## RECORDING REQUESTED BY AND WHEN RECORDED MAIL TO:

John C. Orr, Esq. FERGUSON, CASE, ORR, PATERSON & CUNNINGHAM LLP 1050 South Kimball Road Ventura, CA 93004

**ASSESSOR'S PARCEL NO.** 1318-15-110-018

DOC # 0653480
08/29/2005 09:53 AM Deputy: BC
OFFICIAL RECORD
Requested By:
FERGUSON CASE ORR ETAL

Douglas County - NV Werner Christen - Recorder

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## AFFIDAVIT-DEATH OF TRUSTEE

STATE OF CALIFORNIA	)
	) ss
County of Ventura	)

HELEN E. LAUBACHER being of legal age and duly sworn deposes and says that:

- 1. THOMAS E. LAUBACHER and HELEN E. LAUBACHER executed a Declaration of Trust on August 22, 1989, entitled the Thomas and Helen Laubacher 1989 Family Trust (hereafter "Trust"). Said Trust was amended and restated on August 14, 2001. They were the Trustees of said Trust.
- 2. THOMAS EDWARD LAUBACHER, the decedent mentioned in the attached certified copy of Certificate of Death, is the same person as THOMAS E. LAUBACHER, Trustee of the Trust hereinabove referenced.
- 3. The Trust provides that in the event either of the original trustees was unable to act as Trustee, then the other Trustee shall act alone as Trustee. As a result, **HELEN E. LAUBACHER** became the sole trustee of the trust.
- 4. The undersigned hereby assumes the duties of Trustee of the Trust created under said Trust and agrees to carry out the provisions of said Trust.
- 5. The Trust acquired title to the real property hereinafter described in Instrument No. 216707, in Book 1289, Page 1946, recorded on December 19, 1989, Official Records of Douglas County, Nevada, Said property is more particularly described as follows:

A condominium composed of:

Parcel No. 1:

Unit 18, as shown on that certain subdivision map entitled "Official Plat of Pinewild, Marla Bay, Douglas County, Nevada, recorded June 26, 1973 in

Book 673, Page 1089 et seq., Official Records in the office of the County Recorder of douglas County, Nevada.

Parcel No. 2:

The exclusive right to use and possession of those certain patio areas adjacent to said unit designated as "Restricted Common Area" on the subdivision map referred to in Parcel 1 above.

Parcel No. 3:

An undivided 26.2% interest as tenant in common in and to that portion of the real property described on the subdivision map referred to in the description in Parcel 1 above, defined in the Amended Declaration of Covenants, conditions and restrictions of Pinewild, a condominium project, recorded on March 11, 1974 in Book 374, at page 193 et seq., as Limited Common Area and thereby allocated to the unit described in Parcel 1 above, and excepting unto Grantor non-exclusive easements for ingress and egress, utility services, support, encroachments, maintenance and repair over the common areas defined and set forth in said Declaration of Covenants, conditions and restrictions.

Parcel No. 4:

Non-exclusive easements appurtenant to Parcel 1 above, for ingress and egress, utility services, support encroachments, maintenance and repair, over the common areas defined and set forth in the Declaration of covenants, conditions and restrictions of Pinewild, more particularly described in the description of Parcel 3 above.

6. This Affidavit - Death of Trustee is recorded to establish that the Trustee of the Thomas and Helen Laubacher 1989 Family Trust is **HELEN E. LAUBACHER** by reason of the provisions of said Trust.

Dated: January 12, 2005.

Helen E. Laubacher, Trustee

Thomas and Helen Laubacher 1989 Family Trust Under Declaration of Trust dated August 22, 1989

Subscribed and sworn to before me this 12<sup>th</sup> day of January, 2005.

Notary Public

CAROLE A. MINKIN
COMM. # 1458565
NOTARY PUBLIC-CALIFORNIA
VENTURA COUNTY
My Comm. Expires
JANUARY 20, 2008

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## (STATE OF CALIFORNIA

CERTIFICATION OF VITAL RECORD

## **COUNTY OF VENTURA**

VENTURA, CALIFORNIA

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CERTIFIED COPY OF VITAL RECORDS

STATE OF CALIFORNIA COUNTY OF VENTURA

SS

**DATE ISSUED** 

09/30/2004

This is a true and exact reproduction of the document officially registered and placed on file in the Vital Records Section, Ventura County Public Health Department, if it bears the date of issue in red link.

Roberte stoom eye.

HEALTH OFFICER VENTURA COUNTY, CALIFORNIA

This copy not valid unless prepared on engraved border displaying seal and signature of Registrar.