DOUGLAS COUNTY, NV Rec:\$40.00

Total:\$40.00 SULLLIVAN LAW 2021-965713

04/16/2021 03:04 PM

Pgs=24

RECORDING REQUESTED BY and

AFTER RECORDING MAIL THIS DOCUMENT TO:

Gene M. Kaufmann, Esq. SULLIVAN LAW 1625 State Route 88, Suite 401 Minden, NV 89423



KAREN ELLISON, RECORDER

Case No. 19-CV-0338

RELEASE OF NOTICE OF PENDENCY OF ACTION (LIS PENDENS)



Property of the state of the st FILED CASE NO.: 19-CV-0338 APR - 9 2027 2021 APR -9 PM 4: 11 2 DEPT NO.: I Donglan County District Court Clark 3 The undersigned hereby affirms this Document does not contain the personal information EY CWalm DEPUTY 4 of any person 5 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA 6 IN AND FOR THE COUNTY OF DOUGLAS 7 8 RICHARD C. DETANNA, as an individual and as) Trustee of the Tuamotu Trust dated June 10, 2001 9 Plaintiffs. 10 Mary Ann Smith, (aka) Mary Ann Smith Asti, as an) 11 individual and as Trustee of the Asti Family Trust) 12 and as Trustee of the Smith Family Trust, and David A. Millim, an individual 13 Defendants. 14 RELEASE OF NOTICE OF PENDENCY OF ACTION (Lis Pendens) 15 PLEASE TAKE NOTICE that Plaintiffs, RICHARD C. DETANNA, as an individual and 16 as Trustee of the Tuamotu Trust dated June 10, 2001, withdraws the NOTICE OF PENDENCY 17 OF ACTION (Lis Pendens) previously recorded with the Douglas County Recorder as Document 18 No. 2020-940700 and 2020-946168 (See, Exhibit 1 and 2). 19 **AFFIRMATION** 20 **PURSUANT TO NRS 239B.030** 21 The undersigned does hereby affirm that the preceding document, does not contain the 22 social security number of any person. 23 KING & RUSSO, Ltd. DATED: April 9, 2021 24 25

> PATRICK O. KING, Esq. State Bar No.: 5035 123 W. Nye Ln, Ste. 711 Carson City, NV 89706

(775) 884-0866

Attorneys for Plaintiffs

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- 1	
1	CERTIFICATE OF SERVICE
2	
3	Pursuant to NRCP 5(b), the undersigned hereby certifies under penalty of perjury that, I am
4	an employee of the offices of KING & RUSSO, Ltd., and on this date I delivered served or
5	caused to be served, a true and correct copy of the RELEASE OF NOTICE OF PENDENCY OF
6	ACTION (Lis Pendens) as follows:
7	By U.S. POSTAL SERVICE: I deposited for mailing in the United States Mail,
8	with postage prepaid, an envelope containing the above-identified document, at Minden, Nevada, in the ordinary course of business, addressed as follows:
9	
10	By FACSIMILE: I transmitted via facsimile from the law offices of KING & RUSSO, Ltd., a true and correct copy of the above-identified document, in the
11	ordinary course of business, to the individual and facsimile number listed below:
12	
13	By HAND DELIVERY, via:
14	Reno-Carson Messenger Service
15	Interoffice-type messenger other type of delivery
16	SULLIVAN LAW
17	GENE KAUFFMAN
18	1625 Highway 88, Suite 401 Minden, NV 89423
19	by placing a true and correct copy of the above-identified document in an envelope
20	and delivering it to the address below:
21	Executed on April 7, 2021 JANE A. TIPPETT
22	
23	
24	
25	
26	
27	

†	
1	INDEX OF EXHIBITS
2	Exhibit No. Description No. of Pages
3	1. Document No. 2020-940700 9
4	2. Document No. 2020-946168 9
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EXHIBIT 1 EXHIBIT 1

APN# 1419-11-008-024 Recording Requested by/Mail to: Name: Patrick O. King, Esq. KAREN ELLISON, RECORDER Address: 123 W. Nye Ln. Ste 711 City/State/Zip: Carson City, NV 89706 Mail Tax Statements to: Name: N/A Address: __ City/State/Zip: Notice of Pendency of Action (Lis Pendens) Title of Document (required) -- (Only use if applicable) --The undersigned hereby affirms that the document submitted for recording DOES contain personal information as required by law: (check applicable) Affidavit of Death - NRS 440.380(1)(A) & NRS 40.525(5) Judgment - NRS 17.150(4) Military Discharge - NRS 419.020(2) **Signature Printed Name** This document is being (re-)recorded to correct document #______, and is correcting

DOUGLAS COUNTY, NV

Rec:\$40.00

Total:\$40.00 KING & RUSSO, LTD 2020-940700

Pas=9

01/09/2020 04:07 PM

RECEIVED

DEC 19 2019

Douglas County FILEO CASE NO.: YA CV 03% District Court Clerk 1 2 DEPT NO .: 2019 DEC 19 PH 4: 87 3 The undersigned hereby affirms this Document does not contain the personal information 4 of any person A. NEWTON 5 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA 6 IN AND FOR THE COUNTY OF DOUGLAS 7 8 RICHARD C. DETANNA, as an individual and as) Trustee of the Tuamotu Trust dated June 10, 2001 Plaintiffs. 10 Mary Ann Smith, (aka) Mary Ann Smith Asti, as an) 11 individual and as Trustee of the Asti Family Trust 12 and as Trustee of the Smith Family Trust, and David A. Millim, an individual 13 Defendants. 14 NOTICE OF PENDENCY OF ACTION 15 (Lis Pendens) 16 NOTICE IS HEREBY GIVEN that the above-entitled action stating a real property 17 claim as described in this notice was commenced on December 18, 2019, in the above-entitled 18 Court upon RICHARD C. DETANNA, Trustee of the Tuamotu Trust dated June 10, 2001, by 19 and through his attorney of record PATRICK O. KING, Esq. of the law firm of KING & 20 RUSSO, Ltd., filing their VERIFIED COMPLAINT FOR FRAUDULENT CONVEYANCE, 21 UNJUST ENRICHMENT, AND CONSTRUCTIVE TRUST against Defendants Mary Ann Smith, 22 (aka) Mary Ann Smith Asti, as an individual, as Trustee of the Asti Family Trust, and as Trustee `23 of the Smith Family Trust, and David A. Millim, an individual. 24 The action affects title to specific real property situated in Douglas County, Nevada, 25 known as 431 Bavarian Drive, Carson City, Nevada 89705, APN# 1419-11-002-024, 26 and more particularly described in "Exhibit 1" attached hereto. 27 AFFIRMATION

Pursuant to NRS 239B.030

The undersigned does hereby affirm that this document does not contain the social security number of any person. Dated: December 16, 2019 RICK O. KING, Esq. Attorney for Plaintiffs

INDEX OF EXHIBITS

EXHIBIT 1 EXHIBIT 1

DOUGLAS COUNTY, NV 2019-925208 Rec:\$35.00 01/30/2019 12:54 PM

MARYANN SMITH

Pas=3

E03

RECORDING REQUESTED BY: When Recorded Mail Document KAREN ELLISON, RECORDER and Tax Statement To: " RPTT: ≠23 GRANT, BARGAIN, SALE DEED APN: 1419-11-002 THIS INDENTURE WITNESSETH: That AST FAMILY PRISTION AND SMITH FAMILY LEUST FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sall and Convey to DAVID A. Millim all that real property situated in the Double County, State of Nevada, bounded and described as follows: SEE EXHIBIT ONE ATTACHED HERETO AND MADE A PART HEREOF Taxes for the fiscel year SUBJECT TO: 1. Covenants, Conditions, Reservations, Rights, Rights of Way and Easaments now of record. Together with all and singular tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining. DATED: JAN 30, 2019 STATE OF NEVADA COUNTY OF This instrument was acknowledged before me January 20, 2019 Signature Netary Public

My Commission Expires.

Recorded at the request of: Theodore H. Stokes, Esq. 801 N. Division Street Carson City, NV 89703 When recorded, mail to: Mail tax statements to: MaryAnn Smith, Trustee 1345 Sage Court Aspen, CO 81611

TREQUESTED BY Alfred D. Ast. IN OFFICIAL RECORDS OF DOUGLAS CO., HEYADA

2004 APR - 1 PH 1: 36

WERNER CHRISTEH RECORDER

PAIDCE DEPUTY

SPECIAL ADMINISTRATOR'S DEED

APN: 1419-11-002-024 OPTIS#6

Alfred D. Asti as Special Administrator for the estate of Doris W. Smith, deceased, pursuant to the Order Appointing Doris W. Smith, deceased, pursuant to the Order Appointing Special Administrator, entered in case number XX-XXXXX, in the Ninth Judicial District Court of the State of Nevada, in and for Douglas County, Department I, filed June 10, 2002, a certified copy of which was recorded with the Douglas County Recorder's Office on March 3, 2004, as document number 0606253, does hereby Convey to MaryAnn Smith, as Trustee of the Smith Family Trust No. 101, all of the undivided one-third (1/3) interest held by Grantor in that certain real property located in Douglas County, Nevada and particularly described as follows:

All of that certain parcel of land located in Alpine Estates Unit No. 3, and designated as Parcel 68A as shown on that certain Parcel Map filed in the Office of the County Recorder of Douglas County, Nevada on July 31, 1978 in Book 778 of Parcel Maps at page 175 as file number 23480.

Together with all and singular the tenements, hereditaments and appurtenances thereunto, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

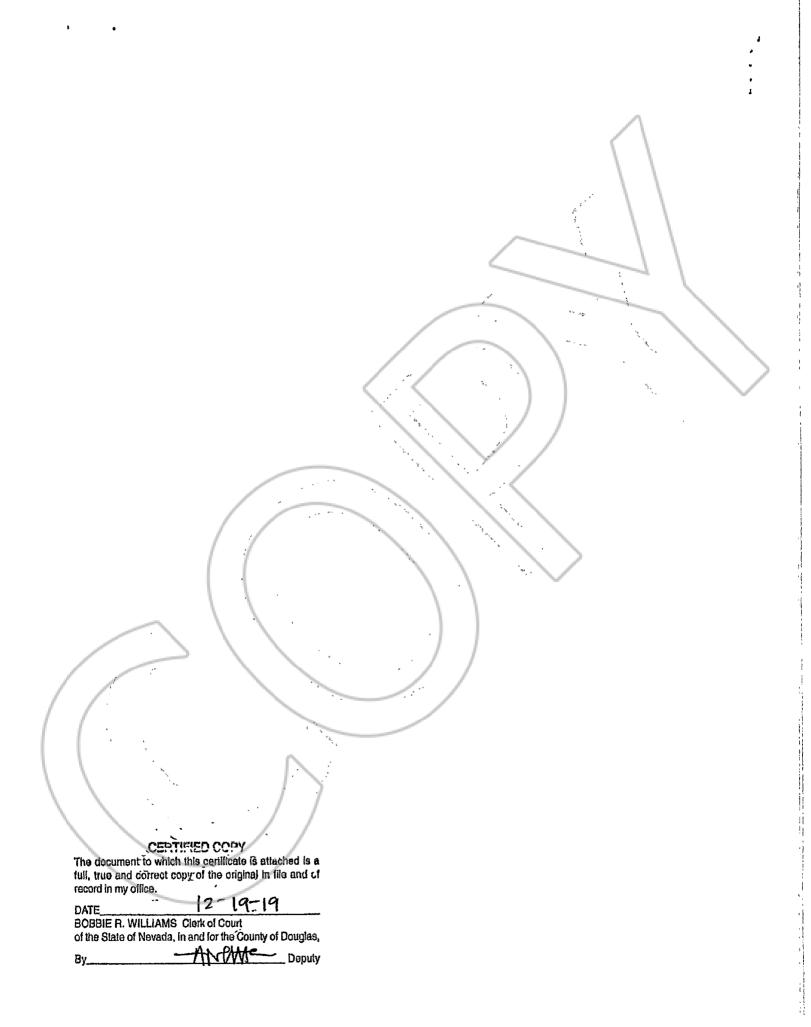
TO HAVE AND TO HOLD all and singular the premises, together with a purifical wints the said Grantee and to the successors and assigns of the Smith Hamily Trust No. 101 forever.

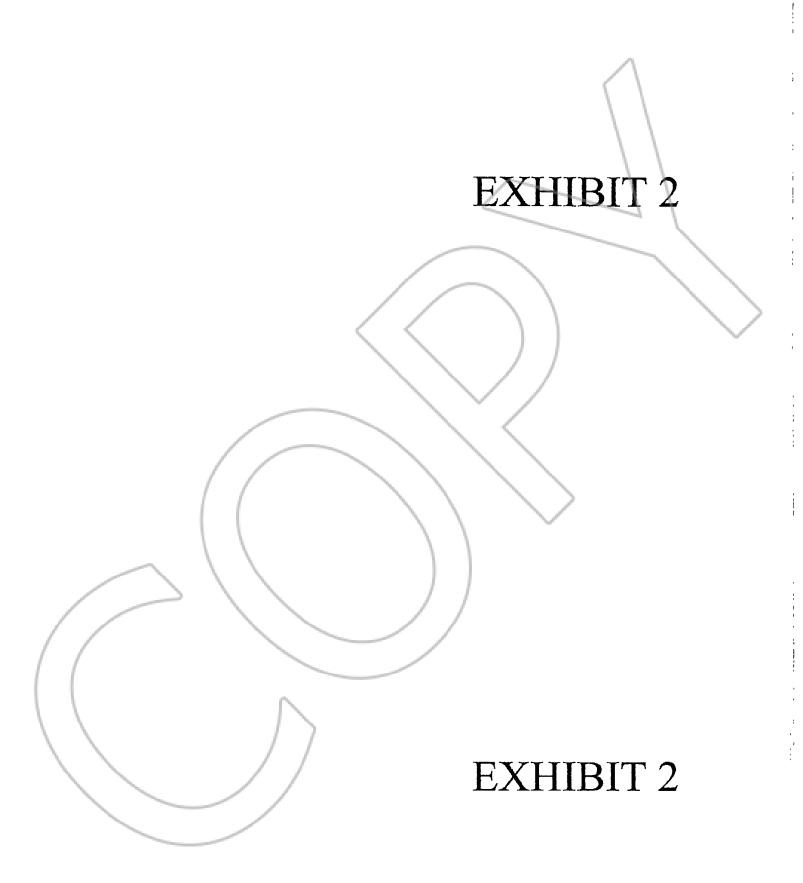
IN WITNESS WHEREOF, Grantor has hereunto set his hand the day and year first above written.

Alfred D. Asti, Special Administrator for the estate of Doris W. Smith

0509107 8K0404PG00460

STATE OF NEVADA	
DECLARATION OF VALUE	\ \
1. Assessor Parcel Number(s) a) 14/9-11-002-024	\ \
a) 14/9-11-002-0-1	\ \
b)	\ \
c)	\ \
d)	
3)	_ \ \
a man CD hou	
2. Type of Property:	
a) Vacant Land b) Single Fam. Res.	
c) Condo/Twnhse d) 2-4 Plex	FOR RECORDERS OPTIONAL USE ONLY
2 2 210.411	BOOK PAGE
	DATE OF RECORDING:
g) Agricultural h) Mobile Home	NOTES: //- RETT previously and
i) Other	12/1/18 DOC# 7/30
I) [923370
3. Total Value/Sales Price of Property:	· / ·
Deed in Lieu of Foreclosure Only (value of property)	
Transfer Tax Value:	3
Real Property Transfer Tax Due:	3
4. If Exemption Claimed:	/ /
a. Transfer Tax Exemption per NRS 375.090, Sect	ion 11 3 923760 AND 923346
b Explain Reason for Exemption: Correction	NG Dec 923760 AND 7037
TO CORRECT GRANTER	VESTING.
m of two and Demandana bains transferred	%
5. Partial Interest: Percentage being transferred:	
	Article Sensitives introduced to NRS 375 060 and NRS
The undersigned declares and acknowledges, under pen	any of perjury, pursuant to trick 575.000 and trick
mortion agree that disallowance of any claimed exemplic	or other determination of additional that and and
result in a penalty of 10% of the tax due plus interest at	1% per month.
Pursuant to NRS 375.030, the Buyer and Seller shall be jointly	y and severally liable for any additional amount owed.
Signature Ware low Opnets	Capacity Trustes
Signature Manufacture Consta	1/ 1 1/ 1
	Capacity
Signature	
Month and a second second second	BUYER (GRANTEE) INFORMATION
SELLER (GRANTOR) INFORMATION	(REQUIRED)
(REQUIRED)	(mgomus)
1	int Name: DAVIS A. Milliam
	ddress: 431 BAVARAN DR.
Address: 431 BAVARIAD DR A	ity: CARGO CTH
State: 2 Zip: 89 705 St	late:Zip: 89 723
COMPANY/PERSON REQUESTING RECORDING	
(required if not the seller or buyer)	_ "
Print Name:	Escrow #
Address:	, , , , , , , , , , , , , , , , , , ,
State:	Zip:
City: (AS A PUBLIC RECORD THIS FORM M.	AY BE RECORDED/MICROFILMED)
And the second	





KING & RUSSO, LTD. APN# 1419-11-002-024 Recording Requested by/Mail to: Name: King & Russo, Ltd. KAREN ELLISON, RECORDER Address: 123 W. Nye Ln. Ste. 711 City/State/Zip: Carson City, NV 89706 Mail Tax Statements to: Name: ___ Address: _ City/State/Zlp: Notice of Pendency of Action (Lis Pendens) Title of Document (required) ----(Only use if applicable) The undersigned hereby affirms that the document submitted for recording DOES contain personal information as required by law: (check applicable) Affidavit of Death - NRS 440.380(1)(A) & NRS 40.525(5) Judgment - NRS 17.150(4) Military Discharge - NRS 419.020(2) Signature **Printed Name** , and is correcting the APN previously incorrectly cited on the Cover Page as 1419-11-008-024. This cover page bears the correct APN

DOUGLAS COUNTY, NV

Rec:\$40.00

Total:\$40.00

2020-946168

05/18/2020 08:19 AM

RECEIVED

DEC 19 2019

Douglas County FILED District Court Clerk CASE NO.: 2 DEPT NO.: ·2019 DEC 19 PM 4: 07 3 ESCOIE R. WILLIAMS The undersigned hereby affirms this Document does not contain the personal information 4 of any person ___ A NEWTON 5 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA 6 IN AND FOR THE COUNTY OF DOUGLAS 7 RICHARD C. DETANNA, as an individual and as) 8 Trustee of the Tuamotu Trust dated June 10, 2001 9 Plaintiffs. 10 Mary Ann Smith, (aka) Mary Ann Smith Asti, as an) 11 individual and as Trustee of the Asti Family Trust and as Trustee of the Smith Family Trust, 12 and David A. Millim, an individual 13 Defendants. 14 NOTICE OF PENDENCY OF ACTION 15 (Lis Pendens) 16 NOTICE IS HEREBY GIVEN that the above-entitled action stating a real property 17 claim as described in this notice was commenced on December 18, 2019, in the above-entitled 18 Court upon RICHARD C. DETANNA, Trustee of the Tuamotu Trust dated June 10, 2001, by 19 and through his attorney of record PATRICK O. KING, Esq. of the law firm of KING & RUSSO, Ltd., filing their VERIFIED COMPLAINT FOR FRAUDULENT CONVEYANCE, 20 21 UNJUST ENRICHMENT, AND CONSTRUCTIVE TRUST against Defendants Mary Ann Smith, 22 (aka) Mary Ann Smith Asti, as an individual, as Trustee of the Asti Family Trust, and as Trustee 23 of the Smith Family Trust, and David A. Millim, an individual. The action affects title to specific real property situated in Douglas County, Nevada, 24 25 known as 431 Bavarian Drive, Carson City, Nevada 89705, APN# 1419-11-002-024,

and more particularly described in "Exhibit 1" attached hereto.

26

27

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AFFIRMATION
Pursuant to NRS 239B.030

The undersigned does hereby affirm that this document does not contain the social security number of any person.

Dated: December 16, 2019

PATRICK O. KING, Esq. Attorney for Plaintiffs

INDEX OF EXHIBITS

Exhibit No. Description No. of Pages

1 Grant, Bargain, Sale Deed, Document No.: 2019-925208

EXHIBIT 1

EXHIBIT 1

DE LAS COUNTY, NV R. 35.00

KAREN ELLISON, RECORDER

2019-925208

Total:\$35.00 MARYANN SMITH 01/30/2019 12:54 PM

Pgs=3

E03

RECORDING REQU	ESTED BY:
RECORDING REQU MARY RUN	SMITH

When Recorded May Document and Tax Statement To:

DAVID A. MILLEN 431 BANGEIND DR CARSON CITY NV 89705

RPTT: #3 APN: 14/19-11-002-024

CREGATION BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That AST; FAMILY TRUSTION AINS

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sall and

Convey to DAVID A. Millim

all that real property situated in the Doublicounty, State of Nevada, bounded and described as follows:

SEE EXHIBIT ONE ATTACHED HERETO AND MADE A PART HEREOF

SUBJECT TO: 1. Taxes for the fiscal year

Covenants, Conditions, Reservations, Rights, Rights of Way and Easements now of record.

Together with all and singular tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

DATED: JAW 30, 2019

STATE OF NEVADA

This instrument was acknowledged before me

by Mary Ann Smith, TIES

Signature Hully

Notary Public My Commission Expires: 06.08.3021

Wasfer Smith Jouster Margher Souster

KIMBERLY O'HAIR
NOTARY PUBLIC
STATE OF NEVADA
My Commission Expires: 05-08-2021
Certificate No: 05-97514-5

EXHIBIT ONE

Recorded at the request of:
Theodore H. Stokes, Esq.
801 N. Division Street
Carson City, NV 89703
When recorded, mail to:
Mail tax statements to:
MaryAnn Smith, Trustee
1345 Sage Court
Aspen, CO 81611

ALFrad D. Ast.

IN OFFICIAL RECORDS OF DOUGLAS CO.. HEYADA

2004 APR -1 PH 1: 36

WERNER CHRISTEH RECORDER

SIST PAID CK DEPUTY

SPECIAL ADMINISTRATOR'S DEED

APN: 1419-11-002-024

LPTI+6

Alfred D. Asti as Special Administrator for the estate of Doris W. Smith, deceased, pursuant to the Order Appointing Special Administrator, entered in case number XX-XXXXXX, in the Ninth Judicial District Court of the State of Nevada, in and for Douglas County, Department I, filed June 10, 2002, a certified copy of which was recorded with the Douglas County Recorder's Office on March 3, 2004, as document number 0606253, does hereby Convey to MaryAnn Smith, as Trustee of the Smith Family Trust No. 101, all of the undivided one-third (1/3) interest held by Grantor in that certain real property located in Douglas County, Nevada and particularly described as follows:

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Together with all and singular the tenements, hereditaments and appurtenances thereunto, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the premises, together with approverances, unto the successors and assigns of the Smith Family Trust No. 101 forever.

IN WITNESS WHEREOF, Grantor has hereunto set his hand the day and year first above written.

Alfred D. Asti. Special Administrator for the estate of Doris W. Smith

1 ALASTE 431 BAVARIANDA CAUSEN CT- NO 89705

0609107 RK0404PG00460

•	<i>∧</i>
STATE OF NEVADA	/\
DECLARATION OF VALUE	\ \
	\ \
	\ \
a) /4/9-//	*
b)	\ \
c)	\ \
d)	\ \
2. Type of Property:	
a) Vacant Land b) Single Fam. Res.	
a) A Diag	FOR RECORDERS OPTIONAL USE ONLY
C) Condo I winds o J	BOOK PAGE
	DATE OF RECORDING
g) Agricultural h) Mobile Home	NOTES: /// - RT PT DISTY 1866
i) Other	2 23341 V
1) == 0	
3. Total Value/Sales Price of Property:	, s'
3. Total Value/Sales Price of Property. Deed in Lieu of Foreclosure Only (value of property)	/(
Transfer Tax Value:	S
Real Property Transfer Tax Due:	\$
Real Property Transfer Law 2-44.	
. vom it Obimodi	. \ / /
4. If Exemption Claimed: a. Transfer Tax Exemption per NRS 375.090, Section 1.	tion# 3
a. Francis Passon for Exemption: Coppletit	HO DAY 923760 AND 923340
To CORRECT GRANTOR	VESTING
p correction	
5. Partial Interest: Percentage being transferred:	%
5. Partial Interest: Percentage boning transferred:	
The undersigned declares and acknowledges, under pen	alty of perjury musuant to NRS 375,060 and NRS
The undersigned declares and acknowledges, under pen	hart of their information and helief, and can be
The undersigned declares and acknowledges, these per 375.110, that the information provided is correct to the	best of their information and bonds, Furthermore, the
supported by documentation if called upon to substantia	the the determination of additional tax due, may
portion agree that digallowance of any claimed exemption	on, or other determination of additional tall dusy in-
result in a penalty of 10% of the tax due plus interest at	1% per monu.
Pursuant to NRS 375.030, the Buyer and Seller shall be jointly	A SEG SEAGLARY HADIC for Any additional actions of the
	Capacity Traster
Signature Marylown Contl	Capacity
	a / n /
Signature	Capacity
	BUYER (GRANTEE) INFORMATION
SELLER (GRANTOR) INFORMATION	BUAEK (OKWIATEE) INLOWING TOW
(REQUIRED)	(REQUIRED)
the state of the s	int Name: DAVID A. Milliam
	int Name: DAVID A. M.
Address 421 ROVARIAD DR	
City: COAKAZ CUTY	ity: CARSEN CITY
State: NV Zip: 89 705 St	tate:Zip: 89703
COMPANY/PERSON REQUESTING RECORDING	
(required if not the seller or buyer)	Transit #
Print Name:	Escrow #
Address:	Zip:
Qtate:	AV DE DECORDEDMICRORII MEDI
City: (AS A PUBLIC RECORD THIS FORM M.	A I DE RECORDEDIMENTO I INMEDI

CERTIFIED COPY The document to which this certificate is attached is a full, true and correct copy of the original in file and of The document to which this certificate is attached is a full, true and correct copy of the original in file and of record in my office. record in my office. BOBBIE R. WILLIAMS Clerk of Court of the State of Nevada, in and for the County of Douglas, By Clean Deputy 12-19-19 BOBBIE R. WILLIAMS Clerk of Court
of the State of Nevada, in and for the County of Douglas,
By Deputy