DOUGLAS COUNTY, NV Rec:\$16.00 Total:\$16.00

01/28/2016 12:09 PM

2016-875967

DAVID WALLEYS RESORT

Dac-3

APN: 1319-15-000-025

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO
David Walleys Property Owners Association
C/o Trading Places International
25510 Commercentre Dr. Suite 100
Lake Forest, CA 92630



KAREN ELLISON, RECORDER

Owner No: 188184

### NOTICE OF RESCISSION

# OF NOTICE OF DEFAULT AND ELECTION TO SELL UNDER CLAIM OF LIEN FOR DELINQUENT ASSESSMENTS AND OF CLAIM OF LIEN FOR DELINQUENT ASSESSMENTS

NOTICE IS HEREBY GIVEN: **That David Walleys Property Owners Association, as** duly appointed Trustee under the following described Claim of Lien for Delinquent Assessments:

**OWNER: Michael R. Connelly** 

CLAIMANT: DAVID WALLEYS PROPERTY OWNERS ASSOCIATION

#### Association Claimant: DAVID WALLEYS 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, Nevada</u>

WHEREAS: The Claimant under certain Claim of Lien of Delinquent Assessments hereinabove described, heretofore delivered to the Trustee thereunder written Declaration of Default and Demand for Sale; and

WHEREAS: Notice was heretofore given by the Claimant of breach of the obligations for which said Claim of Lien for Delinquent Assessments is security and of election to cause to be sold the property therein described,

**NOW THEREFORE:** Notice is hereby given that the Claimant and/or the Trustee, does hereby rescind, cancel and withdraw said Notice of Foreclosure Sale, Declaration of Default and Assessments. Said Notice of Default and Election to Sell under Claim of Lien for Delinquent Assessments recorded on **November 25, 2015 Document No. 2015-873236** of Official Records in the Office of the Recorders Office of Douglas County, State of Nevada.

David Walley's Property Owners Association

By: Trading Places International, LLC

Its: Managing Agent

BY: Authorized Signature

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 )

appeared **Stacey Shilling** (S) 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.

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 Melanie Menseal)

MELANIE NEVAREZ Commission # 2112411 Notary Public - California Orange County My Comm. Expires Jun 17, 2019

#### Exhibit "B"

## LEGAL DESCRIPTION FOR DAVID WALLEY'S RESORT

The land referred to herein is situated in the

STATE of Nevada

County of Douglas

and is described as follows:

A Timeshare estate compromised 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> interest in and to all that real property situate in the County of Douglas, State of Nevada, described as follows:

ADJUSTED PARCEL F: A parcel of land located within a portion of the West one-half of the Northeast one-quarter (W1/2 NE 1/4) of Section 22, Township 13 North, Range 19 East, Mount Diablo Meridian, more particularly described as follows:

Commencing as 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 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.)

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 0449993, and as amended by Document Nos. 0466255, 04852265, 0489957, 0509920 and 0521436, and subject to said Declaration; with the exclusive right to use said interest for one **Use Period** within a **TWO BEDROOM STANDARD UNIT** each year in accordance with said Declaration.

Together with a perpetual non-exclusive easement for use and enjoyment in, to and throughout the Common Area and 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, all of Official Records, Douglas County, Nevada.

ICN-Inventory No: 36021015350

DWR-188184 Connelly

A Portion of APN: 1319-15-000-025