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DOUGLAS COUNTY, NV

Rec:\$20.00

2015-873717 12/07/2015 12:41 PM

Total:\$20.00

Pgs=7

DAVID WALLEY'S RESORT



KAREN ELLISON, RECORDER

When recorded mail to:

David Walley's Property Owners Association C/o Trading Places International, LLC 25510 Commercentre Dr. Suite 100 Lake Forest, CA 92630

Owner No. See Exhibit "A Contract No. See Exhibit "A

APN: Exhibit "B"

## NOTICE OF DELINQUENT ASSESSMENT AND CLAIM OF LIEN

This **NOTICE OF DELINQUENT ASSESSMENT AND CLAIM OF LIEN** is being given pursuant to N.R.S. 117.070 et. seq. or N.R.S. 116.3115 et. Seq. and N.R.S 116.3116 through 116.31168 et. Seq. and the provisions of the Declaration of Covenants, Conditions, and Restrictions (CC&R's) of the Property Owners Association as follows:

Association Claimant: DAVID WALLEY'S PROPERTY OWNERS ASSOCIATION

Declaration of CC&R's recorded September 23, 1998 as Document No. 0449993 and as amended by Document No. 0466255, 0489957, 0509920, and 0521436 and Amended by Document No. 0849819 dated September 24, 2015 with the County of: <u>Douglas County</u>, <u>Nevada</u>

Additional monies shall accrue under this claim at the rate of the claimant's monthly or special assessments, plus permissible late charges, costs of collection and interest, if any, that shall accrue subsequent to the date of this notice.

FAILURE TO PAY ACCRUED ASSESSMENTS AND OTHER COSTS WITHIN 30 DAYS FROM THE RECORDING DATE OF THIS LIEN MAY RESULT IN YOUR PROPERTY BEING FORECLOSED UPON.

The description of the common interest development unit against which this notice is being recorded is as follows: SEE EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF

The reputed owner is:

See Exhibit "A"

Common Address:

TIMESHARE LOCATED: 2001 FOOTHILL ROAD GENOA, NEVADA 89411

**Delinquency Amount:** 

\$ See Exhibit "A"

Additional monies shall accrue under this claim at the rate of the claimant's monthly or special assessments, plus permissible late charges, costs of collection and interest, if any, that shall accrue subsequent to the date of this notice.

Should the association named herein act to have its lien enforced by non-judicial foreclosure and sale, the trustee authorized to enforce the lien shall be:

<u>Trading Places International</u> 25510 Commercentre Dr Suite 100 <u>Lake Forest, CA 92630</u> 800-365-1048

Dated: December 2,001

#### DAVID WALLEY'S PROPERTY OWNERS ASSOCIATION

By: Trading Places International, LLC

Its: Managing Agent

Its: Chief Operating Officer

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California ): SS

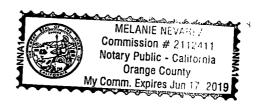
County of Orange

On December 2, 2015 before me, Melanie Nevarez, Notary Public, personally appeared Stacey Shilling, who proved to me on the basis of satisfactory evidence to be the person (s) whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument, the person, or the entity upon behalf of which the person 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 Mlane Ne ares (Seal)



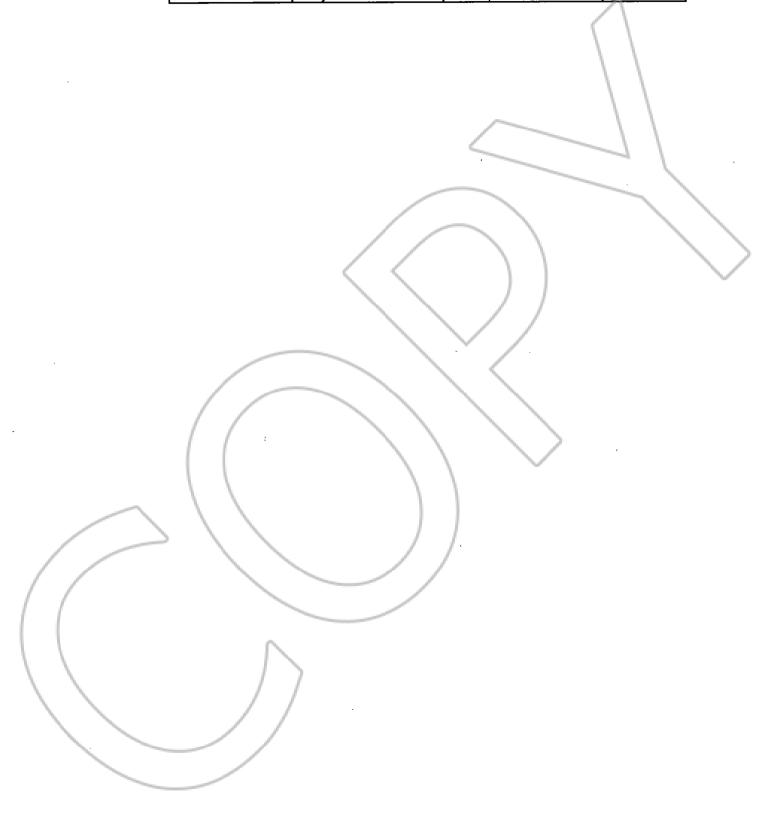


## Exhibit "A"

Contract#	LastName	FirstName	AR Balance
	Brown	Irvin R	\$ 4,710.26
DWR-DS710051-E		Ernie	\$ 3,568.54
DWR-CS307502-E	Clark	Douglas R	\$ 5,323.36
DWR-CS307302-L	Clubb	Russell M	\$ 7,548.79
DWR-BS203105-O	Conover	Henry S	\$ 2,892.52
DWR-CS308123	Fiorini	Wayne	\$ 10,436.25
	Foster-Fossum	Toni	\$ 2,215.46
	Gillice	Kathleen & Bill	\$ 5,233.82
DWR-CS306511		Daniel L	\$ 3,568.54
DWR-DS609323-E	Grubert		\$ 8,564.30
DWR-DS408841	Gurnard	Sandra Bighard A	\$ 3,497.52
DWR-BS202914-E		Richard A	
DWR-CS307339-E		Thomas P	\$ 2,362.15
DWR-DS508920-O		John D	\$ 3,402.72
DWR-DS509215-E	Hughes	Debra J	\$ 3,233.03
DWR-DS710043	Hwang	Jimmy	\$ 7,719.30
DWR-DS408532-O	Izvernari	Marioara	\$ 2,960.52
DWR-DS408731	Jones	Russ	\$ 6,588.93
DWR-DS509134	Kittyle	George R. & Margarite I.	\$ 8,660.00
DWR-CS308007-E	Marquez	Joni J	\$ 4,357.21
DWR-DS408550-O	Martinez	Gerardo	\$ 3,355.56
DWR-AS101520	Meader	Cheryl	\$ 3,408.46
DWR-DS408849	Murray	Agustin	\$ 10,390.01
DWR-CS306322	Nash	Thomas	\$ 6,185.23
DWR-CS306738	Olsen	Michael D.	\$ 6,417.00
DWR-CS308040-O		Roy J	\$ 5,330.65
DWR-BS205318	Pollard	Judith A	\$ 1,722.45
DWR-BS205418	Pretzer	Mark A	\$ 6,972.37
DWR-DS408810-O	Reed	Daniel	\$ 2,268.66
DWR-BS205215	Reyna	Oralia	\$ 9,368.42
DWR-DS710039-O		Harry	\$ 4,247.13
DWR-DS810118	Rivenburg	Thera	\$ 9,529.79
DWR-DS408546-O		Linda	\$ 5,168.58
DWR-DS408607-O		Antonio Bustos	\$ 4,312.52
DWR-DS710046-E	<del></del>	Christopher S	\$ 4,358.55
DWR-AS101344-E		Catherine E	\$ 2,899.43
DWR-BS204722	Shea	Chris	\$ 2,839.94
DWR-B9205705	Smith	David E & Kathryn D	\$ 4,384.17
		Edward E	\$ 3,497.52
DWR-CS307844-E	Smith		\$ 2,226.87
DWR-BS204818-O	Stelios	Jeffrey R	
DWR-CS307935-O	Tankersley	Kip & Theresa	\$ 4,221.73
DWR-CS308217	Tran	Thao	\$ 7,342.75
DWR-CS307302	Tucker	Robert R	\$ 8,209.11
DWR-AS100317-E	Vacation Ventures LLC	<u> </u>	\$ 3,427.46
DWR-CS308143	Valentine	Robert E	\$ 10,015.60
DWR-CS307526-O	Van Buskirk	Lewis	\$ 2,215.46
DWR-DS709925-O	Van Patten	Scott & Thaelyn	\$ 2,960.52
DWR-BS202802	Wall	Tammy	\$ 4,202.81
DWR-BS204645	Walsack	Philip K	\$ 9,230.52
DWR-CS306338	Walters	Erich	\$ 6,395.57
DWR-DS408803-E	Wickman	Mark J	\$ 2,751.87
DWR-DS408715-E	Wojeiechowski	Damon	\$ 2,751.87

Exhibit "A"

DWR-AS102009-O	Yeley	Christopher Michael	\$ 2	2,320.97
DWR-B1202217	Yeley	Christopher Michael	\$ 5	5,815.62
DWR-BS203037-E	Yeley	Christopher Michael	\$ 2	2,676.04



#### **EXHIBIT "B"**

# LEGAL DESCRIPTION FOR DAVID WALLEY'S PROPERTY OWNERS ASSOCIATION

The land referred to herein is situated in the

State of Nevada

County of Douglas

and is described as follows:

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 1/1071<sup>st</sup>, 1/2142<sup>nd</sup>, 1/1989<sup>th</sup>, 1/3978<sup>th</sup>, 1/1224<sup>th</sup>, 1/2448<sup>th</sup>, 1/204<sup>th</sup> or 1/408th interest in and to all that real property situate in the County of Douglas, State of Nevada, described as follows:

ADJUSTED PARCEL F (1/1071<sup>st</sup> or 1/2142<sup>nd</sup>) a parcel of land located within a portion of the West one-half of the Northeast one-quarter (W ½ NE ½) of Section 22, Township 13 North, Range 19 East, Mount Diablo Meridian, more particularly described as follows:

Commencing at the one-quarter corner common to Sections 15 and 22, T13N, R19E, M.D.M., a found 1985 BLM brass cap as shown on the Record of Survey prepared by David D. Winchell and recorded September 28, 1989 in the office of the Recorder, Douglas County, Nevada as Document No. 211937; thence South 57°32'32" East, 640.57 feet to the POINT OF BEGINNING; thence North 80°00'00" East, 93.93 feet; then North 35°00'00" East 22.55 feet; then North 10°00'00" West, 92.59 feet; thence North 80°00'00" East, 72.46 feet; thence South 10°00'00" East, 181.00 feet; thence South 80°00'00" West, 182.33 feet; thence North 10°00'00" West, 72.46 feet to the POINT OF BEGINNING.

(Reference is made to Record of Survey of Walley's Partners LTD. Partnership, in the office of the County Recorder of Douglas County, Nevada, recorded September 17, 1998 in Book 998, at Page 3261, as Document No. 449576.)

PARCEL E-1 (1/1989<sup>th</sup> or 1/3978<sup>th</sup>) 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. 0501638, and by Certificate of Amendment recorded November 3, 2000, in Book 1100, at Page 467, as Document No. 0502689, 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 17,1 1998, in Book 998, at Page 3250, as Document No. 0449574, Official Records, Douglas County, Nevada.

#### **EXHIBIT "B"**

- ADJUSTED PARCEL G (1/224<sup>th</sup> or 1/2448<sup>th</sup>) as shown on that Record of Survey To Support a Boundary Line Adjustment recorded on September 20, 2002 in the Office of the Douglas County Recorder as Document No. 0552536, adjusting that Record of Douglas County Recorder as Document No. 0552536, as adjusting that Record of Survey Recorded April 29, 2002 as Document No. 0501638, and by Certificate of Amendment Recorded November 3, 2000, In Book 1100, Page 467, as Document No. 0502689, Official Records of Douglas County, Nevada.
- ADJUSTED PARCEL H (1/204<sup>th</sup> or 1/408<sup>th</sup>) as shown on that Record of Survey To Support a Boundary Line Adjustment for Walley's Partners LTD. Partnership, David Walley's Resort, (a Commercial Subdivision,) filed for record with the Douglas County Recorder on September 19, 2005, in Book 0905, at Page 6557, as Document No. 0655402, Official Records of Douglas County, Nevada.
- PARCEL I (1/204<sup>th</sup> or 1/408<sup>th</sup>) as shown on that Record of Survey for David Walley's Resort (a Commercial Subdivision,) Walley's Partners LTD. Partnership, filed for record with the Douglas County Recorder on May 26, 2006, in Book 0506, at Page 10742, as Document No. 0676009, Official Records of Douglas County, Nevada.
- ADJUSTED PARCEL J or PARCEL K (1/204<sup>TH</sup> or 1/408<sup>TH</sup>) as shown on that Record of Survey for David Walley's filed for record with the Douglas County Recorder on July 26, 2006, in Book 0706, at Page 9384, as Document No. 0680634, Official Records of Douglas County, Nevada.
- PARCEL L (1/204<sup>TH</sup> or 1/408<sup>th</sup>) as shown on the Record of Survey for Walley's Partners LTD. Partnership, David Walley's Resort, a Commercial Subdivision, filed for record with the Douglas County Recorder of July 26, 2006, in Book 0706, at Page 9384, as Document No. 0680634, Official Records of 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, 0489957, 0509920 and 0521436
- (ADJUSTED PARCEL G) that Declaration of Annexation of David Walley's Resort Phase III recorded on July 1, 2003 as Document No. 0582120
- (ADJUSTED PARCEL H) that Declaration of Annexation of David Walley's Resort Phase IV recorded on December 30, 2005 as Document NO. 0664734
- (PARCEL I) that Declaration of Annexation of David Walley's Resort Phase V recorded on May 26, 2006 as Document No. 0676055
- (ADJUSTED PARCEL J) that Declaration of Annexation of David Walley's Resort Phase VI recorded on August 08, 2006 as Document No. 0681616
- (PARCEL K) that Declaration of Annexation of David Walley's Resort Phase VII recorded September 13, 2006 as Document No. 0684379
- (PARCEL L) that Declaration of Annexation of David Walley's Resort Parcels L and M recorded on February 8, 2007 as Document No. 0694630

### **EXHIBIT "B"**

All in the Office of the Douglas County Recorder, and subject to said Declaration; with the exclusive right to use and interest for one Use Period within a **Premium**, **Standard**, **Deluxe**, **1 or 2 bedrooms Unit** every year, every other year in **EVEN** or **ODD** numbered years or each **EVEN** or **ODD** number years in accordance with said Declaration.

Together with a perpetual non-exclusive easement of use and enjoyment in, to and throughout the Common Area and a perpetual non-exclusive easement for parking and pedestrian and vehicular access, ingress and egress as set forth in Access Easement and Relocation recorded on May 26, 2006, in Book 0506 at Page 10729, as Document No. 0676008; and Access Easement recorded on July 26, 2006, in Book 0706 at Page 9371, as Document No. 0680633, all of Official Records, Douglas County, Nevada.

AURORA	1319-15-000-025 (PARCEL F)
BODIE	1319-15-000-015 (PARCEL E)
CANYON	1319-15-000-020 (PARCEL G)
DILLON – 4	1319-15-000-022 (Parcel H)
DILLON – 5	1319-15-000-023 (Parcel I)
DILLON – 6	1319-15-000-029 (Parcel J)
DILLON – 7	1319-15-000-030 (Parcel K)
DILLON – 8	1319-15-000-031 AND 1319-15-000-032 (Parcel L)
PHASE 1:	1/1071 – ANNUAL AND 1/2142 – BIENNIAL
PHASE 2:	1/1989 ANNUAL AND 1/3978 – BIENNIAL
PHASE 3:	1/1224 ANNUAL AND 1/2448 – BIENNIAL
PHASE 4:	1/204 ANNUAL AND 1/408 BIENNIAL