

APN #1319-15-000-015
When recorded mail this
Deed & Tax Statements to
ES Financial Corporation
3200 Broadmoor Ave SE
Grand Rapids MI 49512

DOC # 728743
08/21/2008 02:25PM Deputy: PK
OFFICIAL RECORD
Requested By:
FIRST AMERICAN - NVOD LA
Douglas County - NV
Werner Christen - Recorder
Page: 1 of 5 Fee: 18.00
BK-808 PG-3561 RPTT: 25.35



DEED IN LIEU OF FORECLOSURE

THIS INDENTURE, made and entered into this 21st day of MAY, 2008, by and between William D. Moffat and Debra A. See, husband and wife as JTWROS, Party of the First Part/Grantor, and Walley's Partners Limited Partnership, a Nevada limited partnership, Second Part/Grantee,

WITNESSETH:

That the said Party of the First Part, in consideration for the sum of TEN DOLLARS (\$10.00), lawful money of the United States of America to him in hand paid by the said Party of the Second Part, the receipt whereof is hereby acknowledged, does by these presents, grant bargain and sell unto the said party of the Second Part, and to his heirs and assigns forever, all that certain real property situated in the County of Douglas, State of Nevada, described as follows:

SEE EXHIBIT "A" ATTACHED HERETO

TOGETHER WITH the tenements, hereditaments and appurtenances thereunto belonging or appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD the said premises, together with the appurtenances, unto the said Party of the Second Part, and to his heirs and assigns forever.

This Deed in Lieu of Foreclosure is an absolute conveyance, the Party of the First Part having sold said land to the Party of the Second Part for a fair and adequate consideration, such consideration, in addition to that above recited, being full satisfaction of all obligations secured by the Deed of Trust executed by William D. Moffat and Debra A. See, husband and wife as JTWROS to Stewart Title of Douglas County, a Nevada corporation, Trustee for Walley's Partners Limited Partnership, a Nevada limited partnership, Beneficiary, recorded on October 23, 2001, in Book 1001, Page 7658 as

Instrument No. 0526024, Official Records of Douglas County, Nevada. Party of the First Part declare(s) that this conveyance is freely and fairly made and that there are no agreements, oral or written, other than this Deed in Lieu of Foreclosure between the parties hereto with respect to the property hereby conveyed.

IN WITNESS WHEREOF, the party of the First Part has executed this conveyance the day and year first hereinabove written.

✓ William D. Moffat
William D. Moffat

✓ Debra A. See
Debra A. See

STATE OF ✓ CALIFORNIA SS
COUNTY OF ✓ KERN

On this ✓ 21 day of ✓ MAY, 2008, before me, the undersigned, a Notary Public in and for said County and State, personally appeared

known to me to be the person(s) described in and who executed the foregoing instrument, who acknowledged to me that he/she/they executed the same freely and voluntarily and for the uses and purposes therein mentioned.

WITNESS my hand and official seal.

✓

NOTARY PUBLIC

MAIL TAX STATEMENTS TO:

Walley's Partners Limited Partnership
PO Box 158
Genoa NV 89411



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

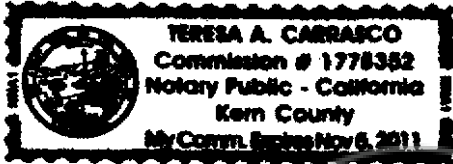
State of California

County of Kern

On 5/21/08 before me, Teresa A. Carrasco, Notary Public
Date Here Insert Name and Title of the Officer

personally appeared William D. Moffat and Debra A. See
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) 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 behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Teresa Carrasco
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Deed in Lieu of Foreclosure

Document Date: 5/21/08

Number of Pages: 2

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

RIGHT THUMBPRINT OF SIGNER

Top of thumb here

Signer Is Representing: _____

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

RIGHT THUMBPRINT OF SIGNER

Top of thumb here

Signer Is Representing: _____



Inventory No.: 17-035-32-01

EXHIBIT "A"
(WALLEY'S)

A timeshare estate comprised of an undivided interest as tenants in common in and to that certain real property and improvements as follows:

An undivided 1/1989th interest in and to all that real property situate in the County of Douglas, State of Nevada, described as follows:

PARCEL E-1 of the Final Subdivision Map LDA #98-05 for DAVID WALLEY'S RESORT, a Commercial Subdivision, filed for record with the Douglas County Recorder on October 19, 2000, in Book 1000, at page 3464, as Document No. 501638, and by Certificate of Amendment recorded November 3, 2000 in Book 1100, Page 467, as Document No. 502689, Official Records of Douglas County, Nevada.

Together with a permanent non-exclusive easement for utilities and access, for the benefit of Parcel E-1, as set forth in Quitclaim Deed recorded September 17, 1998 in Book 998, Page 3250 as Document No. 449574, Official Records, Douglas County, Nevada.

Together with those easements appurtenant thereto and such easements and use rights described in the Declaration of Time Share Covenants, Conditions and Restrictions for David Walley's Resort recorded September 23, 1998 as Document No. 0449993, and as amended by Document Nos. 0466255, 0485265, 0489959, 0509920 and 0521436, and subject to said Declaration; with the exclusive right to use said interest for one Use Period within a STANDARD UNIT each year in accordance with said Declaration.

A Portion of APN 1319-15-000-015

REQUESTED BY
STEWART TITLE OF DOUGLAS COUNTY
IN OFFICIAL RECORDS OF
DOUGLAS CO. NEVADA

2001 OCT 23 AM 10:23

LINDA SLATER
RECORDER

5/16 PAID KJ DEPUTY



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PG-3564

0526024
BK1001PG7660

AFFIDAVIT


STATE OF NEVADA)
) SS
COUNTY OF DOUGLAS)

**Walley's Partners Limited Partnership
a Nevada limited partnership**

Grantee herein, being first duly sworn upon oath, deposes and says:

That he or she has read the foregoing Deed in Lieu of Foreclosure from William D. Moffat and Debra A. See, husband and wife as JTWR0S, Interval #0203532A. and knows the contents thereof, and that every statement contained in the terms, warranties and covenants therein set forth is true of his or her own knowledge; that the parties named as Grantees in executing this Affidavit hereby accept said Deed in Lieu of Foreclosure and agree to its terms and covenants and approve the warranties therein contained.

**WALLEY'S LIMITED PARTNERSHIP,
a Nevada limited partnership**




Tatiana Robinson
Authorized Agent

Subscribed, Sworn to and Acknowledged before me
this 45th day of AUGUST, 2008.



NOTARY PUBLIC

 **ALETA HANNUM
NOTARY PUBLIC
STATE OF NEVADA
Appt. Recorded in Lyon County
My Appt. Expires October 15, 2009
No: 01-71317-12**

