

Assessor's Parcel Number: _____

Recording Requested By:

Name: Douglas Co Sheriff

Address: Rox 218

City/State/Zip Minden NV

Real Property Transfer Tax: _____

REQUESTED BY
DOUGLAS COUNTY

IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

2004 MAR 19 AM 11:58

WERNER CHRISTEN
RECORDER

\$ 0 PAID by DEPUTY

WRIT OF EXECUTION
(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

0607682

BK0304PG09114

NF

CP 04-01-041

ORIGINAL

1 Case No. 01-CV-0177

2 Dept. No. I

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5



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

8 * * * * *

9 V & C CONSTRUCTION, INC.,
10 a Nevada corporation,

11 Plaintiff,

12 vs.

WRIT OF EXECUTION

13 SCM-ROLLING J RANCH, LLC,
14 a Nevada Limited-Liability Company,
15 ROLLING J RANCH/NEVADA, LLC.,
16 a Nevada Limited-Liability Company,
17 JOHN DOES I-V; and RICHARD ROE
18 CORPORATIONS VI-X, Inclusive,

19 Defendants.

20 _____ /
21 **AND RELATED CROSS-CLAIMS**

22 **THE PEOPLE OF THE STATE OF NEVADA:**

23 To the Douglas County Sheriff.

24 Greetings:

25 On September 17, 2003 a judgment was entered by the above- entitled court in the above-
26 entitled action in favor of V & C CONSTRUCTION, INC. as judgment creditor and against
27 ROLLING J RANCH/NEVADA, LLC as judgment debtor for \$1,300,352.00 plus interest accrued
at the legal rate from entry of judgment until payment in full.

MCDONALD-CARANO-WILSON
241 RIDGE STREET • P.O. BOX 2670 • RENO, NEVADA 89505-2670
PHONE (775) 788-2000 • FAX (775) 788-2020

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1 WHEREAS, according to an affidavit or a memorandum of costs after judgment, or both,
2 filed herein, it appears that further sums have accrued since the entry of judgment, to wit:

3 \$ 17,314.56 accrued interest, and

4 \$ 1,262.14 accrued costs and fees, making a total of

5 \$ 18,576.70 as accrued costs, accrued interest and fees.

6
7 leaving a net balance of \$ 1,318,928.70 actually due on the date of the issuance of this writ, of
8 which \$1,300,352 bears interest at 6 (six) percent per annum, in the amount of \$213.76 per day,
9 from the date of judgment to the date of levy, to which must be added the commissions and costs
10 of the officer executing this writ.

11 NOW, THEREFORE, SHERIFF OF DOUGLAS COUNTY, you are hereby commanded to
12 satisfy this judgment with interest and costs as provided by law, out of the real property belonging
13 to the debtor in the aforesaid county, a lien on which was levied on September 17, 2003 when the
14 aforementioned judgment was recorded in the recorder's office of Douglas County and make return
15 to this writ within not less than 10 days nor more than 60 days endorsed thereon with what you have
16 done.
17

18 Dated: This 9 day of the month of Oct of the year 2003.

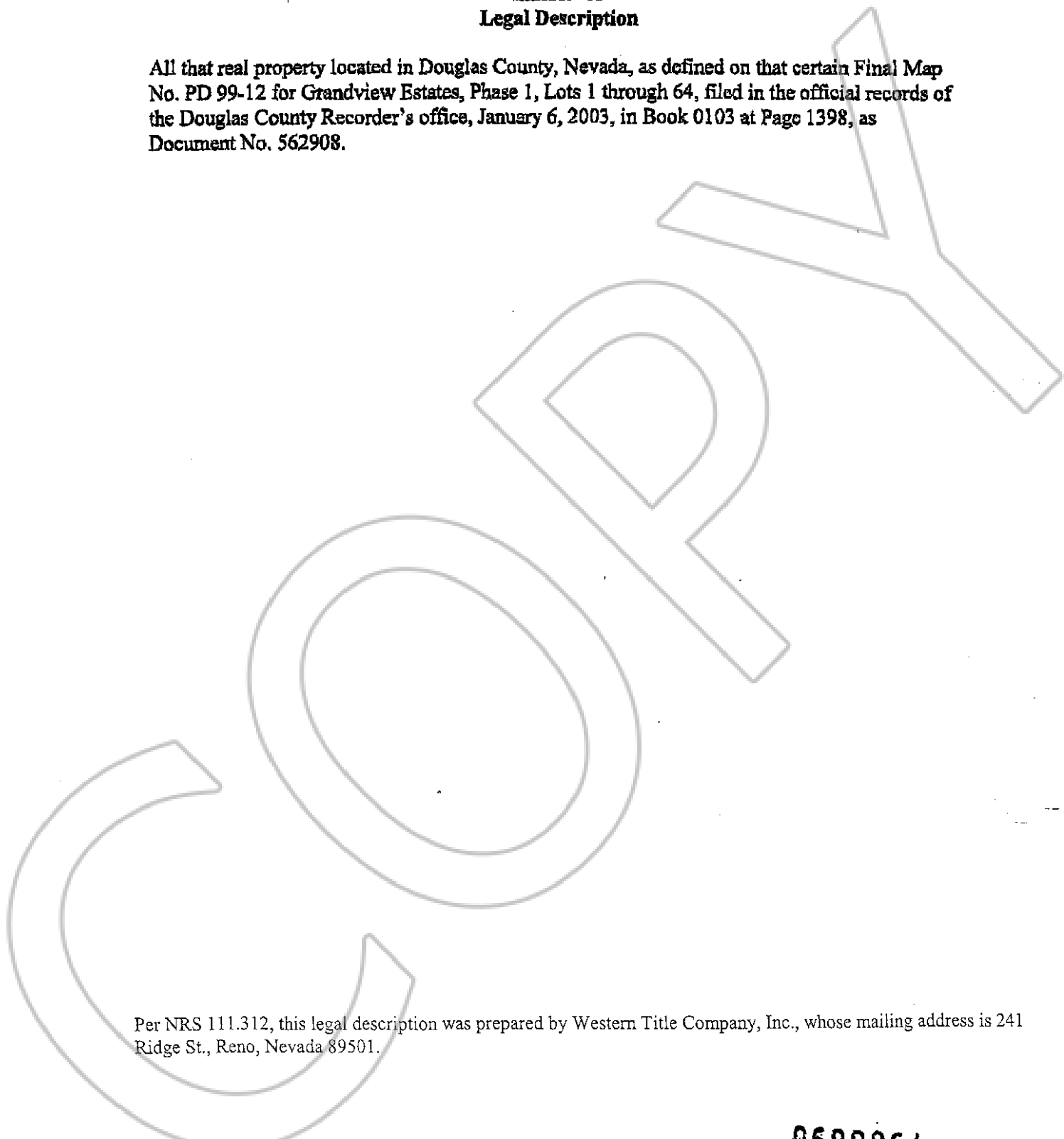
19
20 BARBARA REED, Clerk

21
22 By: [Signature]
23 Deputy Clerk

24
25
26 123666.1
27

Exhibit "A"
Legal Description

All that real property located in Douglas County, Nevada, as defined on that certain Final Map No. PD 99-12 for Grandview Estates, Phase 1, Lots 1 through 64, filed in the official records of the Douglas County Recorder's office, January 6, 2003, in Book 0103 at Page 1398, as Document No. 562908.



Per NRS 111.312, this legal description was prepared by Western Title Company, Inc., whose mailing address is 241 Ridge St., Reno, Nevada 89501.

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BK 0304 PG 09117

NOTICE OF EXECUTION
YOUR PROPERTY IS BEING ATTACHED OR
YOUR WAGES ARE BEING GARNISHED

Plaintiff, _____
that you owe him money. He has begun the procedure to collect that money by garnishing your wages, bank account and other personal property held by third persons or by taking money or other property in your possession.

Certain benefits and property owned by you may be exempt from execution and may not be taken from you. The following is a partial list of exemptions:

1. Payments received under the Social Security Act.
2. Payments for benefits or the return of contributions under the Public Employees' Retirement System.
3. Payments for public assistance granted through the Welfare Division of the Department of Human Resources or a local governmental entity.
4. Proceeds from a policy of life insurance.
5. Payments of benefits under a program of industrial insurance.
6. Payments received as disability, illness or unemployment benefits.
7. Payments received as unemployment compensation.
8. Veteran's benefits.
9. A homestead in a dwelling or a mobile home, not to exceed \$200,000, unless:
 - (a) The judgment is for a medical bill, in which case all of the primary dwelling, including a mobile or manufactured home, may be exempt.
 - (b) Allodial title has been established and not relinquished for the dwelling or mobile home, in which case all of the dwelling or mobile home and its appurtenances are exempt, including the land on which they are located, unless a valid waiver executed pursuant to NRS 115.010 is applicable to the judgment.
10. A vehicle, if your equity in the vehicle is less than \$15,000.
11. Seventy-five percent of the take-home pay for any pay period, unless the weekly take-home pay is less than 30 times the federal minimum wage, in which case the entire amount may be exempt.
12. Money, not to exceed \$500,000 in present value, held for retirement pursuant to certain arrangements or plans meeting the requirements for qualified arrangements or plans of sections 401 et seq. of the Internal Revenue Code, 26 U.S.C. §§ 401 et seq.
13. All money and other benefits paid pursuant to the order of a court of competent jurisdiction for the support, education and maintenance of a child, whether collected by the judgment debtor

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or the State.

14. All money and other benefits paid pursuant to the order of a court of competent jurisdiction for the support and maintenance of a former spouse, including the amount of any arrearages in the payment of such support and maintenance to which the former spouse may be entitled.

15. A vehicle for use by you or your dependent which is specially equipped or modified to provide mobility for a person with a permanent disability.

16. A prosthesis or any equipment prescribed by a physician or dentist for you or your dependent.

17. Payments, in an amount not to exceed \$16,150, received as compensation for personal injury, not including compensation for pain and suffering or actual pecuniary loss, by the judgment debtor or by a person upon whom the judgment debtor is dependent at the time the payment is received.

18. Payments received as compensation for the wrongful death of a person upon whom the judgment debtor was dependent at the time of the wrongful death, to the extent reasonably necessary for the support of the judgment debtor and any dependent of the judgment debtor.

19. Payments received as compensation for the loss of future earnings of the judgment debtor or of a person upon whom the judgment debtor is dependent at the time the payment is received, to the extent reasonably necessary for the support of the judgment debtor and any dependent of the judgment debtor.

20. Payments received as restitution for a criminal act.

These exemptions may not apply in certain cases such as a proceeding to enforce a judgment for support of a person or a judgment of foreclosure on a mechanic's lien. You should consult an attorney immediately to assist you in determining whether your property or money is exempt from execution. If you cannot afford an attorney, you may be eligible for assistance through Nevada Legal Services, Inc.

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PROCEDURE FOR CLAIMING EXEMPT PROPERTY

If you believe that the money or property taken from you is exempt, you must complete and file with the clerk of the court a notarized affidavit claiming the exemption. A copy of the affidavit must be served upon the sheriff and the judgment creditor within 8 days after the notice of execution is mailed. The property must be returned to you within 5 days after you file the affidavit unless you or the judgment creditor files a motion for a hearing to determine the issue of exemption. If this happens, a hearing will be held to determine whether the property or money is exempt. The motion for the hearing to determine the issue of exemption must be filed within 10 days after the affidavit claiming exemption is filed. The hearing to determine whether the property or money is exempt must be held within 10 days after the motion for the hearing is filed.

IF YOU DO NOT FILE THE AFFIDAVIT WITHIN THE TIME SPECIFIED, YOUR PROPERTY MAY BE SOLD AND THE MONEY GIVEN TO THE JUDGMENT CREDITOR, EVEN IF THE PROPERTY OR MONEY IS EXEMPT.

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6 **IN AND FOR DOUGLAS COUNTY**

7

8 V & C CONSTRUCTION, INC.,
a Nevada corporation,

9

Plaintiff,

10

vs.

AFFIDAVIT

11

12 SCM-ROLLING J RANCH, LLC,
a Nevada Limited-Liability Company,
13 ROLLING J RANCH/NEVADA, LLC.,
a Nevada Limited-Liability Company,
14 JOHN DOES I-V; and RICHARD ROE
CORPORATIONS VI-X, Inclusive,

15

Defendants.

16

AND RELATED CROSS-CLAIMS

17

18 JUDGMENT DEBTOR, _____, the affiant, being

19

duly sworn, claims the following exemption(s) pursuant to Chapter 21 of the Nevada Revised

20

Statutes:

21

22

23

24

25

Signature of Affiant

26

SUBSCRIBED and sworn to before me
this _____ day of December 2003.

27

28

Notary Public in and for the
County of _____, State of Nevada.

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124527.1

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