

1220-10-510-004

Assessor's Parcel Number: 1220-10-610-011

Recording Requested By:

Name: Jon M. Ludwig, Esq.

Bible Hoy + Trachok

Address: 201 W. Liberty

Third Floor

City/State/Zip Reno NV 89501

R.P.T.T.: \_\_\_\_\_

REQUESTED BY  
Bible Hoy + Trachok  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

2003 NOV -7 PM 12:19

WERNER CHRISTEN  
RECORDER

\$18<sup>00</sup> PAID kg DEPUTY

Release of Lis Pendens  
(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2. (Additional recording fee applies)

*This cover page must be typed or legibly hand printed.*

C:\bc docs\Cover page for recording

0596185

BK1103PG03359

FILED

1 Jon M. Ludwig (NV Bar No. 3998)  
2 Cynthia R. Hoover (NV Bar No. 8122)  
3 BIBLE, HOY & TRACHOK  
4 201 W. Liberty Street, Third Floor  
5 Reno, Nevada 89501

2003 NOV -5 PM 3:08

RECEIVED

NOV 05 2003

BARBARA REED  
CLERK

BY B. Williams

DOUGLAS COUNTY  
DISTRICT COURT CLERK

6 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7 IN AND FOR THE COUNTY OF DOUGLAS

8 INTERMOUNTAIN SLURRY SEAL INC., a  
9 Wyoming Corporation

Case No. 01-CV-0178

Dept. II

10 Plaintiff,

11 v.

12 HEALTH CARE REIT, a Delaware Corporation;  
13 HCRI NEVADA PROPERTIES INC., a Nevada  
14 Corporation; SUMMERVILLE HEALTHCARE  
15 GROUP, INC., a Delaware Corporation, doing  
16 business as SUMMERVILLE SENIOR LIVING;  
17 SIERRA BUILDERS OF NEVADA, a Nevada  
18 Corporation and Does 1-10  
19 Inclusive,

20 Defendants,

21 RELEASE OF LIS PENDENS

22 NOTICE IS HEREBY GIVEN that for and in consideration of the filing of a  
23 Stipulation and Order for Dismissal with Prejudice in the above Court, and other valuable  
24 consideration, the undersigned does hereby unconditionally release the Lis Pendens filed  
25 July 5, 2001, and recorded as Document No. 0518295, Book 0701, Pages 3214 through  
26 3218, recorded at the office of the County Recorder of Douglas County, State of Nevada,  
27 on the 13th day of July, 2001, subjecting the real property therein described as all that  
28

BIBLE HOY & TRACHOK  
ATTORNEYS AND COUNSELORS AT LAW

0596185

BK 1103 PG 03360

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

certain real property situate in Douglas County, Nevada commonly known as Summerville  
at Virginia Creek and more particularly described as follows:

**1565 and 1570 Virginia Ranch Road, Gardnerville, Nevada**  
**Active APN: 1220-10-510-004 and 1220-10-610-011**  
**Old APN: 25-740-190 and 25-740-180**

**Legal Descriptions attached hereto as Exhibit A.**

This Release of Lis Pendens constitutes the final full and complete release of any and  
all claims held by the undersigned in the above-described real property.

DATED this 29<sup>th</sup> day of October, 2003.

BIBLE, HOY, & TRACHOK

BY: Cynthia R. Hoover  
Cynthia R. Hoover, Esq.  
201 W. Liberty St., Suite 300  
Reno, NV 89501  
Attorneys for Plaintiff

Acknowledgment

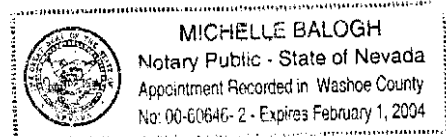
STATE OF NEVADA    )  
                                  )ss  
COUNTY OF WASHOE )

On this 29<sup>th</sup> day of October, 2003, before me, the undersigned, a Notary  
Public in and for the above county and state, personally appeared Cynthia R. Hoover  
known to me to be the person described herein and who executed the foregoing instrument,  
who acknowledged to me that she executed the same freely and voluntarily and for the uses  
and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and  
year in this certificate first above written.

Michelle Balogh  
Notary Public

When Recorded Mail to:  
Jon M. Ludwig, Esq.  
201 W. Liberty Street, Suite 300  
Reno, NV 89501



0596185  
BK1103PG03361

## Exhibit "A"

### DESCRIPTION

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

#### PARCEL 1:

A parcel of land located within a portion of Section 10, Township 12 North, Range 20 East, M.D.M., more particularly described as follows:

Commencing at the Northeasterly corner of Lot 5, Block D as shown on the Final Map for JEWEL COMMERCIAL PARK, PHASE 2, recorded July 24, 1997 in the Office of the Recorder, Douglas County, Nevada as Document No. 417846, the Southwesterly terminus of MATHIAS PARKWAY; thence along the southerly right-of-way of said MATHIAS PARKWAY, North  $44^{\circ}45'21''$  West, 423.56 feet to the POINT OF BEGINNING; thence South  $45^{\circ}14'39''$  West, 20.00 feet; thence South  $81^{\circ}33'55''$  West, 134.55 feet; thence North  $50^{\circ}24'44''$  West, 82.61 feet to a point on the Easterly line of VIRGINIA RANCH ROAD; thence North  $29^{\circ}35'16''$  East, 110.94 feet; thence along the arc of a curve to the right having a radius of 30.00 feet, central angle of  $105^{\circ}39'23''$ , and an arc length of 55.32 feet to a point on the Southerly right-of-way of said MATHIAS PARKWAY; thence South  $44^{\circ}45'21''$  East, 161.91 feet to the POINT OF BEGINNING.

Reference is made to Record of Survey recorded September 19, 1997, in Book 997, Page 4056, as Document No. 422092.

A.P.N. 25-740-19

#### PARCEL 2:

A parcel of land located within a portion of Section 10, Township 12 North, Range 20 East, M.D.M., more particularly described as follows:

Commencing at the Northeasterly corner of Lot 5, Block D as shown on the Final Map for JEWEL COMMERCIAL PARK, PHASE 2, recorded July 24, 1997 in the Office of the Recorder, Douglas County, Nevada as Document No. 417846, the Southwesterly terminus of MATHIAS PARKWAY, the POINT OF BEGINNING; thence along the boundary of said Lot 5 the following three courses:

thence South  $29^{\circ}35'16''$  West, 705.21 feet; thence North  $46^{\circ}24'12''$  West, 620.29 feet to a point on the right-of-way of VIRGINIA RANCH ROAD; thence along said right-of-way North  $29^{\circ}35'16''$  East, 567.22 feet; thence along the boundary of Lot 5A as shown on the Record of Survey for JEWEL COMMERCIAL PARK recorded September 19,

0596185

BK1103PG03362

1997 in the Office of Recorder, Douglas County, Nevada as Document No. 422092 the following three courses:

thence South 60°24'44" East, 82.61 feet; thence North 81°33'55" East, 134.55 feet; thence North 45°14'39" East, 20.00 feet to a point on the right-of-way of MATHIAS PARKWAY; thence along said right-of-way South 44°45'21" East, 423.56 feet to the POINT OF BEGINNING.

The above describes Lot 5 remainder as shown on said Record of Survey for JEWEL COMMERCIAL PARK, Document No. 422092.

Reference is made to Record of Survey recorded September 19, 1997, in Book 997, Page 4056, as Document No. 422092.

A.P.N. 25-740-18

**SEAL**

**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: Nov 5<sup>th</sup> 2003

B. Reed Clerk of the 9th Judicial District Court  
of the State of Nevada, In and for the County of Douglas,

By [Signature] Deputy

0596185

BK 1103 PG 03363