EXHIBIT 48

EXHIBIT 48

ROGER P. CROTEAU & ASSOCIATES, LTD.

Roger P. Croteau, Esq.*
Timothy E. Rhoda, Esq.*
Robert W. Linder, Esq.

*Also Licensed in Massachuseits
**Also Licensed in Illinois

A PROFESSIONAL CORPORATION 9120 West Post Road, Suite 100 Las Vegas, Nevada 89148

Telephone: (702) 254-7775 Facsimile: (702) 228-7719

croteaulaw@crotcaulaw.com

Parnlegals Brian Braud Mindy Krck

Legal Assistants Emily Roberts Elizabeth Ryan

April 30, 2015

Celtic Bank Corporation 268 South State Street, Suite 300 Salt Lake City, UT 84111 First American Title Insurance Company 2500 Paseo Verde Parkway, Suite 120 Henderson, NV 89074

Rei Trustee Sale No:

APN#:
Property:

2475919-IRK/NCS 702405

178-15-511-042

181 North Gibson Road, Henderson, NV 89014

("Property")

Dear Sir or Madam:

Please be advised that this office represents Vegas United Investment Series 105 ("Vegas United") with respect to various legal matters. Vegas United is the title owner of the above-referenced Property. Vegas United purchased the Property at an association lien foreclosure sale conducted by Gibson Business Center Property Owners Association ("OA") on March 21, 2014. A copy of the recorded Foreclosure Deed is attached hereto for your reference.

It has come to my attention that First American Title Insurance Company recently caused a Notice of Breach and Default and Election to Sell Under Deed of Trust ("NOD") to be recorded against the Property in the Clark County Recorder's Office on March 2, 2015, as document no. 201503020003758. Pursuant to this NOD, Celtic Bank appears to be threatening to foreclose upon the Property. However, the NOD is invalid for at least two reasons.

First, a review of the Deed of Trust referenced in the NOD reveals that the Deed of Trust does not relate to my client's Property. The Deed of Trust indicates on its face as follows: "The Real Property or its address is commonly known as 155, 161 & 173 N. Gibson Road, Henderson, NV 89014. The real property tax identification number is 178-15-511-029, 178-15-511-030 & 178-15-511-031." Conspicuously absent is any mention of 181 N. Gibson Road or parcel no: 178-15-511-042, the property address and parcel against which the NOD has been recorded. Because the Deed of Trust is not secured by the Property, the NOD is invalid.

Second, assuming for the sake of argument that the Deed of Trust is somehow secured by the Property, it has been extinguished. As you may be aware; the Nevada Supreme Court held in a recent decision, SFR Investments Pool 1, LLC v. U.S. Bank, N.A., 130 Nev. ____, ___ P.3d ____ (Adv. Op. No. 75, Sept. 18, 2014), that the non-judicial foreclosure of a homeowners association's super-priority lien extinguishes a first deed of trust. My client purchased the

Celtic Bank Corporation/First American Title Insurance Company
Re: Trustee Sale No: 2475919-IRK/NCS 702405
181 North, Gibson Road, Henderson, NV 89014
April 30, 2015
Page 2

Property at an association lien foreclosure sale. As a result, the deed of trust held by Celtic Bank Corporation ("Celtic Bank"), if it was in fact ever secured by the Property, was extinguished. Celtic Bank thus no longer possesses any secured interest in the Property even if it once did. In either case, the NOD is fraudulent, fugitive and ineffective.

Please take notice that the NOD that has been recorded against the Property is slandering my client's title. Please accept this letter as my client's demand that the NOD be immediately rescinded and that any and all foreclosure activity related to the Property immediately cease. In addition, I hereby demand that Celtic Bank instruct all of its agents to stay away from the Property, including any field services provider. Any attempts to enter upon the Property, change the locks or take any other action to "secure" the Property will be viewed as criminal trespass. In the event that First American Title Insurance Company or Celtic Bank proceeds with any further foreclosure proceedings based upon the extinguished, void, invalid and/or non-existent security interest, my client will pursue all of its available legal remedies. This will include a Complaint for Slander of Title, punitive damages and other appropriate claims.

Please confirm that you will immediately cease and desist any and all further foreclosure activity, rescind the NOD and instruct all of your agents to stay away from the Property. Thank you for your time and attention. If you have any questions, please do not hesitate to contact this office.

Very truly yours,

ROGER P. CHOTEAU

TIMOTHY E. RHODA, ESQ.

Enclosure

(F) - 1

Reluted TO
Moil Tax statement to:
Vegas United Investment Series 105
2676 Ponte Vecchio Terrace
Henderson, NV 89052

APN # 178-15-511-042

Inst#: 20140417-0003282
Fees: \$16.00 N/C Foe: \$0.00
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Receipt #: 1996917
Requestor:
LVDG LLC
Recorded By: ANI Pgs: 3
DEBBIE CONWAY
CLARK COUNTY REGORDER

FORECLOSURE DEED

The undersigned declares:

Red Rock Financial Services, herein called agent for (Gibson Business Center Property Owners Association), was the duly appointed agent under that certain Lien for Delinquent Assessments, recorded 08/23/2011 as instrument number 0001011 Book 20110823, in Clark County. The previous owner as reflected on said lien is GIBSON ROAD LLC. Red Rock Financial Services as agent for Gibson Business Center Property Owners Association does hereby grant and convey, but without warranty expressed or implied to: Vegas United Investment Saries 105 (herein called grantee), pursuant to NRS 116.3116 through NRS 116.31168, all its right, title and interest in and to that certain property legally described as: GIBSON BUSINESS PARK 3 PLAT BOOK 56 PAGE 36 PT LOT 1 which is commonly known as 181 N Gibson Rd Henderson, NV 89014.

AGENT STATES THAT:

This conveyance is made pursuant to the powers conferred upon agent by Nevada Revised Statutes, the Gibson Business Center Property Owners Association governing documents (CC&R's) and that certain Lien for Delinquent Assessments, desoribed herein. Default occurred as set forth in a Notice of Default and Election to Sell, recorded on 10/14/2011 as instrument number 0001581 Book 20111014 which was recorded in the office of the recorder of said county. Red Rock Financial Services has complied with all requirements of law including, but not limited to, the clapsing of 90 days, mailing of copies of Lien for Delinquent Assessments and Notice of Default and the posting and publication of the Notice of Sale. Said property was sold by said agent, on behalf of Gibson Business Center Property Owners Association at public auction on 03/21/2014, at the place indicated on the Notice of Sale. Grantee being the highest bidder at such sale became the purchaser of said property and paid therefore to said agent the amount bid \$30,000,00 in lawful money of the United States, or by satisfaction, pro tanto, of the obligations then secured by the Lien for Delinquent Assessment.

Description: Clark, NV Document-Year. Data. DocID 2014.417.3202 Page: 1 of 3 Order: 5 Comment:

Dated: April 15, 2014

By: Christic Marling, employee of Red Rock Financial Services, agent for Gibson Business Center Property Owners Association

STATE OF NEVADA COUNTY OF CLARK

On April 15, 2014, before me, personally appeared Christie Marling, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacity, and that by their signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

When Recorded Mail To:

Vegas United Investment Series 105 2676 Ponte Vecchio Terrace Henderson, NV 89052

ABIGAIL BURDEN
Notory Public Bland of Navado
No. 12-7486-1
My appt. exp. Apr. 20, 2016

EXHIBIT 49

EXHIBIT 49

From: Jeffery I. Orgill [mailto:JOrglll@celticbank.com]

Sent: Thursday, June 05, 2014 1:18 PM

To: 'mark@blackwellge.com'

Subject: Delinquent Gibson Road LLC

Mark,

I've sent you multiple emails and voice messages, but I haven't heard back from you. Please respond as your account is now 35 days past due. You owe a partial payment for the May obligation, and June is now fully due and owing as well.

Regards,

Jeff Orgill

Loan Portfolio Specialist



268 S. State St., Suite 300 Salt Lake City, UT 84111 801-320-6534 office 801-303-1934 fax jorgill@celticbank.com From:

Jeffery I. Orgill <JOrgill@celticbank.com>

Sent:

Tuesday, June 17, 2014 10:01 AM

To:

'mark@blackwellge.com'

Subject:

Gibson Road LLC

Hi Mark,

I had a conversation with your attorney last week James Shapiro regarding the issues you are having with your association for part of your property in Nevada. I'd like to discuss this with you and get a feel for your consideration and input. I haven't heard from you in a few months and also payment hasn't been made as well — I'm wondering if these property issues are the reason for the lack of communication and payment?

Please either email or call me so we can discuss.

Thank you,

Jeff Orgill

Loan Portfolio Specialist



268 S. State St., Suite 300 Salt Lake City, UT 84111 801-320-6534 office 801-303-1934 fax

jorgill@celticbank.com

EXHIBIT 50

EXHIBIT 50



PRACTICE AREAS

Real Estate Creditor/Lender Rights Commercial Litigation Business Organizations

Andrew M. Cox Douglas D. Genard Jay R. Larsen Gary C. Milne Sheldon A. Herbert James E. Shapiro Richard D. Chatwin John M. Langeveld Aaron D. Lancaster Chad D. Olsen

EAST (Main Office) Reply to Main Office 2450 St. Rose Parkway, Suite 200 Henderson, NV 89074 702 796-4000 702 796-4848 ficsinile

> WEST 9139 W. Russell Road Las Yogas, Neyada 89148 702 796-4000 702 796-4848 facsimile

54726

August 1, 2014

CELTIC BANK Attn: Jeff Orgill 268 S. State St., Suite 300 Salt Lake City, UT 84111

RE:

Borrower: Gibson Road, LLC

Secured Property: 181 N. Gibson Rd., Henderson NV 89014

Dear Mr. Orgill:

As you know, I represent Gibson Road, LLC (the "<u>Borrower</u>"). As you and I have discussed in the past, through an unfortunate set of events the Borrower lost title to the Secured Property identified above (the "<u>Property</u>"). Upon learning that the Property had been lost, the Borrower ceased making payments on its loan (the "<u>Loan</u>") to Celtic Bank (the "<u>Bank</u>").

It is my understanding that the current fair market value of the Property is equal to or a little higher than the current outstanding balance due and owing on the Loan. Due to the fact that the Borrower no longer owns the Property, we are requesting that the Bank mitigate its damages by immediately initiating foreclosure proceedings against the Property. We believe that if the Bank timely forecloses on the Property, the proceeds from the sale of the Property will be sufficient to repay the Loan in full.

As always, if you have any questions or concerns or would like to discuss this matter further, please do not hesitate to contact me.

Sincerely,

GERRARD, COX & LARSEN

James E. Shapiro, Esq.

cc;

Gibson Road, LLC

www.gerrard-cox.com

G:\07250\Gibson Property\tir.celtic bank,080114.wpd

EXHIBIT 51

EXHIBIT 51

801-303-1934 fax

jorgill@celticbank.com

From: James Shapiro [mailto:JShapiro@Gerrard-Cox.com]

Sent: Friday, August 01, 2014 11:39 AM

To: Jeffery I. Orgill

Subject: RE: Mark Blackwell - Gibson Road LLC

Jeff,

I contacted Red Rock Financial Services, 4775 W. Teco Avenue, Suite 140, Las Vegas, NV 89118, as they are the ones who conducted the sale. I have not had any communications with the HOA.

Attached are some documents that I received from them.

I hope that helps.

Sincerely,

James E. Shapiro, Esq. Gerrard, Cox & Larsen 2450 St. Rose Pkwy., Suite 200 Henderson, NV 89074 O:(702)796-4000 F:(702)796-4848

From: Jeffery I, Orgill [mailto:JOrgill@celticbank.com]

Sent: Tuesday, July 01, 2014 2:09 PM

To: James Shapiro

Subject: Mark Blackwell - Gibson Road LLC

Hi James,

We spoke about two weeks ago concerning our mutual client Mark Blackwell and his HOA attempting to foreclose on the property located at 181 N. Gibson Road; I'm wondering if you happen to have the contact information of the HOA? Celtic Bank is a lienholder on that property and we were not notified of the foreclosure attempt, if I remember correctly, Mark had never received notice as well.

If you could share this with me that would be great.

Thank you,

Jeff Orgill

Loan Portfollo Specialist



268 S. State St., Suite 300

Salt Lake City, UT 84111

801-320-6534 office 801-303-1934 fax jorgill@celticbank.com

EXHIBIT 52

EXHIBIT 52

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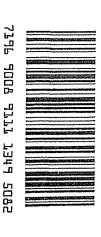
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Las Vegas, NV 89118

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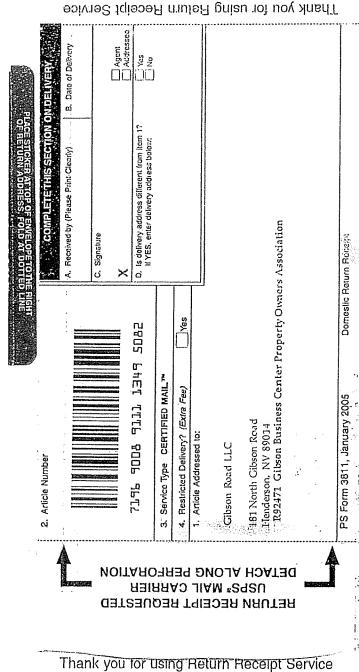
Gibson Road LLC

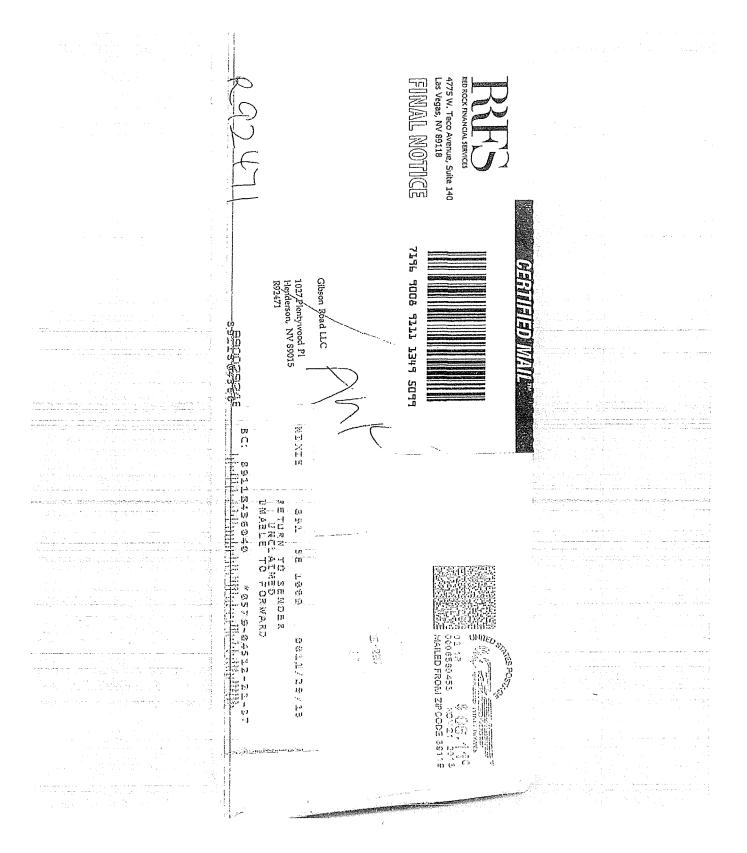
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Attention: Lindsay Waite 2501 East Sahara Avenue, Suite 202 Las Vegas, NV 89104-4137 R92471 Gibson Business Center Property Owners Association

PS Form 3811, January 2005

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500 S. GRAND CENTRAL PARKWAY		
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C/O THE CORPORATION TRUST COMPANY OF NEVADA 311 S DIVISION ST CARSON CITY, NV 89703 R92471 Gibson Business Center Property Owners Association

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Las Vegas, NV 89118 4775 W. Teco Avenue, Suite 140



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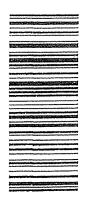
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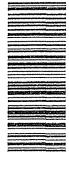
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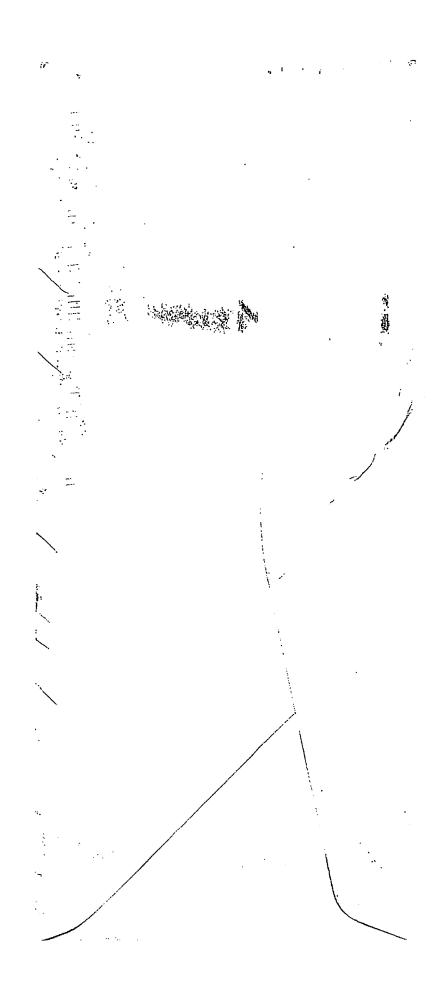
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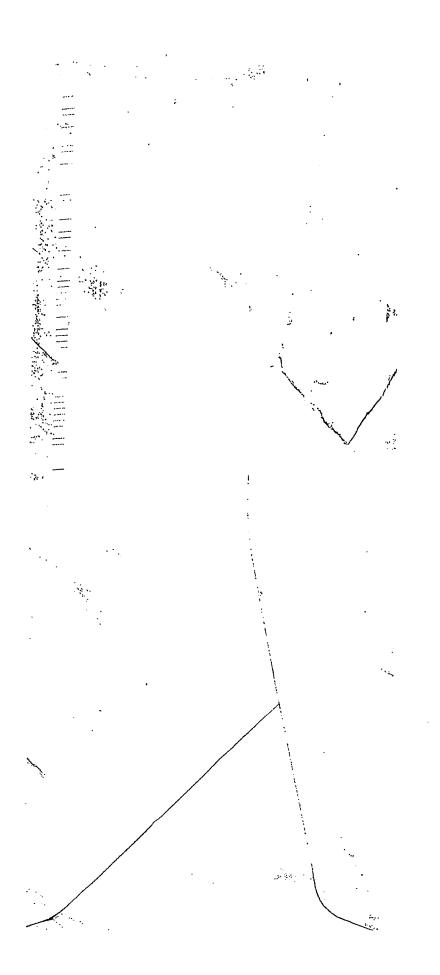
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RED ROCK FINANCIAL SERVICES
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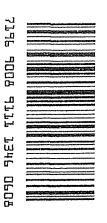
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RED ROCK FINANCIAL SERVICES

4775 W. Teco Avenue, Suite 140 Las Vegas, NV 89118



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181 North Gibson Road Henderson, NV 89014

Gibson Road LLC

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Thank you for using Return Receipt Service

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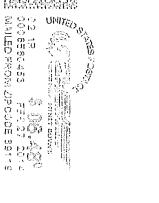
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TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD



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COMPLETE THIS SECTION O	A. Received by (Plcaso Print Clearly)	C. Signature	D. Is delivery address different from Item 1? If YES, enter delivery address below:				LARK COUNTY OF TRUSTEE	s Association		Domestic Return Receipt
2. Article Number			איכט פוצע נעער טטטר פרעי	3. Service Type CERTIFIED MAIL™	4. Restricted Delivery? (Extra Fee)	1. Article Addressed to:	LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE	181 N GIBSON RD FIENDERSON, NV 89014 R92471 Gibson Business Center Property Owners Association		PS Form 3811, January 2005 Donnestic Re
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4775 W. Teco Avenue, Suite 140 RED ROCK FINANCIAL SERVICES

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HENDERSON, NV 89014 181 N GIBSON RD LAURA B. FITZFA FRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE

REPORTER TO SERVER AUCTORS ON AUCTORS OF TO TORSAND

EXHIBIT 47

EXHIBIT 47

stewart title

Brant Remaley Title Officer Stewart Title Company 376 E. Warm Springs Road Suite # 190 Las Vegas, NV 89119 Phone (702) 791-7000 Fax bremaley@stewart.com

Original PRELIMINARY REPORT

Our Order No.:

01415-11464

Proposed

Buyer/Borrower:

Gibson Road, LLC, a Nevada limited liability

company

Property Address:

155 N Gibson Road, Henderson, NV 89014 161 N Gibson Road, Henderson, NV 89014 173 N Gibson Road, Henderson, NV 89014 181 N Gibson Road, Henderson, NV 89014

Today's Date: July 01, 2014

In response to the above referenced application for a policy of title insurance, Stewart Title Guaranty Company hereby reports that it is prepared to issue, or cause to be issued, as of the date hereof, a Policy or Policies of Title Insurance describing the land and the estate or interest therein hereinafter set forth, insuring against loss which may be sustained by reason of any defect, lien or encumbrance not shown or referred to as an Exception below or not excluded from coverage pursuant to the printed Schedules, Conditions and Stipulations of said Policy forms.

The printed Exceptions and Exclusions from the coverage of said Policy or Policies are set forth in Exhibit A attached. Copies of the Policy forms should be read. They are available from the office which issued this report.

Please read the exceptions shown or referred to below and the exceptions and exclusions set forth in Exhibit A of this report carefully. The exceptions and exclusions are meant to provide you with notice of matters which are not covered under the terms of the title insurance policy and should be carefully considered.

It is important to note that this preliminary report is not a written representation as to the condition of title and may not list all liens, defects, and encumbrances affecting title to the land.

This report (and any supplements or amendments thereto) is issued solely for the purpose of facilitating the issuance of a policy of title insurance and no liability is assumed hereby. If it is desired that liability be assumed prior to the issuance of a policy of title insurance, a Binder or Commitment should be requested.

Brant Remaley, Title Officer

Dated as of June 13, 2014 at 7:30 a.m.

When replying, please contact:

Brant Remaley (702) 791-7000 Fax:

File No.: 01415-11464 Preliminary Report NVC

Page 1 of 20

Order Number: 01415-11464

PRELIMINARY REPORT

	2006 ALTA Owner's Policy - Standard
	2006 ALTA Owner's Policy - Extended
	1998 ALTA Homeowners Plus Insurance Policy
	ALTA Short Form Residential Loan Policy 2006
	2006 ALTA Loan Policy - Standard
	2006 ALTA Loan Policy - Extended
X	Preliminary Report Only
]	

The form of Policy of Title Insurance contemplated by this report is:

SCHEDULE A

The estate or interest in the land hereinafter described or referred to covered by this report is:

a Fee as to Parcel 1, 2, 3 and 4; Easements as to Parcels 1A, 2A, 3A & 4A

Title to said estate or interest at the date hereof is vested in:

XIA LIN, TRUSTEE OF THE GP <u>TRUST</u> DATED MARCH 13, 2013 as to Parcel 1, <u>GIBSON</u> ROAD, LLC, a Nevada limited liability company subject to item no. 55 of Schedule B, as to Parcel 2; <u>MILLER</u> RANCH LAND COMPANY, LLC, a Colorado limited liability company, as to Parcel 3 and <u>BALTIC</u> AVENUE, LLC, as to Parcel 4

File No.: 01415-11464 Preliminary Report NVC

LEGAL DESCRIPTION

The land referred to herein is situated in the State of Nevada, County of Clark, described as follows:

Parcel 1: (173 N Gibson Rd, Henderson, NV)

Being a portion of Lot One (1) of Gibson Business Park 3 on file in Book <u>56</u> of Plats, Page 36, in the Office of the County Recorder of Clark County, Nevada, more particularly described as follows:

A portion of the North Half (N 1/2) of the Northeast Quarter (NE 1/4) of Section 15, Township 22 South, Range 62 East, M.D.B.&M. Clark County, Nevada, more particularly described as follows.

Commencing at the Northeast Corner (NE Cor) of Section 15, Township 22 South, Range 62 East, also being the intersection of American Pacific Drive and Gibson Road; a distance of 1,383.79 feet;

Thence North 89°13'35" West along the centerline of Mary Crest a distance of 261.90 feet;

Thence North 00°46'25" East a distance of 483.50 feet to the True Point of Beginning;

Thence North 89°13'35" West a distance of 200.71 feet;

Thence North 00°46'25" East a distance of 68.00 feet;

Thence South 89°13'35" East a distance of 165.00 feet;

Thence South 00°46'25" West a distance of 3.00 feet;

Thence South 89°13'35" East a distance of 35.71 feet;

Thence South 00°46'25" West a distance of 65.00 feet to the True Point of Beginning.

Also shown as Lot 6-7 as shown on map in File <u>151</u> of Surveys, Page 20, Clark County, Nevada, in the Office of the County Recorder of Clark County, Nevada,

The above legal description was previously shown on Deed recorded January 3, 2006 in Book 20060103 as Document No. <u>0003891</u> of Official Records

Parcel 1A:

A non-exclusive easement for pedestrian and vehicular ingress and egress as set forth in the Declaration of Protective Covenants, Conditions and Restrictions recorded September 11, 1989 in Book 890911 as Document No. <u>00173</u> of Official Records and by Modification recorded October 24, 1994 in Book 941024, as Document No. <u>00285</u> of Official Records.

Parcel 2: (181 N Gibson Rd, Henderson, NV)

Being a portion of Lot One (1) of Gibson Business Park 3 on file in Book <u>56</u> of Plats, Page 36, in the Office of the County Recorder of Clark County, Nevada, more particularly described as follows:

A portion of the North Half (N ½) of the Northeast Quarter (NE 1/4) of Section 15, Township 22 South, Range 62 East, M.D.B.&M., Clark County, Nevada Records, more particularly described as follows:

Commencing at the Northeast Corner (NE Cor.) of Section 15, Township 22 South, Range 62 East, also being the intersection of American Pacific Drive and Gibson Road; thence South 89° 26' 15" West along the centerline of American Pacific Drive a distance of 259.36 feet; thence leaving the centerline of American Pacific Drive South 00° 58' 42" West a distance of 598.75 feet to the true point of beginning;

thence North 89° 13' 35" West, a distance of 201.18 feet;

thence South 00° 46' 25" West a distance of 81.50 feet;

thence South 89° 13' 35" East a distance of 165.00 feet;

thence South 00° 46' 25" West a distance of 5.00 feet;

thence South 89° 13' 35" East a distance of 35.87 feet:

thence North 00° 58' 42" East a distance of 86.50 feet to the true point of beginning.

File No.: 01415-11464 Preliminary Report NVC Page 3 of 20

Also shown as Parcel 6-10 on Recorded of Survey on file in File 151 of Surveys, Page 20, in the Office of the County Recorder, Clark County, Nevada.

The above legal description was previously shown on Deed recorded January 23, 2006 in Book 20060123 as Document No. <u>00481</u> of Official Records.

Parcel 2A:

A non-exclusive easement for pedestrian and vehicular ingress and egress as set forth in the Declaration of Protective Covenants, Conditions and Restrictions recorded September 11, 1989 in Book 890911 as Document No. <u>00173</u> of Official Records and by Modification recorded October 24, 1994 in Book 941024, as Document No. <u>00285</u> of Official Records.

Parcel 3: (155 N Gibson Rd, Henderson, NV)

Being a portion of Lot One (1) of Gibson Business Park 3 on file in Book <u>56</u> of Plats, Page 36, in the Office of the County Recorder of Clark County, Nevada, more particularly described as follows:

A portion of the North Half (N ½) of the Northeast Quarter (NE 1/4) of Section 15, Township 22 South, Range 62 East, M.D.B.&M., Clark County, Nevada Records, more particularly described as follows:

Commencing at the Northeast corner of Section 15, Township 22 South, Range 62 East, also being the intersection of American Pacific Drive and Gibson Road; thence South 00°46'25" West along the centerline of Gibson Road, a distance of 1383.79 feet; thence North 89°13'35" West along the centerline of Mary Crest Drive a distance of 349.94 feet; thence North 00°46'25" East a distance of 30.00 feet to the True Point of Beginning;

thence North 00°46'25" East a distance of 126.00 feet;

thence North 89°13'35" West a distance of 40.00 feet;

thence North 00°46'25" East a distance of 42.00 feet;

thence North 89°13'35" West a distance of 72.67 feet;

thence South 00°46'25" West a distance of 168.00 feet;

thence South 89°13'35" East a distance of 112.67 feet to the true point of beginning

Also shown as Parcel 6-2 on Recorded of Survey on file in File <u>151</u> of Surveys, Page 20, in the Office of the County Recorder, Clark County, Nevada.

The above legal description was previously shown on Deed recorded on March 3, 2008 in Book 20080303 as Document No. 0003117 of Official Records.

Parcel 3A:

A non-exclusive easement for pedestrian and vehicular ingress and egress as set forth in the Declaration of Protective Covenants, Conditions and Restrictions recorded September 11, 1989 in Book 890911 as Document No. <u>00173</u> of Official Records and by Modification recorded October 24, 1994 in Book 941024, as Document No. <u>00285</u> of Official Records.

Parcel 4: (161 N Gibson Rd, Henderson, NV)

Being a portion of Lot One (1) of Gibson Business Park 3 on file in Book <u>56</u> of Plats, Page 36, in the Office of the County Recorder of Clark County, Nevada, more particularly described as follows:

A portion of the North Half (N ½) of the Northeast Quarter (NE 1/4) of Section 15, Township 22 South, Range 62 East, M.D.B.&M., Clark County, Nevada Records, more particularly described as follows:

Commencing at the Northeast Corner (NE Cor) of Section 15, Township 22 South, Range 62 East, also being the intersection of American Pacific Drive and Gibson Road;

File No.: 01415-11464 Preliminary Report NVC Page 4 of 20

Thence South 00°46'25" West along the centerline of Gibson Road a distance of 1,383.79 feet; thence North 89°13'35" West along the centerline of Mary Crest a distance of 261.90 feet; Thence

North 00°46'25" East a distance of 198,00 feet to the True Point of Beginning;

Thence North 00°46'25" East a distance of 68.50 feet;

Thence North 89°13'35" West a distance of 35.71 feet;

Thence North 00°46'25" East a distance of 5.00 feet;

Thence North 89°13'35" West a distance of 165.00 feet;

Thence South 00°46'25" West a distance of 73.50 feet;

Thence South 89°13'35" East a distance of 200.71 feet to the True Point of Beginning.

Also shown as Parcel 6-3 on Recorded of Survey on file in File 151 of Surveys, Page 20, in the Office of the County Recorder, Clark County, Nevada.

The above legal description was previously shown on Deed recorded January 23, 2006 in Book 20060123 as Document No. <u>0002513</u> of Official Records

Parcel 4A:

A non-exclusive easement for pedestrian and vehicular ingress and egress as set forth in the Declaration of Protective Covenants, Conditions and Restrictions recorded September 11, 1989 in Book 890911 as Document No. <u>00173</u> of Official Records and by Modification recorded October 24, 1994 in Book 941024, as Document No. <u>00285</u> of Official Records

File No.: 01415-11464 Preliminary Report NVC Order Number: 01415-11464

SCHEDULE B

At the date hereof, exceptions to coverage in addition to the printed exceptions and exclusions contained in said policy or policies would be as follows:

- 1. Taxes or assessments which are not now payable or which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records; proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
- (a) Unpatented mining claims, (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water; whether or not the matters excepted under (a), (b) or (c) are shown by the public records, (d) Indian tribal codes or regulations, Indian Treaty or Aboriginal Rights, including easements or equitable servitudes.
- 3. Minerals of whatsoever kind, subsurface and surface substances, including but not limited to coal, lignite, oil, gas, uranium, clay, rock, sand and gravel in, on, under and that may be produced from the Land, together with all rights, privileges, and immunities relating thereto, whether or not appearing in the Public Records or listed in Schedule B. The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

THE FOLLOWING ITEMS PERTAIN TO PARCEL 1 (173 N Gibson Rd, Henderson, NV):

- State, County and City Taxes for the fiscal period 2013 to 2014, a lien now due and payable in the total amount of \$2,855.87 are Paid in Full PARCEL NO.: <u>178-15-511-036</u> TAX DISTRICT: 505 LOCATION: Henderson
- The lien of supplemental taxes, if any, assessed pursuant to the provisions of Chapter 361.260 of the NEVADA REVISED STATUTES.
- 6. The herein described property lies within the boundaries of the City of Henderson and is subject to any and all fees that may be due said District.
- 7. Any Special Assessments which may be due and payable that are not assessed through the Clark County Treasurers Office and are being billed by the entity where the parcel is located.
- 8. PATENT: Mineral rights, reservations, easements and exclusions in the patent from the United States of America recorded October 23, 1941, in Book 29 of Deeds, Pages 129-130 of Official Records.
- EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: COUNTY OF CLARK

For

: PERPETUAL AVIGATION

Recorded

: May 6, 1986 : 860506

Book No.

Document No.

: 00597, of Official Records.

Re-recorded March 11, 1987, in Book 870311, as Document No. 00812, Official Records.

 EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: COUNTY OF CLARK

For

: PERPETUAL AVIGATION

Recorded

: June 11, 1986

Book No.

: 860611

File No.: 01415-11464 Preliminary Report NVC Page 6 of 20

Document No. : 00494, of Official Records.

11. DECLARATION OF RESTRICTIONS: Covenants, Conditions and Restrictions (but deleting restrictions, if any, based upon race, color, religion, sex, handicap, familial status, or national origin) unless and only to the extent that said covenant (a) is exempt under Chapter 42, Section 3607 of the United States Code or (b) relates to handicap but does not discriminate against handicapped persons as contained in a Declaration of Restrictions recorded September 11, 1989, in Book 890911, as Document No. 00173, of Official Records.

RIGHT TO LEVY ASSESSMENTS: The right to levy certain charges or assessment against said land which shall become a lien if not paid as set forth in the above Declaration of Restrictions is conferred upon Gibson Business Park Association.

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded October 24, 1994, in Book 941024, as Document No. 00285, of Official Records.

- 12. EASEMENTS AND DEDICATIONS as indicated or delineated on the plat of said subdivision on file in Book 56 of Plats, Page 36, Official Records. (See map for full particulars.)
- 13. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

Document No.

: Las Vegas Valley Water District

For Recorded

: Water lines : May 7, 1997 : 970507

Book No.

: 00612, of Official Records.

14. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Las Vegas Valley Water District

For

: Water lines : June 30, 1997

Recorded Book No.

: 970630

Document No.

: 00801, of Official Records.

15. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Nevada Power Company

For

: Power lines Recorded : July 9, 1997

Book No.

: 970709

Document No.

: 01116, of Official Records.

GRANT OF EASEMENT - MEMORANDUM OF AGREEMENT affecting the portion of said land. and for the purposes stated herein, and incidental purposes.

In Favor Of

: Cox Communications Las Vegas

For

: Communication lines

Recorded

: March 4, 2004

Book No.

: 20040304

Document No.

: 00473, of Official Records.

17. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Nevada Power Company

For Recorded : Power lines

: 20040315

Book No.

: March 15, 2004

Document No. : <u>01107</u>, of Official Records.

File No.: 01415-11464 Preliminary Report NVC

Page 7 of 20

18. DECLARATION OF RESTRICTIONS: Covenants, Conditions and Restrictions (but deleting restrictions, if any, based upon race, color, religion, sex, handicap, familial status, or national origin) unless and only to the extent that said covenant (a) is exempt under Chapter 42, Section 3607 of the United States Code or (b) relates to handicap but does not discriminate against handicapped persons as contained in a Declaration of Restrictions recorded March 18, 2004, in Book 20040318, as Document No. 03472, of Official Records.

RIGHT TO LEVY ASSESSMENTS: The right to levy certain charges or assessment against said land which shall become a lien if not paid as set forth in the above Declaration of Restrictions is conferred upon Gibson Business Center Property Owners' Association.

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded May 14, 2004, in Book 20040514, as Document No. 05758, of Official Records.

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded May 26, 2004, in Book 20040526, as Document No. 04268, of Official Records.

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded July 14, 2004, in Book 20040714, as Document No. 004161, of Official Records.

19. SURVEY: The effect of the following Record of Survey

File

: <u>118</u>, of surveys

Page No.

: 93

Recorded

: November 1, 2001

Book No.

: 20011101

Document No.

: 01789, of Official Records

20. SURVEY: The effect of the following Record of Survey

File

:<u>137</u>, of surveys

Page No.

: 93

Recorded

: May 20, 2004

Book No.

: 20040520

Document No.

: 00679, of Official Records

21. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Nevada Power Company

For

: Utilities : May 2, 2005

Recorded Book No.

: 20050502

Document No.

: 0002096, of Official Records.

22. SURVEY: The effect of the following Record of Survey

File

: 151, of surveys

Page No.

Recorded

: 20

: September 20, 2005

Book No. : 20050920

Document No.

: 02872, of Official Records

Certificate of Amendment, recorded June 12, 2006, in Book 20060612, Page 0004746, in the Office of the County Recorder, Clark County, Nevada

- 23. Any invalidity or defect in the title of the vestees in the event that the trust referred to in the vesting portion of Schedule A is invalid or fails to grant sufficient powers to the trustee(s) or in the event there is a lack of compliance with the terms and provisions of the trust instrument.
- 24. The rights and interest of parties in possession of the premises described herein under any unrecorded leases and/or agreements, the terms and conditions of which are unknown.

File No.: 01415-11464 Preliminary Report NVC Page 8 of 20

- 25. Any lien, or right to a lien, for services, labor, or material arising from any on-going or recently completed works of improvement), heretofore or hereafter furnished, imposed by law and not shown by the Public Records
- 26. EASEMENTS: Any easements not disclosed by those public records which impart constructive notice and which are not visible and apparent from an inspection of the surface of said land.
- 27. Any facts, rights, interests or claims which are not disclosed by the public records but which could be ascertained by making inquiry of the parties in possession of the herein described land.
- 28. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by the public records

THE FOLLOWING ITEMS PERTAIN TO PARCEL 2 (181 N Gibson Rd, Henderson, NV):

29. DELINQUENT TAXES: State, County and City Taxes for the fiscal year 2012 to 2013 delinquent in the amount of \$3,776.09, plus penalties of \$566.55, Interest of \$613.68, Adv. Fee of \$6.00 and Recording Fee of \$2.00.

Assessors parcel number 178-15-511-042

DELINQUENT TAXES: State, County and City Taxes for the fiscal year 2013 to 2014 delinquent in the amount of \$3,430.33, plus penalties of \$514.17, Interest of \$214.47, Adv. Fee of \$6.00 and Recording Fee of \$2.00.

Assessors parcel number 178-15-511-042

- 30. The lien of supplemental taxes, if any, assessed pursuant to the provisions of Chapter 361.260 of the NEVADA REVISED STATUTES.
- 31. The herein described property lies within the boundaries of the * and is subject to any and all fees that may be due said District.
- 32. Any Special Assessments which may be due and payable that are not assessed through the * County Treasurers Office and are being billed by the entity where the parcel is located.
- 33. PATENT: Mineral rights, reservations, easements and exclusions in the patent from the United States of America recorded October 23, 1941, in Book 29 of Deeds, Pages 129-130 of Official Records,
- 34. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: COUNTY OF CLARK

For

: PERPETUAL AVIGATION

Recorded Book No.

: May 6, 1986

: 860506

Document No.

: 00597, of Official Records.

Re-recorded March 11, 1987, in Book 870311, as Document No. 00812, Official Records.

35. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: COUNTY OF CLARK

For

: PERPETUAL AVIGATION

Recorded Book No.

: June 11, 1986 : 860611

Document No.

: 00494, of Official Records.

File No.: 01415-11464 Preliminary Report NVC Page 9 of 20

36. DECLARATION OF RESTRICTIONS: Covenants, Conditions and Restrictions (but deleting restrictions, if any, based upon race, color, religion, sex, handicap, familial status, or national origin) unless and only to the extent that said covenant (a) is exempt under Chapter 42, Section 3607 of the United States Code or (b) relates to handicap but does not discriminate against handicapped persons as contained in a Declaration of Restrictions recorded September 11, 1989, in Book 890911, as Document No. 00173, of Official Records.

RIGHT TO LEVY ASSESSMENTS: The right to levy certain charges or assessment against said land which shall become a lien if not paid as set forth in the above Declaration of Restrictions is conferred upon Gibson Business Park Association.

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded October 24, 1994, in Book 941024, as Document No. 00285, of Official Records.

- 37. EASEMENTS AND DEDICATIONS as indicated or delineated on the plat of said subdivision on file in Book 56 of Plats, Page 36, Official Records. (See map for full particulars.)
- 38. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Las Vegas Valley Water District

For

: Water lines : May 7, 1997

Recorded Book No.

: 970507

Document No.

: 00612, of Official Records.

39. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Las Vegas Valley Water District

For

: Water lines : June 30, 1997

Recorded Book No.

: 970630

Document No.

: 00801, of Official Records.

40. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Nevada Power Company

For

: Power lines

Recorded

: July 9, 1997

Book No.

: 970709

Document No. : 01116, of Official Records.

41. GRANT OF EASEMENT - MEMORANDUM OF AGREEMENT affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Cox Communications Las Vegas

For

: Communication lines

Recorded

: March 4, 2004

Book No.

: 20040304

Document No.

: 00473, of Official Records.

42. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein. and incidental purposes.

In Favor Of

: Nevada Power Company

For

: Power lines

Recorded

: March 15, 2004

Book No.

: 20040315

Document No.

: 01107, of Official Records.

43. DECLARATION OF RESTRICTIONS: Covenants, Conditions and Restrictions (but deleting restrictions, if any, based upon race, color, religion, sex, handicap, familial status, or national

File No.: 01415-11464 Preliminary Report NVC

Page 10 of 20

origin) unless and only to the extent that said covenant (a) is exempt under Chapter 42, Section 3607 of the United States Code or (b) relates to handicap but does not discriminate against handicapped persons as contained in a Declaration of Restrictions recorded March 18, 2004, in Book 20040318, as Document No. 03472, of Official Records.

RIGHT TO LEVY ASSESSMENTS: The right to levy certain charges or assessment against said land which shall become a lien if not paid as set forth in the above Declaration of Restrictions is conferred upon Gibson Business Center Property Owners' Association

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded May 14, 2004, in Book 20040514, as Document No. 005758, of Official Records.

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded May 26, 2004, in Book 20040526, as Document No. 004268, of Official Records.

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded July 14, 2004, in Book 20040714, as Document No. 004161, of Official Records.

44. SURVEY: The effect of the following Record of Survey

File

: 118, of surveys

Page No.

: 93

Recorded

: November 1, 2001

Book No.

: 20011101

Document No.

: 01789, of Official Records

45. SURVEY: The effect of the following Record of Survey

File

:137, of surveys

Page No.

: 93

Recorded

: May 20, 2004

Book No.

: 20040520

Document No.

: 00679, of Official Records

46. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Nevada Power Company

For

: Utilities

Recorded

: May 2, 2005

Book No.

: 20050502

Document No.

: 002096, of Official Records.

47. SURVEY: The effect of the following Record of Survey

File

: <u>151</u>, of surveys

Page No.

Recorded

: 20

: September 20, 2005

Book No.

: 20050920

Document No.

: 02872, of Official Records

Certificate of Amendment, recorded June 12, 2006, in Book 20060612, Page 0004746, in the Office of the County Recorder, Clark County, Nevada

48. FINANCING STATEMENT: The effect of a Financing Statement to secure an indebtedness of the amount stated herein and any other amounts as may become due under the terms and subject to the terms, covenants, conditions and requirements as contained and imposed therein.

Debtor: Gibson Road LLC

Secured Party

: Silver State Bank

Recorded

: December 16, 2005

Book No.

: 20051216

Document No.

: 000573, of Official Records

File No.: 01415-11464 Preliminary Report NVC Page 11 of 20

ASSIGNMENT TO THE FINANCING STATEMENT: The effect of an Assignment to the Financing Statement to secure an indebtedness of the amount stated herein and any other amounts as may become due under the terms and subject to the terms, covenants, conditions and requirements as contained and imposed therein.

Secured Party : Silver State Bank

Assignee of Secured

Party : Celtic Bank Corporation Recorded : December 17, 2009

: 200912170001573, of Official Records Document No.

A Change to the above Financing Statement was filed

Recorded

: September 7, 2010

Document No.

: 201009070003318, of Official Records

Nature of Change: Continuation

49. DEED OF TRUST: A Deed of Trust to secure an indebtedness of the amount stated herein, and any other amounts payable under the terms thereof.

Dated

: December 9, 2005

Amount

: \$748,000.00

Trustor

: Gibson Road LLC, a Nevada limited liability company

Trustee

: LandAmerica Lawyers Title

Beneficiary

: Silver State Bank

Recorded

: December 30, 2005

Book

: 20051230

Document No.

: 0002937, of Official Records.

Re-recorded January 23, 2006, in Book 20060123, as Document No. 000482, Official Records.

ASSIGNMENT: The Beneficial interest of record under said Deed of Trust was assigned

То Recorded

: Celtic Bank Corporation : November 9, 2009

Document No.

: 200911090001572, of Official Records.

50. ASSIGNMENT OF RENT: Assignment of rents, as additional security for the payment of the indebtedness secured by said Deed of Trust, which assignment was executed by Gibson Road LLC, a Nevada limited liability company to Silver State Bank, dated December 9, 2005 and recorded December 30, 2005, in Book 20051230 as Document No. 0002938 of Official Records.

Re-recorded January 23, 2006, in Book 20060123, as Document No. 00483, Official Records.

ASSIGNMENT: The Beneficial interest under said Assignment of Rents was assigned

To

: Celtic Bank Corporation

Recorded

: November 9, 2009

Document No.

: 200911090001573, of Official Records.

51. Terms, Covenants, Conditions and Provisions in that certain instrument entitled "Hazardous Substances Certificate and Indemnity Agreement", recorded December 30, 2005 in Book 20051230 as Document No. 0002939 of Official Records.

Re-recorded January 23, 2006, in Book 20060123, as Document No. 000484, Official Records.

An Assignment of Hazardous Substances Certificate and Indemnity Agreement by and between Federal Deposit Insurance Corporation ("FDIC") as Receiver of Silver State Bank and Celtic Bank Corporation and recorded September 15, 2011 as Document No. 201109150002865, of Official Records.

52. LEASE: An unrecorded lease affecting the premises therein stated, executed by and between the parties named herein, for the terms and upon and subject to all of the terms, covenants, and provisions contained therein:

File No.: 01415-11464 Preliminary Report NVC

Page 12 of 20

Dated : November 9, 2005
Lessor : Gibson Road LLC
Lessee : Not Disclosed
Term : 25 years

Disclosed By : Subordination Agreement - Lease

Recorded : December 30, 2005

Book : 20051230

Document No. : 0002940, of Official Records.

Re-recorded January 23, 2006, in Book 20060123, as Document No. 000485, Official Records.

An Assignment of Subordination Agreement – Lease, recorded November 9, 2009 as Document No. 200911090001574, of Official Records, executed by Federal Deposit Insurance Corporation ("FDIC") as Receiver of Silver State Bank, as Assignor to Celtic Bank Corporation, as Assignee

53. LIEN: A claim of lien

By : Red Rock Financial Services, a division of RMI Management LLC as agent for

Gibson Business Center Property Owners Association

Amount Claimed: \$6,413.36 Recorded: August 23, 2011

Document No. : 201108230001011, of Official Records.

NOTICE OF DEFAULT under the terms of above Lien as follows:

Recorded : October 14, 2011

Document No. : 201110140001581, of Official Records.

- 54. A Treasurer's Certificate for Holding Delinquent Real Property Parcel, recorded December 26, 2013 as Instrument No. 201312260000891 of Official Records.
- 55. The effect of that certain Foreclosure Deed, executed by Red Rock Financial Services, as grantor to Vegas United Investment Series 105, as grantee, which purports to transfer the fee interest in said land and terminate the interest of the vestee shown in Schedule A in completion of the foreclosure of an assessment lien shown as item no. 53 above, recorded April 17, 2014 as Document No. 20140417-0003282 of Official Records.
- 56. The rights and interest of parties in possession of the premises described herein under any unrecorded leases and/or agreements, the terms and conditions of which are unknown.
- 57. Any lien, or right to a lien, for services, labor, or material arising from any on-going or recently completed works of improvement), heretofore or hereafter furnished, imposed by law and not shown by the Public Records
- 58. EASEMENTS: Any easements not disclosed by those public records which impart constructive notice and which are not visible and apparent from an inspection of the surface of said land.
- 59. Any facts, rights, interests or claims which are not disclosed by the public records but which could be ascertained by making inquiry of the parties in possession of the herein described land.
- 60. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by the public records

THE FOLLOWING ITEMS AFFECT PARCEL 3 (155 N Gibson Rd, Henderson, NV).

- 61. State, County and City Taxes for the fiscal period 2013 to 2014, a lien now due and payable in the total amount of \$3,293.98 are Paid in Full PARCEL NO.: 178-15-511-050 TAX DISTRICT: 505 LOCATION: Henderson
- The lien of supplemental taxes, if any, assessed pursuant to the provisions of Chapter 361.260 of the NEVADA REVISED STATUTES.

File No.: 01415-11464 Preliminary Report NVC

- 63. The herein described property lies within the boundaries of the City of Henderson and is subject to any and all fees that may be due said District.
- 64. Any Special Assessments which may be due and payable that are not assessed through the Clark County Treasurers Office and are being billed by the entity where the parcel is located.
- 65. PATENT: Mineral rights, reservations, easements and exclusions in the patent from the United States of America recorded October 23, 1941, in Book 29 of Deeds, Pages 129-130 of Official Records.
- 66. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: COUNTY OF CLARK

For

: PERPETUAL AVIGATION

Recorded Book No.

: May 6, 1986 : 860506

Document No.

: 00597, of Official Records.

Re-recorded March 11, 1987, in Book 870311, as Document No. 00812, Official Records.

67. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: COUNTY OF CLARK

For

: PERPETUAL AVIGATION

Recorded

: June 11, 1986 : 860611

Book No. Document No.

: 00494, of Official Records.

68. DECLARATION OF RESTRICTIONS: Covenants, Conditions and Restrictions (but deleting restrictions, if any, based upon race, color, religion, sex, handicap, familial status, or national origin) unless and only to the extent that said covenant (a) is exempt under Chapter 42. Section 3607 of the United States Code or (b) relates to handicap but does not discriminate against handicapped persons as contained in a Declaration of Restrictions recorded September 11, 1989, in Book 890911, as Document No. 00173, of Official Records.

RIGHT TO LEVY ASSESSMENTS: The right to levy certain charges or assessment against said land which shall become a lien if not paid as set forth in the above Declaration of Restrictions is conferred upon Gibson Business Park Property Owners' Association.

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded October 24, 1994, in Book 941024, as Document No. 00285, of Official Records.

- 69. EASEMENTS AND DEDICATIONS as indicated or delineated on the plat of said subdivision on file in Book 56 of Plats, Page 36, Official Records. (See map for full particulars.)
- 70. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein. and incidental purposes.

In Favor Of

: Las Vegas Valley Water District

For

: Water lines : May 7, 1997

Recorded

: 970507

Book No. Document No.

: 00612, of Official Records.

71. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Las Vegas Valley Water District

For

: Water lines

Recorded

: June 30, 1997

File No.: 01415-11464 Preliminary Report NVC

Page 14 of 20

Book No.

: 970630

Document No.

: 00801, of Official Records.

72. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Nevada Power Company

For Recorded

: Power lines : July 9, 1997

Book No.

: 970709

Document No.

: 01116, of Official Records.

73. SURVEY: The effect of the following Record of Survey

File

: <u>118</u>, of surveys

Page No.

: 93

Recorded

: November 1, 2001

Book No.

: 20011101

Document No.

: 01789, of Official Records

74. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Central Telephone Company (Nevada Division), a Delaware corporation d/b/a

Sprint

For

: Communication lines : August 11, 2003

Recorded Book No.

: 20030811

Document No. : 02685, of Official Records.

75. GRANT OF EASEMENT - MEMORANDUM OF AGREEMENT affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Cox Communications Las Vegas

For

: Communication lines

Recorded

: March 4, 2004

Book No.

: 20040304

Document No. : 00473, of Official Records.

76. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Nevada Power Company

For

: Power lines

Recorded

: March 15, 2004

Book No.

: 20040315

Document No.

: 01107, of Official Records.

77. DECLARATION OF RESTRICTIONS: Covenants, Conditions and Restrictions (but deleting restrictions, if any, based upon race, color, religion, sex, handicap, familial status, or national origin) unless and only to the extent that said covenant (a) is exempt under Chapter 42, Section 3607 of the United States Code or (b) relates to handicap but does not discriminate against handicapped persons as contained in a Declaration of Restrictions recorded March 18, 2004, in Book 20040318, as Document No. 03472, of Official Records.

RIGHT TO LEVY ASSESSMENTS: The right to levy certain charges or assessment against said land which shall become a lien if not paid as set forth in the above Declaration of Restrictions is conferred upon Gibson Business Center Property Owners' Association

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded May 14, 2004, in Book 20040514, as Document No. 0005758, of Official Records.

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded May 26, 2004, in Book 20040526, as Document No. 04268, of Official Records.

File No.: 01415-11464 Preliminary Report NVC Page 15 of 20

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded July 14, 2004, in Book 20040714, as Document No. 004161, of Official Records.

78. SURVEY: The effect of the following Record of Survey

File

:137, of surveys

Page No.

: 93

Recorded

: May 20, 2004

Book No.

: 20040520

Document No. : 00679, of Official Records

79. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Nevada Power Company

For

: Utilities

Recorded

: May 2, 2005

Book No.

: 20050502

Document No. : 0002096, of Official Records.

80. SURVEY: The effect of the following Record of Survey

File

: <u>151</u>, of surveys

Page No.

: 20

Recorded

: September 20, 2005

Book No.

: 20050920

Document No.

: 02872, of Official Records

Certificate of Amendment, recorded June 12, 2006, in Book 20060612, Page 0004746, in the Office of the County Recorder, Clark County, Nevada

- 81. The rights and interest of parties in possession of the premises described herein under any unrecorded leases and/or agreements, the terms and conditions of which are unknown,
- 82. Any lien, or right to a lien, for services, labor, or material arising from any on-going or recently completed works of improvement), heretofore or hereafter furnished, imposed by law and not shown by the Public Records
- 83. EASEMENTS: Any easements not disclosed by those public records which impart constructive notice and which are not visible and apparent from an inspection of the surface of said land.
- 84. Any facts, rights, interests or claims which are not disclosed by the public records but which could be ascertained by making inquiry of the parties in possession of the herein described land.
- 85. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by the public records

THE FOLLOWING ITEMS AFFECT PARCEL 4 (161 N Gibson Rd, Henderson, NV):

86. DELINQUENT TAXES: State, County and City Taxes for the fiscal year 2011 to 2012 delinquent in the amount of \$2,144.86 plus penalties of \$150.14, Interest of \$518.34, Adv. Fee of \$4.00 and Recording Fee of \$2.00.

Assessors parcel number 178-15-511-051

DELINQUENT TAXES: State, County and City Taxes for the fiscal year 2012 to 2013 delinquent in the amount of \$3,927.25, plus penalties of \$589.25, Interest of \$638.23, Adv. Fee of \$4.00 and Recording Fee of \$2.00.

Assessors parcel number 178-15-511-051

File No.: 01415-11464 Preliminary Report NVC Page 16 of 20

DELINQUENT TAXES: State, County and City Taxes for the fiscal year 2013 to 2014 delinquent in the amount of \$3,414.32, plus penalties of \$512.31, Interest of \$213.46, Adv. Fee of \$4.00 and Recording Fee of \$2.00.

Assessors parcel number 178-15-511-051

- 87. The lien of supplemental taxes, if any, assessed pursuant to the provisions of Chapter 361.260 of the NEVADA REVISED STATUTES.
- 88. The herein described property lies within the boundaries of the City of Henderson and is subject to any and all fees that may be due said District.
- 89. Any Special Assessments which may be due and payable that are not assessed through the Clark County Treasurers Office and are being billed by the entity where the parcel is located.
- 90. PATENT: Mineral rights, reservations, easements and exclusions in the patent from the United States of America recorded October 23, 1941, in Book 29 of Deeds, Pages 129-130 of Official Records.
- 91. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: COUNTY OF CLARK

For

: PERPETUAL AVIGATION-

Recorded Book No.

: May 6, 1986 : 860506

Document No.

: 00597, of Official Records.

Re-recorded March 11, 1987, in Book 870311, as Document No. 00812, Official Records.

92. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: COUNTY OF CLARK

For

: PERPETUAL AVIGATION

Recorded

: June 11, 1986

Book No.

: 860611

Document No.

: 00494, of Official Records.

93. DECLARATION OF RESTRICTIONS: Covenants, Conditions and Restrictions (but deleting restrictions, if any, based upon race, color, religion, sex, handicap, familial status, or national origin) unless and only to the extent that said covenant (a) is exempt under Chapter 42, Section 3607 of the United States Code or (b) relates to handicap but does not discriminate against handicapped persons as contained in a Declaration of Restrictions recorded September 11, 1989, in Book 890911, as Document No. 00173, of Official Records.

RIGHT TO LEVY ASSESSMENTS: The right to levy certain charges or assessment against said land which shall become a lien if not paid as set forth in the above Declaration of Restrictions is conferred upon Gibson Business Park Association.

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded October 24, 1994, in Book 941024, as Document No. 00285, of Official Records.

- 94. EASEMENTS AND DEDICATIONS as indicated or delineated on the plat of said subdivision on file in Book 56 of Plats, Page 36, Official Records. (See map for full particulars.)
- 95. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Las Vegas Valley Water District

For

: Water lines

Recorded

: May 7, 1997

File No.: 01415-11464 Preliminary Report NVC

Page 17 of 20

Book No. : 970507

Document No. : 00612, of Official Records.

96. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Las Vegas Valley Water District

For Recorded

: Water lines : June 30, 1997

Book No.

: 970630

Document No. : 00801, of Official Records.

97. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Nevada Power Company

For Recorded

: Power lines : July 9, 1997 : 970709

Book No. Document No.

: 01116, of Official Records.

98. SURVEY: The effect of the following Record of Survey

: 118, of surveys

Page No.

: 93

Recorded

: November 1, 2001

Book No.

: 20011101

Document No. : 01789, of Official Records

99. GRANT OF EASEMENT - MEMORANDUM OF AGREEMENT affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

in Favor Of

: Cox Communications Las Vegas

For Recorded Book No.

: Communication lines : March 4, 2004 : 20040304

Document No. : 00473, of Official Records.

100. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein,

In Favor Of

and incidental purposes. : Nevada Power Company

For Recorded : Power lines : March 15, 2004

Book No.

: 20040315

Document No. : 01107, of Official Records.

101. DECLARATION OF RESTRICTIONS: Covenants, Conditions and Restrictions (but deleting restrictions, if any, based upon race, color, religion, sex, handicap, familial status, or national origin) unless and only to the extent that said covenant (a) is exempt under Chapter 42, Section 3607 of the United States Code or (b) relates to handicap but does not discriminate against handicapped persons as contained in a Declaration of Restrictions recorded March 18, 2004, in Book 20040318, as Document No. 03472, of Official Records.

RIGHT TO LEVY ASSESSMENTS: The right to levy certain charges or assessment against said land which shall become a lien if not paid as set forth in the above Declaration of Restrictions is conferred upon Gibson Business Center Property Owners' Association

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded May 14, 2004, in Book 20040514, as Document No. 005758, of Official Records.

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded May 26, 2004, in Book 20040526, as Document No. 04268, of Official Records.

File No.: 01415-11464 Preliminary Report NVC Page 18 of 20

MODIFICATION: Said covenants, conditions and restrictions were modified by an instrument recorded July 14, 2004, in Book 20040714, as Document No. 04161, of Official Records.

102. SURVEY: The effect of the following Record of Survey

:<u>137</u>, of surveys

Page No.

: 93

Recorded

: May 20, 2004

Book No.

: 20040520

Document No. : 00679, of Official Records

103. EASEMENT: An easement affecting the portion of said land, and for the purposes stated herein, and incidental purposes.

In Favor Of

: Nevada Power Company

For Recorded

: Utilities : May 2, 2005

Book No.

: 20050502

Document No. : 02096, of Official Records.

104. SURVEY: The effect of the following Record of Survey

File

: <u>151</u>, of surveys

Page No.

: 20

Recorded

: September 20, 2005

Book No.

: 20050920

Document No. : 02872, of Official Records

Certificate of Amendment, recorded June 12, 2006, in Book 20060612, Page 0004746, in the Office of the County Recorder, Clark County, Nevada

- 105. A Treasurer's Certificate for Holding Delinquent Real Property Parcel, recorded May 23, 2013 as Instrument No. 201305230001876 of Official Records
- 106. The rights and interest of parties in possession of the premises described herein under any unrecorded leases and/or agreements, the terms and conditions of which are unknown.
- 107. Any lien, or right to a lien, for services, labor, or material arising from any on-going or recently completed works of improvement), heretofore or hereafter furnished, imposed by law and not shown by the Public Records
- 108. EASEMENTS: Any easements not disclosed by those public records which impart constructive notice and which are not visible and apparent from an inspection of the surface of said land.
- 109. Any facts, rights, interests or claims which are not disclosed by the public records but which could be ascertained by making inquiry of the parties in possession of the herein described land.
- 110. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by the public records

Note: This report is being issued at the request of the client and is not in response to a request for title insurance. Therefore, all references to title insurance in the printed matter of this report or attached hereto are hereby cancelled. All liability assumed hereby is strictly limited to the amount of the fee paid by the client named herein. Any other parties using the information contained herein do so at their own risk

END OF EXCEPTIONS

File No.: 01415-11464 Preliminary Report NVC

Page 19 of 20

Order Number: 01415-11464

REQUIREMENTS AND NOTES

- 1. Show that restrictions or restrictive covenants have not been violated.
- 2. Payment to or for the account of the grantors or mortgagors of the full consideration for the estate or interest, mortgage or lien to be issued.
- 3. Furnish proof of payment of all bills for labor and material furnished or to be furnished in connection with improvements erected or to be erected.
- 4. Pay the premiums, fees and charges for the policy.
- 5. Pay all taxes, charges, and assessments affecting the land that are due and payable.
- 6. Documents satisfactory to us creating the interest in the land and the mortgage to be insured must be signed delivered and recorded.
- 7. Tell us in writing the name of any one not referred to in this Prelim who will get an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.
- 8. Record instrument(s) conveying or encumbering the estate or interest to be insured, briefly described:

Documents necessary to close the within transaction

- 9. After the review of all the required documents, the Company reserves the right to add additional items and/or make additional requirements prior to the issuances of any policy of title insurance.
- 10. We find no open Deeds of Trust of record pertaining to Parcel 1
- 11. We find no open Deeds of Trust of record pertaining to Parcel 3
- We find no open Deeds of Trust of record pertaining to Parcel 4
- 13. We communicated with the Nevada Secretary of States Office and ascertained that the Limited Liability Company known as Baltic Avenue, LLC is current as of June 15, 2014 and that the Manager(s) thereof are as follows:

Resident Agent

: Kristi Reilly

Manager or Member

: Danielle Riiber

Manager or Member

: Mathis Riiber

14. We communicated with the Nevada Secretary of States Office and ascertained that the Limited Liability Company known as Gibson Road LLC is Revoked and that the Manager(s) thereof are as follows:

Resident Agent

: Mark L. Blackwell

Manager or Member

: Mark L. Blackwell

15. We communicated with the Nevada Secretary of States Office and ascertained that the Limited Liability Company known as Miller Ranch Land Company is NOT currently filed

END OF REQUIREMENTS AND NOTES

File No.: 01415-11464 Preliminary Report NVC

Page 20 of 20

CLTA Preliminary Report Form Exhibit A (06-03-11)

CALIFORNIA LAND TITLE ASSOCIATION

STANDARD COVERAGE POLICY – 1990 EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of:

- (a) Any law, ordinance or governmental regulation (including but not limited to building or zoning laws, ordinances, or regulations) restricting, regulating, prohibiting or relating (i) the occupancy, use, or enjoyment of the land; (ii) the character, dimensions or location of any improvement now or hereafter erected on the land; (iii) a separation in ownership or a change in the dimensions or area of the land or any parcel of which the land is or was a part; or (iv) environmental protection, or the effect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien, or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
 (b) Any governmental police power not excluded by (a) above, except to the extent that a notice of the exercise thereof or notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
- Rights of eminent domain unless notice of the exercise thereof has been recorded in the public records at Date of Policy, but not excluding from coverage any taking which has occurred prior to Date of Policy which would be binding on the rights of a purchaser for value without knowledge.
- 3. Defects, liens, encumbrances, adverse claims or other matters:
 - (a) whether or not recorded in the public records at Date of Policy, but created, suffered, assumed or agreed to by the insured claimant; (b) not known to the Company, not recorded in the public records at Date of Policy, but known to the insured claimant and not disclosed in writing to the Company by the insured claimant prior to the date the insured claimant became an insured under this policy; (c) resulting in no loss or damage to the insured claimant;
 - (d) attaching or created subsequent to Date of Policy; or
 - (e) resulting in loss or damage which would not have been sustained if the insured claimant had paid value for the insured mortgage or for the estate or interest insured by this policy.
- Unenforceability of the lien of the insured mortgage because of the inability or failure of the insured at Date of Policy, or the inability or failure of any subsequent owner of the indebtedness, to comply with the applicable doing business laws of the state in which the land is situated.
- 5. Invalidity or unenforceability of the lien of the insured mortgage, or claim thereof, which arises out of the transaction evidenced by the insured mortgage and is based upon usury or any consumer credit protection or truth in lending law.
- Any claim, which arises out of the transaction vesting in the insured the estate of interest insured by this policy or the transaction creating the interest of the insured lender, by reason of the operation of federal bankruptcy, state insolvency or similar creditors' rights laws.

EXCEPTIONS FROM COVERAGE - SCHEDULE B. PART I

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

- Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
 Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
- 2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of the land or which may be asserted by persons in possession thereof.
- 3. Easements, liens or encumbrances, or claims thereof, which are not shown by the public records.
- 4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by the public records.
- (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.

CLTA/ALTA HOMEOWNER'S POLICY OF TITLE INSURANCE (02-03-10) EXCLUSIONS

In addition to the Exceptions in Schedule B, You are not insured against loss, costs, attorneys' fees, and expenses resulting from:

- 1. Governmental police power, and the existence or violation of those portions of any law or government regulation concerning:
 - a. building;
 - b. zoning;
 - c. land use;
 - d. improvements on the Land;
 - e. land division;
 - f. environmental protection.

This Exclusion does not limit the coverage described in Covered Risk 8.a., 14, 15, 16, 18, 19, 20, 23 or 27.

- The failure of Your existing structures, or any part of them, to be constructed in accordance with applicable building codes. This Exclusion does not limit the coverage described in Covered Risk 14 or 15.
- The right to take the Land by condemning it. This Exclusion does not limit the coverage described in Covered Risk 17.
- 4. Risks:
 - a. that are created, allowed, or agreed to by You, whether or not they appear in the Public Records;
 - b. that are Known to You at the Policy Date, but not to Us, unless they are recorded in the Public Records at the Policy Date;
 - c. that result in no loss to You; or
 - d. that first occur after the Policy Date this does not limit the coverage described in Covered Risk 7, 8.e., 25, 26, 27 or 28.
- 5. Failure to pay value for Your Title.
- 6. Lack of a right:
 - a. to any land outside the area specifically described and referred to in paragraph 3 of Schedule A; and
 - b. in streets, alleys, or waterways that touch the Land.

This Exclusion does not limit the coverage described in Covered Risk 11 or 21.

7. The transfer of the Title to You is invalid as a preferential transfer or as a fraudulent transfer or conveyance under federal bankruptcy.

LIMITATIONS ON COVERED RISKS

Your insurance for the following Covered Risks is limited on the Owner's Coverage Statement as follows:

For Covered Risk 16, 18, 19, and 21 Your Deductible Amount and Our Maximum Dollar Limit of Liability shown in Schedule A. The deductible amounts and maximum dollar limits shown on Schedule A are as follows:

	Your Deductible Amount	Our Maximum Dollar Limit of Liability
Covered Risk 16:	1% of Policy Amount or \$2,500.00	\$10,000.00
	(whichever is less)	
Covered Risk 18:	1% of Policy Amount or \$5,000.00	\$25,000.00
	(whichever is less)	
Covered Risk 19:	1% of Policy Amount or \$5,000.00	\$25,000.00
	(whichever is less)	
Covered Risk 21:	1% of Policy Amount or \$2,500.00	\$5,000.00
	(whichever is less)	

ALTA RESIDENTIAL TITLE INSURANCE POLICY (6-1-87) EXCLUSIONS

In addition to the Exceptions in Schedule B, you are not insured against loss, costs, attorneys' fees, and expenses resulting from:

- Governmental police power, and the existence or violation of any law or government regulation. This includes building and zoning ordinances and also laws and regulations concerning:
 - · land use
 - · improvements on the land
 - · land division
 - · environmental protection

This exclusion does not apply to violations or the enforcement of these matters which appear in the public records at Policy Date. This exclusion does not limit the zoning coverage described in Items 12 and 13 of Covered Title Risks.

- The right to take the land by condemning it, unless:
 - · a notice of exercising the right appears in the public records
 - · on the Policy Date
 - the taking happened prior to the Policy Date and is binding on you if you bought the land without knowing of the taking
- Title Risks:
 - · that are created, allowed, or agreed to by you
 - that are known to you, but not to us, on the Policy Date -- unless they appeared in the public records
 - · that result in no loss to you
 - that first affect your title after the Policy Date -- this does not limit the labor and material lien coverage in Item 8 of Covered Title Risks
- 4. Failure to pay value for your title.
- 5. Lack of a right:
 - to any land outside the area specifically described and referred to in Item 3 of Schedule A
 - in streets, alleys, or waterways that touch you land

This exclusion does not limit the access coverage in Item 5 of Covered Title Risks.

2006 ALTA LOAN POLICY (06-17-06) EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy, and the Company will not pay loss or damage, costs, attorneys' fees, or expenses that arise by reason of:

- (a) Any law, ordinance, permit, or governmental regulation (including those relating to building and zoning) restricting, regulating, prohibiting, or relating to
 - (i) the occupancy, use, or enjoyment of the Land;
 - (ii) the character, dimensions, or location of any improvement erected on the Land;
 - (iii) the subdivision of land; or
 - (iv) environmental protection;
 - or the effect of any violation of these laws, ordinances, or governmental regulations. This Exclusion 1(a) does not modify or limit the coverage provided under Covered Risk 5.
 - (b) Any governmental police power. This Exclusion 1(b) does not modify or limit the coverage provided under Covered Risk 6.
- 2. Rights of eminent domain. This Exclusion does not modify or limit the coverage provided under Covered Risk 7 or 8.
- 3. Defects, liens, encumbrances, adverse claims, or other matters
 - (a) created, suffered, assumed, or agreed to by the insured Claimant;
 - (b) not Known to the Company, not recorded in the Public Records at Date of Policy, but Known to the Insured Claimant and not disclosed in writing to the Company by the Insured Claimant prior to the date the Insured Claimant became an Insured under this policy; (c) resulting in no loss or damage to the Insured Claimant;
 - (d) attaching or created subsequent to Date of Policy (however, this does not modify or limit the coverage provided under Covered Risk 11, 13, or 14); or
 - (e) resulting in loss or damage that would not have been sustained if the Insured Claimant had paid value for the Insured Mortgage.
- 4. Unenforceability of the lien of the Insured Mortgage because of the inability or failure of an Insured to comply with applicable doing-business laws of the state where the Land is situated.
- Invalidity or unenforceability in whole or in part of the lien of the Insured Mortgage that arises out of the transaction evidenced by the Insured Mortgage and is based upon usury or any consumer credit protection or truth-in-lending law.
- 6. Any claim, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that the transaction creating the lien of the Insured Mortgage, is
 - (a) a fraudulent conveyance or fraudulent transfer, or
 - (b) a preferential transfer for any reason not stated in Covered Risk 13(b) of this policy.
- Any lien on the Title for real estate taxes or assessments imposed by governmental authority and created or attaching between Date of Policy and the date of recording of the Insured Mortgage in the Public Records. This Exclusion does not modify or limit the coverage provided under Covered Risk 11(b).

The above policy form may be issued to afford either Standard Coverage or Extended Coverage. In addition to the above Exclusions from Coverage, the Exceptions from Coverage in a Standard Coverage policy will also include the following Exceptions from Coverage:

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the company will not pay costs, attorneys' fees or expenses) which arise by reason of

- (a) taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
 - (b) Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
- 2. Any facts, rights, interests, or claims that are not shown by the Public Records but that could be ascertained by an inspection of the Land or that may be asserted by persons in possession of the Land.
- 3. Easements, liens or encumbrances, or claims thereof, which are not shown by the Public Records.
- 4. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land and not shown by the Public Records.
- 5. (a) unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.

2006 ALTA OWNER'S POLICY (06-17-06) EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy, and the Company will not pay loss or damage, costs, altorneys' fees, or expenses that arise by reason of:

- (a) Any law, ordinance, permit, or governmental regulation (including those relating to building and zoning) restricting, regulating, prohibiting, or relating to
 - (i) the occupancy, use, or enjoyment of the Land;
 - (ii) the character, dimensions, or location of any improvement erected on the Land;
 - (iii) the subdivision of land; or
 - (iv) environmental protection;
 - or the effect of any violation of these laws, ordinances, or governmental regulations. This Exclusion 1(a) does not modify or limit the coverage provided under Covered Risk 5.
 - (b) Any governmental police power. This Exclusion 1(b) does not modify or limit the coverage provided under Covered Risk 6.
- Rights of eminent domain. This Exclusion does not modify or limit the coverage provided under Covered Risk 7 or 8.
- 3. Defects, liens, encumbrances, adverse claims, or other matters
 - (a) created, suffered, assumed, or agreed to by the Insured Claimant;
 - (b) not Known to the Company, not recorded in the Public Records at Date of Policy, but Known to the Insured Claimant and not disclosed in writing to the Company by the Insured Claimant prior to the date the Insured Claimant became an Insured under this policy; (c) resulting in no loss or damage to the Insured Claimant;
 - (d) attaching or created subsequent to Date of Policy (however, this does not modify or limit the coverage provided under Covered Risk 9 and 10); or
 - (e) resulting in loss or damage that would not have been sustained if the Insured Claimant had paid value for the Title.
- Any claim, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that the transaction vesting the Title as shown in Schedule A, is
 - (a) a fraudulent conveyance or fraudulent transfer; or
 - (b) a preferential transfer for any reason not stated in Covered Risk 9 of this policy.
- Any lien on the Title for real estate taxes or assessments imposed by governmental authority and created or attaching between Date of Policy and the date of recording of the deed or other instrument of transfer in the Public Records that vests Title as shown in Schedule A.

The above policy form may be issued to afford either Standard Coverage or Extended Coverage. In addition to the above Exclusions from Coverage, the Exceptions from Coverage in a Standard Coverage policy will also include the following Exceptions from Coverage:

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the company will not pay costs, attorneys' fees or expenses) which arise by reason of:

- Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
 Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
- 2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of the land or by making inquiry of persons in possession thereof.
- 3. Easements, liens or encumbrances, or claims thereof, which are not shown by the public records.
- Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land and that are not shown by the Public Records.
- 5. (a) unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.

ALTA EXPANDED COVERAGE RESIDENTIAL LOAN POLICY (07-26-10) EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys fees or expenses which arise by reason of:

a. Any law, ordinance or governmental regulation (including but not limited to building and zoning laws, ordinances, or regulations)
restricting, regulating, prohibiting or relating to

(i) the occupancy, use, or enjoyment of the Land;

the character, dimensions or location of any improvement now or hereafter erected on the Land;

(iii) the subdivision of land; or

(iv) environmental protection

or the effect of any violation of these laws, ordinances, or governmental regulations. This Exclusion 1(a) does not modify or limit the coverage provided under Covered Risk 5, 6, 13(c), 13(d), 14 or 16.

- Any governmental police power. This Exclusion 1(b) does not modify or limit the coverage provided under Covered Risk 5, 6, 13(c), 13(d), 14 or 16.
- 2. Rights of eminent domain. This Exclusion does not modify or limit the coverage provided under Covered Risk 7 or 8.
- 3. Defects, liens, encumbrances, adverse claims or other matters:
 - (a) created, suffered, assumed or agreed to by the insured Claimant:
 - (b) not Known to the Company, not recorded in the Public Records at Date of Policy, but Known to the Insured Claimant and not disclosed in writing to the Company by the Insured Claimant prior to the date the Insured Claimant became an Insured under this policy;
 - (c) resulting In no loss or damage to the Insured Claimant;
 - (d) attaching or created subsequent to Date of Policy (however, this does not modify or limit the coverage provided under Covered Risk 11, 16, 17, 18, 19, 20, 21, 22, 23, 24, 27 or 28); or
 - (e) resulting in loss or damage which would not have been sustained if the Insured Claimant had paid value for the Insured Mortgage.
- Unenforceability of the lien of the Insured Mortgage because of the inability or failure of an Insured to comply with applicable doingbusiness laws of the state where the Land is situated.
- Invalidity or unenforceability in whole or in part of the lien of the Insured Mortgage that arises out of the transaction evidenced by the Insured Mortgage and is based upon usury, or any consumer credit protection or truth-in-lending law. This Exclusion does not modify or limit the coverage provided in Covered Risk 26.
- 6. Any claim of invalidity, unenforceability or lack of priority of the lien of the Insured Mortgage as to Advances or modifications made after the Insured has Knowledge that the vestee shown in Schedule A is no longer the owner of the estate or interest covered by this policy. This Exclusion does not modify or limit the coverage provided in Covered Risk 11.
- Any lien on the Title for real estate taxes or assessments imposed by governmental authority and created or attaching subsequent to Date of Policy. This Exclusion does not modify or limit the coverage provided in Covered Risk 11(b) or 25.
- The failure of the residential structure, or any portion of it, to have been constructed before, on or after Date of Policy in accordance with applicable building codes. This Exclusion does not modify or limit the coverage provided in Covered Risk 5 or 6.
- Any claim, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that the transaction creating the lien of the Insured Mortgage, is
 - (a) a fraudulent conveyance or fraudulent transfer, or
 - (b) a preferential transfer for any reason not stated in Covered Risk 27(b) of this policy.

STG Privacy Notice Stewart Title Companies

WHAT DO THE STEWART TITLE COMPANIES DO WITH YOUR PERSONAL INFORMATION?

Federal and applicable state law and regulations give consumers the right to limit some but not all sharing. Federal and applicable state law regulations also require us to tell you how we collect, share, and protect your personal information. Please read this notice carefully to understand how we use your personal information. This privacy notice is distributed on behalf of the Stewart Title Guaranty Company and its title affiliates (the Stewart Title Companies), pursuant to Title V of the Gramm-Leach-Billey Act (GLBA).

The types of personal information we collect and share depend on the product or service that you have sought through us. This information can include social security numbers and driver's license number.

All financial companies, such as the Stewart Title Companies, need to share customers' personal information to run their everyday business—to process transactions and maintain customer accounts. In the section below, we list the reasons that we can share customers' personal information; the reasons that we choose to share; and whether you can limit this sharing.

Reasons we can share your personal information.	Do we share	Can you limit this sharing?
For our everyday business purposes— to process your transactions and maintain your account. This may include running the business and managing customer accounts, such as processing transactions, mailing, and auditing services, and responding to court orders and legal investigations.	Yes	No
For our marketing purposes— to offer our products and services to you.	Yes	No
For joint marketing with other financial companies	No	We don't share
For our affiliates' everyday business purposes—information about your transactions and experiences. Affiliates are companies related by common ownership or control. They can be financial and non-financial companies. Our affiliates may include companies with a Stewart name; financial companies, such as Stewart Title Company	Yes	No
For our affiliates' everyday business purposes—information about your creditworthiness.	No	We don't share
For our affiliates to market to you — For your convenience, Stewart has developed a means for you to opt out from its affiliates marketing even though such mechanism is not legally required.	Yes	Yes, send your first and last name, the email address used in your transaction, your Stewart file number and the Stewart office location that is handling your transaction by email to optout@stewart.com or fax to 1-800-335-9591.
For non-affiliates to market to you. Non-affiliates are companies not related by common ownership or control. They can be financial and non-financial companies.	No	We don't share

We may disclose your personal information to our affiliates or to non-affiliates as permitted by law. If you request a transaction with a non-affiliate, such as a third party insurance company, we will disclose your personal information to that non-affiliate. [We do not control their subsequent use of information, and suggest you refer to their privacy notices.]

SHARING PRACTICES

How often do the Stewart Title Companies notify me about their practices?	We must notify you about our sharing practices when you request a transaction.
How do the Stewart Title Companies protect my personal information?	To protect your personal information from unauthorized access and use, we use security measures that comply with federal law. These measures include computer, file, and building safeguards.
How do the Stewart Title Companies collect my personal information?	We collect your personal information, for example, when you request insurance-related services provide such information to us We also collect your personal information from others, such as the real estate agent or lender involved in your transaction, credit reporting agencies, affiliates or other companies.
What sharing can I limit?	Although federal and state law give you the right to limit sharing (e.g., opt out) in certain instances, we do not share your personal information in those instances.

Contact us: If you have any questions about this privacy notice, please contact us at: Stewart Title Guaranty Company, 1980 Post Oak Blvd., Privacy Officer, Houston, Texas 77056

File No.: 01415-11464 Page 1
Revised 11-19-2013



OFFICE OF THE COUNTY TREASURER

LAURA B. FITZPATRICK, CPA TREASURER

REBECCA L. COATES ASSISTANT TREASURER

TAX PAYMENT WIRE INFORMATION

BANK NAME:	BANK OF AMERICA
BANK ADDRESS:	300 SOUTH 4TH STREET
	LAS VEGAS, NEVADA 89101
ABA NUMBER:	0260-0959-3
ACCOUNT TITLE:	CLARK COUNTY TAX RECEIVER ACCOUNT
BANK ACCOUNT NUMBER:	01423-2144
ADDITIONAL INFORMATION:	LIST PARCEL NUMBER INSIDE THE BOX
	p
APN NUMBER:	
PROPERTY OWNER:	
CONTACT FOR WIRE PAYMEN	ITS
CONTACT NAME:	Maricela Carrera
PHONE NUMBER:	(702) 455-2514
E-MAIL ADDRESS:	mlc@clarkcountynv.gov
FAX NUMBER:	(702) 455-5969
ADDITIONAL CONTACT FOR W	/IRE PAYMENTS
CONTACT NAME:	Cathie Baker
PHONE NUMBER:	(702) 455-0169
E-MAIL ADDRESS:	ctb@clarkcountynv.gov
FAX NUMBER:	(702) 455-5969

From: James Shapiro [mailto:JShapiro@Gerrard-Cox.com]

Sent: Friday, August 01, 2014 11:39 AM

To: Jeffery I, Orgill < JOrgill@celticbank.com >
Subject: RE: Mark Blackwell - Gibson Road LLC

Jeff,

I contacted Red Rock Financial Services, 4775 W. Teco Avenue, Suite 140, Las Vegas, NV 89118, as they are the ones who conducted the sale. I have not had any communications with the HOA.

Attached are some documents that I received from them.

I hope that helps.

Sincerely,

James E. Shapiro, Esq. Gerrard, Cox & Larsen 2450 St. Rose Pkwy., Suite 200 Henderson, NV 89074 O:(702)796-4000 F:(702)796-4848

From: Jeffery I. Orgill [mailto:JOrgill@celticbank.com]

Sent: Tuesday, July 01, 2014 2:09 PM

To: James Shapiro

Subject: Mark Blackwell - Gibson Road LLC

Hi James,

We spoke about two weeks ago concerning our mutual client Mark Blackwell and his HOA attempting to foreclose on the property located at 181 N. Glbson Road; I'm wondering if you happen to have the contact information of the HOA? Celtic Bank is a lienholder on that property and we were not notified of the foreclosure attempt, if I remember correctly, Mark had never received notice as well.

If you could share this with me that would be great.

Thank you,

Jeff Orgill

Loan Portfolio Specialist



268 S. State St., Sulte 300 Salt Lake City, UT 84111 801-320-6534 office 801-303-1934 fax jorgill@celticbank.com From: Jeffery I. Orgill [mallto:JOrgill@celticbank.com]

Sent: Thursday, October 29, 2015 2:26 PM

To: MLC@ClarkCountyNV.gov

Cc: all@clarkcountynv.gov; Brian Zern

Subject: RE: Clark County Trustee Auction - Parcel 178-15-511-042

Hi Maricela,

Thanks for taking my call this afternoon, as discussed Celtic just sent a wire to pay the delinquent taxes, please see attached for wire confirmation.

Please let me know if anything else is needed. If you could email the receipt to me, that would be great.

Thank you,

Jeff Orgill Loan Portfolio Manager



268 S. State St., Suite 300 Salt Lake City, UT 84111 801-320-6534 office 801-303-1934 fax jorgill@celticbank.com

From: Maricela Carrera [mailto:MLC@ClarkCountyNV.gov]

Sent: Tuesday, October 13, 2015 2:57 PM

To: Moises Rodriguez < MRodriguez@celticbank.com>

Cc: Maricela Carrera < MLC@ClarkCountyNV.gov>; Adella Logan < ALL@ClarkCountyNV.gov>; Carin

Owens < CLO@ClarkCountyNV.gov>

Subject: FW: Clark County Trustee Auction - Parcel 178-15-511-042

The above parcel was deeded to the Clark County Treasurer, due to back taxes, as Trustee and is scheduled to be sold at public auction -Spring 2016.

Property location: 181 N GIBSON RD

Owner: GIBSON ROAD LLC

Attached there is a Letter, Wire Instructions and Tax Trustee Deed recorded on June 2015. Also for your records, attached there is a tax statement with an amount due good until 10/31/2015. As per your request, attached there is a copy of the Foreclosure Deed from the HOA. Property didn't transferred ownership as there are problems with the Deed.

The amount due is \$18,281.67 includes delinquent taxes, penalties, interest and costs to date, and must be received in our office on or before October 31, 2015, by 5:00 P.M. or property will be sold at public auction. Payment must be in the form of cash, cashier's check, or money order; made payable to Clark County Treasurer.

Overnight Mail:

Clark County Treasurer Attn: Maricela 1st Floor 500 S Grand Central Pkwy Las Vegas NV 89106

TO PREVENT THE SALE OF THIS PROPERTY, the total amount due - including any additional fees or costs if applicable - must be received in our office no later than 5:00 P.M. on October 31, 2015. Please note, postmarks will not be accepted.

Please let me know if you have an interest in this property.

Maricela Carrera
Deputy Treasurer
Property Tax Management Division
Clark County Treasurer's Office
E-mail: MLC@ClarkCountyNV.Gov
Phone #: (702) 455-2514



Figure consider the environment before priming this exist.

From: Cathleen Baker

Sent: Friday, March 30, 2012 3:51 PM

To: 'Michael Mecham'

Cc: Adella Logan; Maricela Carrera; Cathleen Baker

Subject: RE: Wiring instructions

The latest this parcel can be paid is April 12, 2012 by 5pm. Remember additional charges will be

assessed to this parcel besides the accruing interest.

Please let me know how things are going and when and if these taxes will be paid in full.

Thanks,

Cathie Baker Delinquent Tax Collector (702)455-0169 ctb@ClarkCountyNV.gov

Please consider the environment before printing this email.

From: Michael Mecham [mailto:MMecham@celticbank.com]

Sent: Friday, March 30, 2012 3:26 PM

To: Cathleen Baker

Cc: Adella Logan; Maricela Carrera Subject: RE: Wiring instructions

Celtic Bank is working with the borrower at this point to negotiate the past due taxes. A wire will not be transferred at this time on this account.

Michael Mecham mmecham@celticbank.com 801-320-6534

From: Cathleen Baker [mailto:CTB@ClarkCountyNV.gov]

Sent: Friday, March 30, 2012 4:27 PM

To: Michael Mecham

Cc: Adella Logan; Maricela Carrera; Cathleen Baker

Subject: RE: Wiring instructions

Mr. Mecham any word on the wiring of the monies to pay this parcel in full. If not wired today the figure due will change on Monday and you'll need to contact me for the updated figure.

Thanks,

Cathle Baker
Delinquent Tax Collector
(702)455-0169
ctb@ClarkCountyNV.gov

Please consider the environment before printing this email.

From: Cathleen Baker

Sent: Thursday, March 29, 2012 1:34 PM

To: 'mmecham@celticbank.com'

Cc: Adella Logan; Maricela Carrera; Cathleen Baker

Subject: Wiring instructions

I have attached wiring instructions for parcel 178-15-511-042 owned by Gibson Road LLC with the situs address of 181 N. Gibson Rd.

The amount good until 03/30/12 is \$22865,94.

When you have wired the monies please contact me so I can let our accounting department know and we can get the parcel paid quickly.

Any other questions please do not hesitate to contact us.

Thanks,

Cathie Baker Delinquent Tax Collector (702)455-0169 ctb@ClarkCountyNV.gov

Please consider the environment before printing this email.

ROGER P. CROTEAU & ASSOCIATES, LTD.

Roger P. Croteau, Esq.* Timothy E. Rhoda, Esq.** Robert W. Linder, Esq.

*Also Licensed in Massachusetts
**Also Licensed in Illinois

A PROFESSIONAL CORPORATION
9120 West Post Road, Suite 100
Las Vegas, Nevada 89148

Telephone: (702) 254-7775 Facsimile: (702) 228-7719

croteaulaw@croteaulaw.com

Paralegals Brian Braud Mindy Keck

Legal Assistants Shirin Weisman

December 3, 2015

<u>VIA REGULAR MAIL AND EMAIL</u> <u>ALLYSON@SYLVESTERPOLEDNAK.COM</u> <u>KELLY@SYLVESTERPOLEDNAK.COM</u>

Allyson R. Noto, Esq. Kelly A. Schmitt, Esq. SYLVESTER & POLEDNAK, LTD. 1731 Village Center Circle Las Vegas, Nevada 89134

Re: Celtic Bank Corporation v. Vegas United Investment Series 105, Inc., et al. Case No. A-15-728233-C

Dear Counsel:

Please be advised that this office represents Vegas United Investment Series 105, Inc. ("Vegas United") with respect to various legal matters. I am in receipt of the above-referenced Summons and Complaint, which purport to relate to real property commonly known as 181 North Gibson Road, Henderson, Nevada 89014, Assessor Parcel No. 178-15-511-042 (the "Property"). Vegas United is the title owner of the Property, having purchased it at an association lien foreclosure sale conducted by Gibson Business Center Property Owners Association ("OA") on March 21, 2014. A copy of the recorded Foreclosure Deed is attached to the Complaint as Exhibit 7.

The Complaint seeks to judicially foreclose upon a Deed of Trust purportedly held by your client, Celtic Bank Corporation. However, a review of the Deed of Trust, which is attached to the Complaint as Exhibit 2, reveals that the Deed of Trust does not relate to my client's Property. Specifically, the Deed of Trust indicates on its face as follows: "The Real Property or its address is commonly known as 155, 161 & 173 N. Gibson Road, Henderson, NV 89014. The real property tax identification number is 178-15-511-029, 178-15-511-030 & 178-15-511-031." Conspicuously absent is any mention of 181 N. Gibson Road or parcel no. 178-15-511-042, the address and parcel number which identify my client's Property. Because the Property does not secure the Deed of Trust, the Complaint is without basis.

Allyson R. Noto, Esq.

Re: Celtic Bank Corporation v. Vegas United Investment Series 105, Inc., et al.

December 3, 2015

Page.2

Assuming for the sake of argument that the Deed of Trust is somehow secured by the Property, it has been extinguished. As you may be aware, the Nevada Supreme Court held in a recent decision, SFR Investments Pool 1, LLC v. U.S. Bank, N.A., 334 P.3d 408 (Nev. 2014), that the non-judicial foreclosure of a homeowners association's super-priority lien extinguishes a first deed of trust. My client purchased the Property at an association lien foreclosure sale on March 21, 2014. As a result, the deed of trust held by Celtic Bank Corporation ("Celtic Bank"), if it was in fact ever secured by the Property, was extinguished. Celtic Bank thus no longer possesses any secured interest in the Property even if it once did.

Please accept this letter as my client's demand that the Complaint be immediately dismissed. In addition, I demand that the Notice of Lis Pendens that has been filed against the Property be immediately released. This Notice of Lis Pendens is slandering my client's title. In the event that I am forced to respond to the Complaint and move to expunge the Lis Pendens, my client will seek to recover all of its associated costs and attorneys' fees.

Please contact me at your convenience upon receipt of this letter with any questions or concerns. If you have information which indicates that the Deed of Trust was, in fact, secured by the Property, please feel free to forward the same. In the absence of any such information, it is my belief that the Complaint has been erroneously filed. In such event, my client prefers to not incur costs and expenses associated with a responsive pleading.

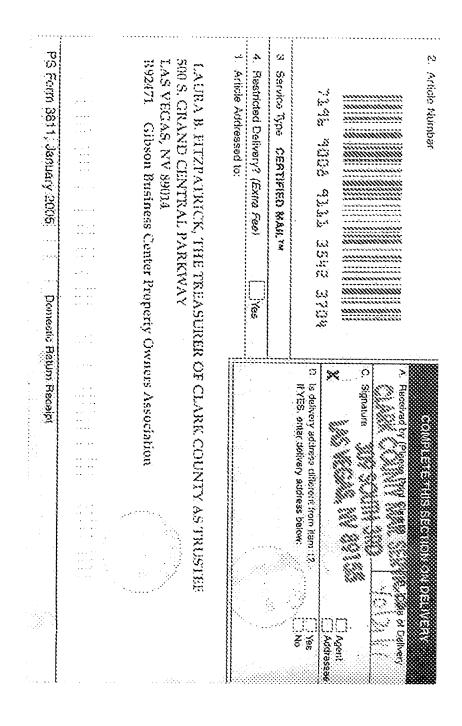
Very truly yours,

ROGER P. CROTEAU & ASSOCIATES, LTD

TIMOTHY E. RHODA, ESQ.

EXHIBIT 43

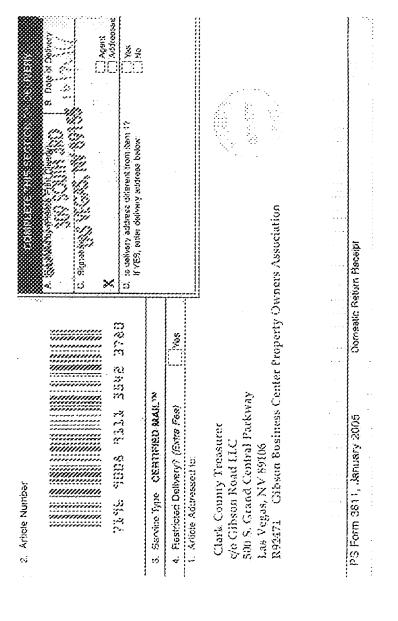
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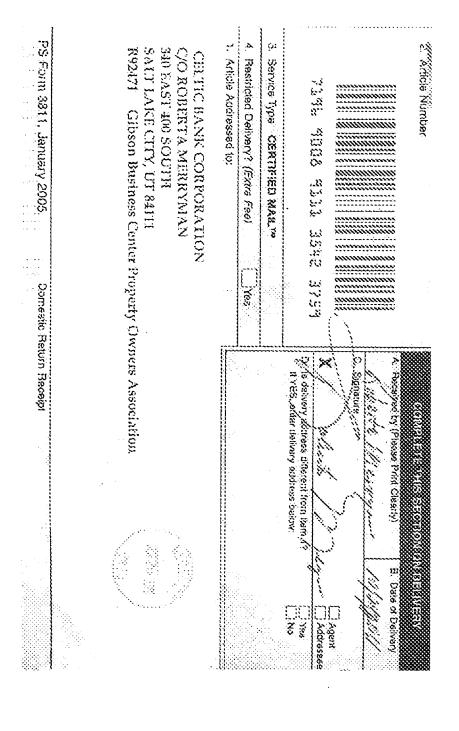


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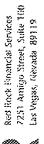
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ВЕТИВИ ВЕСЕРТ ВЕОИЕЗТЕР

2, Article Number

EXHIBIT 44

EXHIBIT 44

Assessor Parcel Number: 178-15-511-042

· File Number: R92471

Property Address: 181 N Gibson Rd

Henderson, NV 89014

Title Order Number: 6089493-A.J

First American Title

Inst#: 201110140001581

Fees: \$14.00

N/G Fee: \$0.00

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Requestor:

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CLARK COUNTY RECORDER

NOTICE OF DEFAULT AND ELECTION TO SELL PURSUANT TO THE LIEN FOR DELINQUENT ASSESSMENTS MPORTANT NOTICE

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purposs.

WARNING! IF YOU FAIL TO PAY THE AMOUNT SPECIFIED IN THIS NOTICE, YOU COULD LOSE YOUR HOME, EVEN IF THE AMOUNT IS IN DISPUTE!

NOTICE IS HEREBY GIVEN: Red Rock Financial Services officially assigned as agent by the Gibson Business Center Property Owners Association, under the Lien for Delinquent Assessments, recorded on 08/23/2011, in Book Number 201/0823, as Instrument Number 000/011, reflecting TRUSTEE CLARK. COUNTY TREASURER C/O GIBSON ROAD LLC as the owner(s) of record on said lien, land legally described as GIBSON BUSINESS PARK J PLAT BOOK 56 PAGE 36 PT LOT 1, of the Official Records in the Office of the Recorder of Clark County, Nevada, makes known the obligation under the Covenants, Conditions and Restrictions recorded 10/24/1994, in Book Number, as Instrument Number 1994/024090285, has been breached. As of 12/31/2008 forward, all assessments, whether monthly or otherwise, late fees, interest, Association charges, legal fees and collection fees and costs, less any credits, have gone unpaid.

Above stated, the Association has equipped Red Rock Financial Services with verification of the obligation according to the Covenants, Conditions and Restriction in addition to documents proving the debt, therefore declaring any and all amounts secured as well as due and payable, electing the property to he sold to satisfy the obligation. In accordance with Nevada Revised Statutes 116, no sale date may be set until the ninety-first (91) day after the recorded date or the mailtag date of the Notice of Default and Election to Sell. As of October 10, 2011, the amount owed is \$ 7,697.42. This amount will continue to increase built paid in full.

Prefamed By Joshua Wood, Red Rock Financial Services, on behalf of Gibson Business Center Property Owners
Association

STATE OF NEVADA COUNTY OF CLARK

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On October 10, 2011, before me, personally appeared Joshua Wood, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacity, and that by their signature on the

instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

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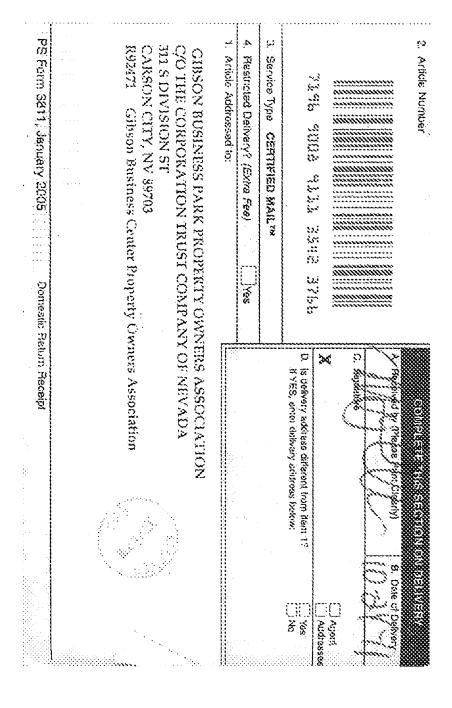
7251 Amigo Street, Suite 100 Las Vegas, Nevada 89119 702-932-6887 ELIZABETH CERNAK Notory Public State of Merode No. 04-91116-1 My appt. exp. Aug. 5, 2012

1571

CERTIFIED MAIL"

Red Rock Financial Services
7251 Amigo Street, Suite 100
Las Vegas, Nevada 89119



GIBSON BUSINESS PARK PROPERTY OWNERS ASSOCIATION C/O THE CORPORATION TRUST COMPANY OF NEVAD, 311 S DIVISION ST CARSON CITY, NV 89703 R92471 

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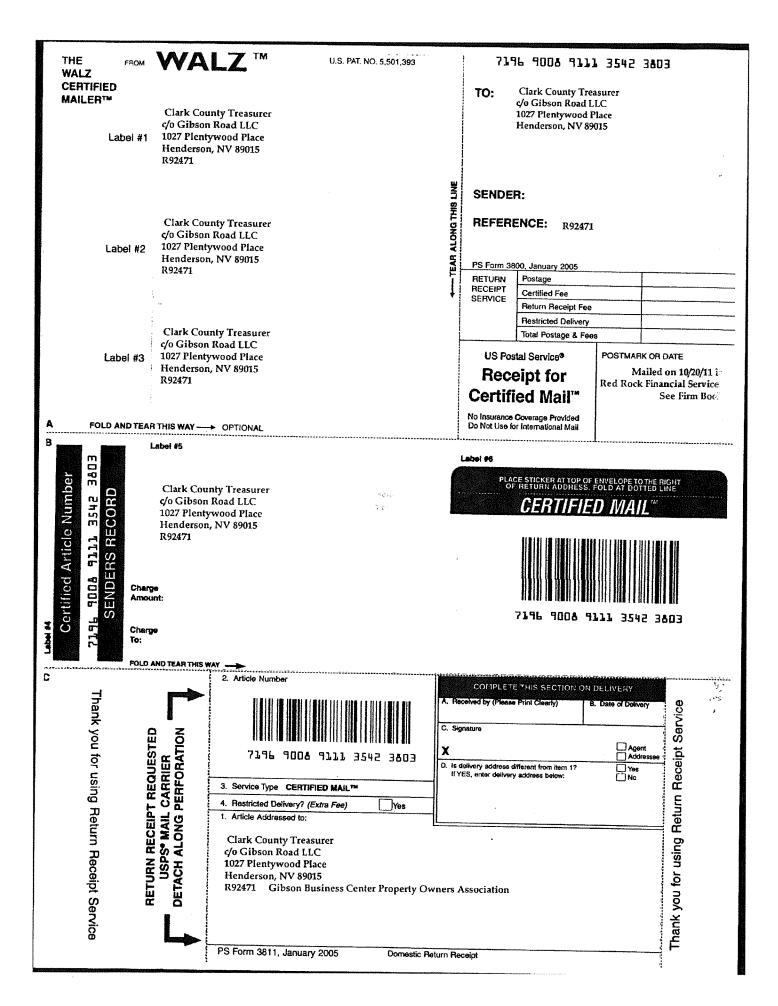
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STATE OF NEVADA )	Ss.
COUNTY OF CLARK	

The declarant, whose signature appears below, and who is an employee of Red Rock Financial Services, states that he/she is now and at all times herein mentioned was, a citizen of the United States and over the age of eighteen (18) years; on the date as set forth below, he/she personally mailed the Notice, of which the annexed is a true copy, upon the addressee attached hereto, by depositing in the United States Mail in the County set forth above, an envelope, certified and first class with postage prepaid thereon, containing a copy of such Notice, addressed to the attached named person(s) at the address herein attached stated.

I declare under the penalty of perjury that the foregoing is true and correct.

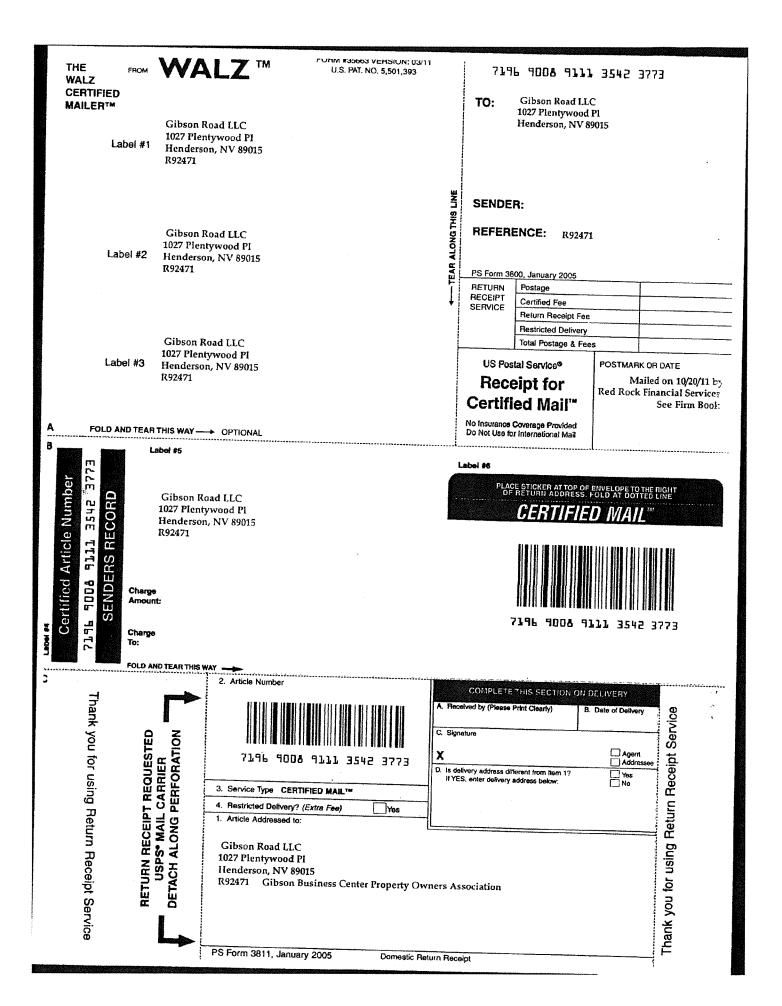
Signature

See Attached _____ Pages



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WALZ M THE U.S. PAT. NO. 5,501,393 7196 9008 9111 3542 3735 WALZ CERTIFIED TO: LAURA B. FITZPATRICK, THE TREASURER OF MAILERTM CLARK COUNTY OF TRUSTEE LAURA B. FITZPATRICK, THE TREASURER OF CLARK 181 N GIBSON RD COUNTY OF TRUSTEE HENDERSON, NV 89014 Label #1 181 N GIBSON RD HENDERSON, NV 89014 R92471 SENDER: LAURA B. FITZPATRICK, THE TREASURER OF CLARK REFERENCE: R92471 COUNTY OF TRUSTEE 181 N GIBSON RD Label #2 HENDERSON, NV 89014 PS Form 3800, January 2005 R92471 RETURN Postage RECEIPT Certified Fee SERVICE Return Receipt Fee Restricted Delivery LAURA B. FITZPATRICK, THE TREASURER OF CLARK Total Postage & Fees COUNTY OF TRUSTEE 181 N GIBSON RD Label #3 US Postal Service® POSTMARK OR DATE HENDERSON, NV 89014 Receipt for R92471 Mailed on 10/20/11 by Red Rock Financial Services Certified Mail** See Firm Book No Insurance Coverage Provided FOLD AND TEAR THIS WAY -→ OPTIONAL Do Not Use for International Mail Label #5 Label #6 PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF RETURN ADDRESS. FOLD AT DOTTED LINE LAURA B. HTZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE 181 N GIBSON RD HENDERSON, NV 89014 R92471 Charge Amount: 7196 9008 9111 3542 3735 71.96 Charge To: FOLD AND TEAR THIS WAY C 2. Article Number COMPLETE THIS SECTION ON DELIVERY Thank you for using Return Receipt Service Return Receipt Service RETURN RECEIPT REQUESTED USPS* MAIL CARRIER DETACH ALONG PERFORATION C. Signature Agent Addre X b. is delivery address different from Item 17
If YES, enter delivery address below: Yes No 3. Service Type CERTIFIED MAIL 4. Restricted Delivery? (Extra Fee) Yes 1. Article Addressed to: LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE Thank you for using 181 N GIBSON RD HENDERSON, NV 89014 R92471 Gibson Business Center Property Owners Association PS Form 3811, January 2005 Domestic Return Receipt

FROM WALZ TM THE U.S. PAT. NO. 5,501,393 7196 9008 9111 3542 3728 WALZ CERTIFIED LAURA B. FITZPATRICK, THE TREASURER OF TO: MAILER™ CLARK COUNTY OF TRUSTEE LAURA B. FITZPATRICK, THE TREASURER OF CLARK 1027 PLENTYWOOD PL COUNTY OF TRUSTEE HENDERSON, NV 89002-9248 1027 PLENTYWOOD PL Label #1 HENDERSON, NV 89002-9248 R92471 SENDER: LAURA B. FITZPATRICK, THE TREASURER OF CLARK REFERENCE: R92471 COUNTY OF TRUSTEE 1027 PLENTYWOOD PL Label #2 HENDERSON, NV 89002-9248 PS Form 3800, January 2005 R92471 Postage RECEIPT Certified Fee Return Receipt Fee Restricted Delivery LAURA B. FITZPATRICK, THE TREASURER OF CLARK Total Postage & Fees COUNTY OF TRUSTEE 1027 PLENTYWOOD PL US Postal Service® POSTMARK OR DATE Label #3 HENDERSON, NV 89002-9248 Mailed on 10/20/11 by Receipt for R92471 Red Rock Financial Services Certified Mail** See Firm Book No Insurance Coverage Provided FOLD AND TEAR THIS WAY ---- OPTIONAL Do Not Use for International Mail B Label #5 Label #6 Certified Article Number PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF RETURN ADDRESS. FOLD AT DOTTED LINE LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE GERTIFIED MAIL 1027 PLENTYWOOD PL HENDERSON, NV 89002-9248 R92471 SENDERS 9006 Charge Amount: 7196 9008 9111 3542 3728 7196 Charge To: FOLD AND TEAR THIS WAY C 2. Article Number COMPLETE THIS SECTION ON DELIVERY Thank you for using Return Receipt Service Service RETURN RECEIPT REQUESTED USPS MAIL CARRIER C. Signature DETACH ALONG PERFORATION ☐ Agent ☐ Addres Thank you for using Return Receipt 7196 9008 9111 9542 9728 Is delivery address different from item 1?
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FROM WALZ TM THE U.S. PAT. NO. 5,501,393 7196 9008 9111 3542 3704 WALZ CERTIFIED TO: LAURA B. FITZPATRICK, THE TREASURER OF MAILER™ CLARK COUNTY AS TRUSTEE LAURA B. FITZPATRICK, THE TREASURER OF CLARK 500 S. GRAND CENTRAL PARKWAY **COUNTY AS TRUSTEE** LAS VEGAS, NV 89014 500 S. GRAND CENTRAL PARKWAY Label #1 LAS VEGAS, NV 89014 R92471 SENDER: LAURA B. FITZPATRICK, THE TREASURER OF CLARK REFERENCE: R92471 COUNTY AS TRUSTEE 500 S. GRAND CENTRAL PARKWAY Label #2 LAS VEGAS, NV 89014 PS Form 3800, January 2005 R92471 RETURN Postage RECEIPT Certified Fee SERVICE Return Receipt Fee Restricted Delivery LAURA B. FITZPATRICK, THE TREASURER OF CLARK Total Postage & Fees **COUNTY AS TRUSTEE** 500 S. GRAND CENTRAL PARKWAY Label #3 US Postal Service® POSTMARK OR DATE LAS VEGAS, NV 89014 Receipt for Mailed on 10/20/11 by R92471 Red Rock Financial Services Certified Mail™ See Firm Book No Insurance Coverage Provided Do Not Use for International Mail FOLD AND TEAR THIS WAY ---- OPTIONAL В Label #5 Label #6 Certified Article Number PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF RETURN ADDRESS, FOLD AT DOTTED LINE LAURA B. FITZPATRICK, THE TREASURER OF CLARK **COUNTY AS TRUSTEE** GERTIFIED MAII 500 S. GRAND CENTRAL PARKWÄY LAS VEGAS, NV 89014 R92471 9008 9111 SENDERS Charge Amount: 7196 7196 9008 9111 3542 3704 Charge To: FOLD AND TEAR THIS WAY 3 2. Article Number COMPLETE THIS SECTION ON DELIVERY Thank you for using Return Receipt Service A. Received by (Please Print Clearly) Receipt Service C. Signature RETURN RECEIPT REQUESTED USPS MAIL CARRIER DETACH ALONG PERFORATION Agent Addre X D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: 3. Service Type CERTIFIED MAIL™ Return F 4. Restricted Delivery? (Extra Fee) Yes 1. Article Addressed to: Thank you for using LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE 500 S. GRAND CENTRAL PARKWAY LAS VEGAS, NV 89014 R92471 Gibson Business Center Property Owners Association PS Form 3811, January 2005 Domestic Return Receipt

Assessor Parcel Number: 178-15-511-042

File Number:

-R92471

Property Address: 181 N Gibson Rd

Henderson, NV 89014

Title Order Number: 6085493-AJ

First American Title

Inst#: 201110140001581

Fees: \$14.00

N/C Fee: \$0.00

10/14/2011 01:01:58 PM

Receipt #: 946846

Requestor:

FIRST AMERICAN NATIONAL DEF

Recorded By: MSH Pgs: 1

DEBBIE CONWAY

**CLARK COUNTY RECORDER** 

### NOTICE OF DEFAULT AND ELECTION TO SELL PURSUANT TO THE LIEN FOR DELINQUENT ASSESSMENTS ◆ IMPORTANT NOTICE ◆

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

### WARNING! IF YOU FAIL TO PAY THE AMOUNT SPECIFIED IN THIS NOTICE, YOU COULD LOSE YOUR HOME, EVEN IF THE AMOUNT IS IN DISPUTE!

NOTICE IS HEREBY GIVEN: Red Rock Financial Services officially assigned as agent by the Gibson Business Center Property Owners Association, under the Lien for Delinquent Assessments, recorded on 08/23/2011, in Book Number 20110823, as Instrument Number 0001011, reflecting TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC as the owner(s) of record on said lien, land legally described as GIBSON BUSINESS PARK 3 PLAT BOOK 56 PAGE 36 PT LOT 1, of the Official Records in the Office of the Recorder of Clark County, Nevada, makes known the obligation under the Covenants, Conditions and Restrictions recorded 10/24/1994, in Book Number, as Instrument Number 19940240000285, has been breached. As of 12/31/2008 forward, all assessments, whether monthly or otherwise, late fees, interest, Association charges, legal fees and collection fees and costs, less any credits, have gone unpaid.

Above stated, the Association has equipped Red Rock Financial Services with verification of the obligation according to the Covenants, Conditions and Restriction in addition to documents proving the debt, therefore declaring any and all amounts secured as well as due and payable, electing the property to be sold to satisfy the obligation. In accordance with Nevada Revised Statutes 116, no sale date may be set until the ninety-first (91) day after the recorded date or the mailing date of the Notice of Default and Election to Sell. As of October 10, 2011, the amount owed is \$ 7,697.42. This amount will continue to increase until paid in full.

Up aller Dated: October 10, 2011 Prepared By Joshua Wood, Red Rock Financial Services, on behalf of Gibson Business Center Property Owners

STATE OF NEVADA COUNTY OF CLARK

On October 10, 2011, before me, personally appeared Joshua Wood, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacity, and that by their signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Mail To:

When Recorded Red Rock Financial Services 7251 Amigo Street, Suite 100 Las Vegas, Nevada 89119 702-932-6887

ELIZABETH CERNAK ry Public State of Nevada No. 04-91116-1 My appt. exp. Aug. 5, 2012

# First American Title Insurance Company Lenders Advantage

3 FIRST AMERICAN WAY, SANTA ANA, CALIFORNIA 92707 (800) 525-3633

**OCTOBER 20, 2011** 

RED ROCK FINANCIAL SERVICES 7251 AMIGO ST., STE 100 LAS VEGAS, NV 89119 ATTN: EUNGEL WATSON

YOUR NO. R92471/ OUR NO. 6085493

WE WISH TO ADVISE THE FOLLOWING:

THE FOLLOWING DOCUMENTS WERE RECORDED IN THE OFFICIAL RECORDS OF CLARK COUNTY, NV, IN CONNECTION WITH THE FORECLOSURE UNDER THE ABOVE ORDER NUMBER.

# NOTICE OF DEFAULT RECORDED OCT 14 2011 AS INSTRUMENT NO. 20111014-1581

REQUESTS OTHER THAN PROVIDED IN THE DEED OF TRUST DESCRIBED ABOVE FOR COPIES OF NOTICE OF DEFAULT AND NOTICE OF SALE UNDER THE DEED OF TRUST FOR WHICH THE ABOVE NOTICE OF DEFAULT WAS FILED, RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF **CLARK** COUNTY, NV, ARE AS FOLLOWS:

TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC 181 N GIBSON RD HENDERSON NV 89014 (OWNER AS SHOWN ON FCL HOA LIEN)

LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE 500 S. GRAND CENTRAL PARKWAY LAS VEGAS NV 89106 (VESTEE)

LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE 181 N GIBSON RD HENDERSON NV 89014 (VESTEE)

LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE 1027 PLENTYWOOD PL HENDERSON NV 89002-9248 (VESTEE)

SILVER STATE BANK C/O VALLE VERDE BRANCH 691 N. VALLE VERDE DRIVE HENDERSON NV 89014 (REGARDING ITEM #9-12)

CELTIC BANK CORPORATION C/O ROBERTA MERRYMAN **340 EAST 400 SOUTH** SALT LAKE CITY UT 84111 (REGARDING ITEM # 9-12)

GIBSON BUSINESS PARK PROPERTY OWNER'S ASSOCIATION C/O THE CORPORATION TRUST COMPANY OF NEVADA 311 S DIVISION ST CARSON CITY NV 89703 (HOMEOWNERS ASSOCIATION)

NONE

THE TOTAL LIABILITY OF THE COMPANY UNDER SAID GUARANTEE AND UNDER THIS LETTER THERETO SHALL NOT EXCEED, IN THE AGGREGATE, THE AMOUNT STATED IN SAID GUARANTEE.

THIS LETTER IS MADE A PART OF SAID GUARANTEE AND IS SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE LIMITS OF LIABILITY AND THE OTHER PROVISIONS OF THE CONDITIONS AND STIPULATIONS THEREIN.

**AUGIE JIMENEZ** ASSISTANT SECRETARY TITLE OFFICER PH: 702-222-4273 FX: 866-515-8363

1592

# EXHIBIT 46

# EXHIBIT 46



### MAILING AFFIDAVIT

lle Number: R 9247\
TATE OF NEVADA
) Ss. OUNTY OF CLARK )
ne declarant, whose signature appears below, and who is an employee of Red Rock Financial Services, states that he/she now and at all times herein mentioned was, a citizen of the United States and over the age of eighteen (18) years; on the ate as set forth below, he/she personally mailed the Notice, of which the annexed is a true copy, upon the addressee tached hereto, by depositing in the United States Mail in the County set forth above, an envelope, certified and first ass with postage prepaid thereon, containing a copy of such Notice, addressed to the attached named person(s) at the ldress herein attached stated.
leclare under the penalty of perjury that the foregoing is true and correct.
ated: 8 25  il
gnature
0.44.4.2.

See Attached _____ Pages

Revised 4/3/08

THE U.S. PAT. NO. 5,501,393 7196 9008 9111 2775 7527 WALZ CERTIFIED Clark County Treasurer TO: **MAILER™** c/o Gibson Road LLC Clark County Treasurer 1027 Plentywood Place c/o Gibson Road LLC Henderson, NV 89015 Label #1 1027 Plentywood Place Henderson, NV 89015 R92471 TEAR ALONG THIS LINE SENDER: Clark County Treasurer REFERENCE: R92471 c/o Gibson Road LLC 1027 Plentywood Place Label #2 Henderson, NV 89015 PS Form 3800, January 2005 R92471 RETURN Postage RECEIPT Certified Fee SERVICE Return Receipt Fee Restricted Delivery Clark County Treasurer Total Postage & Fees c/o Gibson Road LLC 1027 Plentywood Place Label #3 US Postal Service® POSTMARK OR DATE Henderson, NV 89015 Receipt for Mailed on 8/25/11 by R92471 Red Rock Financial Services Certified Mail™ See Firm Book No Insurance Coverage Provided FOLD AND TEAR THIS WAY --- OPTIONAL Do Not Use for International Mail 7527 Label #6 Certified Article Number PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF RETURN ADDRESS. FOLD AT DOTTED LINE Clark County Treasurer c/o Gibson Road LLC 1027 Plentywood Place Henderson, NV 89015 R92471 9222 ENDERS 9006 Charge Amount: 7196 9008 9111 2775 7527 S 7196 Charge FOLD AND TEAR THIS WAY 2. Article Number COMPLETE THIS SECTION ON DELIVERY Thank you for using Return Receipt Service A. Received by (Please Print Clearly) Return Receipt Service C. Signature RETURN RECEIPT REQUESTED DETACH ALONG PERFORATION Agent Addres 9008 9111 2775 7527 USPS* MAIL CARRIER D. Is delivery address different from item 1? Yes No If YES, enter delivery address below: 3. Service Type CERTIFIED MAIL THE 4. Restricted Delivery? (Extra Fee) Yes 1. Article Addressed to: Clark County Treasurer Thank you for using c/o Gibson Road LLC 1027 Plentywood Place Henderson, NV 89015 R92471 Gibson Business Center Property Owners Association PS Form 3811, January 2005 Domestic Return Receipt

THE WALZ 7196 9006 9111 2775 7510 U.S. PAT. NO. 5,501,393 WALZ CERTIFIED Clark County Treasurer TO: MAILER™ c/o Gibson Road LLC Clark County Treasurer 181 North Gibson Road c/o Gibson Road LLC Henderson, NV 89014 Label #1 181 North Gibson Road Henderson, NV 89014 R92471 ALONG THIS LINE SENDER: Clark County Treasurer REFERENCE: R92471 c/o Gibson Road LLC 181 North Gibson Road Label #2 Henderson, NV 89014 PS Form 3800, January 2005 R92471 RETURN Postage RECEIPT Certified Fee SERVICE Return Receipt Fee Restricted Delivery Clark County Treasurer Total Postage & Fees c/o Gibson Road LLC 181 North Gibson Road POSTMARK OR DATE Label #3 US Postal Service® Henderson, NV 89014 Receipt for Mailed on 8/25/11 by R92471 Red Rock Financial Services Certified Mail™ See Firm Book No Insurance Coverage Provided FOLD AND TEAR THIS WAY ---- OPTIONAL Do Not Use for International Mail Label #5 9008 9111 2775 7510 Label #6 Certified Article Number PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF RETURN ADDRESS. FOLD AT DOTTED LINE Clark County Treasurer SENDERS RECORI c/o Gibson Road LLC 181 North Gibson Road Henderson, NV 89014 R92471 Charge Amount: 9008 9111 2775 7510 7746 Charge FOLD AND TEAR THIS WAY 2. Article Number COMPLETE THIS SECTION ON DELIVERY Thank you for using Return Receipt Service A. Received by (Please Print Clearly) B. Date of Deliver Thank you for using Return Receipt Service C. Signature USPS* MAIL CARRIER
DETACH ALONG PERFORATION RETURN RECEIPT REQUESTED ☐ Agent ☐ Addres 9008 9111 2775 7510 Is delivery address different from item 1?
 If YES, enter delivery address below: Yes No 3. Service Type CERTIFIED MAIL™ 4. Restricted Delivery? (Extra Fee) Yes 1. Article Addressed to: Clark County Treasurer c/o Gibson Road LLC 181 North Gibson Road Henderson, NV 89014 R92471 Gibson Business Center Property Owners Association PS Form 3811, January 2005 Domestic Return Receipt

THE FROM WALL U.S. PAT. NO. 5,501,393 7196 9008 9111 2775 1938 WALZ CERTIFIED TO: Clark County Treasurer **MAILER™** c/o Gibson Road LLC Clark County Treasurer 500 S. Grand Central Parkway c/o Gibson Road LLC Las Vegas, NV 89106 500 S. Grand Central Parkway Label #1 Las Vegas, NV 89106 R92471 ALONG THIS LINE SENDER: Clark County Treasurer REFERENCE: R92471 c/o Gibson Road LLC 500 S. Grand Central Parkway Label #2 Las Vegas, NV 89106 PS Form 3800, January 2005 R92471 RETURN Postage RECEIPT Certified Fee SERVICE Return Receipt Fee Restricted Delivery Clark County Treasurer Total Postage & Fees c/o Gibson Road LLC 500 S. Grand Central Parkway Label #3 US Postal Service® POSTMARK OR DATE Las Vegas, NV 89106 Receipt for R92471 Mailed on 8/25/11 by Red Rock Financial Services Certified Mail™ See Firm Book No Insurance Coverage Provided FOLD AND TEAR THIS WAY ---- OPTIONAL Do Not Use for International Mail 3 Label #5 Certified Article Numbe PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF RETURN ADDRESS. FOLD AT DOTTED LINE Clark County Treasurer 9008 9111 2775 c/o Gibson Road LLC 500 S. Grand Central Parkway Las Vegas, NV 89106 R92471 ENDERS Charge Amount: 9008 9111 2775 1938 급 Charge To: FOLD AND TEAR THIS WAY 2. Article Number COMPLETE THIS SECTION ON DELIVERY Thank you for using Return Receipt Service A. Received by (Please Print Clearly Thank you for using Return Receipt Service C. Signature RETURN RECEIPT REQUESTED USPS• MAIL CARRIER
DETACH ALONG PERFORATION D. Is delivery address different from item 1? Yes If YES, enter delivery address below 3. Service Type CERTIFIED MAIL TM 4. Restricted Delivery? (Extra Fee) Yes 1. Article Addressed to: Clark County Treasurer c/o Gibson Road LLC 500 S. Grand Central Parkway Las Vegas, NV 89106 R92471 Gibson Business Center Property Owners Association PS Form 3811, January 2005 Domestic Return Receipt



August 25, 2011

VIA CERTIFIED AND FIRST CLASS MAIL

Clark County Treasurer c/o Gibson Road LLC 1027 Plentywood Place Henderson, NV 89015

Re:

181 N Gibson Rd Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

Dear Clark County Treasurer:

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

Red Rock Financial Services initial correspondence to you stated that failure to reinstate the above account would result in the Lien for Delinquent Assessments being prepared and recorded on the above referenced property. Noted in the initial correspondence, additional fees and costs have been added to the account balance. As of the date of this letter, the account balance is \$6,413.36.

Enclosed, please find a copy of the Lien for Delinquent Assessments. The amount noted on this letter and the Lien for Delinquent Assessments may differ. The "Amount Due" on the Lien for Delinquent Assessments is accurate as of the date of preparation. These variations may be due to additional assessments, late fees, interest, fines and collection fees and costs being assessed to the account. Please contact Red Rock Financial Services to obtain an "up to date" account balance or to discuss alternative payment arrangements. All Payments must be in the form of a cashier's check or money order. Please ensure the account number is listed on any payments remitted to our office. If we receive partial payments, they will be credited to your account, however, we will continue with the collection process on the balance owed as described above.

As of the date of this letter, the "30 Day Period" is still in effect. In the case that Red Rock Financial Services does not receive in written form a dispute of the debt, Red Rock Financial Services will assume the debt is valid. All disputes of the validity of the debt must be submitted in written form to Red Rock Financial Services. When the dispute is received, Red Rock Financial Services will provide verification of the debt and a copy of such verification will be mailed to you. Upon receipt of a written dispute, collection efforts on the part of Red Rock Financial Services will cease. A written response will be provided detailing the result of our findings regarding said dispute.

Allowed by Nevada Revised Statutes, Red Rock Financial Services may record a Notice of Default and Election to Sell no sooner then the 31st day from the mailing of the Lien for Delinquent Assessments. As a courtesy to you, an Intent to Notice of Default courtesy letter will be sent to you via first class mail at an additional charge.

Additional information regarding this account can be obtained at <a href="www.rrfs.com">www.rrfs.com</a>. Please contact the office of Red Rock Financial Services at 702-932-6887 with any questions.

Regards,

Red Rock Financial Services enclosure(s)

**Red Rock Financial Services** 

🏿 7251 Amigo Street, Suite 100 Las Vegas, NV 89119

www.rrfs.com

Phone: 702-932-6887 Toll Free: 888-319-9460 Fax: 702.341.7733

By sending your check, phase be aware that you are authorizing Red Rock Financial Services to use the information on your check to make a one-time electronic debt from your account at the financial institution indicated on your check. This electronic debt will be for the amount of your check, in additional amount will be added to the amount. (if we cannot client your electronic payment, we will issue a draft against your account.) Please contact the



August 25, 2011

VIA CERTIFIED AND FIRST CLASS MAIL

Clark County Treasurer c/o Gibson Road LLC 181 North Gibson Road Henderson, NV 89014

Re:

181 N Gibson Rd Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

Dear Clark County Treasurer:

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

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Regards,

Red Rock Financial Services enclosure(s)

Red Rock Financial Services

7251 Amigo Street, Suite 100 Las Vegas, NV 89119

www.rrfs.com

Phone: 702-932-6887 Toll Free: 888-319-9460 Fax: 702.341.7733

By sanding your theck, please be aware that you are authorizing that Rick Enancial Services to use the information on your check to make a one-time electronic debit from your account at the financial institution indicated by your check. This electronic debit will be for the amount of your check; in additional amount will be added to the enough. (If we cannot collect your electronic payment, we will state a draft against your account.) Please coated the



August 25, 2011

VIA CERTIFIED AND FIRST CLASS MAIL

Clark County Treasurer c/o Gibson Road LLC 500 S. Grand Central Parkway Las Vegas, NV 89106

Re:

181 N Gibson Rd Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

Dear Clark County Treasurer:

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

Red Rock Financial Services initial correspondence to you stated that failure to reinstate the above account would result in the Lien for Delinquent Assessments being prepared and recorded on the above referenced property. Noted in the initial correspondence, additional fees and costs have been added to the account balance. As of the date of this letter, the account balance is \$6,413.36.

Enclosed, please find a copy of the Lien for Delinquent Assessments. The amount noted on this letter and the Lien for Delinquent Assessments may differ. The "Amount Due" on the Lien for Delinquent Assessments is accurate as of the date of preparation. These variations may be due to additional assessments, late fees, interest, fines and collection fees and costs being assessed to the account. Please contact Red Rock Financial Services to obtain an "up to date" account balance or to discuss alternative payment arrangements. All Payments must be in the form of a cashier's check or money order. Please ensure the account number is listed on any payments remitted to our office. If we receive partial payments, they will be credited to your account, however, we will continue with the collection process on the balance owed as described above.

As of the date of this letter, the "30 Day Period" is still in effect. In the case that Red Rock Financial Services does not receive in written form a dispute of the debt, Red Rock Financial Services will assume the debt is valid. All disputes of the validity of the debt must be submitted in written form to Red Rock Financial Services. When the dispute is received, Red Rock Financial Services will provide verification of the debt and a copy of such verification will be mailed to you. Upon receipt of a written dispute, collection efforts on the part of Red Rock Financial Services will cease. A written response will be provided detailing the result of our findings regarding said dispute.

Allowed by Nevada Revised Statutes, Red Rock Financial Services may record a Notice of Default and Election to Sell no sooner then the 31st day from the mailing of the Lien for Delinquent Assessments. As a courtesy to you, an Intent to Notice of Default courtesy letter will be sent to you via first class mail at an additional charge.

Additional information regarding this account can be obtained at <a href="www.rrfs.com">www.rrfs.com</a>. Please contact the office of Red Rock Financial Services at 702-932-6887 with any questions.

Regards,

Red Rock Financial Services enclosure(s)

**Red Rock Financial Services** 

7251 Amigo Street, Suite 100 Las Vegas, NV 89119

www.rrfs.com

Phone: 702-932-6887 Toll Free: 888-319-9460 Fax: 702.341.7733

By sending your check, please be every their you are authorizing Red Rock, Financial Services to use the information on your check to make a construct electronic celul from your account at the instruction indicated on your check. This electronic debt will be for the amount of your check; no additional amount will be added to the amount. (If we cannot collect your dectronic payment, we will issue a draft against your account ) Pages contact the

Inst#: 201108230001011

Fees: \$14.00 N/C Fee: \$0.00

08/23/2011 09:09:42 AM Receipt #: 888357

Requestor:

NORTH AMERICAN TITLE

COMPAN

Recorded By: EAH Pgs: 1 **DEBBIE CONWAY** 

**CLARK COUNTY RECORDER** 

File Number: R92471 Accommodation

Assessor Parcel Number: 178-15-511-042

## LIEN FOR DELINQUENT ASSESSMENTS

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

NOTICE IS HEREBY GIVEN: Red Rock Financial Services, a division of RMI Management LLC, officially assigned as agent by the Gibson Business Center Property Owners Association, herein also called the Association, in accordance with Nevada Revised Statues 116 and outlined in the Association Covenants, Conditions, and Restrictions, herein also called CC&R's, recorded on 10/24/1994, in Book Number, as Instrument Number 19940240000285 and including any and all Amendments and Annexations et. seq., of Official Records of Clark County, Nevada, which have been supplied to and agreed upon by said owner.

Said Association imposes a Lien for Delinquent Assessments on the commonly known property: 181 N Gibson Rd, Henderson, NV 89014

GIBSON BUSINESS PARK 3 PLAT BOOK 56 PAGE 36 PT LOT 1, in the County of Clark Current Owner(s) of Record:

TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC

The amount owing as of the date of preparation of this lien is **\$6,413.36.

This amount includes assessments, late fees, interest, fines/violations and collection fees and costs.

** The said amount may increase or decrease as assessments, late fees, interest, fines/violations, collection fees, costs or partial payments are applied to the account.

Dated: August 17, 2011

Prepared By Rebecca Tom, Red Rock Financial Services, on behalf of Gibson Business Center Property Owners Association

STATE OF NEVADA COUNTY OF CLARK

On August 17, 2011, before me, personally appeared Rebecca Tom, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacity, and that by their signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

When Recorded Man To: Red Rock Financial Services

7251 Amigo Street, Suite 100 Las Vegas, Nevada 89119

702-932-6887

# EXHIBIT 39

# EXHIBIT 39

92471

181 N G116501

178-15-511-042

## Mar Wist Real Estate Mgm+ Co.

	CHECKLIST FOR SETTING SALE IN NV
V	Review signed Permission for Publication
	Perform Skip Trace
Ø	Order updated date down from Title NORTH (FIRST 10 2011)
Q	Verify Ownership
	Obtain an accounting ledger and update the account
Ø	Verify if homeowner filed Bankruptcy
Ø	Add Ombudsman contact information into CollectIT
1	Complete New Order form for PPP
Ø	Prepare Notice of Sale and Ombudsman's letter (print certified for ALL contacts)
IJ	Complete and Submit check request to Vi payable to: Priority Posting & Publishing  Clark - \$496.67  Washoe - \$416.80  Carson City - \$1150.00  Douglas - \$700.00  Pershing - \$750.00
<b>y</b>	Print letter to Priority Posting & Publishing (attach check) send via first class mail
<b>I</b>	Sign Notice of Sale and get notarized
<b>Z</b>	Email New Order to PPP (attach NOS) to neworders@priorityposting.com
<b>a</b>	Make copies of all documents once signed and completed
1	Send a copy of Notice of Sale to ALL contacts (certified & first class mail)



# PERMISSION FOR PUBLICATION OF FORECLOSURE SALE AND

### AUTHORITY TO CONDUCT FORECLOSURE SALE

October 22, 2013

RE:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association - R92471

The Board of Directors of Cibson Business Center Property Owners Association, hereby give permission to authorize and direct Red Rock Financial Services, as agent for Gibson Business Center Property Owners Association, to proceed forward with the collection process and set a date of foreclosure, post and publish the foreclosure date, and conduct the foreclosure sale for the property commonly known and described as 181 N Gibson Rd, Henderson, NV 89014. At any time prior to the foreclosure sale, the Association may instruct Red Rock, in writing, to posipone or cancel the foreclosure sale of the above referenced property. In addition, Red Rock Financial Services may postpone the sale if deemed reasonably necessary without specific instruction or authorization from the Board of Directors.

The Board of Directors also expressly understand that if the Association takes file of the property through the forcelosure sale, the Association will be responsible for all collection fees and costs associated to the collection and the sale of the above referenced property. All fees and costs will be paid in accordance with the approved collection contract with Red Rock Financial Services. Red Rock Financial Services will provide the Association with a Trustee's Deed upon Sale (without warranty) for signature and recording after the forcelosure sale.

The Board of Directors acknowledges that the foreclosure sale will result in the transfer of title of the property from the existing homeowner. The Board of Directors agree that in the event that the homeowner makes any claim regarding the loss of its property through this foreclosure action, the Association shall have the exclusive duty to defend and to pay all defense costs of all such claims, provided that in the event that such claims are determined by a Court of law to be the sole error of Red Rock Financial Services, Red Rock Financial Services shall immediately reimburse the Association of all costs and expenses of such relaim.

,

Ciamade

Signature of Board Member

STEVAN B. DANA

702.932.6887 | fax 702.341.7733 | 4775 W. Teco Avenue, Suite 140, Las Vegas, Nevada 89118 | www.rrfs.com





<b>Association Forecl</b>	osu	re S	ale Approval
ssociation: <u>GIBSON BUSINESS</u>	GE U KL	NTE 0, H	ARAD OMNERS ASSO
omeowner: GIBSONI ROAD	<u>(13</u>		
Account Approval	Yes	No	Comments
Permission för Publication has been reviewed and signed	ত্র		Commission
Red Rock is given permission to Postpone Foreclasure Sale w/out approval Allowed up to 3 Postponements	B		If Yes: Number of Postponements: 3 Length of Time: 6 MONTHS
Red Rock has the authority to enter into Payment Agreement with Homeowner w/out Board Approval	Ø		
Down Payment and length of Payment Plan			Down Payment \$ Or % 1016
			Length of payment plan 1 YEAR
Board approves waiver of late fees/interest/fines upon completion of Payment Agreement or Payment in Full		Ø	
Board has approved Settlement offers of no less than 9 months for short sales		Ø	
Board Member Signature: STEVA	NB	<u> b</u>	DEED Date: (2127,13 ANA Date: (2127,13 ED, AS NEEDED —

### **Anna Romero**

From:

Stephanie Jones <SJones@MarWestCommercial.com>

Sent:

Tuesday, February 18, 2014 7:15 AM

To:

Anna Romero

Subject:

RE: Gibson Business Center - 181 N Gibson Rd - QUESTIONS

Thank you Anna.

From: Anna Romero [mailto:ARomero@rrfs.com] Sent: Tuesday, February 18, 2014 6:25 AM

To: Stephanie Jones

Subject: RE: Gibson Business Center - 181 N Gibson Rd - QUESTIONS

Good morning Stephanie,

I will notate the account as such and will send an email with the Sale Date once I've prepared it.

Thank you, **Anna Romero** Team Lead Red Rock Financial Services 4775 W. Teco Avenue, Suite 140 Las Vegas, NV 89118

Red Rock Financial Services

A FirstService Residential Management Company o. 702.932.6887 | f. 702.341.7733 | www.RRFS.com

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose. CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, may contain information that is confidential and/or proprietary. If you are not an intended recipient, please be advised that any review, use, reproduction or distribution of this message is prohibited. If you have received this message in error, please notify the sender immediately by return e-mail and delete/destroy the message and any copies thereof.

From: Stephanie Jones [mailto:SJones@MarWestCommercial.com]

Sent: Monday, February 17, 2014 5:08 PM

To: Anna Romero

Subject: RE: Gibson Business Center - 181 N Gibson Rd - QUESTIONS

Anna,

The Board just met and decided unanimously to proceed with the foreclosure process. Let me know if there is anything they need to sign and return to you.

Stephanie

From: Anna Romero [mailto:ARomero@rrfs.com] Sent: Thursday, February 06, 2014 10:40 AM

To: Stephanie Jones; Bart@ducotech.com; randy@designlv.com; snoinc702@aol.com; stevedana1@gmail.com

Subject: RE: Gibson Business Center - 181 N Gibson Rd - QUESTIONS

# EXHIBIT 40

# EXHIBIT 40

Priority Posting & Publishing Order # P1084648 TS # R92471

### AFFIDAVIT OF SERVICE

State of Nevada ) County of Clark)



l, James Vignale Sr., state:

That at all times herein I have been a citizen of the United States, over 18 years of age, and am not a party to, or interested in, the proceeding in which this affidavit is made.

l served Gibson Road, LLC with a copy of the Notice of Sale, on 2/27/2014 at approximately 2:03 PM, by:

Serving the trustor(s) **Gibson Road**, **LLC** pursuant to NRS 116.311635, by personally delivering and leaving a copy of the Notice of Sale with **Kristen Shaner**, **Occupant**, a person of suitable age and discretion at the trustor's residence, and the address of the residence being:

### 181 North Gibson Road Henderson NV 89014

To the best of my knowledge, the property is occupied by the purported owner of the property.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Dated 2/27/2014

Nevada Legal Support Services LLC

James Vignale Sr., R-249802 930 S. 4th Street, Suite 200 Las Vegas, NV 89101 (702) 382-2747

NV License #1711

NVLSS ID# 476361 36 COUNTY OF SERVICE: CLARK SERVER: James Vignale Sr. Priority Posting & Publishing Order # P1084648 TS # R92471

### AFFIDAVIT OF POSTING NOTICE OF SALE



State of Nevada ) County of Clark)

I, Jessica Pruett, state:

That at all times herein I have been a citizen of the United States, over 18 years of age, and am not a party to, or interested in, the proceeding in which this affidavit is made.

On 2/27/2014, I posted a copy of the Notice of Sale pursuant to NRS 116.311635, concerning Sale R92471, in a public place in the county where the property is situated, to wit:

NEVADA LEGAL NEWS, 930 S FOURTH ST, LAS VEGAS CLARK COUNTY COURTHOUSE, 200 LEWIS ST, LAS VEGAS CLARK COUNTY BUILDING, 309 S THIRD ST, LAS VEGAS

The purported owner and address of the property contained in the Notice of Sale being:

Gibson Road, LLC, 181 North Gibson Road, Henderson NV 89014.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Dated 2/27/2014

Nevada Legal Support Services LLC

Jessica Pruett

930 S. 4th Street, Suite 200

Las Vegas, NV 89101 (702) 382-2747

NV License #1711

NVLSS 1D# 476361 36 COUNTY OF SERVICE: CLARK SERVER: Jessica Pruett RED ROCK FINANCIAL SERVICES Priority Posting & Publishing Order # P1084648 TS # R92471

### AFFIDAVIT OF POSTING NOTICE OF SALE



State of Nevada ) County of Clark)

I, James Vignale Sr., state:

That at all times herein I have been a citizen of the United States, over 18 years of age, and am not a party to, or interested in, the proceeding in which this affidavit is made.

On 2/27/2014, I posted a copy of the Notice of Sale pursuant to NRS 116.311635, concerning Sale R92471, in a public place in the county where the property is situated, to wit:

CITY HALL, 240 WATER ST, HENDERSON
PASEO VERDE LIBRARY, 280 S GREEN VALLEY PKWY, HENDERSON
LIBRARY, 100 WEST LAKE MEAD BLVD, HENDERSON

The purported owner and address of the property contained in the Notice of Sale being:

Gibson Road, LLC, 181 North Gibson Road, Henderson NV 89014.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Dated 2/27/2014

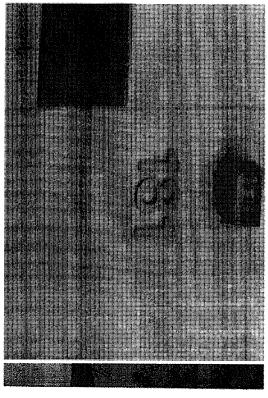
Nevada Legal Support Services LLC

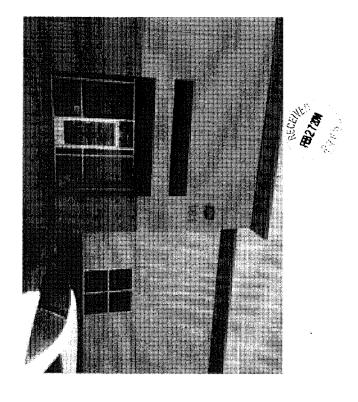
James Vignale Sr. 930 S. 4th Street, Suite 200

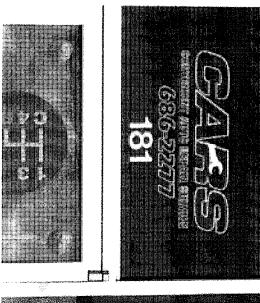
Las Vegas, NV 89101 (702) 382-2747

NV License #1711

NVLSS ID# 476361 36 COUNTY OF SERVICE: CLARK SERVER: James Vignale Sr. RED ROCK FINANCIAL SERVICES







Photos taken by: James Vignale Sr. County: CLARK 36 Photo Date: 2/27/2014 Time: 2:03 PM NLN ID# 476361 Page 1 of 1 Primary Borrower: Gibson Road, LLC Property Address: 181 North Gibson Road, Henderson NV 89014

Nevada Legal Support Services LLC 930 S. 4th Street, Suite 200 Las Vegas, NV 89101 (702) 382-2747 NV. Lic. #1711

Priority Posting & Publishing Order # P1084648 TS#R92471



Thank you for using Return Receipt Service 181 North Gibson Road Henderson, NV 89014 R92471 Gibson Business Center froperty Owners Association Domestic Peturn Receipt C. Signature 337B ७३३६ न्तात्र न्यात्र न्यात्र Service Type CERTIFIED MAIL'TH 4. Restricted Delivery? (Extra Fos) PS Form 3811, January 2005 Gibsen Road LLC 2. Article Number **DETACH ALONG РЕЯГОЯ НОИТОЙ** USPS* MAIL CARRIER ВЕТИВИ ВЕСЕГРТ ВЕQUESTED

Thank you for using Return Receipt Service

1511

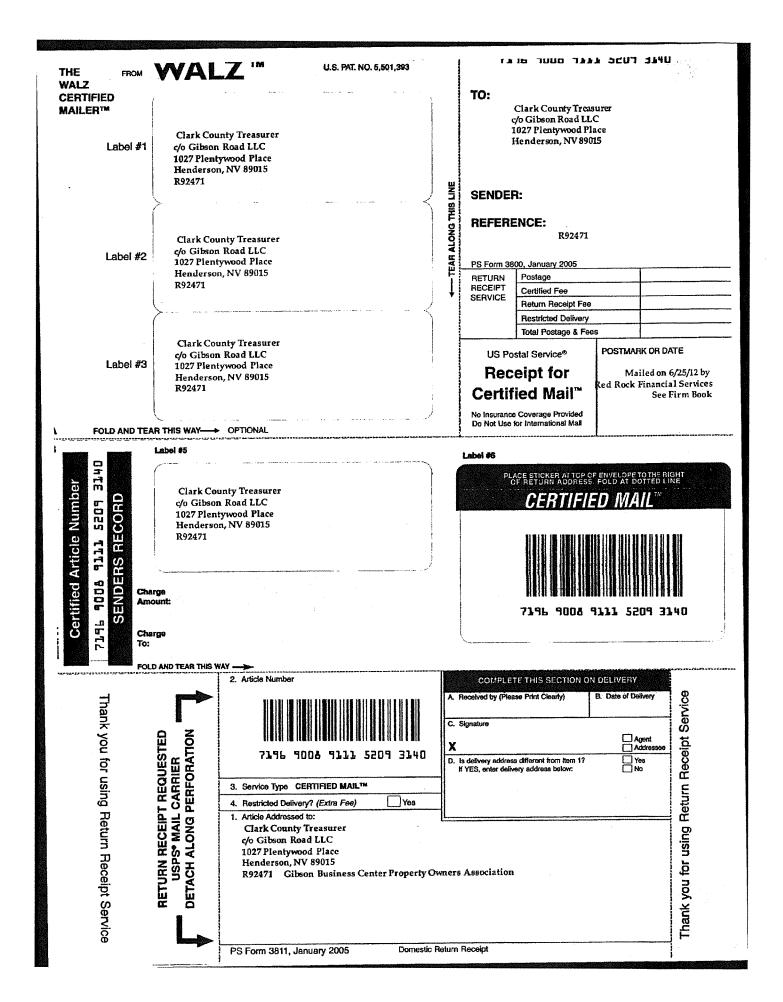
# EXHIBIT 41

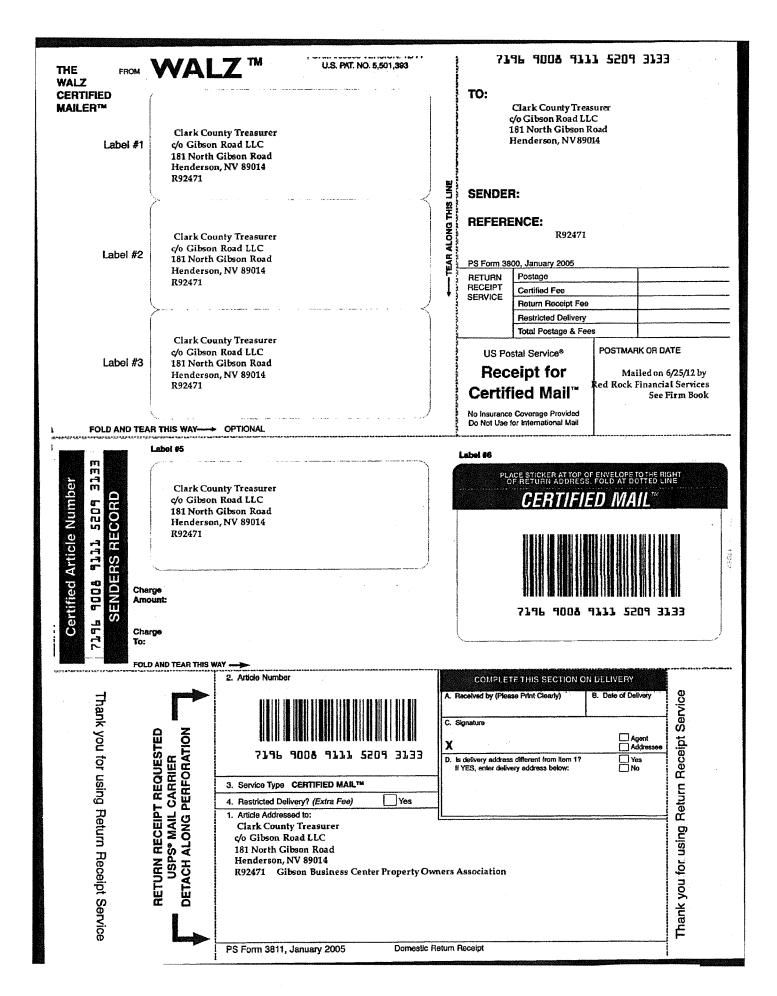
# EXHIBIT 41

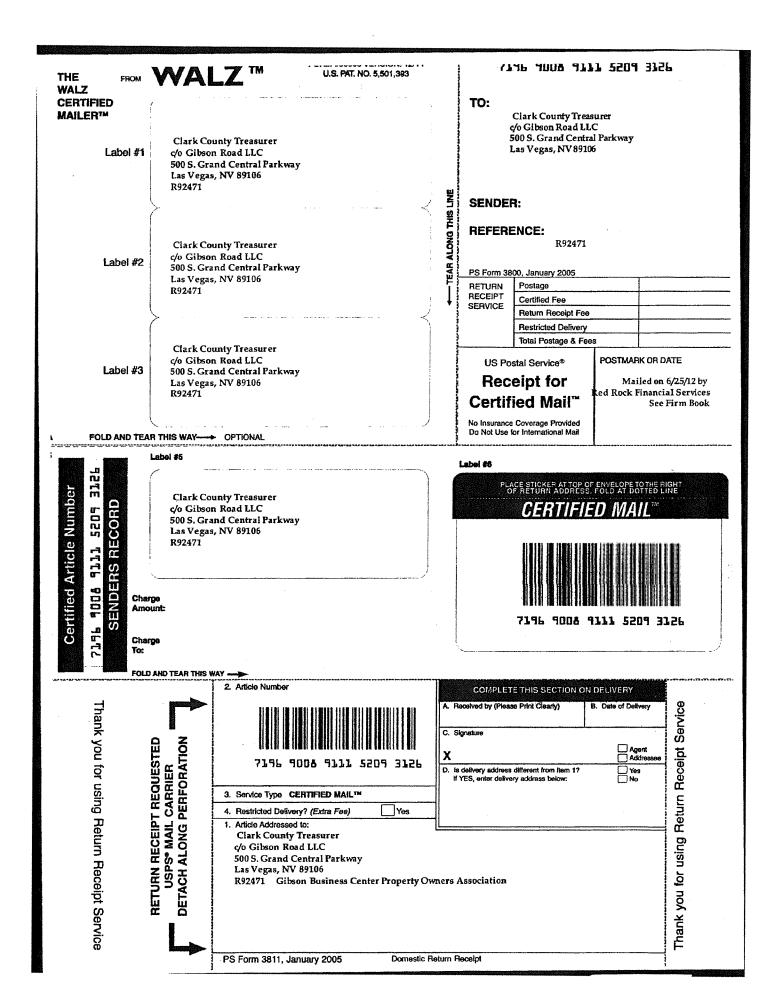


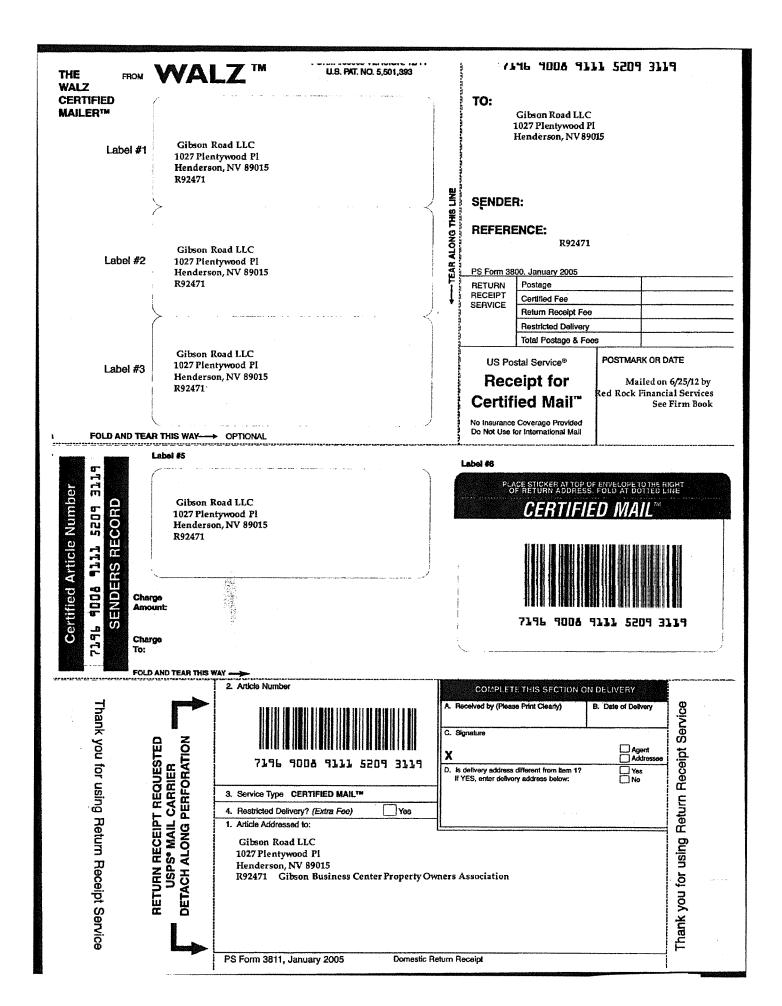
MAILING AFFIDAVIT
File Number: R 9711
STATE OF NEVADA ) Ss.
COUNTY OF CLARK )
The declarant, whose signature appears below, and who is an employee of Red Rock Financial Services, states that he/she is now and at all times herein mentioned was, a citizen of the United States and over the age of eighteen (18) years; on the date as set forth below, he/she personally mailed the Notice, of which the annexed is a true copy, upon the addressee attached hereto, by depositing in the United States Mail in the County set forth above, an envelope, certified and first class with postage prepaid thereon, containing a copy of such Notice, addressed to the attached named person(s) at the address herein attached stated.
I declare under the penalty of perjury that the foregoing is true and correct.
Dated:
Signature
See Attached Pages

Revised 4/3:08











June 25, 2012

Sent Certified and First Class Mail

Clark County Treasurer c/o Gibson Road LLC 1027 Plentywood Place Henderson, NV 89015 R92471

Re:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

Dear Clark County Treasurer,

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

This letter is being sent as a courtesy as we have attempted several times to contact you. The Association has requested that our office review and prepare the account for foreclosure for unpaid assessments. You must contact our office by July 9, 2012 to discuss arrangements for payment. Failure to contact our office by July 9, 2012 may result in the immediate foreclosure sale of the property.

Additional information regarding this account can be obtained at <a href="www.rrfs.com">www.rrfs.com</a>. Please contact the office of Red Rock Financial Services at 702-932-6887 with any questions.

Regards,

Red Rock Financial Services

Red Rock Financial Services

7251 Amigo Street, Suite 100 Las Vegas, NV 89119

www.rrfs.com

Phone: 702-932-6887 Toll Free: 888-319-9460 Fax: 702.341.7733

ly surding poor check, phase be event that you are exhibiting. Bud flock Financhi Sankes to ice in the Edermation on your check in make a sourtime sixturate deal from your accessed at the Financhi Institution Indicated on your check. This electronic deals will be for the amount of your check to additional embart will be added to the amount. (If we cannot credit to endouring a your properties of the part your private processed and appearance at (107) 237-4487. I bears content the



June 25, 2012

Sent Certified and First Class Mail

Clark County Treasurer c/o Gibson Road LLC 181 North Gibson Road Henderson, NV 89014 R92471

Re:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

Dear Clark County Treasurer,

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Regards,

Red Rock Financial Services

Red Rock Financial Services

7251 Amigo Street, Suite 100 Las Vegas, NV 89119

www.rrfs.com

Phone: 702-932-6887 Toll Free: 888-319-9460 Fax: 702.341.7733

by anothy your cheek, place he resure that you are softening find Nuck Bascall Services to use he belowation on your cheek to make a one-time sinctrock cheld how your account at the financial invitables indicated an your check. The chetroit doubt will be for the services of your cheek, no additional amount will be added to this amount. (If we cannot colority on private propers now he knew a doubt against your account.) Places contact the Accounts Recorded department of (201) 903-4037 to learn about offers represed upon colories to not knew place) any present processed in this manner.



June 25, 2012

Sent Certified and First Class Mail

Clark County Treasurer c/o Gibson Road LLC 500 S. Grand Central Parkway Las Vegas, NV 89106 R92471

Re:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

Dear Clark County Treasurer,

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

This letter is being sent as a courtesy as we have attempted several times to contact you. The Association has requested that our office review and prepare the account for foreclosure for unpaid assessments. You must contact our office by July 9, 2012 to discuss arrangements for payment. Failure to contact our office by July 9, 2012 may result in the immediate foreclosure sale of the property.

Additional information regarding this account can be obtained at <u>www.rrfs.com</u>. Please contact the office of Red Rock Financial Services at 702-932-6887 with any questions.

Regards,

Red Rock Financial Services

Red Rock Financial Services

7251 Amigo Street, Suite 100 Las Vegas, NV 89119

www.rrfs.com

Phone: 702-932-6887 TollFree: 888-319-9460 Fax: 702.341.7733

by sending your check, please be main? that you are authorizing fled fleck Pleanchi Sarvices to use the information on your check to make a constitue abericant debt from your account at the fleanchi restitution indicated on your check. This adecrease debt will be first be amounted from the content of the content content to present or the content of the content of



June 25, 2012

Sent Certified and First Class Mail

Gibson Road LLC 1027 Plentywood Pl Henderson, NV 89015 R92471

Re:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

Dear Gibson Road LLC,

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

This letter is being sent as a courtesy as we have attempted several times to contact you. The Association has requested that our office review and prepare the account for foreclosure for unpaid assessments. You must contact our office by July 9, 2012 to discuss arrangements for payment. Failure to contact our office by July 9, 2012 may result in the immediate foreclosure sale of the property.

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Regards,

Red Rock Financial Services

Red Rock Financial Services

🏿 7251 Amigo Street, Suite 100 Las Vegas, NV 89119

www.rrfs.com

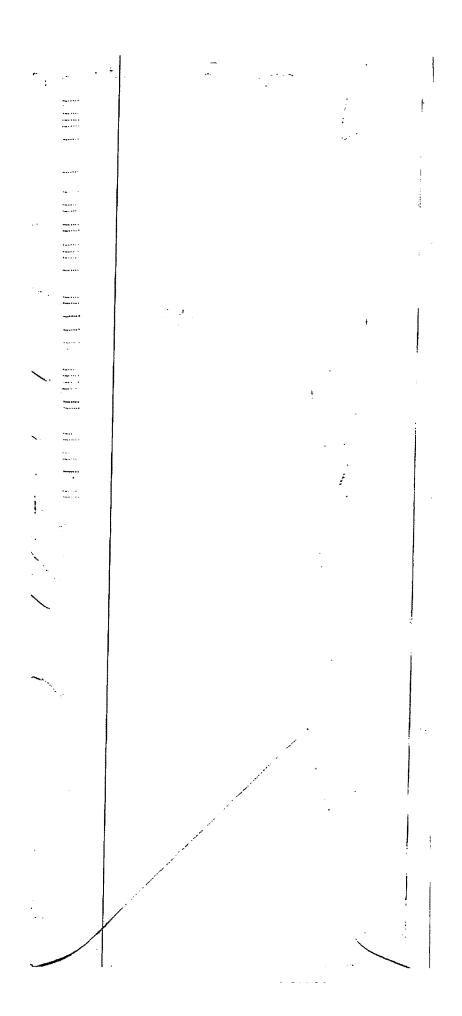
M Phone: 702-932-6887 Toll Free: 888-319-9460 Fax: 702.341.7733

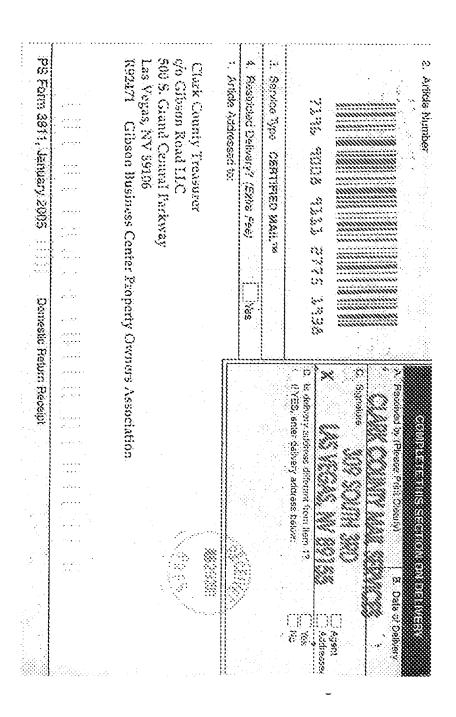
ly sending your check, please he armee that you are austorable. Hell Pock Placetal Services to sea the beformable on your check to make a new-time shockout deak from your accessed at the Ranchil Institution. Indicated an your check: an additional amount will be added to the Januarie. (One cannot colect your encloses symmest, was sell state a death against your accessed; and added to the Januarie Colect your encloses.) Accounts tecosome department 12 (20) 21-4867 to bear hours done took preferred colorers should you service to not have severe in the second.

# EXHIBIT 42

# EXHIBIT 42



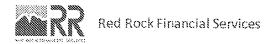




# PRINT YOUR NAME, ADDRESS AND ZIP-CODE BELOW

Holden Head Head of the Head o

\$75 COS Hallbambambambambahallalada



Clark County Treasurer c/o Gibson Road LLC 1027 Plentywood Place Henderson, NV 89015 R92471

Re:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

Dear Clark County Treasurer:

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

This letter is being sent to you as a courtesy. As previously advised, Nevada Revised Statutes allow Red Rock Financial Services on behalf of the above referenced Association, to record a Notice of Sale Pursuant to the Lien for Delinquent Assessments. The "Permission for Publication of Non-Judicial Foreclosure Sale" will be mailed to the Gibson Business Center Property Owners Association Board of Directors for signature to publish the above property for sale in 30 DAYS.

Your choice to not reinstate the above account has resulted in the recordation of the Lien for Delinquent Assessments and the Notice of Default and Election to Sell Pursuant to the Lien for Delinquent Assessments on the above referenced property, which was mailed to you via first class and certified mail.

Please contact Red Rock Financial Services office immediately to pay the account in full or to make alternate payment arrangements. If you choose not to reinstate the account, Red Rock Financial Services may have no other alternative but to mail the "Permission for Publication of Non-Judicial Foreclosure Sale" to the Board in 30 days. If the Board signs the Permission Form, Red Rock Financial Services will proceed with the preparation and recordation of the Notice of Sale Pursuant to the Lien for Delinquent Assessments.

If payment in full is not received or alternate payment arrangements are not made within 30 days from the date of this letter, the above account may have approximately \$900.00 in collection fees and costs added to the account balance.

To reinstate your account, you must contact Red Rock Financial Services to obtain "up to date" payoff figures. Payment must be in the form of a cashier's check or money order. Red Rock Financial Services does not accept personal checks. Please ensure the account number is listed on any payments remitted to our office.

Additional information regarding this account can be obtained at <a href="www.rrfs.com">www.rrfs.com</a>. Please contact the office of Red Rock Financial Services at 702-932-6887 with any questions.

Regards,

Red Rock Financial Services

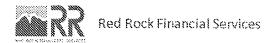
Red Rock Financial Services

💥 7251 Amigo Street, Suite 100 Las Vegas, NV 89119

www.rrfs.com

Phone: 702-932-6887 Toll Free: 888-319-9460 Fax: 702.341.7733

by sending your check, please be aware that you are withinking. Bed Rick Francial Services to use the information on your check to make a one-time electronic dest from your account at the financial estation, inicialed on you check to be for the amount of your checks no additions amount will be added to the amount collect your electronic payment, we will issue a draft against your account.) Pease contact the Accounts Peasehable destinants of (702) 922-9657 to learn account of their payment opports should your prefer to not here your payment uponcessed in the manner.



Clark County Treasurer c/o Gibson Road LLC 181 North Gibson Road Henderson, NV 89014 R92471

Re: 181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

Dear Clark County Treasurer:

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

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Your choice to not reinstate the above account has resulted in the recordation of the Lien for Delinquent Assessments and the Notice of Default and Election to Sell Pursuant to the Lien for Delinquent Assessments on the above referenced property, which was mailed to you via first class and certified mail.

Please contact Red Rock Financial Services office immediately to pay the account in full or to make alternate payment arrangements. If you choose not to reinstate the account, Red Rock Financial Services may have no other alternative but to mail the "Permission for Publication of Non-Judicial Foreclosure Sale" to the Board in 30 days. If the Board signs the Permission Form, Red Rock Financial Services will proceed with the preparation and recordation of the Notice of Sale Pursuant to the Lien for Delinquent Assessments.

If payment in full is not received or alternate payment arrangements are not made within 30 days from the date of this letter, the above account may have approximately \$900.00 in collection fees and costs added to the account balance.

To reinstate your account, you must contact Red Rock Financial Services to obtain "up to date" payoff figures. Payment must be in the form of a cashier's check or money order. Red Rock Financial Services does not accept personal checks. Please ensure the account number is listed on any payments remitted to our office.

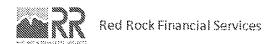
Additional information regarding this account can be obtained at <a href="www.rrfs.com">www.rrfs.com</a>. Please contact the office of Red Rock Financial Services at 702-932-6887 with any questions.

Regards,

Red Rock Financial Services

Red Rock Financial Services 7251 Amigo Street, Suite 100 Las Vegas, NV 89119

Sy sending your check, Please be aware that you are authorizing. Bed Bock Financial. Services to use the information, on your check to make a one-time section coold from your account at the financial institution, included on your creat. This decitionic debt, will be for the amount of your check; no additional amount will be added to the amount. (If we cannot collect your electronic payment, we will issue a direct against your account.) Please contact the Accounts Sectionable department of a (702), 927-837 for least a voicy other payment options should your price to not have your cayment processed in this manner.



Clark County Treasurer c/o Gibson Road LLC 500 S. Grand Central Parkway Las Vegas, NV 89106 R92471

Re: 181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

Dear Clark County Treasurer:

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

This letter is being sent to you as a courtesy. As previously advised, Nevada Revised Statutes allow Red Rock Financial Services on behalf of the above referenced Association, to record a Notice of Sale Pursuant to the Lien for Delinquent Assessments. The "Permission for Publication of Non-Judicial Foreclosure Sale" will be mailed to the Gibson Business Center Property Owners Association Board of Directors for signature to publish the above property for sale in 30 DAYS.

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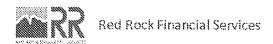
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Gibson Road LLC 1027 Plentywood Pl Henderson, NV 89015 R92471

Re:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

Dear Gibson Road LLC:

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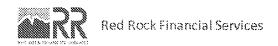
Red Rock Financial Services

Red Rock Financial Services 38 7251 Amigo Street, Suite 100 Las Vegas, NV 89119

**Phone:** 702-932-6887 Toll Free: 888-319-9460 Fax: 702.341.7733

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GIBSON BUSINESS PARK PROPERTY OWNERS ASSOCIATION Attn: Mortgage Division C/O THE CORPORATION TRUST COMPANY OF NEVADA 311 S DIVISION ST CARSON CITY, NV 89703 R92471

Re:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

To Whom It May Concern:

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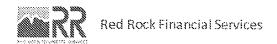
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3 7251 Amigo Street, Suite 100 Las Vegas, NV 89119

www.rrfs.com

M Phone: 702-932-6887 Toll Free: 888-319-9460 Fax: 702.341.7733

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CELTIC BANK CORPORATION Attn: Mortgage Division C/O ROBERTA MERRYMAN 340 EAST 400 SOUTH SALT LAKE CITY, UT 84111 R92471

Re: 181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

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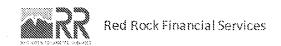
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Red Rock Financial Services 38 7251 Amigo Street, Suite 100 Las Vegas, NV 89119

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SILVER STATE BANK Attn: Mortgage Division C/O VALLE VERDE BRANCH 691 N. VALLE VERDE DRIVE HENDERSON, NV 89014 R92471

Re:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

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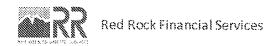
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3 7251 Amigo Street, Suite 100 Las Vegas, NV 89119

www.rrfs.com

**Phone:** 702-932-6887 Toll Free: 888-319-9460 Fax: 702.341.7733

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LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE Attn: Mortgage Division
181 N GIBSON RD
HENDERSON, NV 89014
R92471

Re:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

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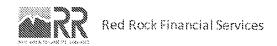
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LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE Attn: Mortgage Division 1027 PLENTYWOOD PL HENDERSON, NV 89002-9248 R92471

Re:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

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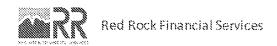
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TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC Attn: Mortgage Division 181 N GIBSON RD HENDERSON, NV 89014 R92471

Re:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

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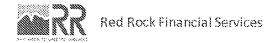
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LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE Attn: Mortgage Division 500 S. GRAND CENTRAL PARKWAY LAS VEGAS, NV 89014 R92471

Re: 181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association / R92471

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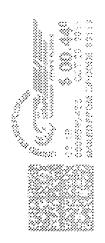
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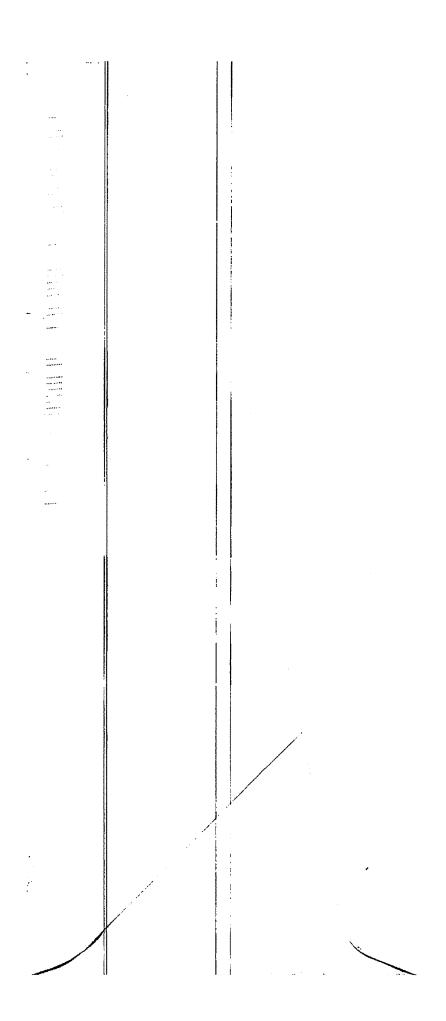
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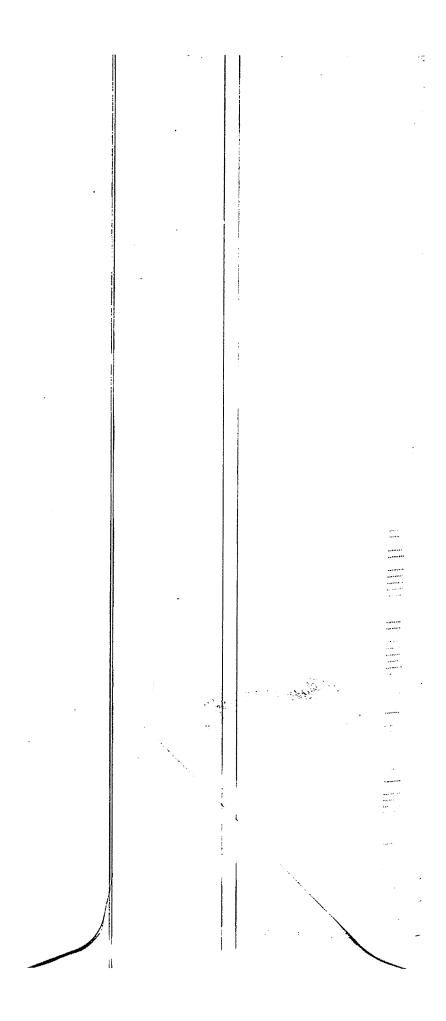
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#### IN THE SUPREME COURT OF THE STATE OF NEVADA

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VEGAS UNITED INVESTMENT SERIES 105, INC., A NEVADA DOMESTIC CORPORATION, Appellan	) ) ) t, )	Electronically Filed Nov 02 2018 03:25 p.n Supreme Court No. 袒腔abeth A. Brown Clerk of Supreme Cou
VS.	)	
CELTIC BANK CORPORATION, SUCCESSOR-IN-INTEREST TO SILVER STATE BANK BY ACQUISITION OF ASSETS FROM THE FDIC AS RECEIVER FOR SILVER STATE BANK, A UTAH BANKING CORPORATION ORGANIZED AND IN GOOD STANDING WITH THE LAWS OF THE STATE OF UTAH, Respondent	) ) ) ) ) ) ) ) (ss.)	
	/	

#### **APPEAL**

From the Eighth Judicial District Court,

The Honorable Susan H. Johnson, District Judge

District Court Case No. A-15-728233-C

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#### JOINT APPENDIX VOLUME XI

Roger P. Croteau, Esq. Nevada Bar No. 4958 Timothy E. Rhoda, Esq. Nevada Bar No. 7878

ROGER P. CROTEAU AND ASSOCIATES, LTD

2810 W. Charleston Blvd, Suite 75 Las Vegas, NV 89102

Telephone: (702) 254-7775 Facsimile: (702) 228-7719

Attorneys for Plaintiff/Appellant Vegas United Investment Series 105, Inc.

## AMENDED INDEX OF APPENDIX – CHRONOLOGICAL

Date	Document	Page
11/25/2015	VOLUME 1	0001
11/25/2015	Complaint	0001
12/3/2015	Summons - Gibson Business Center Property Owner Association	0099
12/7/2015	Affidavit of Service - Vegas United Investment Series 105 Inc.	0103
12/8/2015	Answer	0105
1 /4/2016	VOLUME 2	0100
1/4/2016	Answer and Counterclaim	0108
1/5/2016	Summons - Gibson Road LLC	0126
2/5/2016	Default - Gibson Road, LLC	0129
2/17/2016	Affidavit - Gibson Road	0131
4/6/2016	Affidavit of Attempted Service	0133
4/8/2016	Affidavit of Service	0135
4/29/2016	Default of Gibson Road, LLC (as to Counterclaim)	0137
5/31/2016	Stipulation and Order Disclaiming Interest and Dismissing Gibson	0140
	Business Center Property Owner Association Without Prejudice	
3/7/2017	Answer to Counterclaim	0143
	VOLUME 3	
5/2/2017	Deposition Transcript of Charles Schmidt	0156
6/30/2017	Plaintiff's Pre-Trial Disclosure	0212
7/28/2017	Amended Notice of 2.67 Conference	0220
8/4/2017	Joint Pre-Trial Memorandum	0223
	VOLUME 4	
8/8/2017	Celtic Bank Corporation's E.D.C.R. 7.27 Civil Trial Memorandum	0248
8/8/2017	Order Granting Stipulation and Order to Dismiss Defendant Republic	0289
	Services, Inc.	
8/15/2017	Notice of Supplemental Authority	0292
8/25/2017	Findings of Fact, Conclusions of Law and Judgment	0306
9/5/2017	Notice of Entry of Order of Findings of Fact, Conclusions of Law and	0323
	Judgment	
	VOLUME 5	
9/6/2017	Memorandum of Costs and Disbursements	0342
9/28/2017	Notice of Appeal	0516
9/28/2017	Case Appeal Statement	0519
10/2/2017	Order and Judgment re: Memorandum of Costs and Disbursements	0524
10/3/2017	Notice of Entry Of Order and Judgment re: Memorandum of Costs	0527
	and Disbursements	
11/6/2017	Amended Notice of Appeal	0532
11/21/2017	Order Denying Vegas United Investment Series 105, Inc.'s Motion for	0535
	Injunction Pending Appeal on Order Shortening Time	
11/21/2017	Notice of Entry of Order Denying Vegas United Investment Series	0538
	105, Inc.'s Motion for Injunction Pending Appeal on Order Shortening	
	Time	
5/7/2017	Stipulation and Order to Certify Final Judgment	0543
5/10/2017	Notice of Entry of Stipulation and Order to Certify Final Judgment	0548

## AMENDED INDEX OF APPENDIX – CHRONOLOGICAL

	VOLUME 6	
8/9/2017	Recorders Transcript of Bench Trial - Day 1	0557
	VOLUME 7	
8/10/2017	Recorders Transcript of Bench Trial - Day 2	0799
	VOLUME 8	
8/11/2017	Recorders Transcript of Bench Trial - Day 3	0928
Stipulated	ı y	
Trial Exhibit	Document	PAGE
No.		
	VOLUME 9	
	Declaration of Protective Covenants, Conditions and Restriction	1074
1	Gibson Business Park, Phase One, Clark County Covenant,	
	Conditions and Restrictions recorded 09/11/8	
2	First Amendment to Declaration of Protective Covenants, Conditions	1124
	and Restriction Gibson Business Park, Phase One, Clark County	
	recorded 10/24/94	
3	Covenant Condition and Restrictions recorded 03/18/04	1130
4	Promissory Note dated 12/09/05 and Allonge	1162
5	Re-Recorded Deed of Trust recorded 01/23/06	1168
6	Assignment of Rents Recorded 01/23/06	1208
	VOLUME 10	
7	Assignment of Deed of Trust recorded 11/09/09	1234
8	Assignment of Rents Recorded 11/09/09	1237
9	Lien for Delinquent Assessments recorded 08/23/11	1240
10	Notice of Default and Election to Sell recorded 10/14/11	1242
11	First American Title Trustee's Sale Guarantee dated 10/21/11	1246
12	Red Rock Financial letter to Celtic Bank and other entities dated	1260
	12/21/11	
13	Email from Ashley Panon/Red Rock to Sjones@marwestre.com dated	1268
	8/12/13	
14	Tax Trustee Certificate recorded 12/26/13	1271
15	Notice of Sale recorded 02/26/14	1273
16	Red Rock Emails dated 03/21/14 re: sale	1282
17	Foreclosure Deed recorded 4/17/14	1285
18	Assessor Correspondence to Vegas United dated 05/03/14	1289
19	Past Due Property Tax Notices to Borrower dated 06/09/14	1296
20	Notice of Default and Election to Sell recorded 03/02/15	1300
21		1307
22	Tax Trustee Deed recorded 06/11/15	1312
23		1314
24	Notice of Intent to Deed dated 10/13/15	1319
25		1321
-		
26	Treasurer's Deed of Reconveyance recorded 11/05/15	1323
22 23 24 25	Email chain between Jeffrey I. Orgill and Maricela Carrera, et al re: Clark County Trustee Auction-Parcel 178-15-511-042 dated 10/2015 Notice of Intent to Deed dated 10/13/15  Wire Confirmation from Celtic Bank to Bank of America in the amount of \$18,281.67 dated 10/29/15	1312 1314 1319 1321

## AMENDED INDEX OF APPENDIX – CHRONOLOGICAL

27	Re-recorded Foreclosure Deed recorded 4/4/16	1326
28	First American Title Insurance Company National Commercial	1334
	Services dated 11/9/15	
29	Notices	1357
30	Certified Mailings of Affidavits dated 10/20/11	1393
31	Certificates of Mailing with Affidavit of Service for Notice of	1406
	Foreclosure Sale Recorded on 2/26/14	
32	Certificate of Sale dated 3/21/14	1428
33	Foreclosure Deed dated 4/15/14	1430
34	Excess Proceeds to Dues Accounting	1434
	VOLUME 11	
35	Foreclosure Deed to Charles Schmidt	1456
36	Notice to Proceed with HOA Sale	1463
37	Charles Schmidt \$30,000 Payment	1477
38	Notice of Foreclosure Sale/Affidavit of Mailing	1483
39	Gibson HOA Permission Documents	1500
40	Affidavit of Service -Gibson Road, LLC	1505
41	Certificate of Mailing of Demand for Payment	1512
42	Letter Request Notice of Delinquent Assessment/Recorded on	1522
	8/23/11, and Notice of Default and Election to Sue dated 10/14/11	1022
43	Certified Mailings	1551
44	Notice of Default and election to Sell Pursuant to the Lien for	1570
	Delinquent Assessment (NOD)	
45	Mailing Affidavit for NOD	1577
46	Mailing Affidavit for Lien for Delinquent Assessments	1593
47	Stewart Title Preliminary Title Report dated 07/13/14	1602
48	Letter dated 04/30/15	1639
49	Orgill Emails dated 06/05/14	1644
50	Shapiro, Esq. Letter dated 08/01/14	1647
51	Shapiro Email dated 08/01/14	1649
52	Gibson Business Center Property Owner Association pursuant to	1652
	Subpoena Duces Tecum dated 03/23/17 (the "HOA," and/or "Gibson	
	HOA") Certificates of Mailing	
	VOLUME 12	
53	Letter from J. Shapiro, Esq. to Red Rock Financial Services in HOA	1688
	files with all policies and proofs of service	
54	Affidavit of Mailing for Notice of Foreclosure Sale with related	1767
	documents in HOA files	
55	HOA Notice of Sale with Pre Audit Checklist	1787
56	Red Rock Financial Services Homeowners Progress Report	1789
57	Certified Mail Celtic Bank Received dated 10/24/11	1792
58	First American Trustee's Sale Guarantee - HOA Assessment Lien	1811
59	Mailing and NOD	1826

## AMENDED INDEX OF APPENDIX – ALPHABETICAL

Document	Volume	:	Page
Affidavit - Gibson Road	2	:	0131
Affidavit of Attempted Service	2	:	0133
Affidavit of Mailing for Notice of Foreclosure Sale with related			
documents in HOA files	12	:	1767
Affidavit of Service	2	:	0135
Affidavit of Service - Vegas United Investment Series 105 Inc.	1	:	0103
Affidavit of Service -Gibson Road, LLC	11	:	1505
Amended Notice of 2.67 Conference	3	:	0220
Amended Notice of Appeal	5	:	0532
Answer	1	:	0105
Answer and Counterclaim	2	:	0108
Answer to Counterclaim	2	:	0143
Assessor Correspondence to Vegas United dated 05/03/14	10	:	1289
Assignment of Deed of Trust recorded 11/09/09	10	•	1234
Assignment of Rents Recorded 01/23/06	9	•	1208
Assignment of Rents Recorded 11/09/09	10	•	1237
Case Appeal Statement	5	•	0519
Cease and Desist Letter to Celtic dated April 30, 2015	10	•	1307
Celtic Bank Corporation's E.D.C.R. 7.27 Civil Trial Memorandum	4	•	0248
Certificate of Mailing of Demand for Payment	11	•	1512
Certificate of Sale dated 3/21/14	10	•	1428
Certificates of Mailing with Affidavit of Service for Notice of Foreclosure	10	•	1.20
Sale Recorded on 2/26/14	10	:	1406
Certified Mail Celtic Bank Received dated 10/24/11	12	:	1792
Certified Mailings	11	:	1551
Certified Mailings of Affidavits dated 10/20/11	10	:	1393
Charles Schmidt \$30,000 Payment	11	:	1477
Complaint	1	:	0001
Covenant Condition and Restrictions recorded 03/18/04	9	:	1130
Declaration of Protective Covenants, Conditions and Restriction Gibson			
Business Park, Phase One, Clark County Covenant, Conditions and			
Restrictions recorded 09/11/8	9	:	1074
Default - Gibson Road, LLC	2	:	0129
Default of Gibson Road, LLC (as to Counterclaim)	2	:	0137
Deposition Transcript of Charles Schmidt	3	:	0156
Email chain between Jeffrey I. Orgill and Maricela Carrera, et al re: Clark			
County Trustee Auction-Parcel 178-15-511-042 dated 10/2015	10	:	1314
Email from Ashley Panon/Red Rock to Sjones@marwestre.com dated	10		10.00
8/12/13	10	:	1268
Excess Proceeds to Dues Accounting	10	:	1434

## AMENDED INDEX OF APPENDIX – ALPHABETICAL

Findings of Fact, Conclusions of Law and Judgment	4 : 0306
First Amendment to Declaration of Protective Covenants, Conditions and	
Restriction Gibson Business Park, Phase One, Clark County recorded	0 1124
10/24/94  First American Title Insurance Company National Commercial Services	9 : 1124
First American Title Insurance Company National Commercial Services dated 11/9/15	10 : 1334
First American Title Trustee's Sale Guarantee dated 10/21/11	10 : 1246
First American Trustee's Sale Guarantee - HOA Assessment Lien	12 : 1811
Foreclosure Deed dated 4/15/14	10 : 1430
Foreclosure Deed recorded 4/17/14	10 : 1285
Foreclosure Deed to Charles Schmidt	11 : 1456
Gibson Business Center Property Owner Association pursuant to	
Subpoena Duces Tecum dated 03/23/17 (the "HOA," and/or "Gibson	
HOA") Certificates of Mailing	11 : 1652
Gibson HOA Permission Documents	11 : 1500
HOA Notice of Sale with Pre Audit Checklist	12 : 1787
Joint Pre-Trial Memorandum	3 : 0223
Letter dated 04/30/15	11 : 1639
Letter from J. Shapiro, Esq. to Red Rock Financial Services in HOA files	
with all policies and proofs of service	12 : 1688
Letter Request Notice of Delinquent Assessment/Recorded on 8/23/11,	11 1522
and Notice of Default and Election to Sue dated 10/14/11	11 : 1522
Lien for Delinquent Assessments recorded 08/23/11	10 : 1240
Mailing Affidavit for Lien for Delinquent Assessments	11 : 1593
Mailing Affidavit for NOD	11 : 1577
Mailing and NOD	12 : 1826
Memorandum of Costs and Disbursements	5 : 0342
Notice of Appeal	5 : 0516
Notice of Default and election to Sell Pursuant to the Lien for Delinquent	44 455
Assessment (NOD)	11 : 1570
Notice of Default and Election to Sell recorded 03/02/15	10 : 1300
Notice of Default and Election to Sell recorded 10/14/11	10 : 1242
Notice of Entry Of Order and Judgment re: Memorandum of Costs and	5 0527
Disbursements  Notice of Entry of Order Denvine Veges United Investment Spring 105	5 : 0527
Notice of Entry of Order Denying Vegas United Investment Series 105, Inc.'s Motion for Injunction Pending Appeal on Order Shortening Time	5 0538
Notice of Entry of Order of Findings of Fact, Conclusions of Law and	3 0338
Judgment	4 : 0323
Notice of Entry of Stipulation and Order to Certify Final Judgment	5 : 0548
Notice of Foreclosure Sale/Affidavit of Mailing	11 : 1483
Notice of Intent to Deed dated 10/13/15	10 : 1319
Notice of Sale recorded 02/26/14	10 : 1273
	10 . 12/3

## AMENDED INDEX OF APPENDIX – ALPHABETICAL

Notice of Supplemental Authority	4 : 0292
Notice to Proceed with HOA Sale	11 : 1463
Notices	10 : 1357
Order and Judgment re: Memorandum of Costs and Disbursements	5 : 0524
Order Denying Vegas United Investment Series 105, Inc.'s Motion for	
Injunction Pending Appeal on Order Shortening Time	5 0535
Order Granting Stipulation and Order to Dismiss Defendant Republic	
Services, Inc.	4 : 0289
Orgill Emails dated 06/05/14	11 : 1644
Past Due Property Tax Notices to Borrower dated 06/09/14	10 : 1296
Plaintiff's Pre-Trial Disclosure	3 : 0212
Promissory Note dated 12/09/05 and Allonge	9 : 1162
Recorders Transcript of Bench Trial - Day 1 August 9, 2017	6 : 0557
Recorders Transcript of Bench Trial - Day 2 August 10, 2017	7 : 0799
Recorders Transcript of Bench Trial - Day 3 August 11, 2017	8 : 0928
Red Rock Emails dated 03/21/14 re: sale	10 : 1282
Red Rock Financial letter to Celtic Bank and other entities dated 12/21/1	10 : 1260
Red Rock Financial Services Homeowners Progress Report	12 : 1789
Re-Recorded Deed of Trust recorded 01/23/06	9 : 1168
Re-recorded Foreclosure Deed recorded 4/4/16	10 : 1326
Shapiro Email dated 08/01/14	11 : 1649
Shapiro, Esq. Letter dated 08/01/14	11 : 1647
Stewart Title Preliminary Title Report dated 07/13/14	11 : 1602
Stipulation and Order Disclaiming Interest and Dismissing Gibson	
Business Center Property Owner Association Without Prejudice	2 : 0140
Stipulation and Order to Certify Final Judgment	5 : 0543
Summons - Gibson Business Center Property Owner Association	1 : 0099
Summons - Gibson Road LLC	2 : 0126
Tax Trustee Certificate recorded 12/26/13	10 : 1271
Tax Trustee Deed recorded 06/11/15	10 : 1312
Treasurer's Deed of Reconveyance recorded 11/05/15	10 : 1323
Wire Confirmation from Celtic Bank to Bank of America in the amount of	10 . 1323
\$18,281.67 dated 10/29/15	10 : 1321

## EXHIBIT 35

# EXHIBIT 35



File Number: R 9047/	-		MAILING AFFIDAVIT
STATE OF NEVADA	)	C	
COUNTY OF CLARK .	)	Ss.	

The declarant, whose signature appears below, and who is an employee of Red Rock Financial Services, states that he/she is now and at all times herein mentioned was, a citizen of the United States and over the age of eighteen (18) years; on the date as set forth below, he/she personally mailed the Notice, of which the annexed is a true copy, upon the addressee attached hereto, by depositing in the United States Mail in the County set forth above, an envelope, certified and first class with postage prepaid thereon, containing a copy of such Notice, addressed to the attached named person(s) at the address herein attached stated.

I declare under the penalty of perjury that the foregoing is true and correct.

Dated: 3/3///

Signature

See Attached ____ Pages

Revised 4/3/08

U.S. PAT. NO. 5,501,393 7196 9008 9111 1346 8390 THE WALZ CERTIFIED TO: **MAILER™** Vegas United Investment Series 105 Vegas United Investment Series 105 Label #1 c/o Charles Schmidt c/o Charles Schmidt 2676 Ponte Vecchio Terrace 2676 Ponte Vecchio Terrace Henderson, NV 89052 Henderson, NV 89052 R92471 SENDER: REFERENCE: Vegas United Investment Series 105 R92471 Label #2 c/o Charles Schmidt PS Form 3800, January 2005 2676 Ponte Vecchio Terrace Henderson, NV 89052 RETURN Postage RECEIPT R92471 Certified Fee SERVICE Return Receipt Fea Restricted Delivery Total Postage & Fees Vegas United Investment Series 105 USPS* POSTMARK OR DATE Label #3 c/o Charles Schmidt Receipt for 2676 Ponte Vecchio Terrace Henderson, NV 89052 Certified Mail Red Rock Financial Services R92471 See Firm Book No Insurance Coverage Provided Do Not Use for International Mail FOLD AND TEAR THIS WAY ---- OPTIONAL PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF RETURN ADDRESS. FOLD AT DOTTED LINE Certified Article Number Vegas United Investment Series 105 c/o Charles Schmidt 2676 Ponte Vecchio Terrace Henderson, NV 89052 R92471 SEND Charge Amount: 71.96 9004 9111 1346 4390 Charge FOLD AND TEAR THIS WAY 2. Article Number COMPLETE THIS SECTION ON DELIVERY Thank you for using Return Receipt Service A. Received by (Please Print Clearly) B. Date of Delivery Receipt Service C. Signature RETURN RECEIPT REQUESTED **DETACH ALONG PERFORATION** Agent Addressee 7196 9008 9111 1346 8390 USPS* MAIL CARRIER Is delivery address different from item 1?
 If YES, enter delivery address below: Yes No 3. Service Type CERTIFIED MAIL™ Return 4. Restricted Delivery? (Extra Fee) 1. Article Addressed to: Thank you for using Vegas United Investment Series 105 c/o Charles Schmidt 2676 Fonte Vecchio Terrace Henderson, NV 89052 R92471 Gibson Business Center Property Owners Association PS Form 3811, January 2005 Domestic Return Receipt

Mail and Return Tax statement to: Vegas United Investment Series 195 2676 Ponte Vecchio Terrace Henderson, NV 80052

APN # 178-15-511-042

#### FORECLOSURE DEED

The undersigned declares:

Red Rock Financial Services, herein called agent for (Gibson Business Center Property Owners Association), was the duly appointed agent under that certain Lien for Delinquent Assessments, recorded 08:23:2011 as instrument number 0001011 Book 20110823, in Clark County. The previous owner as reflected on said lien is GfBSON ROAD LLC. Red Rock Financial Services as agent for Gibson Business Center Property Owners Association does hereby grant and convey, but without warranty expressed or implied to: Vegas United Investment Series 105 (herein called grantee), pursuant to NRS 116.31162, 116.31163 and 116.31164, all its right, title and interest in and to that certain property legally described as: GIBSON BUSINESS PARK 3 PLAT BOOK 56 PAGE 36 PT LOT 1 which is commonly known as 181 N Gibson Rd Henderson, NV 89014.

#### AGENT STATES THAT:

This conveyance is made pursuant to the powers conferred upon agent by Nevada Revised Statutes, the Gibson Business Center Property Owners Association governing documents (CC&R's) and that certain Lien for Delinquent Assessments, described herein. Default occurred as set forth in a Notice of Default and Election to Sell, recorded on 10/14/2011 as instrument number 0001581 Book 20111014 which was recorded in the office of the recorder of said county. Red Rock Financial Services has complied with all requirements of law including, but not limited to, the clapsing of 90 days, mailing of copies of Lien for Delinquent Assessments and Notice of Default and the posting and publication of the Notice of Sale. Said property was sold by said agent, on behalf of Gibson Business Center Property Owners Association at public auction on 3/21/2014, at the place indicated on the Notice of Sale. Grantee being the highest bidder at such sale became the purchaser of said property and paid therefore to said agent the amount bid \$30,000.00 in lawful money of the United States, or by satisfaction, pro tanto, of the obligations then secured by the Lien for Delinquent Assessment.

Dated March 31, 2014

By: Christie Micking, employee of Red Rock Financial Services, agent for Gibson Business Center Property Owners Association

STATE OF NEVADA

COUNTY OF CLARK

On March 31, 2014, before me, personally appeared Christic Marling, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacity, and that by their signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

Vegas United Investment Series 105 2676 Ponte Vecchio Terrace Henderson, NV 89052

WIENESS my hand and official seal.

When Recorded Mail To.

ANNA ROMERO otary Public State of Nevada No. 12-7487-1

## STATE OF NEVADA DECLARATION OF VALUE

1. Assesso	r Parcel Number (s	·)					
b	1.0						
().	THE CO. IN PROCESSION AND ADDRESS OF THE CO. WAS AND ADDRESS OF THE CO.						
PRODUCE OF A PROPERTY AND A SECOND SE							
2. Type of F	Property: Vacant Land Condo/Twinhse	b/	Single Fam Re 2-41hex	FOR REC	ORDERS	OPTIONAL	. USE ONLY
9: () n ()	Apt. Bldg Agricultural Other	h Z	Committed1 Mebila Home			***************************************	
3. Total Va	lue/Sales Price o	f Property	ı:	\$			
Deed in L	ieu of Foreclosure (	Only (value	of property)	\$			
Transfer 1	ax Value:			5	***************************************		
Real Prop	erty Transfer Tax D	ue:		5			***************************************
4 If Exemp	tion Claimed:		-				
a. Tran	sfer Tax Exemption, p	or NRS 376	i NGO - Saatus - :				
b. Expl	ain Reason for Exemp	otion:	rusu. Section <u>"</u>	***************************************			
5. Partial In	terest: Percentage	e being tra	nsferred:	%			
The undersign	ed declares and ackn	iowleddes u	 Inder nenalty o	f periury pu	Irsuant ta	) NRS 37.	5.060
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1461



TRUSTEE SALE	(X)
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### TRUSTOR PAYMENT ( )

RECEIPT	OF FUNDS AND INSTRUCTIONS
T.S. NO. R92471	PRIORITY NO. 1084648 DATE 3/21/14
TRUSTEE RED LOCK FINAN	DIAL SERVICES
ADDRESS 4775 W. TECO A	VE., STE 140
CITY LAS VEGAS	STATE NV ZIP 89118
PHONE NO. (102) 215.8130	CONTACT KIMBERIER SIBIRY
CHECK NO.	NAME OF BANK AMOUNT
733000003	Wells Fargo Bunk \$ 25,000.00
73300838	\$ 5,000.00
	\$
	\$
	s
ТО	TAL OF ANY CASH RECEIVED \$
SUCCESSFUL BID \$ 30,000.00	total received \$ 30,000.00
TRANSFER TAX $\qquad \qquad \qquad$	AMOUNT REQUIRED \$ 30,000 00
RECORDING FEES \$ $\phi$	REFUND AMOUNT \$
REFUND PAYABLE TO NA	
RECEIVED BY HOUTHOU FLONGT	BUYERS SIGNATURE
BUYERS NAME Charles Scho	aidt Drivers License no. NV DL# 1800699799
TITLE TO PROPERTY TO BE VESTE	AS FOLLOWS <u>vegas united investment series 105</u>
	( Mg2 ( 20M )
ADDRESS 2676 PONTE VEC	Chio terr
city Henderson	STATE <u>NV</u> ZIP <u>89052</u>
PHONE NO. 102.777.4444	

# EXHIBIT 36

# EXHIBIT 36



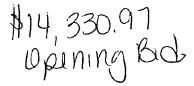
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Independent Service with Impeccable Results AUCTIONS | POSTINGS/SERVINGS | FEES | USER PROFILE | HOLIDAY CALENDAR | AUCTION SCHEDULE | NEWSPAPER SCHEDULE | NEWS | LOG OUT Quick Search Order Details | Auction Instructions | Order Notes | Posting Details | Fee Details Print % = wildcard for TS# TS#/Client Ref: Auction Instructions Auction Instructions for TS  $\neq$  R92471 with the details below have been saved to the database. Christie Marling PPP Number: Date/Time Friday, March 21, 2014 08:44 コ産 Details TS # R92471 Priority No. 1084648 Instructions Comments: We have received a clean talk report. Please proceed with the Sale. Clear per WEB Entry: Christie Marting WEB Entry (Christie Marting Date Sent : Friday, March 21, 2014 8:44:03 AM Options Total Debt - \$14,330.97



#### Account Detail

Information as of: March 21, 2014



Gibson Business Center Property Owners Association

Red Rock Financial Service

**Account Number:** 

92471

**Property Address:** Homeowner(s):

181 N Gibson Rd, Henderson, NV 89014

TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC; LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE; Gibson Road LLC; Gibson Road LLC; SILVER STATE BANK; CELTIC BANK CORPORATION; LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE; LAURA B. FITZPATRICK, THE TREASURER

OF CLARK COUNTY OF TRUSTEE; GIBSON BUSINESS PARK PROPERTY OWNERS

ASSOCIATION; State olf Nevada Ombudsman for Common-Interest Communities

Date	Description	Amount	Balance	Pmt Ref#	Memo
12/31/2008	Monthly Assessment	\$1,453.32	\$1,453.32		Monthly Assessment
1/1/2009	Monthly Assessment	\$132.12	\$1,585.44		Monthly Assessment
2/1/2009	Monthly Assessment	\$132.12	\$1,717.56		Monthly Assessment
3/1/2009	Monthly Assessment	\$132.12	\$1,849.68		Monthly Assessment
4/1/2009	Monthly Assessment	\$132.12	\$1,981.80		Monthly Assessment
5/1/2009	Monthly Assessment	\$132.12	\$2,113.92	• ^	Monthly Assessment
6/1/2009	Monthly Assessment	\$132.12	\$2,246.04		Monthly Assessment
7/1/2009	Monthly Assessment	\$132.12	\$2,378.16		Monthly Assessment
8/1/2009	Monthly Assessment	\$132.12	\$2,510.28		Monthly Assessment
9/1/2009	Monthly Assessment	\$132.12	\$2,642.40		Monthly Assessment
10/1/2009	Monthly Assessment	\$132.12	\$2,774.52		Monthly Assessment
11/1/2009	Monthly Assessment	\$132.12	\$2,906.64		Monthly Assessment
12/1/2009	Monthly Assessment	\$132.12	\$3,038.76		Monthly Assessment
1/1/2010	Monthly Assessment	\$132.12	\$3,170.88		Monthly Assessment
2/1/2010	Monthly Assessment	<b>\$132.12</b>	\$3,303.00		Monthly Assessment
3/1/2010	Monthly Assessment	\$132.12	\$3,435.12		Monthly Assessment
4/1/2010	Monthly Assessment	\$132.12	\$3,567.24		Monthly Assessment
5/1/2010	Monthly Assessment	\$132.12	\$3,699.36		Monthly Assessment
6/1/2010	Monthly Assessment	\$132.12	\$3,831.48		Monthly Assessment
7/1/2010	Monthly Assessment	\$132.12	\$3,963.60		Monthly Assessment
8/1/2010	Monthly Assessment	\$132.12	\$4,095.72		Monthly Assessment
9/1/2010	Monthly Assessment	\$132.12	\$4,227.84		Monthly Assessment
10/1/2010	Monthly Assessment	\$132.12	\$4,359.96		Monthly Assessment

© RED ROCK FINANCIAL SERVICES 4775 W. Teco Avenue, Suite 140, Las Vegas, NV 89118 Phone:(702) 932-6887 Fax:(702) 341-7733 Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose. Information as of 03/21/14



#### Account Detail

Information as of: March 21, 2014

Gibson Business Center Property Owners Association

**Red Rock Financial Service** 

**Account Number:** 

92471

**Property Address:** 

181 N Gibson Rd, Henderson, NV 89014

Homeowner(s):

TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE;Gibson Road LLC;Gibson Road LLC;SILVER STATE BANK;CELTIC BANK CORPORATION;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE;LAURA B. FITZPATRICK, THE TREASURER

OF CLARK COUNTY OF TRUSTEE; GIBSON BUSINESS PARK PROPERTY OWNERS ASSOCIATION: State off Nevada Ombudsman for Common-Interest Communities

	ASSOCIATION;St	ate olf Nevada O	mbudsman for Common-Interes	t Communities
11/1/2010	Monthly Assessment	\$132.12	\$4,492.08	Monthly Assessment
12/1/2010	Monthly Assessment	\$132.12	\$4,624.20	Monthly Assessment
1/1/2011	Monthly Assessment	\$132.12	\$4,756.32	Monthly Assessment
2/1/2011	Monthly Assessment	\$132.12	\$4,888.44	Monthly Assessment
3/1/2011	Monthly Assessment	\$132.12	\$5,020.56	Monthly Assessment
3/30/2011	Late Fees	\$25.00	\$5,045.56	Late Fees
4/1/2011	Monthly Assessment	(\$132.12)	\$4,913.44	Monthly Assessment
4/1/2011	Monthly Assessment	\$132.12	\$5,045.56	Monthly Assessment
4/1/2011	Monthly Assessment	\$153.00	\$5,198.56	Monthly Assessment
4/30/2011	Late Fees	\$25.00	\$5,223.56	Late Fees
5/1/2011	Monthly Assessment	\$153.00	\$5,376.56	Monthly Assessment
5/30/2011	Late Fees	\$25.00	\$5,401.56	Late Fees
6/1/2011	Monthly Assessment	\$153.00	\$5,554.56	Monthly Assessment
6/30/2011	Late Fees	\$25.00	\$5,579.56	Late Fees
7/1/2011	Monthly Assessment	\$153.00	\$5,732.56	Monthly Assessment
7/30/2011	Late Fees	\$25.00	\$5,757.56	Late Fees
8/1/2011	Monthly Assessment	\$153.00	\$5,910.56	Monthly Assessment
8/3/2011	Intent to Lien Letter	\$125.00	\$6,035.56	
8/3/2011	Mailing Costs	\$8.96	\$6,044.52	
8/3/2011	Mailing Costs	\$8.96	\$6,053.48	
8/17/2011	Lien for Delinquent Assessment	\$275.00	\$6,328.48	
8/17/2011	Lien Release	\$30.00	\$6,358.48	
8/17/2011	Lien Recording Costs	\$28.00	\$6,386.48	
8/17/2011	Mailing Costs	\$8.96	\$6,395.44	
8/17/2011	Mailing Costs	\$17.92	\$6,413.36	

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Information as of 03/21/14



#### Account Detail

Information as of: March 21, 2014

Gibson Business Center Property Owners Association

Red Rock Financial Service

Account Number:

92471

Property Address: Homeowner(s): 181 N Gibson Rd, Henderson, NV 89014

TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC; LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE; Gibson Road LLC; Gibson Road LLC; SILVER STATE BANK; CELTIC BANK CORPORATION; LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE; LAURA B. FITZPATRICK, THE TREASURER

OF CLARK COUNTY OF TRUSTEE; GIBSON BUSINESS PARK PROPERTY OWNERS

ASSOCIATION State of Nevada Ombudsman for Common-Interest Communities

8/30/2011	ASSOCIATION;Star Late Fees	te olf Nevada C \$25.00	Ombudsman for Common-Interes \$6,438.36	t Communities Late Fees
9/1/2011	Monthly Assessment	\$153.00	\$6,591.36	Monthly Assessment
9/26/2011	Intent to NOD	\$90.00	\$6,681.36	
9/29/2011	Association Interest	\$25.46	\$6,706.82	
9/30/2011	Late Fees	\$25.00	\$6,731.82	Late Fees
10/1/2011	Monthly Assessment	\$153.00	\$6,884.82	Monthly Assessment
10/10/2011	Notice of Default	\$375.00	\$7,259.82	ye.
10/10/2011	Trustee Sale Guarantee	\$290.00	\$7,549.82	
10/10/2011	NOD Mailing Costs	\$89.60	\$7,639.42	
10/10/2011	NOD Release	\$30.00	\$7,669.42	
10/10/2011	NOD Recording Costs	\$14.00	\$7,683.42	
10/10/2011	NOD Release Recording Costs	\$14.00	\$7,697.42	
10/10/2011	NOD Mailing Costs	\$8.96	\$7,706.38	
10/30/2011	Late Fees	\$25.00	\$7,731.38	Late Fees
10/30/2011	Association Interest	\$0.67	\$7,732.05	
11/1/2011	Monthly Assessment	\$153.00	\$7,885.05	Monthly Assessment
11/29/2011	Association Interest	\$1.34	\$7,886.39	
11/30/2011	Late Fees	\$25.00	\$7,911.39	Late Fees
12/1/2011	Monthly Assessment	\$153.00	\$8,064.39	Monthly Assessment
12/21/2011	Intent to NOS	\$90.00	\$8,154.39	
12/30/2011	Late Fees	\$25.00	\$8,179.39	Late Fees
12/30/2011	Association Interest	\$2.01	\$8,181.40	
1/1/2012	Monthly Assessment	\$153.00	\$8,334.40	Monthly Assessment
1/1/2012	Monthly Assessment	(\$8.00)	\$8,326.40	Monthly Assessment
1/29/2012	Association Interest	\$2.68	\$8,329.08	

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Page 3 of 11



#### Account Detail

Information as of: March 21, 2014

Gibson Business Center Property Owners Association

**Red Rock Financial Service** 

**Account Number:** 

92471

Property Address:

181 N Gibson Rd, Henderson, NV 89014

Homeowner(s):

TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC; LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE; Gibson Road LLC; Gibson Road LLC; SILVER STATE BANK; CELTIC BANK CORPORATION; LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE, LAURA B. FITZPATRICK, THE TREASURER

OF CLARK COUNTY OF TRUSTEE; GIBSON BUSINESS PARK PROPERTY OWNERS ASSOCIATION; State oif Nevada Ombudsman for Common-Interest Communities

1/30/2012	ASSOCIATION;SI	iate oir Nevada C	Imbudsman for Common-Interes	t Communities
	Late Fees	\$25.00	\$8,354.08	Late Fees
2/1/2012	Monthly Assessment	\$153.00	\$8,507.08	Monthly Assessment
2/1/2012	Monthly Assessment	(\$8.00)	\$8,499.08	Monthly Assessment
2/29/2012	Association Interest	\$3.32	\$8,502.40	
3/1/2012	Monthly Assessment	\$145.00	\$8,647.40	Monthly Assessment
3/2/2012	Late Fee	\$25.00	\$8,672.40	
3/30/2012	Late Fees	\$25.00	\$8,697.40	Late Fees
4/1/2012	Monthly Assessment	\$145.00	\$8,842.40	Monthly Assessment
4/1/2012	Association Interest	\$3.96	\$8,846.36	
4/29/2012	Association Interest	\$4.60	\$8,850.96	
4/30/2012	Late Fees	\$25.00	\$8,875.96	Late Fees
5/1/2012	Monthly Assessment	\$145.00	\$9,020.96	Monthly Assessment
5/30/2012	Association Interest	\$5.24	\$9,026.20	
5/31/2012	Late Fees	\$25.00	\$9,051.20	Late Fees
6/1/2012	Monthly Assessment	\$145.00	\$9,196.20	Monthly Assessment
6/25/2012	Intent to Conduct Foreclosure	\$25.00	\$9,221.20	
6/30/2012	Late Fees	\$25.00	\$9,246.20	Late Fees
6/30/2012	Association Interest	\$5.88	\$9,252.08	
7/1/2012	Monthly Assessment	\$145.00	\$9,397.08	Monthly Assessment
7/30/2012	Association Interest	\$6.52	\$9,403.60	
7/31/2012	Late Fees	\$25.00	\$9,428.60	Late Fees
8/1/2012	Monthly Assessment	\$145.00	\$9,573.60	Monthly Assessment
8/29/2012	Association Interest	\$7.16	\$9,580.76	
8/31/2012	Late Fees	\$25.00	\$9,605.76	Late Fees
9/1/2012	Monthly Assessment	\$145.00	\$9,750.76	Monthly Assessment

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Page 4 of 11



#### Account Detail

Information as of: March 21, 2014

Gibson Business Center Property Owners Association

Red Rock Financial Service

Account Number:

92471

**Property Address:** 

181 N Gibson Rd, Henderson, NV 89014

Homeowner(s):

TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE;Gibson Road LLC;Gibson Road LLC;SILVER STATE BANK;CELTIC BANK CORPORATION;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE;GIBSON BUSINESS PARK PROPERTY OWNERS

ASSOCIATION; State off Nevada Ombudsman for Common-Interest Communities

9/29/2012	Association Interest	\$7.80	\$9,758.56	ommon-Interest Communities
9/30/2012	Late Fees	\$25.00	\$9,783.56	Late Fees
10/1/2012	Monthly Assessment	\$145.00	\$9,928.56	Monthly Assessment
10/30/2012	Association Interest	\$8.44	\$9,937.00	
10/31/2012	Late Fees	\$25.00	\$9,962.00	Late Fees
11/1/2012	Monthly Assessment	\$145.00	\$10,107.00	Monthly Assessment
11/29/2012	Association Interest	\$9.08	\$10,116.08	
11/30/2012	Late Fees	\$25.00	\$10,141.08	Late Fees
12/1/2012	Monthly Assessment	\$145.00	\$10,286.08	Monthly Assessment
12/30/2012	Association Interest	\$9.72	\$10,295.80	
12/31 <b>/</b> 2012	Late Fees	\$25.00	\$10,320.80	Late Fees
1/1/2013	Monthly Assessment	\$145.00	\$10,465.80	Monthly Assessment
1/29/2013	Association Interest	\$10.36	\$10,476.16	
1/31/2013	Late Fees	\$25.00	\$10,501.16	Late Fees
2/1/2013	Monthly Assessment	\$145.00	\$10,646.16	Monthly Assessment
3/1/2013	Monthly Assessment	\$145.00	\$10,791.16	Monthly Assessment
3/1/2013	Association Interest	\$11.00	\$10,802.16	
3/2/2013	Late Fees	\$25.00	\$10,827.16	Late Fees
3/31/2013	Late Fees	\$25.00	\$10,852.16	Late Fees
4/1/2013	Monthly Assessment	\$145.00	\$10,997.16	Monthly Assessment
4/1/2013	Association Interest	\$11.64	\$11,008.80	
4/29/2013	Association Interest	\$12.28	\$11,021.08	
4/30/2013	Late Fees	\$25.00	\$11,046.08	Late Fees
5/1/2013	Monthly Assessment	\$145.00	\$11,191.08	Monthly Assessment
5/31/2013	Late Fees	\$25.00	\$11,216.08	Late Fees

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Page 5 of 11



#### Account Detail

Information as of: March 21, 2014

Gibson Business Center Property Owners Association

**Red Rock Financial Service** 

Account Number:

92471

**Property Address:** 

181 N Gibson Rd, Henderson, NV 89014

Homeowner(s):

TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC; LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE, Gibson Road LLC; Gibson Road LLC; SILVER STATE BANK; CELTIC BANK CORPORATION; LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE; LAURA B. FITZPATRICK, THE TREASURER

OF CLARK COUNTY OF TRUSTEE; GIBSON BUSINESS PARK PROPERTY OWNERS

ASSOCIATION; State off Nevada Ombudsman for Common-Interest Communities

6/1/2013	Monthly Assessment	\$145.00	\$11,361.08	Monthly Assessment
7/1/2013	Assessment	\$131.00	\$11,492.08	
7/1/2013	Assessment	\$14.00	\$11,506.08	
8/1/2013	Assessment	\$131.00	\$11,637.08	
8/1/2013	Assessment	\$14.00	\$11,651.08	
8/12/2013	Intent to Conduct Foreclosure	\$25.00	\$11,676.08	
9/1/2013	Monthly Assessment	\$131.00	\$11,807.08	
9/1/2013	Monthly Assessment	\$14.00	\$11,821.08	
9/17/2013	Late Fee	\$14.50	\$11,835.58	
10/1/2013	Monthly Assessment	\$131.00	\$11,966.58	
10/1/2013	Monthly Assessment	\$14.00	\$11,980.58	
10/16/2013	Late Fee	\$14.50	\$11,995.08	
11/1/2013	Monthly Assessment	\$131.00	\$12,126.08	
11/1/2013	Monthly Assessment	\$14.00	\$12,140.08	
11/15/2013	Special Assessment	\$548.08	\$12,688.16	Slurry Coat Sp Assmt
11/18/2013	Late Fee	\$14.50	\$12,702.66	
11/21/2013	Intent to Conduct Foreclosure	\$25.00	\$12,727.66	
12/1/2013	Monthly Assessment	\$131.00	\$12,858.66	
12/1/2013	Monthly Assessment	\$14.00	\$12,872.66	
12/17/2013	Late Fee	\$14.50	\$12,887.16	
1/1/2014	Monthly Assessment	\$120.00	\$13,007.16	
1/1/2014	Monthly Assessment	\$19.00	\$13,026.16	
1/24/2014	Late Fee	\$13.90	\$13,040.06	
2/1/2014	Monthly Assessment	\$120.00	\$13,160.06	
2/1/2014	Monthly Assessment	\$19.00	\$13,179.06	

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Information as of 03/21/14

Page 6 of 11



#### Account Detail

Information as of: March 21, 2014

Gibson Business Center Property Owners Association

Red Rock Financial Service

Account Number:

92471

Property Address:

181 N Gibson Rd, Henderson, NV 89014

Homeowner(s):

TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE;Gibson Road LLC;Gibson Road LLC;SILVER STATE BANK;CELTIC BANK CORPORATION;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE;GIBSON BUSINESS PARK PROPERTY OWNERS

ASSOCIATION; State oif Nevada Ombudsman for Common-Interest Communities

2/19/2014	Late Fee	\$13.90	\$13,192.96	si Communities
2/26/2014	NOS Mailing Costs	\$8.96	\$13,201.92	
2/26/2014	NOS Mailing Costs	\$8.96	\$13,210.88	
2/26/2014	NOS Mailing Costs	\$8.96	\$13,219.84	
2/26/2014	NOS Mailing Costs	\$8.96	\$13,228.80	
2/26/2014	NOS Mailing Costs	<b>\$8</b> .96	\$13,237.76	
2/26/2014	NOS Mailing Costs	\$8.96	\$13,246.72	
2/26/2014	NOS Mailing Costs	\$8.96	\$13,255.68	•
2/26/2014	NOS Mailing Costs	\$8,96	\$13,264.64	
2/26/2014	NOS Mailing Costs	\$8.96	\$13,273.60	
2/26/2014	NOS Mailing Costs	\$8.96	\$13,282.56	
2/26/2014	Notice of Sale	\$275.00	\$13,557.56	
2/26/2014	Publishing and Posting Costs	\$496.67	\$14,054.23	
2/26/2014	NOS Recording Costs	\$23.00	\$14,077.23	
3/1/2014	Monthly Assessment	\$120.00	\$14,197.23	
3/1/2014	Monthly Assessment	\$19.00	\$14,216.23	
3/10/2014	Interest Adjustment	(\$149.16)	\$14,067.07	Interest not charged by
3/18/2014	Late Fee	\$13.90	\$14,080.97	current management
3/21/2014	Prepare and Record Trustee Deed	\$125.00	\$14,205.97	
3/21/2014	Conduct Foreclosure Sale	\$125.00	\$14,330.97	

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#### Account Detail

Information as of: March 21, 2014

Gibson Business Center Property Owners Association

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92471

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OF CLARK COUNTY OF TRUSTEE; GIBSON BUSINESS PARK PROPERTY OWNERS ASSOCIATION; State off Nevada Ombudsman for Common-Interest Communities

#### **Balance Summary**

#### **Association**

alance:	e e e e e e e e e e e e e e e e e e e	\$11,617.34
Special Assessment		\$0.00
Monthly Assessment	titi antitus a	\$148.12
Late Fees		\$0.00
Late Fee		\$0.00
Association Interest		\$1 <del>49.16</del>
Assessment		\$0.00
<u>Credits</u>		
Special Assessment	ar a seconda, sessiman managaman masses a construentes a construente a construentes a construente a construentes a construente a construentes a construente a cons	\$548.08 🗸
Monthly Assessment		\$10,152.6 ₈ V
Late Fees		\$650.00
Late Fee	111117.34	\$124.70
Association Interest LF	774,70	<del>_\$149.16</del>
Assessment MF	t 10.842 64	\$290.00

#### R

#### **Charges**

Conduct Foreclosure Sale	\$125.00
Intent to Conduct Foreclosure	\$75.00
Intent to Lien Letter	\$125.00

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Information as of 03/21/14

Page 8 of 11



#### Account Detail

Information as of: March 21, 2014

Gibson Business Center Property Owners Association

Red Rock Financial Service

**Account Number:** 

92471

Property Address:

181 N Gibson Rd, Henderson, NV 89014

Homeowner(s):

TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE;Gibson Road LLC;Gibson Road LLC;SILVER STATE BANK;CELTIC BANK CORPORATION;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE;LAURA B. FITZPATRICK, THE TREASURER

OF CLARK COUNTY OF TRUSTEE; GIBSON BUSINESS PARK PROPERTY OWNERS ASSOCIATION; State oif Nevada Ombudsman for Common-Interest Communities

Intent to NOD	\$90.00
Intent to NOS	\$90.00
Lien for Delinquent Assessment	\$275.00
Lien Recording Costs	\$28.00
Lien Release	\$30.00
Mailing Costs	\$44.80
NOD Mailing Costs	\$98.56 🗸
NOD Release	\$30.00
NOD Release Recording Costs	\$14.00 V
NOS Mailing Costs	\$89.60 🗸
NOS Recording Costs	\$23.00 🗸
Notice of Default	\$375.00
Notice of Sale	\$275.00
Prepare and Record Trustee Deed	\$125.00
Publishing and Posting Costs	\$496.67 V

#### Credits

Conduct Foreclosure Sale	\$0.00
Intent to Conduct Foreclosure	\$0.00
Intent to Lien Letter	\$0.00
Intent to NOD	\$0.00
Intent to NOS	\$0.00
Lien for Delinquent Assessment	\$0.00
Lien Recording Costs	\$0.00
Lien Release	\$0.00

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Information as of 03/21/14

Page 9 of 11



#### Account Detail

Information as of: March 21, 2014

Gibson Business Center Property Owners Association

Red Rock Financial Service

**Account Number:** 

92471

**Property Address:** Homeowner(s):

181 N Gibson Rd, Henderson, NV 89014

TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE; Gibson Road LLC; Gibson Road LLC; SILVER STATE BANK; CELTIC BANK CORPORATION; LAURA B. FITZPATRICK, THE

TREASURER OF CLARK COUNTY OF TRUSTEE; LAURA B. FITZPATRICK, THE TREASURER

OF CLARK COUNTY OF TRUSTEE; GIBSON BUSINESS PARK PROPERTY OWNERS

ASSOCIATION; State olf Nevada Ombudsman for Common-Interest Communities

alance:	(10573: 1098.63	\$2,409.63
Publishing and Posting Costs		\$0.00
Prepare and Record Trustee Dec	ed	\$0.00
	the control of the co	\$0.00
	The same of the sa	\$0.00
		\$0.00
NOS Mailing Costs		\$0.00
	See Brown to the control of the cont	\$0.00
A Section of the Adjustment of the Conference of		\$0.00
	a sur surrent ar an esta sur esta esta esta esta esta esta esta esta	*****
NOD Mailing Costs	The second section of the second section of the second section of the second section s	\$0.00
Mailing Costs		\$0.00

Title

**Charges** 

NOD Recording Costs \$14.00 Trustee Sale Guarantee \$290.00

**Credits** 

**NOD Recording Costs** \$0.00 Trustee Sale Guarantee \$0.00

Balance:

\$304.00

#### **Publishing**

#### **Charges**

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Page 10 of 11



#### Account Detail

Information as of: March 21, 2014

Gibson Business Center Property Owners Association

Red Rock Financial Service

Account Number:

92471

**Property Address:** 

181 N Gibson Rd, Henderson, NV 89014

Homeowner(s):

TRUSTEE CLARK COUNTY TREASURER C/O GIBSON ROAD LLC;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY AS TRUSTEE;Gibson Road LLC;Gibson Road LLC;SILVER STATE BANK;CELTIC BANK CORPORATION;LAURA B. FITZPATRICK, THE TREASURER OF CLARK COUNTY OF TRUSTEE;LAURA B. FITZPATRICK, THE TREASURER

OF CLARK COUNTY OF TRUSTEE; GIBSON BUSINESS PARK PROPERTY OWNERS ASSOCIATION; State olf Nevada Ombudsman for Common-Interest Communities

**Credits** 

Balance:

\$0.00

Miscellaneous Charges

**Charges** 

**Credits** 

Balance:

\$0.00

**Open Credits** 

\$0.00

Balance:

\$0.00

Total:

\$14,330.97

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Page 11 of 11

# EXHIBIT 37

## EXHIBIT 37

#### **Christie Marling**

From:

Joyce Salomone < jsalomone@nat.com>

Sent:

Friday, March 21, 2014 7:40 AM

To: Cc: Christie Marling Anna Romero

Subject:

Sale Date Down

R92471 (FATCO) APN: 178-15-511-042

AS OF PLANT DATE: 03/14/2014

NONE



### Joyce Salomone TSG Dept.

jsalomone@nat.com

Toll Free: (877) 430-NATC(6282)

Office: (702) 726-8000 Direct: (702) 726-8027 Fax: (702) 823-0413

### North American Title Company

8485 W. Sunset Suite 111 Las Vegas, NV 89113 http://www.nat.com

#### CONFIDENTIALITY NOTICE

-. .- -

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#**CHARLES SCHMIDT OR LVDG LLC***  frousand dollars and no cents***  **\$25,080.00**



ONERTICAL TERROPORTOR ***CHARL	***CHARLES SCHMIDT OR LVDG LLC***	UU7 550U0558 March 20, 2014
"*Five thousand dollars and no cents***	no cents***	**00.000,23**
WELLS FARGOSBANK, N.A. 2331 ALTHERBELL SOCIOP GLADURS INVINOSOCIO CON MINURES CONT. LAND. SOCIOTO		Now Fover US: 500000

PAY TO THE ORDER OF RED ROCK FINANCIAL SERVICES

COMMON WRITE A STANKE SELL OF STANKE AND SERVICES

AND SERVICES WISHTON OF STANKE AND SERVICES

1482

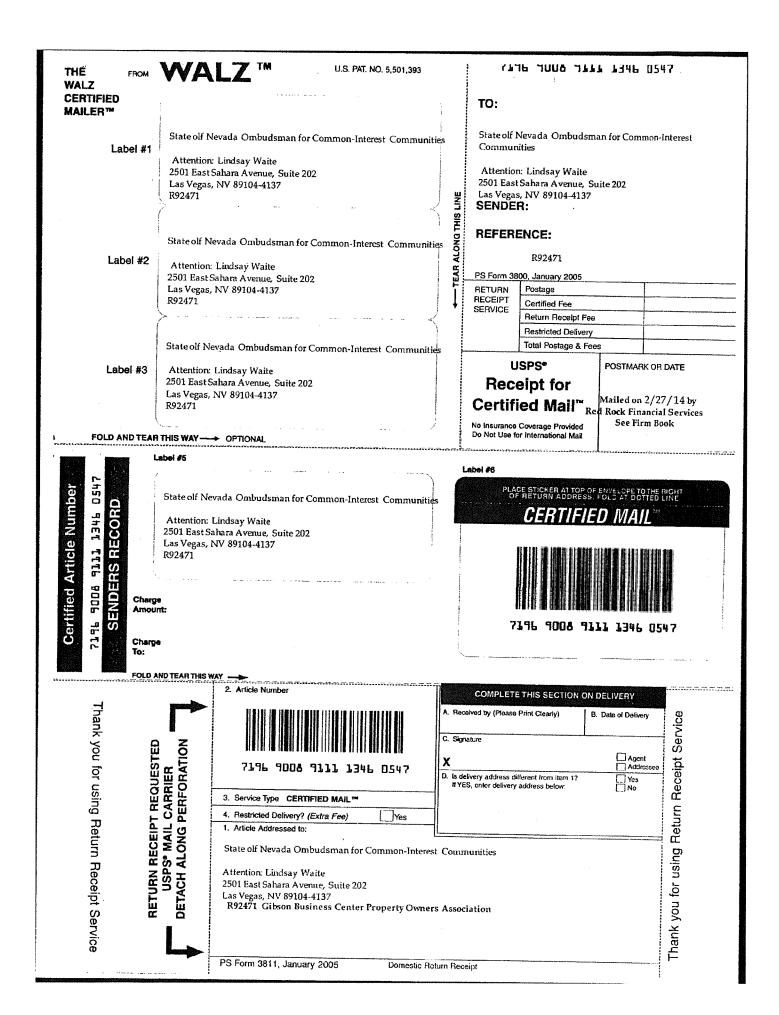
# EXHIBIT 38

## EXHIBIT 38



File Number: R COUTI MAILING AFFIDAVIT
STATE OF NEVADA ) ) Ss. COUNTY OF CLARK )
The declarant, whose signature appears below, and who is an employee of Red Rock Financial Services, states that he/sh is now and at all times herein mentioned was, a citizen of the United States and over the age of eighteen (18) years; on the date as set forth below, he/she personally mailed the Notice, of which the annexed is a true copy, upon the addressed attached hereto, by depositing in the United States Mail in the County set forth above, an envelope, certified and first class with postage prepaid thereon, containing a copy of such Notice, addressed to the attached named person(s) at the address herein attached stated.
I declare under the penalty of perjury that the foregoing is true and correct.
Dated: alabeth
Signature
, t
See Attached Pages

Revised 4/3/08





February 26, 2014

State of Nevada Ombudsman for Common-Interest Communities Attention: Lindsay Waite 2501 East Sahara Avenue, Suite 202 Las Vegas, Nevada 89104-4137

Re:

181 N Gibson Rd, Henderson, NV 89014

Gibson Business Center Property Owners Association

Collection Account Number: R92471

Red Rock Financial Services is a debt collector and is attempting to collect a debt.

Any information obtained will be used for that purpose.

Dear Ombudsman, Lindsay Waite:

Enclosed, please find a copy of the Notice of Foreclosure Sale for the above referenced account. Pursuant to the Board of Director's for Gibson Business Center Property Owners Association Red Rock Financial Services has set a Foreclosure Sale date and the sale date is scheduled for **03/21/2014**.

The below is the Homeowner mailing contact information either obtained by the Managemen
Company , provided to our office by the Homeowner and/or through other research methods
Mailing Address(s): Homeowner(s): Gibson Road LLC
1) 181 N. Gibson Road, Henderson, NV 89014
2) 1027 Plentywood Pl., Henderson, NV 89015
The below is the Homeowners phone number(s) either obtained by the Management
Company, provided to our office by the Homeowner and/or through other research methods:  Phone Number(s): NONE
Please contact Red Rock Financial Conviges if you have any first
Please contact Red Rock Financial Services if you have any further questions regarding the

Sincerely,

Christie Marling

Red Rock Financial Services

above account at 702-932-6887.

Inst #: 201402260001981

Fees: \$18.00 N/C Fee: \$0.00

02/26/2014 01:29:03 PM Receipt #: 1944432

Requestor:

**RED ROCK FINANCIAL SERVICES** 

Recorded By: RNS Pgs: 2 DEBBIE CONWAY

**CLARK COUNTY RECORDER** 

Assessor Parcel Number: 178-15-511-042

File Number: Property Address: 181 N Gibson Rd

R92471

Henderson, NV 89014

### NOTICE OF FORECLOSURE SALE

UNDER THE LIEN FOR DELINQUENT ASSESSMENTS

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

WARNING! A SALE OF YOUR PROPERTY IS IMMINENT! UNLESS YOU PAY THE AMOUNT SPECIFIED IN THIS NOTICE BEFORE THE SALE DATE, YOU COULD LOSE YOUR HOME, EVEN IF THE AMOUNT IS IN DISPUTE. YOU MUST ACT BEFORE THE SALE DATE. IF YOU HAVE ANY QUESTIONS, PLEASE CALL RED ROCK FINANCIAL SERVICES AT (702) 932-6887 or (702) 215-8130. IF NEED ASSISTANCE, PLEASE **CALL** FORECLOSURE SECTION OF THE **OMBUDSMAN'S** OFFICE, NEVADA REAL ESTATE DIVISION AT (877) 829-9907 IMMEDIATELY.

Red Rock Financial Services officially assigned as agent by the Gibson Business Center Property Owners Association under the Lien for Delinquent Assessments. YOU ARE IN DEFAULT UNDER THE LIEN FOR DELINQUENT ASSESSMENTS, recorded on 08/23/2011 in Book Number 20110823 as Instrument Number 0001011 reflecting GIBSON ROAD LLC as the owner(s) of record on said lien. UNLESS YOU TAKE ACTION TO PROTECT YOUR PROPERTY, IT MAY BE SOLD AT PUBLIC SALE. If you need an explanation of the nature of the proceedings against you, you should contact an attorney.

The Notice of Default and Election to Sell Pursuant to the Lien for Delinquent Assessments was recorded on 10/14/2011 in Book Number 20111014 as Instrument Number 0001581 of the Official Records in the Office of the Recorder.

NOTICE IS HEREBY GIVEN: That on <u>03/21/2014</u>, at <u>10:00 a.m.</u> at the front entrance of the Nevada Legal News located at 930 South Fourth Street, Las Vegas, Nevada 89101, that the property commonly known as 181 N Gibson Rd, Henderson, NV 89014 and land legally described as GIBSON BUSINESS PARK 3 PLAT BOOK 56 PAGE 36 PT LOT 1 of the Official Records in the Office of the County Recorder of Clark County, Nevada, will sell at public auction to the highest bidder, for Assessor Parcel Number: 178-15-511-042

File Number:

R92471

Property Address: 181 N Gibson Rd

Henderson, NV 89014

cash payable at the time of sale in lawful money of the United States, by cash, a cashier's check drawn by a state or national bank, a cashier's check drawn by a state or federal credit union, state or federal savings and loan association or savings association authorized to do business in the State of Nevada, in the amount of \$14,077.23 as of 2/26/2014, which includes the total amount of the unpaid balance and reasonably estimated costs, expenses and advances at the time of the initial publication of this notice. Any subsequent Association assessments, late fees interest, expenses or advancements, if any, of the Association or its Agent, under the terms of the Lien for Delinquent Assessments shall continue to accrue until the date of the sale. The property heretofore described is being sold "as is".

The sale will be made without covenant or warranty, expressed or implied regarding, but not limited to, title or possession, encumbrances, obligations to satisfy any secured or unsecured liens or against all right, title and interest of the owner, without equity or right of redemption to satisfy the indebtedness secured by said Lien, with interest thereon, as provided in the Declaration of Covenants, Conditions and Restrictions, recorded on 10/24/1994, in Book Number , as Instrument Number 19940240000285 of the Official Records in the Office of the Recorder and any subsequent amendments or updates that may have been recorded.

Dated:	February	26	201	1
	1 COLUMNY	40.	201	1

Prepared By Christie Marling, Red Rock Financial Services, on behalf of Gibson **Business Center Property Owners Association** 

STATE OF NEVADA COUNTY OF CLARK

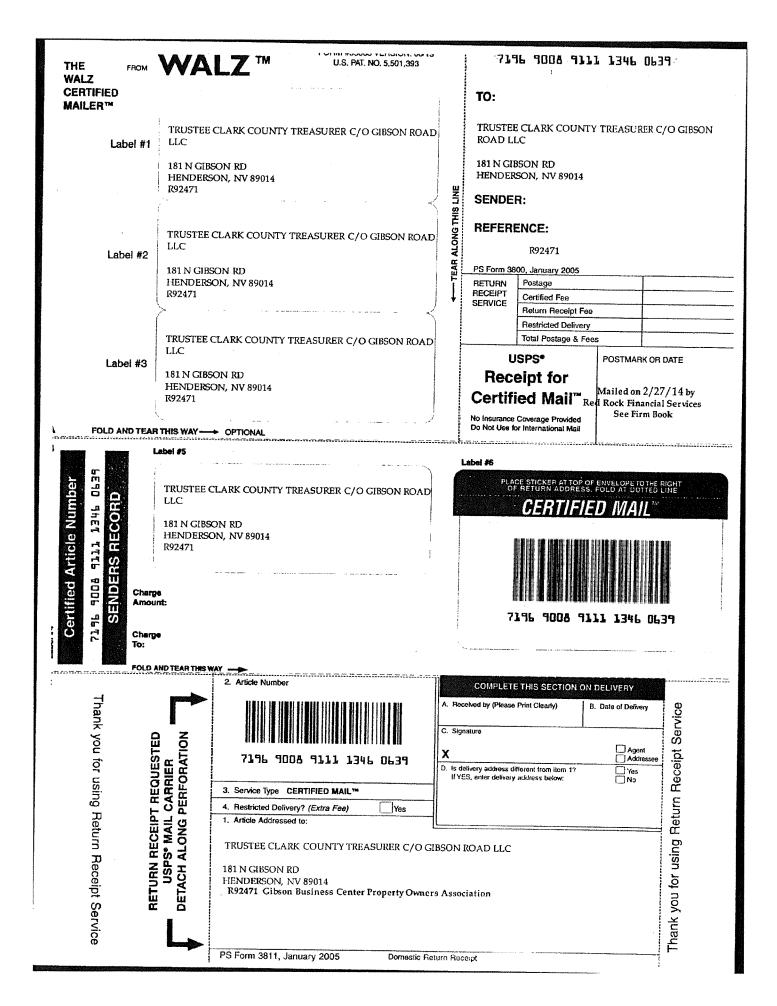
On February 26, 2014, before me, personally appeared Christie Marling, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacity, and that by their signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

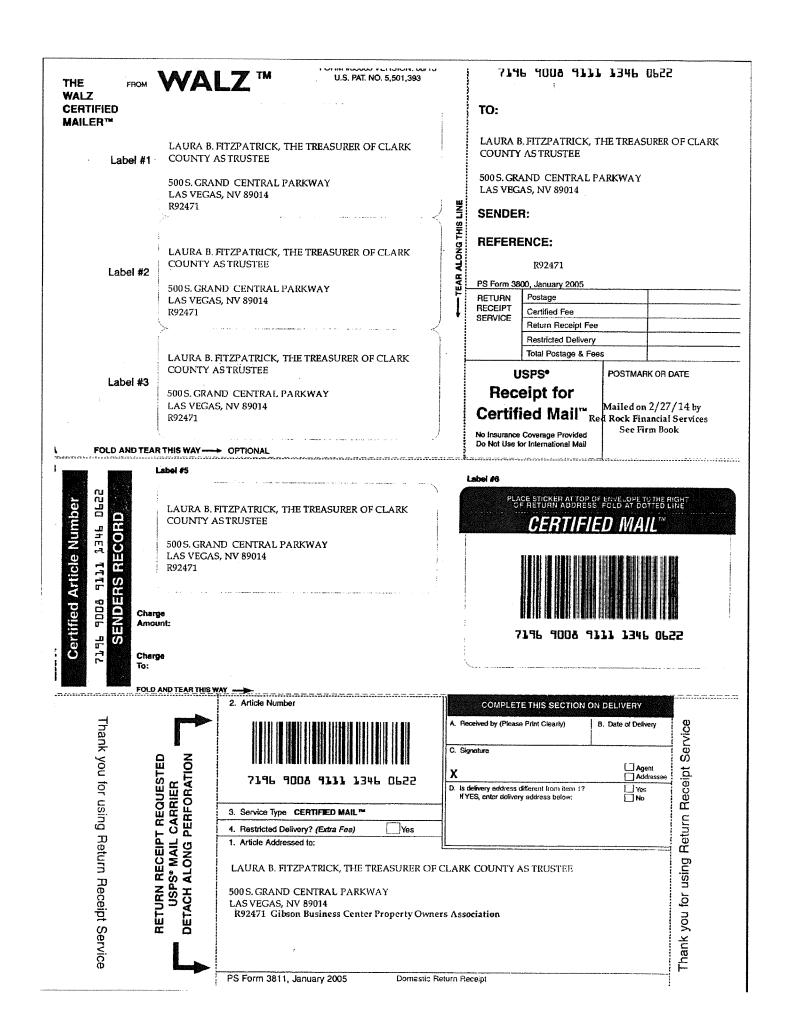
WITNESS my hand and official seal.

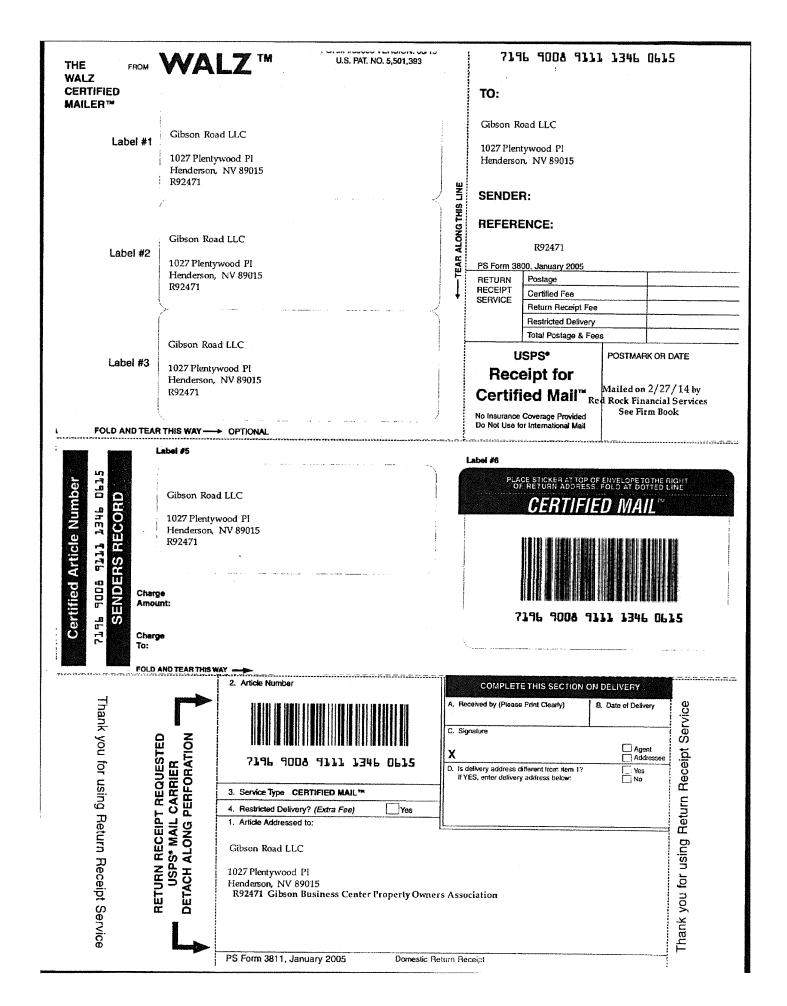
Reinstatement Information: (702) 483-2996 or Sale Information: (714) 573-7777

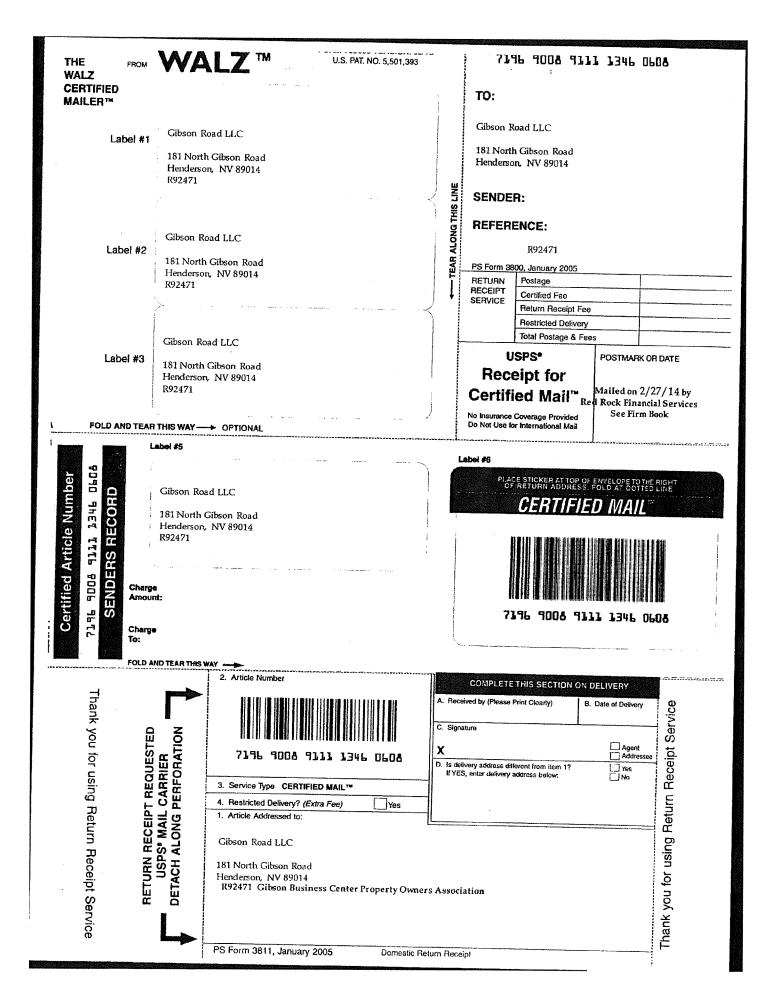
When Recorded Mail To: Red Rock Financial Services 4775 W. Teco Avenue, Suite 140 Las Vegas, Nevada 89118 (702) 483-2996 or (702) 932-6887

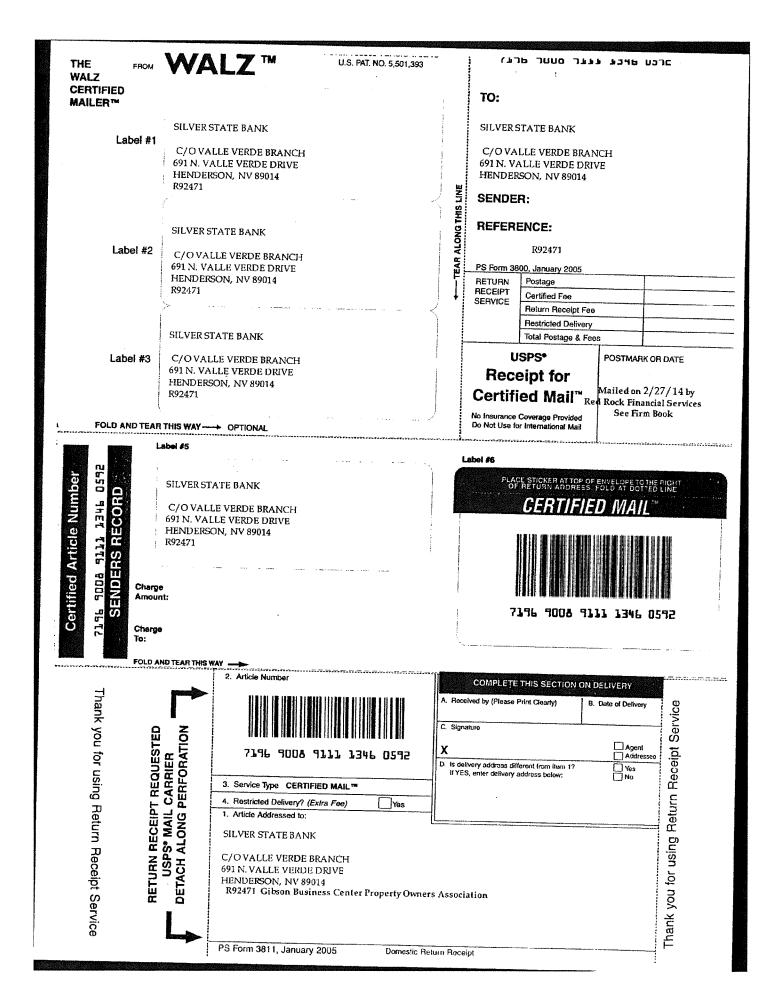
ANNA ROMERO tary Public State of Nevada No. 12-7487-1 My appi. exp. Apr. 20 2016

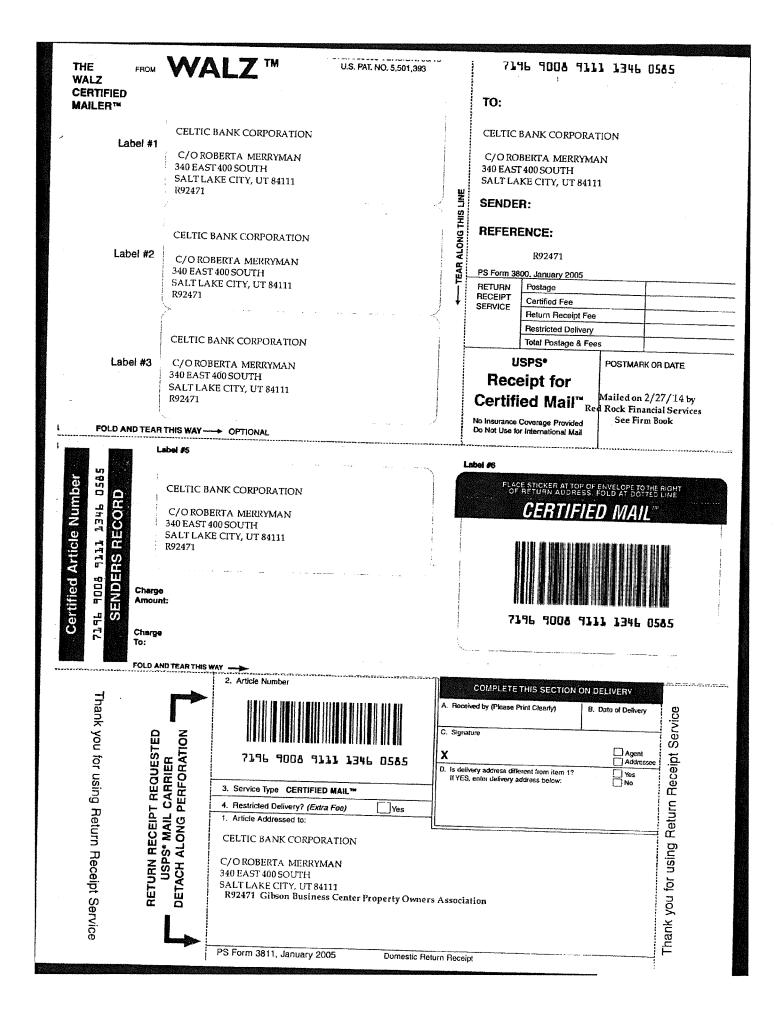


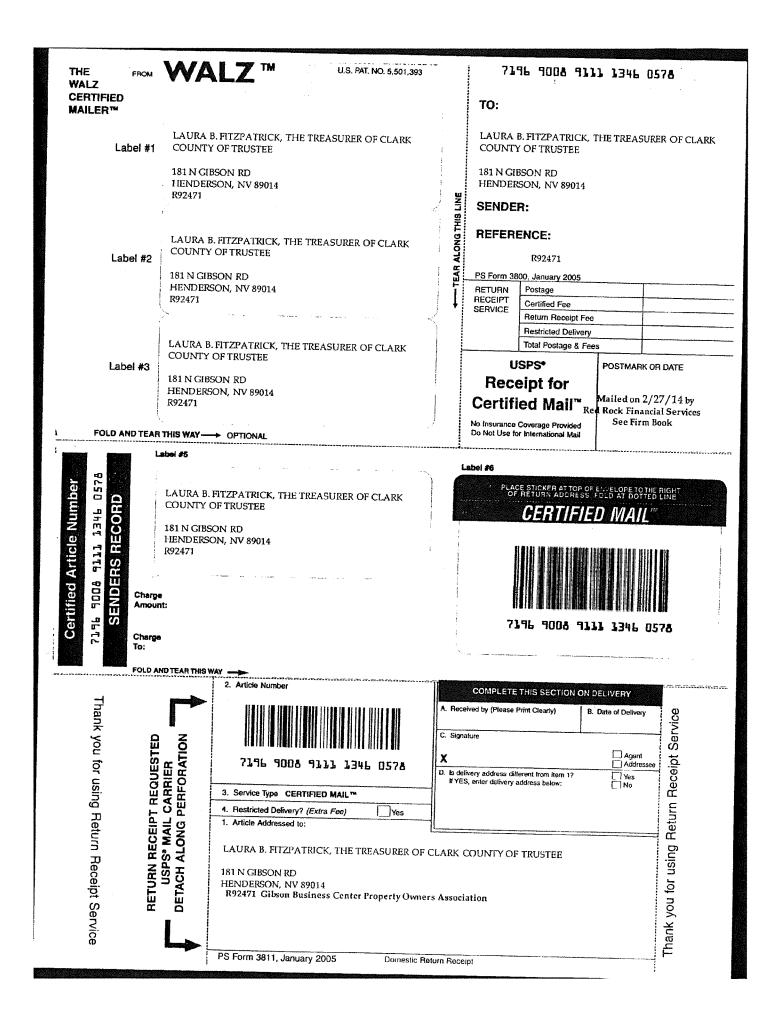


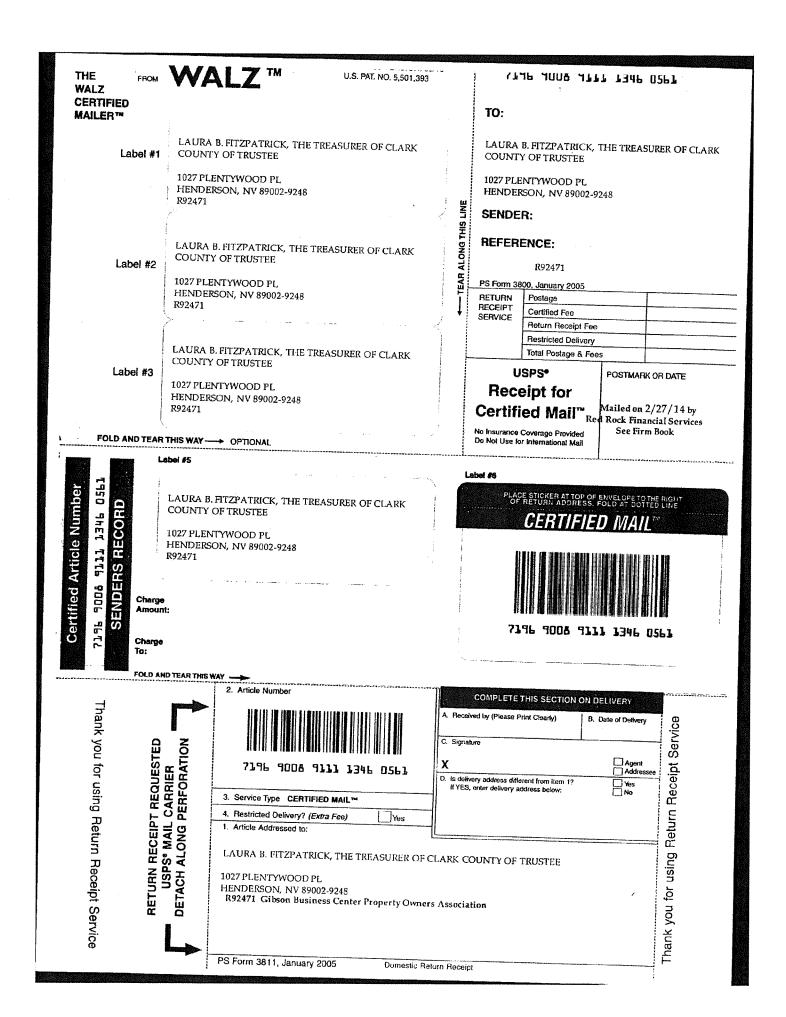












THE FROM	WALZ TM U.S. PAT. NO. 5,501,393	דכבעו
CERTIFIED MAILER™	то:	
Label #1	GIBSON BUSINESS PARK PROPERTY OWNERS ASSOCIATION GIBSON BUSINESS PARK PROPERT ASSOCIATION	Y OWNERS
	C/O THE CORPORATION TRUST COMPANY OF NEVADA 311 S DIVISIONST CARSON CITY, NV 89703 R92471  C/O THE CORPORATION TRUST C NEVADA 311 S DIVISION ST	OMPANY OF
;	SENDER:ITY, NV 89703	
Label #2	GIBSON BUSINESS PARK PROPERTY OWNERS ASSOCIATION  REFERENCE:  R92471	
The state of the s	311 S DIVISION ST  CARSON CITY, NV 89703  PS Form 3800, January 2005  RETURN Postage	
	RECEIPT SERVICE Roturn Receipt Fee	
	GIBSON BUSINESS PARK PROPERTY OWNERS ASSOCIATION  Flestricted Delivery Total Postage & Fees	
Label #3	C/O THE CORPORATION TRUST COMPANY OF NEVADA  311 S DIVISIONST  CARSON CITY ANY 80702  Receipt for	RK OR DATE
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<b>q</b> : Thank yo	2. Article Number  COMPLETE THIS SECTION ON DELIVERY  A. Received by (Please Print Clearly)  B. Date of Delive  C. Signature	Service
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Ldiao:	4. Restricted Delivery? (Extra Fee) Yes 1. Article Addressed to: GIBSON BUSINESS PARK PROPERTY OWNERS ASSOCIATION	Return
Thank you for using Return Receipt Service	GIBSON BUSINESS PARK PROPERTY OWNERS ASSOCIATION  C/O THE CORPORATION TRUST COMPANY OF NEVADA 311 S DIVISION ST CARSON CITY, NV 89703 R92471 Gibson Business Center Property Owners Association	Thank you for using
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Inst #: 201402260001981

Fees: \$18.00

N/C Fee: \$0.00 02/26/2014 01:29:03 PM

Receipt #: 1944432

Requestor:

RED ROCK FINANCIAL SERVICES

Recorded By: RNS Pgs: 2 **DEBBIE CONWAY** 

**CLARK COUNTY RECORDER** 

Assessor Parcel Number: 178-15-511-042

File Number:

R92471 Property Address: 181 N Gibson Rd

Henderson, NV 89014

### NOTICE OF FORECLOSURE SALE

UNDER THE LIEN FOR DELINQUENT ASSESSMENTS

Red Rock Financial Services is a debt collector and is attempting to collect a debt. Any information obtained will be used for that purpose.

WARNING! A SALE OF YOUR PROPERTY IS IMMINENT! UNLESS YOU PAY THE AMOUNT SPECIFIED IN THIS NOTICE BEFORE THE SALE DATE, YOU COULD LOSE YOUR HOME, EVEN IF THE AMOUNT IS IN DISPUTE. YOU MUST ACT BEFORE THE SALE DATE. IF YOU HAVE ANY QUESTIONS, PLEASE CALL RED ROCK FINANCIAL SERVICES AT (702) 932-6887 or (702) 215-8130. IF NEED ASSISTANCE, PLEASE CALL **FORECLOSURE** SECTION OF THE OMBUDSMAN'S OFFICE, NEVADA REAL ESTATE DIVISION AT (877) 829-9907 IMMEDIATELY.

Red Rock Financial Services officially assigned as agent by the Gibson Business Center Property Owners Association under the Lien for Delinquent Assessments. YOU ARE IN DEFAULT UNDER THE LIEN FOR DELINQUENT ASSESSMENTS, recorded on 08/23/2011 in Book Number 20110823 as Instrument Number 0001011 reflecting GIBSON ROAD LLC as the owner(s) of record on said lien. UNLESS YOU TAKE ACTION TO PROTECT YOUR PROPERTY, IT MAY BE SOLD AT PUBLIC SALE. If you need an explanation of the nature of the proceedings against you, you should contact an attorney.

The Notice of Default and Election to Sell Pursuant to the Lien for Delinquent Assessments was recorded on 10/14/2011 in Book Number 20111014 as Instrument Number 0001581 of the Official Records in the Office of the Recorder.

NOTICE IS HEREBY GIVEN: That on <u>03/21/2014</u>, at <u>10:00 a.m.</u> at the front entrance of the Nevada Legal News located at 930 South Fourth Street, Las Vegas, Nevada 89101, that the property commonly known as 181 N Gibson Rd, Henderson, NV 89014 and land legally described as GIBSON BUSINESS PARK 3 PLAT BOOK 56 PAGE 36 PT LOT 1 of the Official Records in the Office of the County Recorder of Clark County, Nevada, will sell at public auction to the highest bidder, for Assessor Parcel Number: 178-15-511-042

File Number:

R92471

Property Address: 181 N Gibson Rd

Henderson, NV 89014

cash payable at the time of sale in lawful money of the United States, by cash, a cashier's check drawn by a state or national bank, a cashier's check drawn by a state or federal credit union, state or federal savings and loan association or savings association authorized to do business in the State of Nevada, in the amount of \$14,077.23 as of 2/26/2014, which includes the total amount of the unpaid balance and reasonably estimated costs, expenses and advances at the time of the initial publication of this notice. Any subsequent Association assessments, late fees interest, expenses or advancements, if any, of the Association or its Agent, under the terms of the Lien for Delinquent Assessments shall continue to accrue until the date of the sale. The property heretofore described is being sold "as is".

The sale will be made without covenant or warranty, expressed or implied regarding, but not limited to, title or possession, encumbrances, obligations to satisfy any secured or unsecured liens or against all right, title and interest of the owner, without equity or right of redemption to satisfy the indebtedness secured by said Lien, with interest thereon, as provided in the Declaration of Covenants, Conditions and Restrictions, recorded on 10/24/1994, in Book Number , as Instrument Number 19940240000285 of the Official Records in the Office of the Recorder and any subsequent amendments or updates that may have been recorded.

Dated: February 26, 2014

Prepared By Christie Marling, Red Rock Financial Services, on behalf of Gibson Business Center Property Owners Association

STATE OF NEVADA COUNTY OF CLARK

On February 26, 2014, before me, personally appeared Christie Marling, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacity, and that by their signature on the instrument the person, or the entity upon behalf of which the person acted, executed

WITNESS my hand and official seal.

Reinstatement Information: (702) 483-2996 or Sale Information: (714) 573-7777

When Recorded Mail To: Red Rock Financial Services 4775 W. Teco Avenue, Suite 140 Las Vegas, Nevada 89118 (702) 483-2996 or (702) 932-6887