

OFFICIAL RECORD

Requested By:  
STEWART TITLE

Douglas County - NV  
Werner Christen - Recorder

Page: 1 Of 4 Fee: 17.00  
BK-0305 PG-00324 RPTT: 0.00



APN: 1320-30-411-005

LOAN NO. 17012543  
ESCROW NO. 042504160

040501171

TERMINATION OF NEGATIVE PLEDGE AGREEMENT

A termination of agreement will be issued only upon presentation to the Title Company of this notice properly signed by the owners of the debt secured by the Negative Pledge Agreement mentioned below.

To: Stewart Title of Northern Nevada  
5335 Kietzke Lane  
Reno, Nevada, 89511

The undersigned is the legal owner of the debt secured by that certain Negative Pledge Agreement dated December 29, 2004 made by Topol Development Company, a Nevada Corporation, BORROWER, and First Independent Bank of Nevada, LENDER, which said Negative Pledge Agreement was recorded in the office of the Recorder of Douglas County, Nevada, on January 5, 2005 as Document No. 0633755, Recorded in Book 0105, Page 1408.

The undersigned promises and agrees to hold you harmless from any claim or damage by reason of your release of the following described property situated in Douglas County, Nevada, which you are hereby directed and ordered to release to "the person or persons legally entitled hereto, " to-wit:

See Exhibit "A", which is attached to this Termination of Negative Pledge Agreement and made a part of this Termination as if fully set forth herein.

The Real Property address: 1590 Highway 88, Minden, NV, APN: 1320-30-411-005

First Independent Bank of Nevada  
5335 Kietzke Lane  
Reno, NV 89511

FIRST INDEPENDENT BANK OF NEVADA

By: Bob Francl  
Bob Francl, Manager/Commercial Lending

DATED: February 15, 2005  
This space for use by Trustee.

Termination Issued: _____  By: _____  
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STATE OF NEVADA }  
 } SS.  
COUNTY OF Washoe }

This instrument was acknowledged before me on February 15, 2005, by Bob Francl, Manager/Commercial Lending

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

WITNESS my hand and official seal.

Signature 



*COPIES*



EXHIBIT "A"

LEGAL DESCRIPTION

The land referred to herein is situated in the State of Nevada, County of Douglas, described as follows:

PARCEL I:

A parcel of land located within a portion of the Southwest 1/4 of Section 30 and the Northwest 1/4 of Section 31, Township 13 North, Range 20 East, Mount Diablo Meridian, more particularly described as follows:

Commencing at the Northeast corner of Parcel 4 as shown on the Final Map for Westwood Village No. 4, Phase A, recorded September 29, 1992 in the office of The County Recorder, Douglas County, Nevada in Book 992, at Page 5212, as Document No. 289477, the Point of Beginning; thence along the boundary of said Parcel 4 South 00°49'00" West, 391.00 feet; thence South 89°11'00" East, 359.56 feet to a 3/8 rebar (no tag) per said Final Map; thence South 00°47'38" West, 514.08 feet to a 2" iron pipe, R.L.S. 2280; thence North 58°01'34" West, 420.41 feet; thence North 00°49'00" East, 246.49 feet; thence North 89°11'00" West, 36.00 feet; thence North 00°49'00" East, 441.00 feet to a point on the Southerly right-of-way of Mahogany Drive; thence along said Southerly right-of-way South 89°11'00" East, 36.00 feet to the POINT OF BEGINNING.

Reference is made to Record of Survey recorded on October 25, 1996, in Book 1096, Page 4725, as Document No. 399673.

Assessors Parcel No. 1320-30-411-005

"IN COMPLIANCE WITH NEVADA REVISED STATUTE 111.312, THE HEREIN ABOVE LEGAL DESCRIPTION WAS TAKEN FROM INSTRUMENT RECORDED DECEMBER 30, 1999, BOOK 1299, PAGE 5796, AS FILE NO. 0483643, RECORDED IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY, STATE OF NEVADA."

PARCEL II:

A strip of land for private access purposes, including without limitation, vehicular and pedestrian ingress, egress, and maintenance, located within a portion of Section 30, Township 13 North, Range 20 East, Mount Diablo Meridian, more particularly described as follows:

Continued on next page



EXHIBIT "A" (con.)

Commencing at the northeast corner of Parcel 2C sa shown on the Parcel Map #97-056 for Patrick A. Fagen and A.A. and Emaleen Fagen recorded March 25, 1998 in the office of Recorder, Douglas County, Nevada as Document No. 435764, the POINT OF BEGINNING;

thence along the easterly line of said Parcel 2C, South 00°49'00" West, 60.57 feet;

thence North 89°11'00" West, 50.00 feet;

thence North 47°45'21" West, 22.02 feet;

thence North 00°49'00" East, 46.00 feet to a point on the southerly right-of-way of Mahogany Drive;

thence along said southerly right-of-way of Mahogany Drive, South 89°11'00" East, 66.51 feet to the POINT OF BEGINNING.

