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OFFICIAL RECORD
Requested By:
BROOKE SHAW ZUMPF

**Recording Requested by and
When Recorded, Mail to:**

✓ T. Scott Brooke, Esq.
Brooke Shaw Zumpft
1590 Fourth Street, Suite 100
Minden, NV 89423

Douglas County - NV
Karen Ellison - Recorder
Page: 1 Of 8 Fee: 21.00
BK-0911 PG- 2736 RPTT: 0.00



I, the undersigned, hereby affirm that this document submitted for recording does not contain the Social Security number of any person or persons. (Per NRS 239B.030)


Name: T. Scott Brooke

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

ENCROACHMENT PERMIT

ENCROACHMENT PERMIT

110201

This permit is issued by the Tahoe Village Homeowners Association, a Nevada non-profit corporation, hereinafter referred to as "Permitter" and Ridge Tahoe Property Owners Association by Dan Garrison

hereinafter referred to as "Permittee". This Permit is subject to the rights, if any, of third parties as shown by documents recorded against the property in the official records of Douglas County.

WITNESSETH:

-Permitter is the owner of all of that common area within the boundaries of Tahoe Village Units Nos. 1, 2, 3 in Douglas County, Nevada, and administers said property according to the provisions of the Declaration of covenants, conditions and restrictions recorded 26 July 1989 at Book 789, Page 3011 et. seq., as such may be duly amended from time to time; and

Whereas, Permittee represents the ownership of

346 Quaking Aspen
within Unit 3 of said association, such property being more particularly identified as Douglas County Assessor's Parcel Nos. 1319-30-532-018 and,

Whereas, Permittee desires to construct improvements upon the common area owned by the association adjacent to and benefiting Permittee's property, and to maintain and be responsible for such improvements; and,

Whereas, Permittee has requested that Permitter issue an Encroachment Permit pursuant to Section 6.1(d) of Article 6 of the CC&Rs, which Permitter is willing to do so subject to the terms and conditions set forth herein,

NOW, THEREFORE, Permitter, for good and valuable consideration, the receipt of which is hereby acknowledged, hereby grants to Permittee, and to its successors and assigns, an Encroachment Permit as follows:

1. The Encroachment Permit shall be over, across and upon that real property more specifically described and set forth in Exhibit A attached hereto.
2. The Encroachment Permit shall allow construction, maintenance, repair and replacement of the improvements described on Exhibit B attached hereto.
3. The Encroachment Permit is conditioned upon the agreement of Permittee to assume all responsibility and sole liability for, maintenance, liability and use of the improvements, and Permittee's further agreement to indemnify and hold Permitter harmless from any and all liability or expense, including attorney's fees related thereto.
4. Permittee shall assure that Permitter is a co-insured under the liability insurance policy, and shall provide Permitter with certificate of said insurance.
5. Permittee shall construct and maintain such improvements according to all applicable building codes and rules and regulations, to the satisfaction of all entities with jurisdiction thereof over the property or such improvements, and to the satisfaction of Permitter, all at Permittee's sole cost and expense.

**TAHOE VILLAGE HOMEOWNERS ASSOCIATION
ENCROACHMENT PERMIT**

EXHIBIT A

DESCRIPTION OF COMMON AREA

All that certain lot, piece or parcel of land situated in the County of Douglas, State of Nevada, described as follows:

Undivided interest in and to that portion designated as common area as set forth on the condominium amended map of Tahoe Village Unit No. 1 Assessors Map - Bk 42, Pg.01, Official Records of Douglas County, State of Nevada.

A.P.N. 1319-30-532-018

**TAHOE VILLAGE HOMEOWNERS ASSOCIATION
ENCROACHMENT PERMIT**

EXHIBIT B

DESCRIPTION OF IMPROVEMENTS

All those stairways, decks, walkways, landings, **Hilltrac lift people mover** and other appurtenant structures providing means of ingress and egress for the lots specified in the above encroachment permit. (see attached Exhibit C)

Such structures built upon that portion designated as common area as set forth on the condominium amended map of Tahoe Village Unit No. 3 Assessors Map Bk. 42, Pg 01, Official Records of Douglas County, State of Nevada.

A.P.N. 1319-30-532-018

TAHOE VILLAGE ENCROACHMENT PERMIT

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6. This Encroachment Permit and any easement granted hereby, may be terminated by Permittor, in Permittor's sole discretion, upon the failure of Permittee to comply with the terms and conditions hereof. Termination shall be by Permittor's written notice of termination to Permittee following prior written notice of Permittee's failure to comply and Permittee's subsequent failure to cure within twenty (20) days. The notice or document of termination may be recorded at Permittor's discretion.

7. The parties hereto acknowledge that this Permit will affect certain easements listed on Schedule I attached hereto of Easement Holder entity "Heavenly" and that Heavenly is joining this Permit solely for the purpose of consenting to such effects. Accordingly, the parties hereby agree not to alter and/or amend this Permit in any way that may further affect the rights of Heavenly without Heavenly's express written consent."

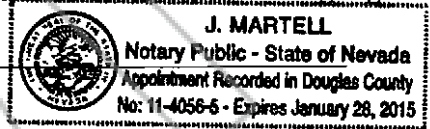
Executed this 30 day of August 2011 at Tahoe Village, Douglas County, Nevada.

TAHOE VILLAGE HOMEOWNERS ASSOCIATION

BY Carolyn R Treanor
Carolyn R. Treanor

On this 30th day of August, 2011 did personally appear before me, Janet Martell who acknowledged that Tahoe Village Homeowners Association / Carolyn Treanor executed the foregoing instrument.

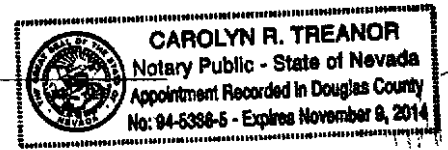
Witness my hand and official seal. Janet Martell
Notary Public



BY Dan Garrison
Dan Garrison

On this 31st day of August, 2011 did personally appear before me DAN GARRISON who acknowledged that he/she executed the foregoing instrument.

Witness my hand and official seal. Carolyn R. Treanor
Notary Public

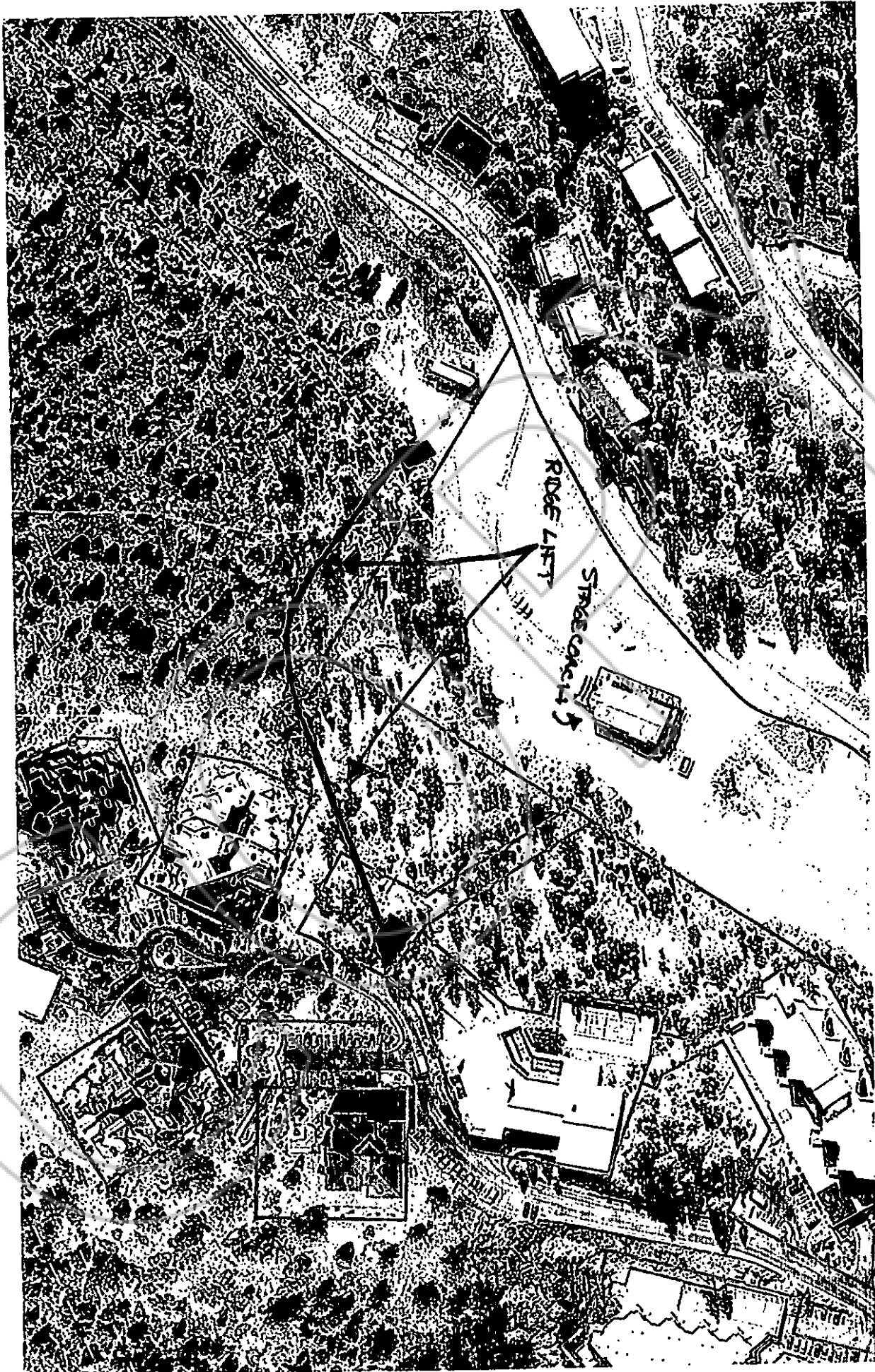


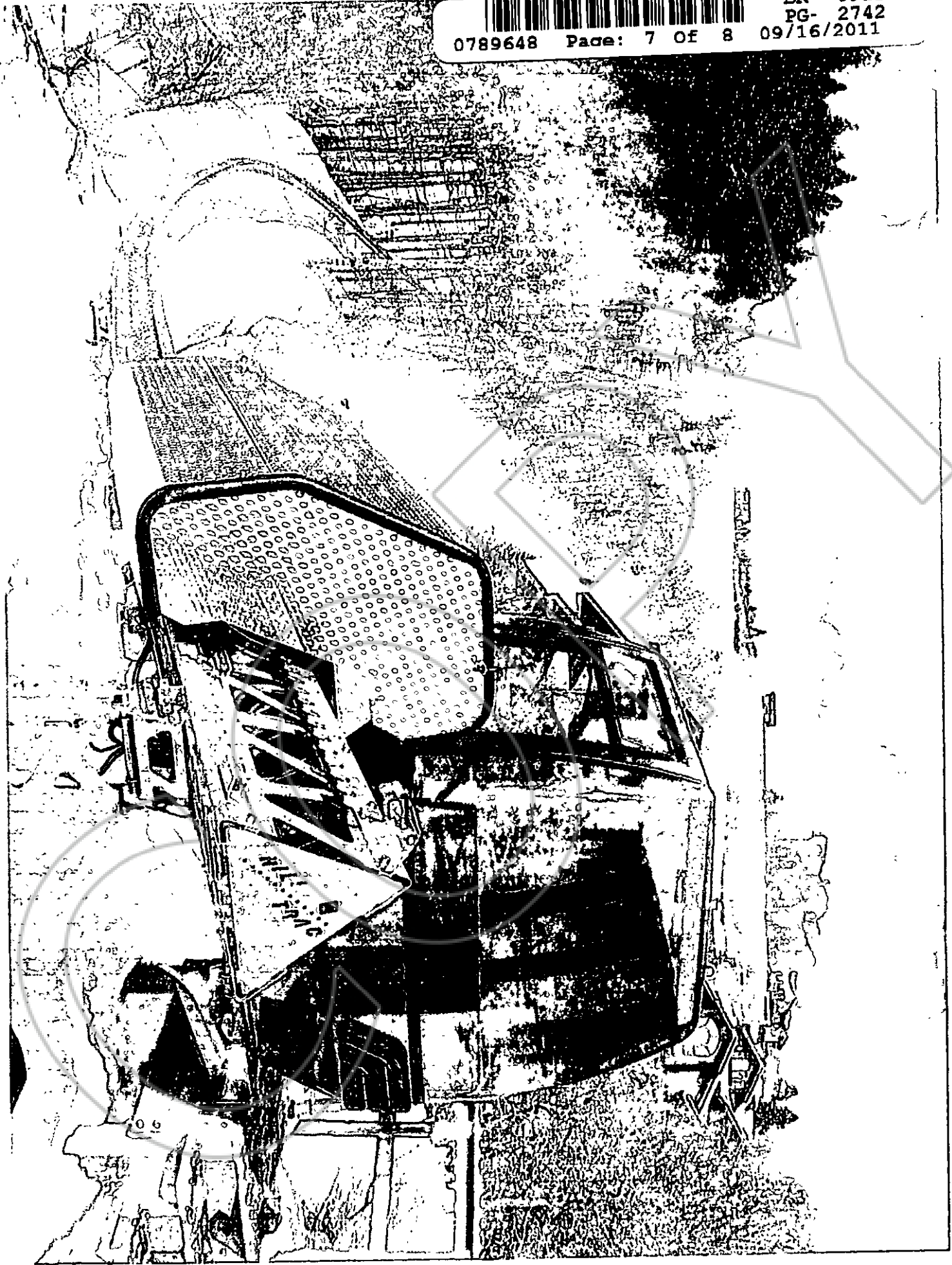
"Solely for the purpose of acknowledging and consenting to the rights specifically granted herein:

Easement Holder Entity

RIDGE TAHOE PROPERTY OWNERS ASSOC

DAN GARRISON / Dan Garrison





SCHEDULE 1

To Encroachment Permit (Section 7)
TVHOA to RTPOA

Easements and rights-of-way of record across the subject property, including, without limitation, the Grant of Ski Facilities Easement recorded in the official records of Douglas County as Document Number 02312 at Book No. 876, Pages 314-315.

