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RECORDED AT THE REQUEST OF  
AND RETURN TO:

Peter & Pauline Roth  
PO Box 462  
Zephyr Cove, NV 89448

DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS  
BEING A DEED RESTRICTION  
FOR LOT CONSOLIDATION

This declaration is made this 15 day of June, 2000, by Peter Roth and Pauline Shiota-Roth hereinafter referred to as "declarant".

RECITALS:

1. Declarant is the owner of that certain real property located in Douglas County, State of Nevada, described as follows: Lot 1, as shown on the official map of the Elks Subdivision, filed for record on May 5, 1927 and as shown on Amended Plat of The Elks Subdivision, filed for record on January 5, 1928, and as shown on second Amended Plat of The Elks Subdivision, filed for record on June 5, 1952, in Book 1 of Maps, Document No. 8537, all filed for record in the Office of the County Recorder of Douglas County, State of Nevada, being more particularly described as follows:

Assessor's Parcel Number.

05-250-14

2. The declarant desires to eliminate the common interior line of the parcels.
3. The parcels are to be treated as if legally merged.

Commencing at the Northeast corner of lot numbered 1 as laid down upon the map hereinafter described and running thence Southwesterly along the Northwesterly line of said lot numbered 1 and the projection of the last named line, a distance of 170 feet; thence a right angle Southeasterly a distance of approximately 60 feet to the Southerly line of Section 15, Township 13 North, Range 18 East, M.D.B.&M.; thence Easterly along said last named line to intersection with the Southwesterly line of Elks Ave., as laid down on the Map hereinafter described; thence Northwesterly along the said Southwesterly line of Elks Ave. to the point of commencement.  
Excepting Therefrom the Northwesterly 5 feet by 170 feet of lot number 1.

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**DECLARATION:**

Declarant hereby declares that the certain real property described above is and shall be deemed by Douglas County to be merged and shall constitute but one contiguous, inseparable parcel.

This declaration shall be deemed a covenant running with the land or as an equitable servitude, as the case may be and shall constitute benefits and burdens to the parcels described above and shall be binding on the declarant and declarant's assigns and all persons hereafter acquiring or owning any interest in the above described parcels.

This declaration may not be revoked or modified without the proir express written and recorded consent of Douglas County, Nevada. Douglas County is deemed and agreed to be a third party beneficiary of this declaration and as such can enforce the provisions of the declaration.

In witness whereof declarant has executed this declaration on the day and year written above.

Peter Roth  
Peter Roth

Pauline Shiota-Roth  
Pauline Shiota-Roth

STATE OF NEVADA )

) SS:

COUNTY OF DOUGLAS )

On this 15<sup>th</sup> day of June, in the year 2000 before me personally appeared personally known to me to be the persons whose names are subscribed to this instrument, and acknowledge that they have executed it.

WITNESS my hand and official seal.



Marilyn L. Bigham  
Notary's Signature

My commission expires: 11/6/2003

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COPY

REQUESTED BY  
Peter Roth  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

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LINDA SLATER  
RECORDER  
\$ 9.00 PAID BC DEPUTY