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08/04/2008 11:14AM Deputy: PK
OFFICIAL RECORD
Requested By:
STEWART TITLE - DOUGLAS
Douglas County - NV
Werner Christen - Recorder
Page: 1 of 17 Fee: 30.00
BK-808 PG-293 RPTT: 0.00



WHEN RECORDED MAIL TO:

NAME
MAILING
ADDRESS

CITY,
STATE
ZIP CODE

JDJ Investments, L.P.
1600 South Main Street, Suite 150
Walnut Creek, CA 94596
Attn: Dennis Cedros

FIRST MODIFICATION TO DEED OF TRUST WITH ASSIGNMENT OF RENTS

THIS FIRST MODIFICATION TO DEED OF TRUST WITH ASSIGNMENT OF RENTS, SECURITY AGREEMENT AND FIXTURE FILING dated as of July 31, 2008 ("First Modification"), is made by DAVIDON DEVELOPMENT CORP, a Nevada corporation ("Trustor") in favor of JDJ INVESTMENTS, L.P., a California limited partnership ("Beneficiary").

WHEREAS, Trustor executed that certain Deed of Trust with Assignment of Rents, Security Agreement and Fixture Filing dated November 16, 2005 (as amended from time to time, the "Deed of Trust"), irrevocably granting and conveying to STEWART TITLE COMPANY OF DOUGLAS COUNTY, a Nevada corporation ("Trustee"), in trust, with power of sale, that certain real property described in the attached Exhibit A for the purpose of securing an indebtedness of Trustor to Beneficiary, and the Deed of Trust was recorded on November 20, 2007, as Document No. 713423 in the Official Records of Douglas County, State of Nevada;

AND WHEREAS, on the date hereof, Trustor has entered into that certain Amended and Restated Promissory Note ("Amended and restated Promissory Note"), increasing the principal amount under the original promissory note from \$5,000,000 to \$8,000,000;

AND WHEREAS, the Trustor and Beneficiary desire to amend the Deed of Trust in order to secure the payment and performance obligations under the Amended and Restated Promissory Note pursuant to the terms and conditions of this First Modification:

NOW, THEREFORE, in consideration of the foregoing and other valuable consideration, the parties do hereby modify the Deed of Trust and agree as follows:

AGREEMENT

1. Trustor hereby agrees that the Deed of Trust secures all of the obligations of Trustor under the Amended and Restated Promissory Note. Whenever the term "promissory note" or "note" appears in the Deed of Trust, such term shall be revised to mean the Amended and Restated Promissory Note.
2. In the second paragraph of the Deed of Trust, the amount of the loan shall be increased from the sum of \$5,000,000 to the sum of \$8,000,000.
3. Except as expressly modified above, the terms of the Deed of Trust shall remain unchanged and in full force and effect.

[Signatures appear on next page.]

IN WITNESS WHEREOF, the Trustor has executed this First Modification as of the date first above written.

DAVIDON DEVELOPMENT CORP,
a Nevada corporation

By: 
Name: Dennis Cedros
Its: Controller & Treasurer

CORP



EXHIBIT A

Legal Description

See the following pages.

COPY



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STATE OF CALIFORNIA } ss
 }
COUNTY OF CONTRA COSTA }

On July 31, 2008, before me Susan G. King, a Notary Public, personally appeared Dennis Cedros personally knows to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



(Seal)

My Commission Expires: February 5, 2011

Signature:

Susan G. King

Notary Public

Name: Susan G. King



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EXHIBIT "A"

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

Lots 1 through 37, inclusive, Open Space 'B', 'D', and 'F', in Block A; Lots 38 through 55, inclusive, Open Space 'H', in Block C; and Lots 56 through 69, inclusive, Open Space 'G', in Block D, and Open Space 'E' in Block B as set forth on Final Subdivision Map A Planned Development PD 05-001 for SUMMIT RIDGE AT GENOA LAKES GOLF RESORT PHASE 3A, filed for record with the Douglas County Recorder on September 12, 2007 in Book 0907 at page 2074, as Document No. 0709043, Official Records, Douglas County, Nevada.

APN's 1419-26-510-001 through 012; inclusive
1419-26-610-001 through 036; inclusive
1419-26-711-002 through 011; inclusive
1419-26-711-013 through 029; inclusive

LEGAL DESCRIPTION 2:

A parcel of land located within a portion of Section 26, Township 14 North, Range 19 East, Mount Diablo Meridian, more particularly described as follows:

Adjusted Parcel 17 as set forth on that certain Record of Survey to Support a Boundary Line Adjustment for GENOA LAND INVESTORS, LLC., MDA ENTERPRISES, INC. AND FOUR CREEKS VISALIA, L.P. filed for record in the office of the Douglas County Recorder on June 12, 2007, Book 0607, Page 3401, Document No. 0702844, Official Records.

APN 1419-26-101-002

Together with that certain non-exclusive private access easement as described below:

DESCRIPTION EASEMENT #2

50' WIDE NON-EXCLUSIVE PRIVATE EASEMENT

A fifty foot (50') wide easement for access purposes located within a portion of Section 26, Township 14 North, Range 19 East, Mount Diablo Meridian, the centerline of which is more particularly described as follows:

Commencing at a found 5/8" rebar, no tag, a point on the Easterly line of Jacks Valley Road, the Northwesterly corner of Parcel 2 as shown on the Map of Division Into Large Parcels for Little Mondeaux Limousin Corporation recorded July 31, 1992 in the office of Recorder, Douglas County, Nevada, as Document No. 284936, said point bears South 32°55'56" West, 2868.09 feet from the Southwest corner of Section 26, T.14N., R.19E., M.D.M.; thence along said Easterly line of Jacks Valley Road North 21°17'11" East, 5624.78 feet to the POINT OF BEGINNING; thence South 57°24'21" East, 901.15 feet; thence along the arc of a curve to the right having a radius of 100.00 feet, central angle of 57°24'26", arc length of 100.19 feet, and chord bearing South 28°42'10" East; thence South,



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163.85 feet; thence along the arc of a curve to the left having a radius of 100.00 feet, central angle of 59°14'14", arc length of 103.39 feet, and chord bearing South 29°37'07" East; thence South 59°14'14" East, 87.62 feet; thence South 57°20'21" East, 299.51 feet; thence along the arc of a curve to the left having a radius of 95.00 feet, central angle of 98°13'48", arc length of 162.87 feet, and chord bearing North 73°32'45" East; thence North 24°25'51" East, 166.00 feet; thence along the arc of a curve to the right having a radius of 75.00 feet, central angle of 34°48'01", arc length of 45.55 feet, and chord bearing North 41°49'51" East; thence North 59°13'52" East, 94.39 feet; thence along the arc of a curve to the right having a radius of 75.00 feet, central angle of 55°06'44", arc length of 72.14 feet, and chord bearing North 86°47'14" East; thence South 65°39'24" East, 403.40 feet; thence North 24°52'01" East, 62.44 feet; thence North 19°23'04" East, 165.42 feet; thence North 03°46'32" West, 200.60 feet to the terminus of this description.

The Basis of Bearing of this description is North 89°23'01" East, the North line of the Northeast one-quarter (NE 1/4) of Section 26, T.14N., R.19E., M.D.M. per Map of Division Into Large Parcels for Little Mondeaux Limousin Corporation recorded July 31, 1992 as Document No. 284936.

"IN COMPLIANCE WITH NEVADA REVISED STATUTE 111.312, THE HEREIN ABOVE LEGAL DESCRIPTION WAS TAKEN FROM INSTRUMENT RECORDED JULY 10, 2007, BOOK 0707, PAGE 2858, AS FILE NO. 0704796, RECORDED IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY, STATE OF NEVADA."

AND TOGETHER WITH that certain non-exclusive private access easement as described below:

DESCRIPTION EASEMENT #0S7

50' WIDE NON-EXCLUSIVE PRIVATE ACCESS EASEMENT (OVER PARCEL 16, A.P.N. 1419-26-001-014)

A fifty-foot (50') wide strip of land for non-exclusive private access purposes located within a portion of Section 26, Township 14 North, Range 19 East, Mount Diablo Meridian, lying 25 feet (25') on both sides of the following described centerline:

Commencing at the most easterly corner of Parcel 16 as shown on the Record of Survey to Support a Boundary Line Adjustment for Little Mondeaux Limousin Corporation recorded November 19, 2001 in the office of Recorder, Douglas County, Nevada as Document No. 528042;

thence along the northeasterly line of said Parcel 16, North 58°31'29" West, 25.01 feet to the POINT OF BEGINNING; thence along a line 25 feet westerly of and parallel with the easterly line of said Parcel 16, the following courses:

South 33°08'08" West, 168.54 feet;
South 19°17'56" West, 192.13 feet;
South 06°55'50" West, 142.07 feet;
South 04°16'47" East, 148.06 feet;
South 08°17'50" West, 159.03 feet;
South 27°18'20" West, 270.10 feet;



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South 38°59'28" West, 89.85 feet to a point on the southerly line of said Parcel 16, the TERMINUS of this description.

The sidelines of the above described strip of land shall be extended and shortened to terminate at said northeasterly line of Parcel 16 and said southerly line of Parcel 16. The Basis of Bearing of this description is North 89°23'01" East, the north line of the Northeast one-quarter (NE 1/4) of Section 26, Township 14 North, Range 19 East, M.D.M. per Map of Division Into Large Parcels for Little Mondeaux Limousin Corporation recorded July 31, 1992 as Document No. 284936.

"IN COMPLIANCE WITH NEVADA REVISED STATUTE 111.312, THE HEREIN ABOVE LEGAL DESCRIPTION WAS TAKEN FROM INSTRUMENT RECORDED FEBRUARY 3, 2004, BOOK 0204, PAGE 882, AS FILE NO. 0603677, RECORDED IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY, STATE OF NEVADA."

LEGAL DESCRIPTION 3:

Adjusted Parcel 16 as set forth on that certain Record of Survey to Support a Boundary Line Adjustment for GENOA LAND INVESTORS, LLC, MDA ENTERPRISES, INC. AND FOUR CREEKS VISALIA, L.P. filed for record in the office of the Douglas County Recorder on June 12, 2007, Book 0607 Page 3401, Document No. 0702844, Official Records.

APN 1419-26-101-003

DESCRIPTION EASEMENT #2

Together with that certain non-exclusive private access easement as described below:

50' WIDE NON-EXCLUSIVE PRIVATE EASEMENT A fifty foot (50') wide easement for access purposes located within a portion of Section 26, Township 14 North, Range 19 East, Mount Diablo Meridian, the centerline of which is more particularly described as follows:

Commencing at a found 5/8" rebar, no tag, a point on the Easterly line of Jacks Valley Road, the Northwesterly corner of Parcel 2 as shown on the Map of Division Into Large Parcels for Little Mondeaux Limousin Corporation recorded July 31, 1992 in the office of Recorder, Douglas County, Nevada, as Document No. 284936, said point bears South 32°55'56" West, 2868.09 feet from the Southwest corner of Section 26, T.14N., R.19E., M.D.M.; thence along said Easterly line of Jacks Valley Road North 21°17'11" East, 5624.78 feet to the POINT OF BEGINNING; thence South 57°24'21" East, 901.15 feet; thence along the arc of a curve to the right having a radius of 100.00 feet, central angle of 57°24'26", arc length of 100.19 feet, and chord bearing South 28°42'10" East; thence South, 163.85 feet; thence along the arc of a curve to the left having a radius of 100.00 feet, central angle of 59°14'14", arc length of 103.39 feet, and chord bearing South 29°37'07" East; thence South 59°14'14" East, 87.62 feet; thence South 57°20'21" East, 299.51 feet; thence along the arc of a curve to the left having a radius of 95.00 feet, central angle of 98°13'48", arc length of 162.87 feet, and chord bearing North 73°32'45" East; thence North 24°25'51" East, 166.00 feet; thence along the arc of a curve to the right having a radius of 75.00 feet, central angle of 34°48'01", arc length of 45.55 feet, and chord bearing North 41°49'51" East; thence North 59°13'52" East, 94.39 feet; thence along the arc of a curve to the right having a radius of 75.00 feet, central angle



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of 55°06'44", arc length of 72.14 feet, and chord bearing North 86°47'14" East; thence South 65°39'24" East, 403.40 feet; thence North 24°52'01" East, 62.44 feet; thence North 19°23'04" East, 165.42 feet; thence North 03°46'32" West, 200.60 feet to the terminus of this description.

The Basis of Bearing of this description is North 89°23'01" East, the North line of the Northeast one-quarter (NE 1/4) of Section 26, T.14N., R.19E., M.D.M. per Map of Division Into Large Parcels for Little Mondeaux Limousin Corporation recorded July 31, 1992 as Document No. 284936.

"IN COMPLIANCE WITH NEVADA REVISED STATUTE 111.312, THE HEREIN ABOVE LEGAL DESCRIPTION WAS TAKEN FROM INSTRUMENT RECORDED JULY 10, 2007, BOOK 0707, PAGE 2858, AS FILE NO. 0704796, RECORDED IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY, STATE OF NEVADA."

TOGETHER WITH a Grant of Slope Easement as set forth and described in document recorded November 7, 2005 in Book 1105, Page 3092, as Document No. 0660088, Official Records Douglas County, Nevada, for the benefit of Legal Descriptions 1,2 and 3.

ALSO TOGETHER WITH a temporary non-exclusive easement for private access over, across and through the Easement Area for the purposes of constructing, installing, maintaining, repairing and replacing a private roadway in the Easement Area, and so forth, created in that certain document entitled "Grant of Easement", executed by MDA Enterprises, Inc., recorded May 1, 2006 in Book 0506, Page 168, as Document No. 0673811, Official Records of Douglas County, Nevada, for the benefit of Canyon Creek Meadows, Phase 1, Adjusted Remainder Parcels 1 and 2, and Adjusted Parcels 16, 17 and 19.

ALSO TOGETHER WITH perpetual non-exclusive easements (i) for private access and (ii) for public utilities over, across and through the Easement Area for the purposes of constructing, installing, maintaining, repairing and replacing a private roadway and public utilities in the Easement Area, and so forth, created in that certain document entitled "Grant of Easements", executed by MDA Enterprises, Inc., recorded May 1, 2006 in Book 0506, Page 347, as Document No. 0673835, Official Records of Douglas County, Nevada, for the benefit of Canyon Creeks Meadows, Phase 1, Adjusted Remainder Parcels 1 and 2, and Adjusted Parcels 14, 16, 17 and 19.

ALSO TOGETHER WITH easements granted for the right, at any time, to enter upon the Easement Area for the purposes of constructing, installing, maintaining, repairing and replacing a private roadway and public utilities in the Easement Area, and so forth, created in that certain document entitled "Grant of Easements" recorded May 1, 2006 in Book 0506, Page 377, as Document No. 0673836, Official Records of Douglas County, Nevada, for the benefit of Adjusted Parcels 13, 16, 17 and 19.

ALSO TOGETHER WITH easements granted for the rights of access and storm drainage upon the Easement Area as set forth in document entitled "Grant of Slope and Private Drainage Easements and Temporary License" recorded July 9, 2007 as Document No. 704686, Official Records of Douglas County, Nevada for the benefit of Adjusted Parcels 13, 16 & 17.



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ALSO TOGETHER WITH easements granted for the rights of maintenance, repair and replacement of storm drainage improvements within the Easement Area as set forth in document entitled "Grant of Storm Drainage Easements and Temporary License" recorded July 9, 2007 as Document No. 704705, Official Records of Douglas County, Nevada for the benefit of Adjusted Parcels 1 and 13.

ALSO TOGETHER WITH easements granted for the limited purpose of maintaining, repairing or replacing any slopes located on the Easement Area as set forth in document entitled "Grant of Slope Easement and Temporary License" recorded July 9, 2007 as Document No. 704706, Official Records of Douglas County, Nevada for the benefit of Adjusted Parcel 1.

DRAFT



Exhibit B

12. (A) Any and all ditches, pipes and pipe lines, conduits, transmission lines, poles, roads, trails, and fences on or traversing said land.
13. (F) An easement affecting a portion of said land for the purposes stated herein, together with incidental rights thereto,
Purpose : 50 foot non-exclusive private access easement #1
: and #2 across subject land
Recorded : DECEMBER 31, 1996
: in Book 1296, Page 4911, as Document No. 403934,
: Official Records of Douglas County, Nevada.

(AFFECTS ADJUSTED PARCEL 17)

NOTE: FOR INFORMATIONAL PURPOSES ONLY:

Abandonment of a Portion of Private Access Easement (#088)
as set forth by document

Recorded : FEBRUARY 3, 2004
: in Book 0204, Page 897, as Document No. 0603678,
: Official Records of Douglas County, Nevada
Affects : Portion of Access Easement #1

14. (N1) Easements, dedications, reservations, provisions, relinquishments, recitals, building set back lines, certificates, and any other matters as provided for or delineated on the Subdivision Map of Canyon Creek Meadows Phase I, Document No. 604356 referenced in the legal description contained herein.

Reference is hereby made to said Subdivision Map for particulars. If one is not included herewith, one will be furnished upon request.

(Affects Adjusted Remainder Parcel 1 and Canyon Creek Meadows Phase I)

15. (O) An easement affecting a portion of said land for the purposes stated herein, together with incidental rights thereto,
Granted to : DOUGLAS COUNTY, a political subdivision of the
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Purpose : State of Nevada
Recorded : Grant of sanitary sewer easement (#OS1)
Recorded : FEBRUARY 3, 2004
Recorded : in Book 0204, Page 781, as Document No. 0603671,
Recorded : Official Records of Douglas County, Nevada.
Affects : A portion of Adjusted Parcels 16 and 17.

16. (I1) An easement affecting a portion of said land for the purposes stated herein, together with incidental rights thereto,
Granted to : LITTLE MONDEAUX LIMOUSIN CORPORATION
Purpose : Grant of 50 foot non-exclusive private access easement (#OS7)
Recorded : FEBRUARY 3, 2004
Recorded : in Book 0204, Page 882, as Document No. 0603677,
Recorded : Official Records of Douglas County, Nevada.
Affects : Parcel 16 for the benefit of Parcel 17

17. Deed Restriction upon the terms and conditions contained therein Restriction
Recorded : FEBRUARY 11, 2004
Recorded : in Book 0204, Page 4471, as Document No. 0604357,
Recorded : Official Records of Douglas County, Nevada.

(AFFECTS ADJUSTED REMAINDER PARCEL 1)

18. Douglas County Security and Improvement Agreement
Recorded : FEBRUARY 19, 2004
Recorded : in Book 0204, Page 8298, as Document No. 0605126,
Recorded : Official Records of Douglas County, Nevada

(AFFECTS ADJUSTED REMAINDER PARCEL 1)

19. Terms and conditions as contained in a Declaration Establishing Reciprocal Covenants and Easements (Domestic Water & Sanitary Sewer Systems)
Dated : AUGUST 5, 2004
By & Between : JAMES CANYON LLC, a Nevada limited liability company and LITTLE MONDEAUX LIMOUSIN CORPORATION, a Nevada corporation
Recorded : AUGUST 6, 2004

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: in Book 0804, Page 2248, as Document No. 0620761,
: Official Records of Douglas County, Nevada

(Easement disclosed as MML is the only easement affecting
subject property)

20. (NN1, 001, PP1, QQ1) Terms and conditions as contained in a
Declaration Establishing Reciprocal Covenants and Easements
(Storm Drainage System)
Dated : AUGUST 5, 2004
By & Between : JAMES CANYON LLC, a Nevada limited liability
: company and LITTLE MONDEAUX LIMOUSIN CORPORATION,
: a Nevada corporation
Recorded : AUGUST 6, 2004
: in Book 0804, Page 2293, as Document No. 0620762,
: Official Records of Douglas County, Nevada
21. (MML) A Temporary Septic System Easement Agreement, upon the
terms and conditions contained therein,
Dated : AUGUST 10, 2004
By & Between : LITTLE MONDEAUX LIMOUSIN CORPORATION, a Nevada
: corporation and JAMES CANYON, LLC, a Nevada limited
: liability company
Recorded : AUGUST 12, 2004
: in Book 0804, Page 4808, as Document No. 0621280,
: Official Records of Douglas County, Nevada
- (AFFECTS ADJUSTED REMAINDER PARCEL 1)
22. Memorandum of Operational and Maintenance Obligations, upon
the terms and conditions contained therein,
Dated : AUGUST 10, 2004
By & Between : GENOA GOLF INVESTORS, LLC, a Nevada limited
: liability company, GENOA DEVELOPER ASSOCIATES, LLC,
: a Nevada limited liability company, GENOA LAND
: INVESTORS, LLC, a Nevada limited liability company,
: LITTLE MONDEAUX LIMOUSIN CORPORATION, a Nevada
: corporation, and JAMES CANYON, LLC, a Nevada limited
: liability company
Recorded : AUGUST 12, 2004
: in Book 0804, Page 5017, as Document No. 0621290,
Continued on next page



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: Official Records of Douglas County, Nevada

23. Memorandum of Obligations Regarding Amenity Facilities,
upon the terms and conditions contained therein,

Dated : AUGUST 10, 2004

By & Between : GENOA DEVELOPER ASSOCIATES, LLC, a Nevada limited
: liability company, GENOA GOLF INVESTORS, LLC, a
: Nevada limited liability company, LITTLE MONDEAUX
: LIMOUSIN CORPORATION, a Nevada corporation, and
: JAMES CANYON, LLC, a Nevada limited liability
: company

Recorded : AUGUST 12, 2004

: in Book 0804, Page 5030, as Document No. 0621291,
: Official Records of Douglas County, Nevada

24. Shared Facilities and Easement Agreement made and entered
into as of the 10th day of August, 2004, by and among JAMES
CANYON LLC, a Nevada limited liability company, GENOA
DEVELOPER ASSOCIATES, LLC, a Nevada limited liability
company, GENOA LAND INVESTORS, LLC, a Nevada limited
liability company, GENOA GOLF INVESTORS, LLC, a Nevada
limited liability company, LITTLE MONDEAUX LIMOUSIN
CORPORATION, a Nevada corporation, CANYON CREEK ESTATES
HOMESOWNERS ASSOCIATION, a Nevada non-profit corporation,
and CANYON CREEK MEADOWS HOMESOWNERS ASSOCIATION, a Nevada
non-profit corporation, upon the terms and conditions
contained therein,

Recorded : AUGUST 12, 2004

: in Book 0804, Page 5042, as Document No. 0621292,
: Official Records of Douglas County, Nevada

Status of Assessments Under Shared Facilities Agreement,
upon the terms and conditions contained therein

Recorded : NOVEMBER 7, 2005

: in Book 1105, Page 3174, as Document No. 660104,
: Official Records of DOUGLAS County, Nevada

Recorded : NOVEMBER 17, 2005

: in Book 1105, Page 7650, as Document No. 0660929,
: Official Records of DOUGLAS County, Nevada

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25. Ancillary Easements Memorandum, upon the terms and conditions contained therein by and between GENOA NATIONAL, LLC, and GENOA GOLF INVESTORS, LLC, GENOA DEVELOPER ASSOCIATES AND GENOA LAND INVESTORS, LLC.
Recorded : MARCH 31, 2005
: in Book 0305, Page 14366, as Document No. 0640526,
: Official Records of DOUGLAS County, Nevada

26. Parcel 10 Memorandum upon the terms and conditions contained therein by and between GENOA NATIONAL, LLC, and MDA ENTERPRISES, INC., GENOA GOLF INVESTORS, LLC, GENOA DEVELOPER ASSOCIATES and GENOA LAND INVESTORS, LLC.
Recorded : MARCH 31, 2005
: in Book 0305, Page 14373, as Document No. 0640527,
: Official Records of DOUGLAS County, Nevada

(Affects Canyon Creek Meadows, Phase 1 and Remainder of Parcel 1)

27. Water and Sewer Facilities Agreement (this "Agreement") made as of April 7, 2005, by and among Genoa Golf Investors, LLC, a Nevada limited liability company ("GGI"), Genoa Developer Associates, LLC, a Nevada limited liability company ("GDA"), Genoa Land Investors, LLC, a Nevada limited liability company ("GLI"), James Canyon, LLC, a Nevada limited liability company ("JC"), Little Mondeaux Limousin Corporation, a Nevada corporation ("LM"), and the County of Douglas, State of Nevada ("Douglas County"), upon the terms and conditions contained therein
Recorded : APRIL 12, 2005
: in Book 0405, Page 4350, as Document No. 0641489,
: Official Records of DOUGLAS County, Nevada

28. Certificates, and any other matters as provided for or delineated on the Record of Survey map, #648319 referenced in the legal description contained herein.

Reference is hereby made to said Plat for particulars. If one is not included herewith, one will be furnished upon request.

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29. Agreement Concerning Grant of Easements for Golf Course Irrigation and Facilities, upon the terms and conditions contained therein by and between Genoa Land Investors, LLC, a Nevada limited liability company and MDA Enterprises, Inc., a Nevada corporation
Recorded : NOVEMBER 7, 2005
: in Book 1105, Page 3163, as Document No. 660102,
: Official Records of DOUGLAS County, Nevada

Re-recorded : NOVEMBER 17, 2005
: in Book 1105, Page 7636, as Document No. 0660927,
: Official Records of DOUGLAS County, Nevada.
30. Certificate Concerning Golf Memberships, upon the terms and conditions contained therein by MDA Enterprises, Inc., a Nevada corporation in favor of Genoa Land Investors, LLC, a Nevada limited liability company
Recorded : NOVEMBER 7, 2005
: in Book 1105, Page 3170, as Document No. 660103,
: Official Records of DOUGLAS County, Nevada

Re-recorded : NOVEMBER 17, 2005
: in Book 1105, Page 7645, as Document No. 0660928,
: Official Records of DOUGLAS County, Nevada.



: Official Records of Douglas County, Nevada

31. Reciprocal Parking and Access Easement Agreement dated November 23, 2005 upon the terms and conditions contained therein
Recorded : July 24, 2006
: in Book 0706, Page 8118, as Document No. 680413,
: Official Records of DOUGLAS County, Nevada

32. Certificates, and any other matters as provided for or delineated on the Record of Survey map number 702844 referenced in the legal description contained herein.

Reference is hereby made to said Plat for particulars. If one is not included herewith, one will be furnished upon request.

33. Grant of Temporary Turn-Around Easement and License, upon the terms and conditions contained therein executed by Four Creeks Visalia, L.P.
Recorded : July 9, 2007
: in Book 0707, Page 2287, as Document No. 704683,
: Official Records of Douglas County, Nevada

AFFECTS ADJUSTED PARCEL 17

34. Grant of Temporary Turn-Around Easement and License, upon the terms and conditions contained therein, executed by Four Creeks Visalia, L.P.
Recorded : July 9, 2007
: in Book 0707, Page 2299, as Document No. 704684,
: Official Records of Douglas County, Nevada

AFFECTS ADJUSTED PARCEL 16

35. Grant of Private Access and Public Utility Easement and Temporary License, upon the terms and conditions contained therein, executed by Four Creeks Visalia L.P.
Recorded : July 9, 2007
: in Book 0707, Page 2312, as Document No. 704685;
: Official Records of Douglas County, Nevada
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AFFECTS ADJUSTED PARCEL 16

36. Grant of Slope and Private Storm Drainage Easements and Temporary License, upon the terms and conditions contained therein, executed by MDA Enterprises, Inc. and Four Creeks Visalia, L.P.

Recorded : July 9, 2007
: in Book 0707, Page 2326, as Document No. 704686,
: Official Records of Douglas County, Nevada

**AFFECTS ADJUSTED PARCELS 1 AND 13 FOR THE BENEFIT OF
ADJUSTED PARCELS 13, 16 & 17**

This document is recorded as an
ACCOMMODATION ONLY and without
liability for this consideration therefore, or
as to the validity or sufficiency of said
instrument, or for the effect of such
recording on the title of the property
involved.

