  
10 (775) 885-9066  
11 Attorney for Plaintiff

LAW OFFICE OF  
WAYNE S. CHIMARUSTI  
300 WEST SECOND STREET  
CARSON CITY, NEVADA 89703  
(775) 885-9066

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## LEGAL DESCRIPTION

The land referred to herein is situated in the State of Nevada, County of Douglas, described as follows:

### PARCEL NO. 1

A parcel of land situated in and being a portion of the Northeast 1/4 of the Northwest 1/4 of Section 26, Township 13 North, Range 18 East, M.D.B.&M., more particularly described as follows, towit:

BEGINNING at a point on the Section line between Sections 23 and 26, Township 13 North, Range 18 East, M.D.B.&M., which is 1,146.60 feet West from the 1/4 corner between Sections 23 and 26; thence South 0 degrees 08' East, 1,317.13 feet; thence North 89 degrees 42' West, a distance of 157.02 feet; thence North 0 degrees 08' West, a distance of 1,316.93 feet; thence South 89 degrees 46' East, a distance of 160.95 feet to the POINT OF BEGINNING.

EXCEPT THEREFROM that portion of said land conveyed to SPIVAK DEVELOPMENT COMPANY, a Partnership, in Deed recorded July 23, 1970 in Book 77, Page 655, Document No. 48829, Official Records, more particularly described as follows:

The Northerly 190.00 feet of that certain lot, piece or parcel of land situate in the County of Douglas, State of Nevada, described as follows:

BEGINNING at a point on the Section line between Sections 23 and 26, Township 13 North, Range 18 East, M.D.B.&M., which is 1,146.60 feet West from the 1/4 corner between Sections 23 and 26; thence South 0 degrees 08' East, a distance of 1,317.13 feet; thence North 89 degrees 42' West, a distance of 157.02 feet; thence North 0 degrees 08' West, a distance of 1,316.93 feet; thence South 89 degrees 46' East, a distance of 160.95 feet to the POINT OF BEGINNING.

ALSO FURTHER EXCEPTING THEREFROM all that portion of said land conveyed to KINGSBURY GENERAL IMPROVEMENT DISTRICT, a Municipal corporation, in Deed recorded March 10, 1976 in Book 376, Page 476, Document No. 88812, Official Records, more particularly described as follows:

Continued on next page

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EXHIBIT "A"

0486941

BK0200PG4138

A parcel of land being a portion of the Northeast 1/4 of the Northwest 1/4 of Section 26, Township 13 North, Range 18 East, M.D.B.&M., further being a portion of that certain Record of Survey dated January 30, 1958, as Document No. 12909 and further being the West 60 feet of the North 235 feet, excepting the North 200 feet of the above described "FENN PARCEL", as recorded in Book 73, Page 38, Official Records of Douglas County, Nevada, said parcel for constructing, maintaining and operating a sewer pump station and appurtenances to be acquired in fee and owned by the Kingsbury General Improvement District.

TOGETHER WITH all the right, title, and interest of the Grantor in and to that certain easement for Common Roadway and incidental purposes to service the above described parcel of land, to which said easement is appurtenant to the adjoining parcel of land, as set forth in Agreement dated December 30, 1969, executed by PHILIP 11, FENN and CHARLES BARBER, recorded January 22, 1970 in Book 73, Page 38, Document No. 46935, Official Records, more particularly described as follows:

(A) A strip of land being the East 30 feet of that certain lot, piece or parcel of land situate in the county of Douglas, State of Nevada, described as follows:

BEGINNING at a point on the Section line between Sections 23 and 26, Township 13 North, Range 18 East, M.D.B.&M., which is 1,146.60 feet West from the 1/4 corner between Sections 23 and 26; thence South 0 degrees 08' East, a distance of 1,317.13 feet; thence North 89 degrees 49' West, a distance of 157.02 feet; thence North 0 degrees 08' West, a distance of 1,316.93 feet; thence South 89 degrees 46' East, a distance of 160.95 feet to the POINT OF BEGINNING.

(B) A strip of land being the West 30 feet of that certain lot, piece or parcel of land situate in the County of Douglas, State of Nevada, described as follows:

BEGINNING at a point on the Section line between Sections 23 and 26, Township 13 North, Range 18 East, M.D.B.&M., which is 1,146.60 feet West from the 1/4 corner between Sections 23 and 26; thence South 0 degrees 08' East, a distance of 1,317.13 feet; thence East 163.80 feet; thence North 1,316.93 feet; thence West, a distance of 163.80 feet to the POINT OF BEGINNING.

Continued on next page

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PARCEL NO. 2

A parcel of land situate in the Northeast Quarter of the Northwest Quarter of the Northwest Quarter of Section 26, Township 13 North, Range 18 East, M.D.B.&M. in Douglas County, Nevada, that is described as follows:

Beginning at a point on the left or westerly highway right-of-way line of the reroute of U.S. 50, project F-002-1(31), said point of beginning being 175.00 feet left of and at right angles to Highway Engineer's Station "04" 48+ 65.00 P.O.T.; and further described as bearing South 84 degrees 19'17" East a distance of 944.42 feet from the Northwest corner of Section 26, Township 13 North, Range 18 East, M.D.B.&M.; thence North 61 degrees 46'56" West along said right-of-way line a distance of 78.61 feet to a point on the right of southerly right-of-way line of SR-19 (Kingsbury Grade); thence South 88 degrees 55'43" East along said SR-19 right-of-way line a distance of 434.86 feet to a point on the easterly boundary of the Northwest Quarter of the Northwest Quarter of said Section 26, said point also being on the right or easterly highway right-of-way line; thence South 0 degrees 50'01" West along said easterly boundary a distance of 102.34 feet to a point, said point being the true point of beginning; thence South 6 degrees 58'18" West a distance of 671.14 feet to a point on the southerly boundary of that parcel of land as granted to Water Cox and John E. Michelsen, in deed recorded August 22, 1963, in Book 19, Page 135, Document No. 23282, Official Records of Douglas County, Nevada; thence South 60 degrees 41'40" East along said southerly boundary a distance of 82.28 feet to a point, said point being the southeasterly corner of said Cox and Michelsen parcel; thence North 0 degrees 03'56" East a distance of 707.55 feet to the true point of beginning.

Assessors Parcel No. 07-180-90

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:

2/24/00 SEAL

[Signature] Clerk of the 9th Judicial District Court of the State of Nevada, In and for the County of Douglas,

By [Signature] Deputy

0486941

BK0200PG4140

REQUESTED BY

Wayne Chimarust  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

2000 FEB 28 AM 9:36

LINDA SLATER  
RECORDER

\$11.00 PAID K2 DEPUTY