

REQUESTED BY
Stewart Title of Douglas County
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

2004 JUL 13 AM 10:55

WERNER CHRISTEN
RECORDER

\$ 17.00 PAID KJ DEPUTY

ASSESSOR'S PARCEL NO.
1319-30-644-054

MAIL TAX STATEMENTS TO:
Resorts West
P.O. Box 5790
Stateline, NV 89449

WHEN RECORDED MAIL TO:
JUDY KELLOGG
575 Lewis Avenue
San Leandro, CA 94577
RPTT: EXEMPT

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S
USE

THIS INSTRUMENT IS BEING RECORDED AS AN
ACCOMMODATION ONLY. NO LIABILITY, EXPRESS OR
IMPLIED, IS ASSUMED AS TO ITS REGULARITY,
SUFFICIENCY NOR AS TO ITS EFFECT, IF ANY,
UPON TITLE TO ANY REAL PROPERTY DESCRIBED
THEREIN.

TITLE(S)

STEWART TITLE OF DOUGLAS COUNTY

ORDER GRANTING PETITION TO
SET ASIDE ESTATE WITHOUT ADMINISTRATION

0618587

BK0704PG04623

ALLISON, MacKENZIE, RUSSELL, PAVLAKIS, WRIGHT & FAGAN, LTD.
402 North Division Street, P. O. Box 646, Carson City, NV 89702
Telephone: (775) 687-0202 Fax: (775) 882-7918
E-Mail Address: law@allisonmackenzie.com

1 Case No. 04-PB-0026
2 Dept. No. II

FILED
2004 MAY -5 PM 12:07
BARBARA REED
CLERK
BY **J. THALER**
DEPUTY

RECEIVED
MAY 03 2004
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

9 IN THE MATTER OF THE ESTATE
10 OF
11 SHIRLEY N. MARKS,
12 Deceased.

ORDER GRANTING PETITION
TO SET ASIDE ESTATE
WITHOUT ADMINISTRATION

13 JUDY KELLOGG by and through her counsel, ALLISON, MacKENZIE, RUSSELL,
14 PAVLAKIS, WRIGHT & FAGAN, LTD., having filed her Petition to Set Aside Estate Without
15 Administration, and a hearing thereon having been had in open Court, due notice of which was
16 proved; and no person objecting; and the Court having reviewed the evidence, read the papers, and
17 considered the matter; and it appearing:

18 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED
19 as follows:

- 20 1. That the estate does not exceed Fifty Thousand and No/100 Dollars
21 (\$50,000.00).
22 2. That the Last Will and Testament dated June 3, 1998, be proved to be the
23 decedent's Last Will and Testament.
24 3. That the interest of the decedent at the time of her death in the hereinafter
25 described real property be set aside to JUDY KELLOGG, as follows:

26 PARCEL ONE
27 An undivided 1/51st interest in and to that certain condominium as
follows:

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- (A) An undivided 1/106th interest as tenants-in-common, in and to Lot 37 as shown on Tahoe Village Unit No. 3-10th Amended Map, Recorded September 21, 1990 as Document No. 235008, Official Records of Douglas County, State of Nevada. Except therefrom Units 039 through 080 (inclusive) and Units 141 through 204 (Inclusive) as shown and defined on that certain Condominium Plan recorded as Document No. 182057, Official Records of Douglas County, State of Nevada.
- (B) Unit No. 146 as shown and defined on said last Condominium Plan.

PARCEL TWO

- (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.B.& M.; and
- (B) An easement for ingress, egress and public utility purposes, 32' wide, the centerline of which is shown and described on the Seventh Amended Map of Tahoe Village No. 3, recorded April 9, 1986, as Document No. 133178 of Official Records, Douglas County, State of Nevada.

PARCEL THREE

A non-exclusive right to use the real property known as "Common Area" as shown on Tahoe Village Unit No. 3-10th Amended Map, Recorded September 21, 1990 as Document No. 235008 of the Douglas County Recorder's Office, Douglas County, Nevada, within Section 30, Township 13 North, range 19 East, M.D.B.& M. for all those purposes provided for in the Declaration of Covenants, Conditions, and Restrictions recorded January 11, 1973, as Document No. 63681, in book 173 Page 229 of Official Records and in modifications thereof: (1) recorded September 28, 1973, as Document No. 69063 in Book 973 Page 812 of Official Records; (2) recorded July 2, 1976, as Document No. 1472 in Book 776 Page 87 of Official Records; and (3) recorded July 26, 1989, as Document No. 207446, in Book 789, Page 3011.

PARCEL FOUR

A non-exclusive easement for ingress and egress and recreational purposes and for the use and enjoyment and incidental purposes over, on and through Lots 29, 30, 35, 39, 40, and 41 as shown on Tahoe Village Unit No. 3 - 10th Amended Map, Recorded September 21, 1990 as Document No. 235008 of the Douglas County Recorder's Office, Douglas County, Nevada, within Section 30, Township 13 North, Range 19 East M.D.B.& M. for all those purposes provided for in the Fourth Amended and Restated Declaration of Covenants, Conditions and Restrictions, recorded February 14, 1984, as Document No. 96758 and as amended from time to time of of Official Records of Douglas County, State of Nevada.

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PARCEL FIVE

The Exclusive right to use any UNIT of the same Unit Type as described in the Declaration of Annexation of The Ridge Tahoe Phase Five recorded August 18, 1988, as Document No. 184461 of Official Records of Douglas the Douglas County, in which an interest is hereby conveyed in subparagraph (B) of Parcel One, 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 for all of the purposes provided for in the Fourth Amended and Restated Declaration of covenants, Conditions and Restrictions of the Ridge Tahoe, recorded February 14, 1984, as Document No. 96758 of Official Records of Douglas County, during ONE use week within the swing season, as said quoted term is defined in the Declaration of Annexation of The Ridge Tahoe Phase Five.

The above described exclusive right may be applied to any available unit of the same Unit Type on Lot 37 during said use week within said "use season".

DATED this 3rd day of May, 2004.

[Signature]
DISTRICT JUDGE

Submitted by:

ALLISON, MacKENZIE, RUSSELL,
PAVLAKIS, WRIGHT & FAGAN, LTD.
402 North Division Street
P.O. Box 646
Carson City, NV 89702

By: [Signature]
JOAN C. WRIGHT, ESQ.
State Bar No. 1042
Attorneys for Petitioner,
JUDY KELLOGG

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: 5/7/04
I, [Signature], Clerk of the Judicial District Court
of the State of Nevada, in and for the County of Douglas,

By [Signature] Deputy