2024-1007023

Rec:\$40.00 Total:\$40.00

04/24/2024 12:49 PM

GORDON CONSULTING INC.

SHAWNYNE GARREN, RECORDER

Pgs=22

E03

APN's: 1318-10-310-004 and 1318-10-310-097

RECORDING REQUESTED BY AND WHEN RECORDED MAIL TO:

Todd A. Bader, Esq. BADER & RYAN, LTD. 232 Court Street Reno, Nevada 89501

#### SEND TAX STATEMENTS TO:

John Goldsmith and Diahnn Goldsmith, Trustees of The Goldsmith Family Trust 2894 San Carlos Drive Walnut Creek, California 94598 (As to APN 1318-10-310-004)

Zephyr Cove Property Owners Association c/o Bret Goodman P.O. Box 454 Zephyr Cove, Nevada 89448 (As to APN 1318-10-310-097)

## **QUITCLAIM DEED FOR BOUNDARY LINE ADJUSTMENT**

THIS INDENTURE is made as of the 23 day of Nov. between ZEPHYR COVE PROPERTY OWNERS ASSOCIATION, a Nevada non-profit corporation ("ZCPOA"), and JOHN GOLDSMITH and DIAHNN GOLDSMITH, Trustees of THE GOLDSMITH FAMILY TRUST, dated August 19, 2010, as amended December 17, 2019 (as to an undivided 95% interest), and LYNN E. SCOTT-SMITH (as to an undivided 5% interest), as tenants in common (collectively "GOLDSMITH/SCOTT-SMITH").

#### WITNESSETH

ZCPOA and GOLDSMITH/SCOTT-SMITH are the owners of adjacent and abutting parcels of land situated in the State of Nevada, County of Douglas, ZCPOA being the owner of that certain real property described as "ORIGINAL BEACH AREA" in Exhibit "A" attached hereto and incorporated herein ("Original Beach Area"). GOLDSMITH/SCOTT-SMITH is the owner of that certain real property described as "LOT 4, BLOCK A ORIGINAL DESCRIPTION" in Exhibit "B" attached hereto and incorporated herein ("Original Lot 4, Block A"). For good and valuable consideration, the parties do by these presents agree to adjust the boundary line between said parcels pursuant to NRS 278.461(5)(c), which will not result in the creation of any additional parcels.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, ZCPOA does hereby QUITCLAIM AND CONVEY, to GOLDSMITH/SCOTT-SMITH, and to their heirs, successors and assigns, the portion of the Original Beach Area described as "TRANSFER DESCRIPTION" in Exhibit "C" attached hereto and incorporated herein, together with the tenements, hereditaments and appurtenances thereunto belonging or otherwise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereto, all of which shall be subject to the Covenant Running with the Land recorded in the Official Records of Douglas County, State of Nevada on November 29, 1982, as Document No. 73525, Book 1182, Pages 1262 through 1265, as shown in Exhibit "D" attached hereto. The parcel resulting from the adjustment of Original Beach Area is described in Exhibit "E" attached hereto and incorporated herein, and shall be referred to herein as "BEACH AREA RESULTANT DESCRIPTION." The parcel resulting from the adjustment of Original Lot 4, Block A is described in Exhibit "F" attached hereto and incorporated herein, and shall be referred to herein as "LOT 4, BLOCK A RESULTANT DESCRIPTION."

#### **AFFIRMATION PURSUANT TO NRS 239B.030**

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

IN WITNESS WHEREOF, the parties have caused theses presents to be executed effective on the day and year first above written.

"ZCPOA"

ZEPHYR COVE PROPERTY OWNERS ASSOCIATION, a Nevada non-profit corporation

STATE OF NEVADA ) ss COUNTY OF WASHOE )

Timothy Riley, Vice-President

This instrument was acknowledged before me on April 11, 2024, by TIMOTHY RILEY, as Vice-President of Zephyr Cove Property Owners Association, a Nevada non-profit corporation.

EBScott

Notary Public.

E. B. SCOTT

Notary Public - State of Nevada

Appointment Recorded in Washoe County

No: 14-14323-2 - Expires July 14, 2026

#### "GOLDSMITH/SCOTT-SMITH"

(Signature of Notarial Officer)

THE GOLDSMITH FAMILY TRUST, dated August 19, 2010, as amended December 17, 2019

•	
A	A I IN G
By: John Goldmile	By: Austan Chamill
John Goldsmith, Trustee	Diahnn Goldsmith, Trustee
State of)	
State of Californias.	)
County of Contra Costa	\ /./
This instrument was calmounted and before	we with hard and
This instrument was acknowledged before	me on 6" 40", 2024, by
JOHN GOLDSMITH, as Trustee of THE GOLD 19, 2010, as amended December 17, 2019.	SWITH FAMILY TRUST, dated August
19, 2010, as amended December 17, 2019.	
	RABI ABDULSALAM
	Notary Public - California Contra Costa County
(Signature of Notarial Officer)	Commission # 2452999 My Comm. Expires Jul 13. 2027
	my comm. Experience
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State of California State of California	
County of Contra Costa  County of	
County of	/ /
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This instrument was acknowledged before DIAHNN GOLDSMITH, as Trustee of THE GOLI	me on 16 Apr. 2024, by
10 2010 as amended Describer 17 2010	SMITH FAMILY TRUST, dated August
19, 2010, as amended December 17, 2019.	
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RABI ABDULSALAM
Notary Public - California
Contra Costa County
Commission # 2452999
My Comm. Expires Jul 13, 2027

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nent was acknowledged before r SMITH.	ne on, 2023,

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.

See Attachment

#### CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

CALII ORNIA ACRICONILLO III	CIVIL CODE 3 1185	
A notary public or other officer completing this certificate veri to which this certificate is attached, and not the truthfulness	ifies only the identity of the individual who signed the document s, accuracy, or validity of that document.	
State of California	~ \ \ \	
County of US Angeles		
On 11/29/2023 before me, K	nistine Martine 2, Notary Public  Here Insert Name and Title of the Officer	
Date	Here Insert Name and Title of the Officer  HOUSE COHE - Smith	
personally appeared Wnn Elizabe	th Scott-Smith	
	Name(s) of Signer(s)	
to the within instrument and acknowledged to me tha authorized capacity(ies), and that by his/her/their sign; upon behalf of which the person(s) acted, executed the	ature(s) on the instrument the person(s), or the entity	
	\	
	I certify under PENALTY OF PERJURY under the	
The second secon	laws of the State of California that the foregoing	
KRISTINE MARTINEZ Notary Public - California	paragraph is true and correct.	
Los Angeles County		
Commission # 2461612	WITNESS my hand and official seal.	
My Comm. Expires Aug 29, 2027		
\ \	Signature	
Place Notary Seal and/or Stamp Above		
OPTIONAL		
Completing this information can d	deter alteration of the document or	
	form to an unintended document.	
Description of Attached Document	=== (== 4 is	
Title or Type of Document: <u>Quitclaim o</u>	DEED FOR BUNDARY LINE ADJUSTME	
Document Date:	Number of Pages:	
Signer(s) Other Than Named Above:		
Capacity(ies) Claimed by Signer(s)		
	6: 1.11	
Signer's Name: □ Corporate Officer – Title(s):	Signer's Name:	
	☐ Corporate Officer — Title(s):	
☐ Partner — ☐ Limited ☐ General	□ Partner - □ Limited □ General	
☐ Individual ☐ Attorney in Fact	☐ Individual ☐ Attorney in Fact	
☐ Trustee ☐ Guardian or Conservator		
Other:	□ Other:	
Signer is Representing:	Signer is Representing:	

©2019 National Notary Association

#### EXHIBIT "A"

### ORIGINAL BEACH AREA

All that Parcel of land described as Exhibit "E" in that Quitclaim Deed for Boundary Line Adjustment, filed for record on November 29, 2018 as Document Number 2018-923016.

(See Following Page)



# EXHIBIT "E" ADJUSTED PARCEL I BEACH AREA RESULTANT DESCRIPTION

All that real property situate in the County of Douglas, State of Nevada, described as follows: All that portion of the Southwest ¼ of Section 10, T13N, R18E, M.D.M., more particularly described as follows:

All that Parcel of land described in that Quitclaim Deed filed for record on April 1st, 2010 as document number 0761399.

Excepting there from all that portion of the Southwest ¼ of Section 10, T13N, R18E, M.D.M., more particularly described as follows:

Beginning at the Northwest corner of Lot 7, Block F as shown on the Amended Map of Zephyr Cove Property, filed for record on August 5, 1929, as Document No. 266;

thence North 06° 44' 00" East 38.39 feet, more or less, to a point on the Southerly Face of a boulder and rock wall;

thence along said Southerly Face the following twelve(12) courses:

South 47°21'03" East 20.45 feet; South 75°41'40" East 30.57 feet; South 15°43'38" East 7.57 feet; North 89°13'35" East 21.81 feet; South 89°13'24" East 24.00 feet; North 75°55'38" East 28.36 feet; North 75°55'31" East 47.84 feet; North 75°55'31" East 47.84 feet; North 72°19'01" East 9.06 feet; North 68°44'53" East 17.61 feet; North 68°44'42" East 25.45 feet; North 65°55'47" East 47.05 feet:

thence leaving said Southerly Face of boulder and rock wall South 28°32'00" East 15.98 feet to the Northeast corner of Lot 4, Block I, as shown on the Amended Map of Zephyr Cove Property, filed for record on August 5, 1929, as Document No. 266;

thence along said Block F South 67959'00" West 75.00 feet;

thence South 70°44'00" West 150.00 feet;

thence North 72°38'00" West 80.00 feet to the Point of Beginning.

The Basis of Bearing for this description is that Record of Survey, filed for record on January 16, 1991 as Document Number 242996.

Note:

Refer this description to your title company before incorporating into any legal document,

Prepared by:

Turner & Associates, Inc.

Land Surveying

P.O. Box 5067

Stateline, NV 89449

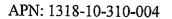
#### EXHIBIT "B"

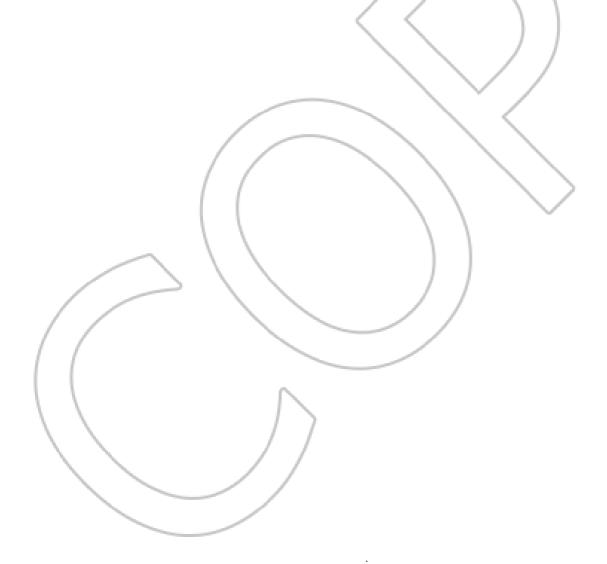
#### ORIGINAL LOT 4, BLOCK A

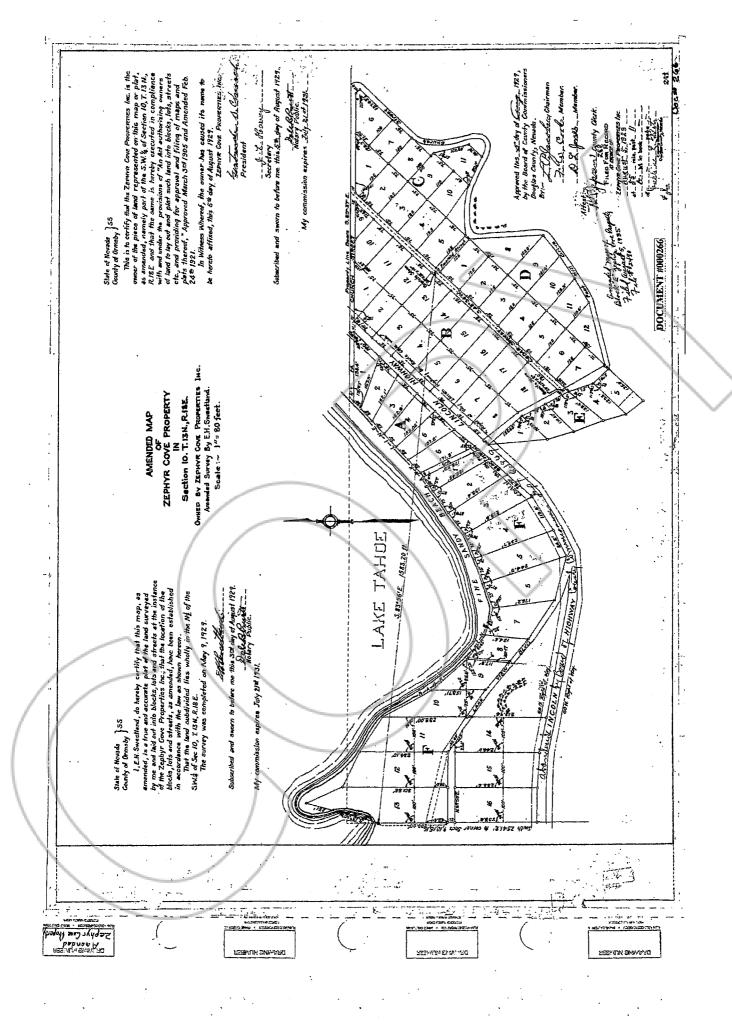
All that real property situate in the County of Douglas, State of Nevada, described as follows:

Lot 4, in Block A of Amended Map of Zephyr Cove Property, according to the map thereof, filed in the Office of the County Recorder of Douglas County, Nevada, recorded on August 5th, 1929, as Document No. 266.

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









#### TRANSFER DESCRIPTION

All that real property situate in the County of Douglas, State of Nevada, described as follows: All that portion of the Southwest ¼ of Section 10, T13N, R18E, M.D.M., more particularly described as follows:

All that portion of that Parcel of land described as "Beach Area Resultant Description" in that Quitclaim Deed for Boundary Line Adjustment, filed for record on March 7, 2024 as Document Number 2024-1005358, being more particularly described as follows:

Beginning at the West most corner of Lot 4, Block A as shown on the Amended Map of Zephyr Cove Property, filed for record on August 5, 1929, as Document No. 266;

thence North 42°17'05" West 6.51 feet to a point on the Southerly Face of a Concrete Retaining Wall;

thence along said Southerly Face of a Concrete Retaining Wall North 39°15'17" East 48.29 feet;

thence leaving said Southerly Face of a Concrete Retaining Wall South 51°52'03" East 13.44 feet to the North most corner of said Lot 4, Block A,

thence along said Lot 4, Block A South 47°18'00" West 50.00 feet to the Point of Beginning.

Containing 487 square feet, more or less.

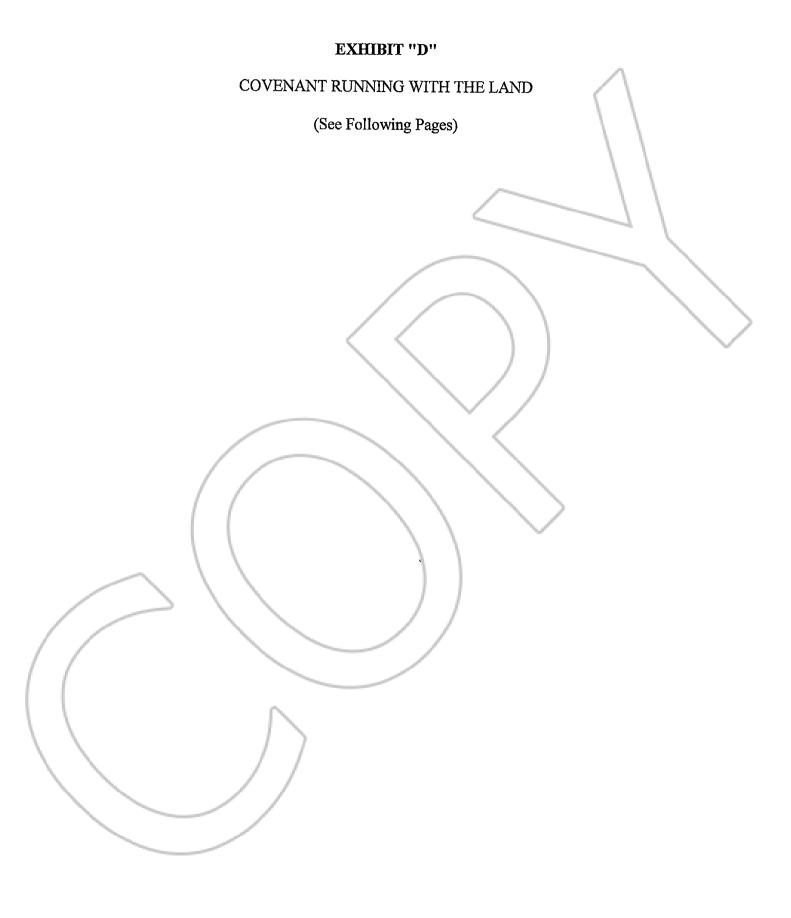
This Transfer is as shown on the Record of Survey Supporting a Boundary Line Adjustment for Lund, Robinson, Sorensen, Hoover, Keller & Goldsmith Family Trust, filed for record on February 27, 2024 as Document Number 2024-1005095.

The Basis of Bearing for this description is that Record of Survey for Gary Richert, filed for record on September 14, 1995 as Document Number 370371.

Note: Refer this description to your title company before incorporating into any legal document.

Prepared by: Turner & Associates, Inc.

Land Surveying P.O. Box 5067 Stateline, NV 89449



#### COVENANT RUNNING WITH THE LAND

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32 LAW OFFICES OF THOMAS ECK, III

SUITE 200 CARSON CITY, NEVADA 89701 (702) 883-8440

This covenant made this ا خزب day of 1982. bу and between ZEPHYR COVE PROPERTIES, INC., and ZEPHYR PROPERTY OWNERS' ASSOCIATION, INC., a Nevada non-profit corporation.

WHEREAS, ZEPHYR COVE PROPERTIES. INC.. is owner of certain real property hereinafter described, and WHEREAS, ZEPHYR COVE PROPERTIES, INC., is desirous of donating said property to ZEPHYR GOVE PROPERTY OWNERS' ASSOCIATION, INC. subject to the conditions as hereinafter set forth, and

WHEREAS, ZEPHYR COVE OWNERS' ASSOCIATION, INC. is desirous receiving said property subject conditions as hereinafter set forth

NOW, THEREFORE, IT IS HEREBY AGREED, between the parties as follows:

Transfer Property: By quitclaim deed ZEPHYR COVE PROPERTIES, herewich executed INC., shall quitclaim the following described property to ZEPHYR COVE PROPERTY OWNERS' ASSOCIATION, INC.:

> The beach area at Zephyr Cove in front of Lots 1-A through Lot 11, and to the low water mark, as delineated on that certain map entitled "Amended Map of Zephyr Cove Property in Section 10, T.13 N., R. 18 E." filed for record on August 5, 1929 in the Office of the County Recorder, Douglas County, State Nevada.

- In consideration for acceptance quitclaim deed ZEPHYR COVE PROPERTY OWNERS' ASSOCIATION, INC., hereby agrees that such properties shall remain continuously open for use by:
  - Property owners and/or residents of ZEPHYR COVE PROPERTY OWNERS' ASSOCIATION, INC..

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- b. Future owners and/or residents of any property owned by ZEPHYR COVE PROPERTIES, INC.
  - c. The individual relatives and heirs of members of ZEPHYR COVE PROPERTIES, INC. to wit, JAMES A. HARVEY, SAMUEL S. HARVEY, JOHN F. HARVEY, ELIZABETH BLAIKIE, LESLIE H. WHITTEMORE and MARGARET JONES.
- Interest: Reversionary ZEPHYR COVE PROPERTIES, INC., hereby retains a reversionary interest in the aforedescribed property to the extent that said property is to be used exclusively for the enjoyment and pecreational activities of property owners and members of ZEPHYR COVE PROPERTIES, INC. In the event said property is used for other purpose, inerading but not limited to commercial or business activities without the prior written approval of three-fourths majority of) ZEPHIR COVE PROPERTIES, INC. shareholders said property shall revert to ZEPHYR COVE PROPERTIES, INC. It is hereby understood that this property shall, without being subject to the reversionary clause be available for slips or other docking facilities for use of coperty owners/and members of ZEPHYR COVE PROPERTIES, INC., in such locations as are designated in Zephyr Cove Tract Map entitled "Amended Map of Zephyr Cove Properties filed on August 25, 1929".
- Association Membership: As additional consideration for the transfer of the property aforestated, the following shareholders of ZEPHYR COVE PROPERTIES, INC., shall be given free membership in the Association for the period of 25 years: JAMES A. HARVEY, SAMUEL S. HARVEY, JOHN F. HARVEY, ELIZABETH H. BLAIKE, LESLIE H. WHITTEMORE and MARGARET S. JONES. expiration of said 25 year period memberships shall be

LAW OFFICES OF
P. THOMAS ECK, III
777 EAST WILLIAM STREET
SUITE 208
CARSON CITY, NEVADA 89701
(702) 883 8440

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735**25** LIBER 1182 PRE: 1263 renewable upon paying any annual dues that may be assessed other members of the association. In the event any properties of the aforementioned individuals are sold, free membership of the particular property sold shall terminate.

5. Attorney's Fees: ZEPHYR COVE PROPERTY OWNERS' ASSOCIATION, INC., agrees to pay all attorney's fees 7 in connection with the preparation of this agreement, the quitclaim deed and other documentation necessary to effect a transfer of the property in accordance with intent of the parties.

ZEPHYR COVE PROPERTIES, INC.

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Attested:

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John EHARVEY

ZEPHYR COVE PROPERTY OWNERS' ASSOCIATION, INC.

MEE PRESIDENT

Ross SwickARD

STATE OF NEVADA.

who acknowledged that he executed the above instrument.

VESS WHEREOF. I have hereunto affixed my officed stamp at my office



LIBER 1182 PAGE 1264

STATE OF NEVADA. County of ... Douglas 15 November 1982 ..... personally appeared before me, a Natury Public (or judge or other officer, as the case may be), ............... Ross Swickard who acknowledged that he executed the above instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official stamp at my office in the County of ... Doug las the day and year in this certificate first above written.

¥. •

INGEBORG M. WHITE Notary Public - State of it Douglas County and the A My Appointment Expires Dec. 2, 19

CARLISLE'S FORM NO. 36 N (ACKNOWLEDGMENT GENERAL)-A-63187

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SUZAKNE BEAUDREAU

RECORDER

MEAC J. L. Chart

Clep. U

CIBER 11



# BEACH AREA RESULTANT DESCRIPTION

All that real property situate in the County of Douglas, State of Nevada, described as follows:

All that portion of the Southwest ¼ of Section 10, T13N, R18E, M.D.M., more particularly described as follows:

All that portion of that Parcel of land described as "Beach Area Resultant Description" in that Quitclaim Deed for Boundary Line Adjustment, filed for record on March 7, 2024 as Document Number 2024-1005358,

Excepting therefrom all that portion of the Southwest ¼ of Section 10, T13N, R18E, M.D.M., more particularly described as follows:

Beginning at the West most corner of Lot 4, Block A as shown on the Amended Map of Zephyr Cove Property, filed for record on August 5, 1929, as Document No. 266;

thence North 42°17'05" West 6.51 feet to a point on the Southerly Face of a Concrete Retaining Wall;

thence along said Southerly Face of a Concrete Retaining Wall North 39°15'17" East 48.29 feet;

thence leaving said Southerly Face of a Concrete Retaining Wall South 51°52'03" East 13.44 feet to the North most corner of said Lot 4, Block A.

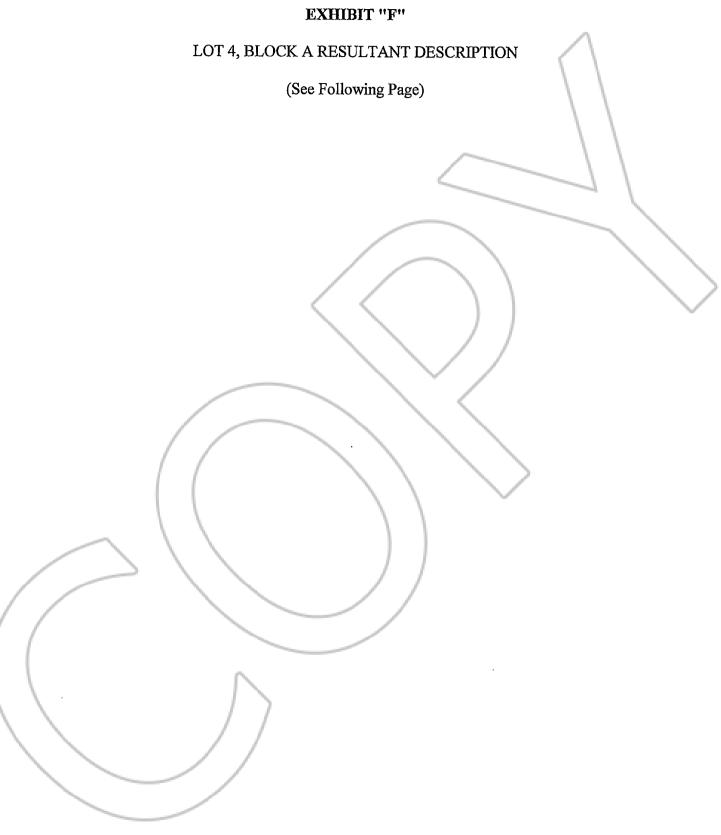
thence along said Lot 4, Block A South 47°18'00" West 50.00 feet to the Point of Beginning.

The Basis of Bearing for this description is that Record of Survey for Gary Richert, filed for record on September 14, 1995 as Document Number 370371.

Note: Refer this description to your title company before incorporating into any legal document.

Prepared by: Turner & Associates, Inc.

Land Surveying P.O. Box 5067 Stateline, NV 89449



#### LOT 4, BLOCK A RESULTANT DESCRIPTION

All that real property situate in the County of Douglas, State of Nevada, described as follows: All that portion of the Southwest ¼ of Section 10, T13N, R18E, M.D.M., more particularly described as follows:

Lot 4, Block A as shown on the Amended Map of Zephyr Cove Property, filed for record on August 5, 1929, as Document Number 266 together therewith all that portion of that Parcel of land described as "Beach Area Resultant Description" in that Quitclaim Deed for Boundary Line Adjustment, filed for record on March 7, 2024 as Document Number 2024-1005358, being more particularly described as follows:

Beginning at the East most corner of said Lot 4, Block A as shown on the Amended Map of Zephyr Cove Property, filed for record on August 5, 1929, as Document No. 266;

thence South 44°15'00" West 75.00 feet;

thence North 42°17'05" West 157.96 feet to a point on the Southerly Face of a Concrete Retaining Wall;

thence along said Southerly Face of a Concrete Retaining Wall North 39°15'17" East 48.29 feet;

thence leaving said Southerly Face of a Concrete Retaining Wall South 51°52'03" East 162.80 feet to the Point of Beginning.

Containing 9,843 square feet, more or less.

Being that same Parcel as shown on the Record of Survey Supporting a Boundary Line Adjustment for Lund, Robinson, Sorensen, Hoover, Keller & Goldsmith Family Trust, filed for record on February 27, 2024 as Document Number 2024-1005095.

The Basis of Bearing for this description is that Record of Survey for Gary Richert, filed for record on September 14, 1995 as Document Number 370371.

Note: Refer this description to your title company before incorporating into any legal

document.

Prepared by: Turner & Associates, Inc.

Land Surveying P.O. Box 5067 Stateline, NV 89449

ZO MARCHZY

### LOT 4, BLOCK A RESULTANT DESCRIPTION

All that real property situate in the County of Douglas, State of Nevada, described as follows: All that portion of the Southwest ¼ of Section 10, T13N, R18E, M.D.M., more particularly described as follows:

Lot 4, Block A as shown on the Amended Map of Zephyr Cove Property, filed for record on August 5, 1929, as Document Number 266 together therewith all that portion of that Parcel of land described as "Beach Area Resultant Description" in that Quitelaim Deed for Boundary Line Adjustment, filed for record on November 7, 2023 as Document Number 2023-1002106, being more particularly described as follows:

Beginning at the East most corner of said Lot 4, Block A as shown on the Amended Map of Zephyr Cove Property, filed for record on August 5, 1929, as Document No. 266;

thence South 44°15'00" West 75.00 feet;

thence North 42°17'05" West 157.96 feet to a point on the Southerly Face of a Concrete Retaining Wall;

thence along said Southerly Face of a Concrete Retaining Wall North 39°15'17" East 48.29 feet;

thence leaving said Southerly Face of a Concrete Retaining Wall South 51°52'03" East 162.80 feet to the Point of Beginning.

Containing 9,843 square feet, more of less.

The Basis of Bearing for this description is that Record of Survey for Gary Richert, filed for record on September 14, 1995 as Document Number 370371.

Note:

Refer this description to your title company before incorporating into any legal document.

Prepared by:

Turner & Associates, Inc.

Land Surveying P.O. Box 5067 Stateline, NV 89449

#### STATE OF NEVADA FOR RECORDERS OPTIONAL USE ONLY DECLARATION OF VALUE Document/Instrument#: 1. Assessor Parcel Number (s) Date of Recording: \_\_\_ (a) 1318 - 10 - 310 - 09 Notes: (b) 1318 -10-310 - 604 (d) 2. Type of Property: a) Vacant Land b) Single Fam Res. c) Condo/Twnhse d) 2-4 Plex e) Apt. Bldg. f) Comm'l/Ind'l g) Agricultural h) Mobile Home 1) I Other Beach Area 3. Total Value/Sales Price of Property: Deed in Lieu of Foreclosure Only (value of property) Transfer Tax Value: Real Property Transfer Tax Due: 4. If Exemption Claimed: a. Transfer Tax Exemption, per NRS 375,090, Section: b. Explain Reason for Exemption: Quitclaim of any Zephyr Core Property Owners Association to recognize and and 5. Partial Interest: Percentage being transferred: The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375,110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the disallowance of any claimed exemption, or other determination of additional tax due, may 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 and severally liable for any additional amount owed. Capacity Agent Signature Capacity \_\_\_\_\_ Signature **SELLER (GRANTOR) INFORMATION BUYER (GRANTEE) INFORMATION** (REQUIRED) (REQUIRED) Cove Property Print Name: Zephyr Print Name: Goldsmith 454 BOX Address: Address: Cove City: City: 49448 State: State: COMPANY/PERSON REQUESTING RECORDING (REQUIRED IF NOT THE SELLER OR BUYER) Borolon Consultano Quashnick. Print Name: Address: Zip: 89 449 Stateline State: City:

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED)