

RECORDING REQUESTED BY:

State Land Registrar
Nevada Division of State Lands
333 West Nye Lane, Room 118
Carson City, Nevada 89706

WHEN RECORDED MAIL TO:

State Land Registrar
Nevada Division of State Lands
333 W. Nye Lane, Room 118
Carson City, Nevada 89706

**RESCISSION OF
DECLARATION OF COVENANTS, CONDITIONS AND
RESTRICTIONS
PROJECT AREA AND COVERAGE CALCULATION**

This Rescission is made this 1st day of ^{MAR 2000} ~~February~~, 2000, by ROBERT E. MARTIN, individually and as Trustee under the Robert E. Martin Trust dated July 5, 1988 and ROBERT E. MARTIN, successor Co-Trustee of the Ernst Kahn and Majorie Ingeborg Kahn Inter Vivos Trust under date of April 1, 1987, Residual Trust (hereinafter referred to as "Trustee") and the Tahoe Regional Planning Agency (hereinafter referred to as "TRPA"), and together hereinafter collectively the "Parties."

RECITALS

1. Robert E. Martin, as Trustee, is the owner of certain real Property located in the County of Douglas, State of Nevada, described as follows:

PARCEL A:

All that portion of the Southeast 1/4 of Section 15, Township 14 North, Range 18 East, M.D.M., more particularly described as follows:

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All of Parcel A as shown on the Parcel Map for Robert E. Martin, recorded May 13, 1974, in the Office of the County Recorder, Douglas County, Nevada, in Book 574, Page 354, Document No. 73146, lying Westerly of U.S. Highway 50, as recorded on September 30, 1997, in the Official Records of Douglas County, Nevada, Document No. 0422893, Book 0997, Page 6310, and having Assessor's Parcel Number 01-130-03.

PARCEL B:

All that portion of the Southeast 1/4 of Section 15, Township 14 North, Range 18, East, M.D.M., more particularly described as follows:

All of Parcel B as shown on the Parcel Map for Robert E. Martin, recorded May 13, 1974, Book 574, Page 354, as Document No. 73146, lying Westerly of U.S. Highway 50, as recorded on September 30, 1997, in the Official Records of Douglas County, Nevada, Document No. 0422893, Book 0997, Page 6310, and having Assessor's Parcel Number 01-130-04.

PARCEL C:

All that portion of the Southeast 1/4 of Section 15, Township 14 North, Range 18 East, M.D.M., more particularly described as follows:

Beginning at a point of the East line of said Section 15 which bears South 0°26'17" East 656.22 feet from the South 1/16 corner common to Sections 14 and 15; thence South 0°26'17" East 167.16 feet (170 feet record); thence North 89°59'13" West 1242.77 feet; to a point on the Easterly line of U.S. Highway 50; thence along said Easterly line North 03°15'52" West 79.09 feet; thence South 89°50'12" East 1240.63 feet to the Point of Beginning, as recorded on September 30, 1997 in the Official Records of Douglas County, Nevada, Document No. 0422893, Book 0977, Page 6310, and having Assessor's Parcel Number 01-130-21.

Parcels A, B and C are hereinafter collectively referred to as the "Property."

2. The Property is located in the Tahoe Region as described in the Tahoe Regional Planning Compact (P.L. 96-551, Stat. 3233, 1980), which region is subject to the regional plan and the ordinances adopted by the TRPA pursuant to the Tahoe Regional Planning Compact.
3. On July 14, 1998, the parties recorded certain Covenants, Conditions and Restrictions against the Property by an instrument entitled Deed Restriction recorded in Book 798, Page 2359, as Document No. 0444278 of Official Records of Douglas County, Nevada.

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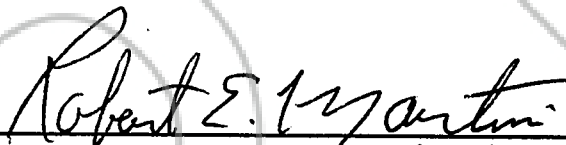
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4. The parties now desire to rescind in their entirety the said Covenants, Conditions and Restrictions on the Property.

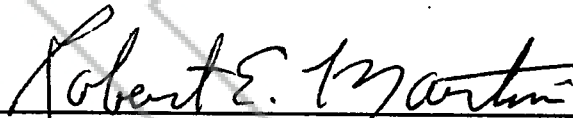
RESCISSION

- 5. For a valuable consideration, the receipt and sufficiency of which is hereby acknowledged, all those certain Covenants, Conditions and Restrictions referenced in paragraph 3 above, on the Property, are hereby rescinded, terminated, vacated and held for naught.
- 6. Further, the approval that Trustee received from the TRPA on May 15, 1997, to construct a new single family dwelling on Parcel C of the Property, subject to certain conditions, is hereby rescinded, terminated, vacated and held for naught.

IN WITNESS WHEREOF, Parties have executed this Rescission this
1st day of ~~February~~ ^{MARCH}, 2000.



ROBERT E. MARTIN, individually and as Trustee under the Robert E. Martin Trust dated July 5, 1988



ROBERT E. MARTIN, successor Co-Trustee of the Ernst Kahn and Majorie Ingeborg Kahn Inter Vivos Trust under date of April 1, 1987, Residual Trust

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

^{MARCH} On ~~February~~ 1, 2000, personally appeared before me, a notary public, ROBERT E. MARTIN, personally known to me to be the person whose name is subscribed to the above instrument who acknowledged that he executed the instrument.

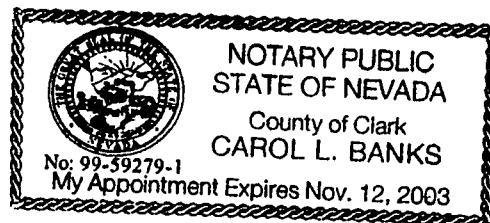


NOTARY PUBLIC

SUBSCRIBED & SWORN TO BEFORE ME
THIS 1 DAY OF March, 2000
Carol L. Banks
NOTARY PUBLIC

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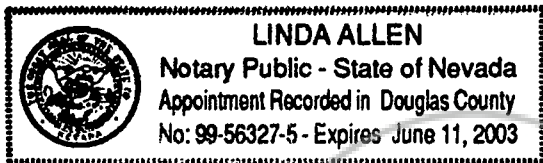


READ AND APPROVED:

Jordan Kahn
TAHOE REGIONAL PLANNING AGENCY

STATE OF NEVADA)
) ss.
COUNTY OF DOUGLAS)

On ~~February~~ March 6, 2000, personally appeared before me, a notary public, Jordan Kahn, personally known to me to be the person whose name is subscribed to the above instrument who acknowledged that he executed the instrument.



Linda Allen
NOTARY PUBLIC

REQUESTED BY
FIRST AMERICAN TITLE CO.
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

2000 MAR 23 AM 11:48

LINDA SLATER
RECORDER

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