

RECORDING REQUESTED BY:
Tahoe Regional Planning Agency
Post Office Box 5310
Stateline, Nevada 89449

Douglas County - NV
Werner Christen - Recorder
Page: 1 Of 6 Fee: 19.00
BK-0506 PG-11635 RPTT: 0.00



WHEN RECORDED MAIL TO:

✓ Tahoe Regional Planning Agency
Post Office Box 5310
Stateline, NV 89449
Attention: David Landry, Associate Planner
TRPA File No. STD 20050655

**AMENDED, RESTATED, AND PARTIAL RELEASE AND REVOCATION OF
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR PROJECT AREA
AND COVERAGE CALCULATIONS ("AMENDED DEED RESTRICTION")
TO BE RECORDED AGAINST APNS 1418-11-410-01, 1418-11-401-001, 1418-11-110-001,
1418-11-110-002, 1418-03-812-001 and 1418-03-812-002**

This Amended Deed Restriction is made this 30 day of May, 2006, by Paul Flynn, a married man as his sole and separate property (hereinafter "Declarant").

RECITALS

- A. Declarant is the owner of certain real property situated in the County of Douglas, State of Nevada, described as follows:

PARCEL 1 (APN 1418-02-410-001):

Parcel 1A

Beginning at the southwest corner of Section 2, Township 14 North, Rang 18 East, M.D.M., the true point of beginning; said corner having been identified and monumented with a two inch diameter brass cap marked "Sec. Cor. 2/3/10/11, RLS 1255"; thence along the south line of that certain parcel of land described in Document No. 115449, recorded on April 1, 1985 in Book 485, Page 009, Douglas County Records, said line being also identified in Document No. 115449 as the line common to Sections 2 and 11, North 89°35'00" East 319.01 feet, to the Southeast corner of said parcel of land' thence continuing along the line common to Sections 2 and 11 North 89°40'12" East 270.36 feet; thence North 00°01'02" East 261.00 feet; thence South 89°40'12" West 270.36 feet to a point on the East line of said parcel of land described in Document No. 115449; thence North 00°01'02" East 289.10 feet along the east line of said parcel of land described in Document No. 115449; thence South 88°10'47" West 319.18 feet along the North line of said parcel of land to a point on the line common to Sections 2 and 3; thence along said line common to Sections 2 and 3, said line being also the west line of said parcel of land described in Document No. 115449, South 00°01'02" West 34.54 feet to a point on the North line of Lot F of Glenbrook Unit No. 3 as indicated on the Official Plat thereof recorded on June 13, 1980 as Document No. 45299, Douglas County Records; thence South 80°52'17" West 462.08 feet along the North line of said Lot F of Glenbrook Unit

Amended Deed Restriction

APNs: 1418-11-410-01; 1418-11-401-001; 1418-11-110-001; 1418-11-110-002;
1418-03-812-001; and 1418-03-812-002

Page 2 of 6

No. 3 to a point on the East line of an easement for The Back Road as indicated and designated on that certain Record of Survey for George W. Gillemot, Trustee for the George W. Gillemot Family Trust recorded on May 28, 1987 as Document No. 155470, Douglas County Records; thence along the East line of said easement for The Back Road, the following four courses:

South 14°10'43" East, 99.56 feet,
South 10°52'28" East, 121.08 feet
South 35°02'03" East, 50.90 feet
South 39°58'26" East 100.92 feet,

To a point on the West line of Lot 10 of Glenbrook Unit No. 3-A as shown on the Official Plat of Glenbrook Unit No. 3; thence North 26°02'35" West 173.39 feet along the West line of said Lot 10 of Glenbrook Unit No. 3-A; thence South 89°East 391.25 feet along the North line of Lots 10 and 11 of said Glenbrook Unit No. 3-A to a point on the line common to Sections 2 and 3, said line being also the West line of said parcel of land described in Document No. 115449; thence South 00°01'02" West 255.00 feet along said line common to Sections 2 and 3 to the True Point of Beginning.

Parcel 1B

All that real property situated in the County of Douglas, State of Nevada; a portion of the Southwest one-quarter of the Southwest one-quarter 0 Section 2, Township 14 North, Range 18 East, M.D.M.; more particularly described as follows:

Commencing at the Southwest corner of said Section 2; thence North 89°46'38" feet and North 00°33'30" East 261.01 feet to a capped iron pipe marked: RLS 6729 as depicted on Record of Survey, Document No. 220062, recorded in Book 290 at Page 1660 Official Records of Douglas County, Nevada, being the True Point of Beginning; thence North 00°33'30" East 289.09 feet to a capped iron pipe marked: RLS 6729 as depicted on said Record of Survey; thence South 88°22'24" West 152.33 feet to a steel pin tagged RLS 1225; thence North 47°56'17" East 177.11 feet to a steel pin tagged RLS 1225, thence South 64°30'20" East 87.74 feet to a steel pin tagged RLS 1225; thence South 25°47'36" East 134.29 feet to a steel pin tagged RLS 1225; thence South 31°08'59" West 108.51 feet to a steel pin tagged RLS 125; thence South 03°16'01" West 151.90 feet to a steel pin tagged RLS 1225; thence South 89°46'38" West 54.89 feet to the True Point of Beginning.

Per NRS 111, 312, this legal description was previously recorded as
The above described Parcels 1A and 1B are depicted as Parcel 3-A on the record of survey map for George W. Gillemot, filed in the Office of the Douglas County Recorder on November 22, 1991, File No. 265676.



Amended Deed Restriction

APNs: 1418-11-410-01; 1418-11-401-001; 1418-11-110-001; 1418-11-110-002;
1418-03-812-001; and 1418-03-812-002

Page 3 of 6

PARCEL 2 (APN 1418-02-401-001):

The south 261.00 feet of the following parcel:

The west half of the southwest quarter of Section 2, Township 14 North, Range 18 East, M.D.M.

Excepting therefrom the following:

1. All that portion lying within Parcel 1A, described above and also described as Parcel Four in the Boundary Line Adjustment Deed recorded March 4, 1991 in Book 391, Page 380, Document No. 245942.
2. All that portion conveyed to the United States of America in the deed recorded November 22, 1991 in Book 1191, Page 3666, Document No. 265675.

The above described Parcel 2 is depicted as Parcel 3-D on the Record of Survey map for George Gillemot, filed in the Office of the Douglas County Recorder on November 22, 1994, File No. 265676.

PARCEL 3 (APN 1418-11-110-001):

Lot 12 in Block A, as shown on the Final Map of Glenbrook Unit No. 3, filed June 13, 1980 in Map Book 680, Page 1269 of Official Records of Douglas County, Nevada.

Said lands are set forth on Record of Survey recorded March 4, 1991 in Book 391 of Official Records at Page 379, Douglas County, Nevada as Document No. 245941.

PARCEL 4 (APN 1418-11-110-002):

Lot 13 in Block A, as shown on the Final Map of Glenbrook Unit No. 3, filed June 13, 1980 in Map Book 680, Page 1269 of Official Records of Douglas County, Nevada.

Said lands are set forth on Record of Survey recorded March 4, 1991 in Book 391 of Official Records at Page 379, Douglas County, Nevada as Document No. 245941.

PARCEL 5 (APN 1418-03-812-001):

Lot 10 in Block A, as shown on the Final Map of Glenbrook Unit No. 3, filed June 13, 1980 in Map Book 680, Page 1269 of Official Records of Douglas County, Nevada.



Amended Deed Restriction

APNs: 1418-11-410-01; 1418-11-401-001; 1418-11-110-001; 1418-11-110-002;
1418-03-812-001; and 1418-03-812-002

Page 4 of 6

Said lands are set forth on Record of Survey recorded March 4, 1991 in Book 391 of Official Records at Page 379, Douglas County, Nevada as Document No. 245941.

PARCEL 6 (APN 1418-03-812-002):

Lot 11 in Block A, as shown on the Final Map of Glenbrook Unit No. 3, filed June 13, 1980 in Map Book 680, Page 1269 of Official Records of Douglas County, Nevada.

Said lands are set forth on Record of Survey recorded March 4, 1991 in Book 391 of Official Records at Page 379, Douglas County, Nevada as Document No. 245941.

Said parcels were recorded on March 11, 2005 as Document Number 0638726, Book 0305, Page 4884, in the Office of County Recorder of Douglas County, Nevada.

Parcels 1, 2, 3, 4, 5 and 6 are hereinafter collectively referred to as the "Property."

- B. The Property is located in the Tahoe Region as described in the Tahoe Regional Planning Compact (P.L. 96-551, State. 3233, 1980), which region is subject to the regional plan and the ordinances adopted by the Tahoe Regional Planning Agency ("TRPA") pursuant to the Tahoe Regional Planning Compact.
- C. The Property is subject to a Declaration of Conditions, Covenants, and Restrictions for Project Area and Coverage Calculations ("**Project-Area Deed Restriction**") recorded on April 10, 1992, in the Official Records of Douglas County, as Document No. 275771, by which the Property, consisting of Parcels One, Two, Three and Four, is to be treated as if it had been legally consolidated into a single project area for the purposes of land coverage calculations.
- D. TRPA has agreed to release the Project-Area Deed Restriction against Parcels Three and Parcel Four, subject to the condition that the Declarant revise the project area deed restriction to include Parcels One, Two, Five and Six.
- E. The Declarant's spouse has signed below to indicate her consent to this Amended Deed Restriction.

DECLARATIONS

- 1. Declarant and TRPA hereby withdraw, release, and revoke the Project Area Deed Restriction against Parcels 3 and 4.



Amended Deed Restriction

APNs: 1418-11-410-01; 1418-11-401-001; 1418-11-110-001; 1418-11-110-002;
1418-03-812-001; and 1418-03-812-002

Page 5 of 6

2. Declarant declares, that for the purpose of calculating land coverage and applying TRPA ordinances relating to land coverage, the project area consisting of Parcels 1, 2, 5, and 6 is, and shall be, deemed by TRPA to be merged and constitute but one parcel for the purposes set forth above in Recital Section C.
3. This Amended Deed Restriction shall be deemed a covenant running with the land or an equitable servitude, as the case may be, and shall be binding on the Declarant and Declarant's assigns, and all persons acquiring or owning any interests in the Property.
4. This Amended Deed Restriction may not be revoked or modified without the prior express written and recorded consent of the Tahoe Regional Planning Agency or its successor party, if any. TRPA is deemed and agreed to be a third party beneficiary of this Deed Restriction and as such, can enforce the provisions of this Deed Restriction.

IN WITNESS WHEREOF, the Declarant has executed this instrument effective as of date first set forth above.

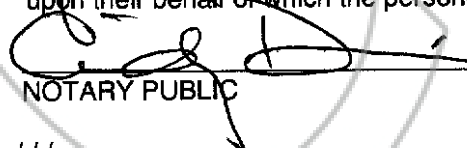
DECLARANT'S SIGNATURE:


Paul Flynn

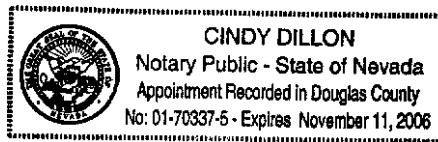
Dated: 5/30/06

STATE OF Nevada
COUNTY OF Douglas SS.

On this 30th day of May, 2006, before me, personally appeared Paul Flynn personally known to me, or proved to me to be on the basis of satisfactory evidence to be the person whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon their behalf of which the person(s) acted) executed the instrument.


NOTARY PUBLIC

///
///



Amended Deed Restriction

APNs: 1418-11-410-01; 1418-11-401-001; 1418-11-110-001; 1418-11-110-002;
1418-03-812-001; and 1418-03-812-002

Page 6 of 6

DECLARANT'S SPOUSE'S SIGNATURE:

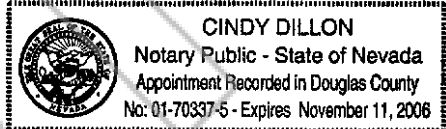
Sandra Flynn
Spouse of Paul Flynn

Dated: 5/30/06

STATE OF Nevada)
COUNTY OF Douglas) SS.

On this 30th day of May, 2006, before me, personally appeared Sandra Flynn personally known to me, or proved to me to be on the basis of satisfactory evidence to be the person whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon their behalf of which the person(s) acted) executed the instrument.

[Signature]
NOTARY PUBLIC



APPROVED AS TO FORM:

[Signature]
Tahoe Regional Planning Agency

STATE OF NEVADA)
COUNTY OF DOUGLAS) SS.

On this 25th day of May, 2006, before me, personally appeared Jordan Kahn personally known to me, or proved to me to be on the basis of satisfactory evidence to be the person whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon their behalf of which the person(s) acted) executed the instrument.

[Signature]
NOTARY PUBLIC

