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DOUGLAS COUNTY, NV

2014-852086

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GORDON SILVER

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Assessor's Parcel Number: _____

Recording Requested By:

Name: John P. Desmond

Address: 100 W. Liberty St., Suite 940

City/State/Zip Reno, NV 89501

Real Property Transfer Tax: \$ _____



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KAREN ELLISON, RECORDER

AMENDED JUDGMENT

(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2. (Additional recording fee applies)

This cover page must be typed or legibly hand printed.

1 Case No. 12-CV-0199
2 Dept. II

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DOUGLAS COUNTY
DISTRICT COURT CLERK BOSELE R. WILLIAMS
CLERK

BY W. L. [Signature] DEPUTY

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6 **IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
7 **IN AND FOR THE COUNTY OF DOUGLAS**

8 MAX BAER PRODUCTIONS, LTD., a
9 California corporation,

Plaintiff,

10 vs.

11 RIVERWOOD PARTNERS, LLC, a Nevada
12 Limited-Liability Company,

Defendant.

13
14 **AMENDED JUDGMENT**

15 This action came before the Court, honorable Michael P. Gibbons, District Judge,
16 presiding, on Riverwood Partners, LLC's Motion for Summary Judgment, filed April 24, 2014.
17 That motion was fully briefed and considered by the Court. A decision having been duly
18 rendered,

19 IT IS ORDERED AND ADJUDGED that Judgment is hereby entered in favor of
20 Riverwood Partners, LLC and against Max Baer Productions, Ltd. Max Baer Productions shall
21 take nothing by way of its Complaint.

22 IT IS FURTHER ORDERED AND ADJUDGED that Declaratory Judgment is hereby
23 entered in favor of Riverwood Partners, LLC as follows:

24 1. The Court declares that the October 17, 2007, Cost Sharing and Development
25 Agreement ("CSDA"), which became effective October 29, 2007, by and between Riverwood
26 Partners, LLC and Max Baer Productions, Inc., as the same may have been amended from time
27 to time, and as the same is disclosed of record by that certain Memorandum of Cost Sharing and
28 Development Agreement recorded in the Official Records of Douglas County, Nevada on

1 October 29, 2007 in Book 1007, Page 7888, as Instrument No. 712007, is hereby terminated and
2 the parties thereto are discharged from any and all further obligations under the CSDA.

3 2. The Court declares that the October 17, 2007, Ground Lease, which became
4 effective on October 29, 2007, by and between Riverwood Partners, LLC and Max Baer
5 Productions, Ltd., as the same may have been amended from time to time, and as the same is
6 disclosed of record by that certain Memorandum of Lease Agreement recorded in the Official
7 Records of Douglas County, Nevada on October 29, 2007 in Book 1007, Page 7881, as
8 Instrument No. 712006 is hereby terminated and the parties thereto are discharged from any and
9 all further obligations under the Ground Lease.

10 3. The Court declares that the Reciprocal Easement Agreement ("REA") made as of
11 May 29, 2008, and recorded in the Official Records of Douglas County, Nevada on June 30,
12 2008 in Book 608, Page 7592, as Instrument No. 725961, by and among Riverwood Partners,
13 LLC, Riverwood Redevelopment, LLC, Max Baer Productions, Ltd., and Kohl's Department
14 Stores, Inc., as the same may have been amended from time to time, is hereby terminated and the
15 parties thereto are discharged from any and all further obligations under the REA.

16 4. The Court declares that all easements created by, or arising from, the REA are
17 extinguished and have no force and effect.

18 5. The Judgment here rendered shall be without prejudice to the right of Riverwood
19 Partners, LLC to seek further relief based on the Declaratory Judgment heretofore rendered in
20 this cause whenever necessary or proper.

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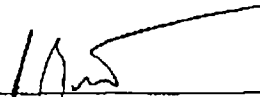
1 IT IS FURTHER ORDERED AND ADJUDGED that Judgment is hereby entered in
2 favor of Riverwood Partners, LLC for an award of its reasonable costs in the amount of \$872.13
3 and its reasonable attorneys' fees in the amount of \$82,826.55.

4 DATED this 28 day of Oct, 2014.

5
6 
7 DISTRICT COURT JUDGE

8 Submitted this 27th day of October, 2014:

9 GORDON SILVER

10
11 
12 JOHN F. DESMOND
13 Nevada Bar No. 5618
14 JUSTIN J. BUSTOS
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22 Email: jbustos@gordonsilver.com

23 *Attorneys for Defendant,*
24 *Riverwood Partners, LLC*

25 **CERTIFIED COPY**

26 The document to which this certificate is attached is a
27 full, true and correct copy of the original in file and of
28 record in my office.

DATE October 30, 2014

BOBBIE R. WILLIAMS Clerk of Court
of the State of Nevada, in and for the County of Douglas,

By  Deputy
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