

AFFIDAVIT OF SURVIVING JOINT TENANT

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STATE OF NEVADA)
) ss.
COUNTY OF WASHOE)

JAMES P. GAVENDA, being first duly sworn, deposes and says:

That he resides at 7513 Donohue, Dublin, California, 94568-1824; that he is the surviving joint tenant named in that certain Grant, Bargain, Sale Deed wherein HARICH TAHOE DEVELOPMENTS, a Nevada general partnership, was Grantor, and JAMES P. GAVENDA AND TERRY D. GAVENDA, husband and wife as joint tenants with right of survivorship, were Grantees, and which said Grant, Bargain, Sale Deed was dated July 24, 1987, and conveyed to the said Grantees the following described real property situate in the County of Douglas, State of Nevada, described as follows:

See Exhibit "A", attached hereto.

That the aforesaid Grant, Bargain, Sale Deed was recorded as Document No. 159015, Official Records, Douglas County, Nevada, on July 29, 1987.

That the said TERRY D. GAVENDA died on or about the 3rd day of July, 1999, in Contra Costa County, California; that a full, true and correct copy of the Certificate of Death of the said TERRY D. GAVENDA is marked as Exhibit "B" and attached hereto and is hereby referred to and by such reference is incorporated into this paragraph as though fully set forth;

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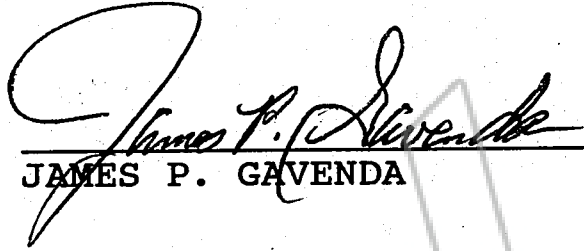
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WHEN RECORDED RETURN TO:
KELLY L. TURNER, ESQ.
Post Office Box 6477
Reno, Nevada 89513

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that the person named in said Certificate of Death as TERRY D. GAVENDA is the identical person named in said Grant, Bargain, Sale Deed hereinabove referred to.

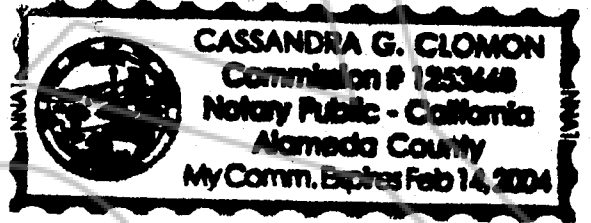


JAMES P. GAVENDA

Subscribed and sworn to before me this 14th day of September, 2000.



NOTARY PUBLIC



COPY

0500090

STATE OF CALIFORNIA
 CERTIFICATION OF VITAL RECORD

COUNTY of CONTRA COSTA
 MARTINEZ, CALIFORNIA

CERTIFICATE OF DEATH

STATE FILE NUMBER _____ USE BLACK INK ONLY/NO ERASURES, WHITEOUTS OR ALTERATIONS VS-11 (REV. 7/97) LOCAL REGISTRATION NUMBER _____

1. NAME OF DECEDENT—FIRST (GIVEN) TERRY			2. MIDDLE DARLENE			3. LAST (FAMILY) GAVENDA					
4. DATE OF BIRTH M/M/DD/C/YY 10/04/1941		5. AGE YRS. 57		6. SEX Female		7. DATE OF DEATH M/M/DD/C/YY 07/03/1999		8. HOUR 0439			
9. DATE OF BIRTH CA		10. SOCIAL SECURITY NO. [REDACTED] 8300		11. MILITARY SERVICE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> UNK		12. MARITAL STATUS MARRIED		13. EDUCATION—YEARS COMPLETED 14			
14. RACE CAUCASIAN		15. HISPANIC—SPECIFY <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		16. USUAL EMPLOYER STATE OF CALIFORNIA							
17. OCCUPATION ADMINISTRATOR			18. KIND OF BUSINESS COURT SYSTEM STATE OF CALIFORNIA			19. YEARS IN OCCUPATION 30					
20. RESIDENCE—(STREET AND NUMBER OR LOCATION) 7513 DONAHUE DRIVE											
21. CITY DUBLIN			22. COUNTY ALAMEDA		23. ZIP CODE 94568		24. YRS IN COUNTY 22	25. STATE OR FOREIGN COUNTRY CA			
26. NAME, RELATIONSHIP JAMES P. GAVENDA -- HUSBAND				27. MAILING ADDRESS (STREET AND NUMBER OR RURAL ROUTE NUMBER, CITY OR TOWN, STATE, ZIP) 7513 Donahue Drive, Dublin, CA. 94568							
28. NAME OF SURVIVING SPOUSE—FIRST JAMES			29. MIDDLE PRESLEY			30. LAST (MAIDEN NAME) GAVENDA					
31. NAME OF FATHER—FIRST TERRENCE			32. MIDDLE IVAN			33. LAST BLACKWELL		34. BIRTH STATE ENGLAND			
35. NAME OF MOTHER—FIRST WINIFRED			36. MIDDLE BELL			37. LAST (MAIDEN) HARTE		38. BIRTH STATE AZ			
39. DATE M/M/DD/C/YY 07/12/1999			40. PLACE OF FINAL DISPOSITION JAMES P. GAVENDA RES 7513 Donahue Drive, Dublin, CA. 94568								
41. TYPE OF DISPOSITION(S) CR/RES			42. SIGNATURE OF EMBALMER NOT EMBALMED			43. LICENSE NO. -					
44. NAME OF FUNERAL DIRECTOR Deercreek Funeral Service			45. LICENSE NO. Fd-1486		46. SIGNATURE OF LOCAL REGISTRAR <i>Wendell Brunner</i>		47. DATE M/M/DD/C/YY 07/08/1999				
101. PLACE OF DEATH Kaiser Hospital			102. IF HOSPITAL, SPECIFY ONE: <input checked="" type="checkbox"/> IP <input type="checkbox"/> ER/OP <input type="checkbox"/> DOA		103. FACILITY OTHER THAN HOSPITAL: <input type="checkbox"/> CONV. HOBP. <input type="checkbox"/> RES. CARE <input type="checkbox"/> OTHER		104. COUNTY Contra Costa				
105. STREET ADDRESS—(STREET AND NUMBER OR LOCATION) 1425 South Main Street						106. CITY Walnut Creek					
107. DEATH WAS CAUSED BY: (ENTER ONLY ONE CAUSE PER LINE FOR A, B, C, AND D)						TIME INTERVAL BETWEEN ONSET AND DEATH	108. DEATH REPORTED TO CORONER <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO REFERRAL NUMBER				
IMMEDIATE CAUSE (A) CARDIOPULMONARY ARREST						MINUTES					
DUE TO (B) SEPSIS						DAYS	109. BIOPSY PERFORMED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO				
DUE TO (C) ACUTE RENAL FAILURE						DAYS	110. AUTOPSY PERFORMED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO				
DUE TO (D)							111. USED IN DETERMINING CAUSE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO				
112. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO CAUSE GIVEN IN 107 MULTIPLE MYELOMA											
113. WAS OPERATION PERFORMED FOR ANY CONDITION IN ITEM 107 OR 112? IF YES, LIST TYPE OF OPERATION AND DATE.											
114. I CERTIFY THAT TO THE BEST OF MY KNOWLEDGE DEATH OCCURRED AT THE HOUR, DATE AND PLACE STATED FROM THE CAUSES STATED. DECEDENT ATTENDED SINCE M/M/DD/C/YY 06/23/1999 DECEDENT LAST SEEN ALIVE M/M/DD/C/YY 07/03/1999			115. SIGNATURE AND TITLE OF CERTIFIER <i>Wendell Brunner</i>			116. LICENSE NO. G-084279	117. DATE M/M/DD/C/YY 07/03/1999				
118. TYPE ATTENDING PHYSICIAN'S NAME, MAILING ADDRESS, ZIP AMY AMERICO, MD 1425 S. Main St. Walnut Creek, Ca 94596											
119. MANNER OF DEATH <input type="checkbox"/> NATURAL <input type="checkbox"/> SUICIDE <input type="checkbox"/> HOMICIDE <input type="checkbox"/> ACCIDENT <input type="checkbox"/> PENDING INVESTIGATION <input type="checkbox"/> COULD NOT BE DETERMINED			120. INJURY AT WORK <input type="checkbox"/> YES <input type="checkbox"/> NO		121. INJURY DATE M/M/DD/C/YY		122. HOUR	123. PLACE OF INJURY			
124. DESCRIBE HOW INJURY OCCURRED (EVENTS WHICH RESULTED IN INJURY)											
125. LOCATION (STREET AND NUMBER OR LOCATION AND CITY, ZIP)											
126. SIGNATURE OF CORONER OR DEPUTY CORONER			127. DATE MM/DD/CCYY		128. TYPED NAME, TITLE OF CORONER OR DEPUTY CORONER						
STATE REGISTRAR		A	B	C	D	E	F	G	H	FAX AUTH. #	CENSUS TRACT
192204										4330JA	

CERTIFIED COPY OF VITAL RECORDS

STATE OF CALIFORNIA
 COUNTY OF CONTRA COSTA } SS

DATE ISSUED 07/12/1999

This is a true and exact reproduction of the document officially registered and placed on file in the office of the CONTRA COSTA COUNTY DEPARTMENT OF HEALTH SERVICES.

EXHIBIT A

Wendell Brunner
 CONTRA COSTA COUNTY HEALTH OFFICER

This copy not valid unless prepared on engraved border displaying seal and signature of Contra Costa County Health Officer.

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

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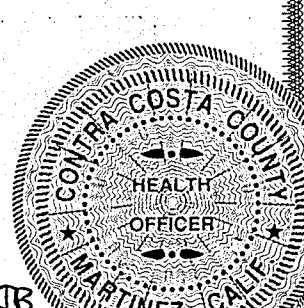


EXHIBIT B

PARCEL ONE:

An undivided 1/51st interest in and to that certain condominium described as follows:

- (A) An undivided 1/20th interest, as tenants-in-common, in and to Lot 33, of Tahoe Village Unit No. 3, Fifth-Amended Map, recorded October 29, 1981, as Document No. 61612 as corrected by Certificate of Amendment recorded November 23, 1981, as Document No. 62661, all of Official Records Douglas County, State of Nevada. Except therefrom units 121 to 140 as shown and defined on the certain condominium plan recorded August 20, 1982, as Document No. 70305 of Official Records.
- (B) Unit No. 139, as shown and defined on said last mentioned map as corrected by said Certificate of Amendment.

PARCEL TWO:

A non-exclusive right to use the real property known as Parcel "A" on the Official Map of Tahoe Village Unit No. 3, recorded January 22, 1973, as Document No. 63805, of Official Records of said County and State for, all those purposes provided for in the Declaration of Covenants, Conditions and Restrictions, recorded January 11, 1973, as actions recorded January 11, 1973, as Document No. 63681, in Book 173, Page 229 of Official Records and in the Modification thereof, recorded September 28, 1973, as Document No. 69063 in Book 973, Page 812 of Official Records and recorded July 2, 1976, as Document No. 1472 in Book 776, Page 87 of Official Records.

PARCEL THREE:

A non-exclusive easement for ingress and egress and recreational purposes and for use and enjoyment and incidental purposes over, on and through Lots 29, 39, 40 and 41 as shown on said Tahoe Village Unit No. 3, Fifth-Amended Map and as corrected by said Certificate of Amendment.

PARCEL FOUR:

- (A) A non-exclusive easement for roadway and public utility purposes as granted to Harich Tahoe Developments in deed re-recorded December 8, 1981, as Document No. 63026, being over a portion of Parcel 26-A (described in Document No. 01112, recorded June 17, 1976) in Section 30, Township 13 North, Range 19 East M.D.M.

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EXHIBIT B
(continued)

- (B) An easement for ingress, egress and public utility purposes 32' wide, the centerline of which is shown and described on the Fifth-Amended Map of Tahoe Village No. 3, recorded October 29, 1981, as Document No. 61612, and amended by Certificate of Amendment recorded November 23, 1981, as Document No. 62661 Official Records, Douglas County, State of Nevada.

PARCEL FIVE:

The Exclusive right to use said UNIT and the non-exclusive right to use the real property referred to in subparagraph (A) of Parcel One and Parcels Two, Three and Four above during ONE "use week" within the Spring/Fall "use season", as quoted terms are defined in the Declaration of Restrictions, recorded September 17, 1982, as Document No. 71000 of Said Official Records.

The above-described exclusive and non-exclusive rights may be applied to any available unit in the project, during said alternate use week within said season.

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REQUESTED BY
Kelly L Turner
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

2000 SEP 26 AM 9:14

LINDA SLATER
RECORDER

\$ 11.00 PAID *KD* DEPUTY