

WHEN RECORDED MAIL TO:

WASHINGTON TRUST BANK
Corporate Banking (320)
P.O. Box 2127
Spokane, WA 99210-2127
6001 - 2695570

NON-MERGER WARRANTY DEED IN LIEU OF FORECLOSURE

GRANTOR, The Club at Black Rock, LLC, an Idaho limited liability company organized and existing under the laws of the State of Idaho, whose current address is P.O. Box 3070, Coeur d'Alene, Idaho 83816, of the County of Kootenai, State of Idaho, for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell, and convey unto Washington Trust Bank, a corporation organized and existing under the laws of State of Washington and engaged in the business of banking, whose current address is Corporate Banking, 717 West Sprague Avenue, Spokane, Washington 99201, of the County of Spokane, State of Washington, as GRANTEE, and to Grantee's successors and assigns forever, all of the following described real property located in Kootenai County, State of Idaho, more particularly described as follows, to-wit:

See Exhibit "A" which is attached to this Non-Merger Warranty Deed In Lieu of Foreclosure and made a part hereof as if fully set forth herein.

TOGETHER with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way and appurtenances; all water, water rights, and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties and profits relating to the real property, including without limitation, all minerals, oil, gas, geothermal and similar matters; all assignments of rents and security interest in the rents and personal property.

Commonly known as NNA, Coeur d'Alene, Idaho, 83814, Parcel Nos. 0-0770-000-00A-0, 0-0770-000-00A-B, 0-0778-000-00C-A, 0-0778-000-00C-B, 0-0776-008-001-A, 0-0770-000-00C-C.

("Real Property")

Subject to:

1. Reservations, provisions, covenants, conditions, restrictions, dedications, easements, rights of way, and agreements of record.

2. General and special taxes and assessments for the year 2009 and for the current year which are not yet due and payable.

Grantor, for itself and its successors and assigns, does hereby covenant and warrant and shall defend the quiet and peaceable possession of said premises by the Grantee, its successors and assigns forever against the lawful claims of all persons.

The true and actual consideration for this Non-Merger Warranty Deed In Lieu of Foreclosure is the agreement of Grantee to accept the delivery of said Deed as the full and unconditional release and cancellation of all debts, liabilities, obligations, costs and charges owed by Grantor to Grantee on the following loans:

1. Loan No. 16724.
 - (a) Promissory Note dated June 15, 2004, in the principal amount of Ten Million and no/100 Dollars (\$10,000,000.00), payable to WTB and executed by The Club, which is secured by the Property ("Note No. 16724").
 - (b) Deed of Trust dated June 15, 2004, recorded on June 29, 2004, as Recording No. 1885110, records of Kootenai County, Idaho, executed by The Club ("Deed of Trust No. 16724").
2. Loan No. 85768.
 - (a) Promissory Note dated November 19, 2008, in the principal amount of Two Hundred Fifty One Thousand and no/100 Dollars (\$251,000.00), payable to WTB and executed by The Club, which is secured by Personal Property ("Note No. 85768").
3. Loan No. 87202.
 - (a) Promissory Note dated May 24, 2009, in the principal amount of One Million and no/100 Dollars (\$1,000,000.00), payable to WTB and executed by The Club and Black Rock Investments, Inc., a Member of The Club, which is secured by the Real Property ("Note No. 87202").
 - (b) Deed of Trust dated April 24, 2009, recorded on May 8, 2009, as Recording No. 2210318000, records of Kootenai County, Idaho, executed by The Club ("Deed of Trust No. 87202").
 - (c) Modification of Deed of Trust dated May 24, 2009, recorded on June 23, 2009, as Recording No. 2218082000, records of Kootenai

County, Idaho, executed by The Club and Black Rock Investments, Inc., a Member of The Club, increasing the principal amount of Note No. 87202 to \$1,000,000.00 ("Modification of Deed of Trust No. 87202").

4. Loan No. 88162.

- (a) Promissory Note dated May 20, 2010, in the principal amount of One Million Two Hundred Fifty Thousand and no/100 Dollars (\$1,250,000.00), payable to WTB and executed by The Club and Black Rock Investments, Inc., a Member of The Club, which is secured by the Property ("Note No. 88162").
- (b) Deed of Trust dated May 20, 2010, recorded on June 1, 2010, as Recording No. 2267339000, records of Kootenai County, Idaho, executed by The Club and Black Rock Investments, Inc., a Member of The Club ("Deed of Trust No. 88162").

Note No. 16724, Note No. 85768, Note No. 87202, and Note No. 88162 are collectively referred to herein as the "Notes." Deed of Trust No. 16724, Deed of Trust No. 87202, and Deed of Trust No. 88162 are collectively referred to herein as the "Deeds of Trust."

This Non-Merger Warranty Deed In Lieu of Foreclosure is absolute in effect and conveys fee simple title to the Real Property to the Grantee and does not operate *as a* deed of trust, trust conveyance, or security of any kind. Grantor waives, surrenders, and relinquishes any equity of redemption and statutory rights of redemption which Grantor may have in connection with the Real Property and the Deeds of Trust.

This Non-Merger Warranty Deed In Lieu of Foreclosure does not effect a merger of the fee ownership of the Real Property and the liens of the Deeds of Trust, and the Real Property shall remain subject to the liens of the Deeds of Trust. The fee and the liens of the Deeds of Trust shall hereafter remain separate and distinct until and unless the Real Property shall be sold at a foreclosure sale or the liens of the Deeds of Trust are discharged by the Grantee through a recorded written instrument. Grantee reserves its right to foreclose its interest in the Deeds of Trust at any time as to any party with any claim, interest, or lien on the Real Property.

Grantor acknowledges, agrees and understands that Grantor may be joined as a party defendant in a suit to foreclose the Deeds of Trust, and any subordinate liens or encumbrances existing upon the Real Property, and that the agreement of Grantee shall not operate to preclude Grantee from proceeding in any action to enforce the Deeds of Trust but that the agreement of Grantee shall preclude Grantee from obtaining a deficiency judgment on the Notes against Grantor.

Grantor declares that this conveyance is freely and fairly made. Grantor is not acting under any misapprehension as to the legal effect of this Non-Merger Warranty Deed In Lieu of Foreclosure, nor under any duress, undue influence, or misrepresentation of the Grantee, its agents, its attorneys, or any other person.


Possession of the Real Property is hereby surrendered and delivered to the Grantee.

IN WITNESS WHEREOF, the Grantor has hereunto caused this Non-Merger Warranty Deed In Lieu of Foreclosure to be executed in its entity name by its manager and member this 11 day of August, 2010.

THE CLUB AT BLACK ROCK, LLC

By: 
Marshall R. Chesrown, Manager

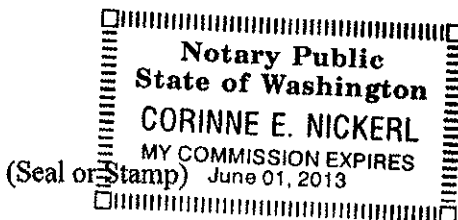
BLACK ROCK INVESTMENTS, INC.
Member of The Club at Black Rock, LLC

By: 
Marshall R. Chesrown, President

STATE OF WASHINGTON)
 : ss
County of Spokane)

On this 11th day of August, 2010, before me personally appeared MARSHALL R. CHESROWN, to me known to be the Manager of THE CLUB AT BLACK ROCK, LLC, the limited liability company that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act of said corporation, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute the said instrument on behalf of said corporation.

GIVEN UNDER MY HAND AND OFFICIAL SEAL the day and year in this certificate first above written.

)
Notary Public (Signature)
Corinne E. Nickler
(Print Name)
My commission expires: 6/01/13

STATE OF WASHINGTON)
 : ss
County of Spokane)

On this 11th day of August, 2010, before me personally appeared MARSHALL R. CHESROWN, to me known to be the President of BLACK ROCK INVESTMENTS, INC., a Member of The Club of Black Rock, LLC, the corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act of said corporation, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute the said instrument on behalf of said corporation.

GIVEN UNDER MY HAND AND OFFICIAL SEAL the day and year in this certificate first above written.

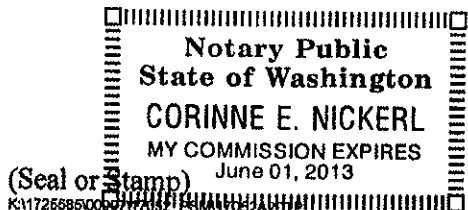
)
Notary Public (Signature)
Corinne E. Nickler
(Print Name)
My commission expires: 6/01/13

EXHIBIT "A"
LEGAL DESCRIPTION

Order No. 6001-26955
Version 2
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PARCEL 1:

TRACT "A", BLACK ROCK, ACCORDING TO THE PLAT RECORDED IN BOOK "I" OF PLATS AT PAGE 299, ET SEQ., RECORDS OF KOOTENAI COUNTY, IDAHO.

EXCEPT ANY PORTION LYING WITHIN THE PLAT OF BLACK ROCK FIFTH ADDITION, RECORDED IN BOOK "J" OF PLATS, PAGE 12, ET SEQ., RECORDS OF KOOTENAI COUNTY, IDAHO.

EXCEPT ANY PORTION LYING WITHIN THE PLAT OF BLACK ROCK SIXTH ADDITION, RECORDED IN BOOK "J" OF PLATS AT PAGE 41, ET SEQ., RECORDS OF KOOTENAI COUNTY, IDAHO.

EXCEPT ANY PORTION LYING WITHIN THE PLAT OF BLACK ROCK GOLF COTTAGES, RECORDED IN BOOK "J" OF PLATS AT PAGE 361, ET SEQ., RECORDS OF KOOTENAI COUNTY, IDAHO.

AND EXCEPT A PARCEL OF LAND BEING PORTIONS OF SECTIONS 8 & 9, TOWNSHIP 48 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN IRON ROD MONUMENT MARKING THE WEST QUARTER CORNER, SAID SECTION 8, FROM WHICH AN ALUMINUM CAP MONUMENT MARKING THE SOUTHWEST CORNER THEREOF BEARS SOUTH 03 DEGREES 15'27" WEST A DISTANCE OF 2629.95 FEET;

THENCE, SOUTH 86 DEGREES 49'26" EAST ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER, SAID SECTION 8, A DISTANCE OF 331.34 FEET TO AN IRON PIPE WITH A 2 1/2" BRASS CAP STAMPED "BLACKROCK POB INC PLS 6602 2001", BEING A POINT ON THE SOUTH RIGHT OF WAY LINE OF LOFFS BAY ROAD.

THENCE, SOUTH 71 DEGREES 02'29" EAST A DISTANCE OF 5610.42 FEET TO AN IRON ROD WITH PLASTIC CAP MARKED PLS 6602 BEING THE NORTHERN MOST CORNER OF LOT 2, BLOCK 8, BLACK ROCK FIFTH ADDITION AND THE TRUE POINT OF BEGINNING FOR THIS DESCRIPTION.

THENCE, SOUTH 63 DEGREES 51'52" EAST A DISTANCE OF 310.31 FEET;

THENCE, SOUTH 11 DEGREES 05'44" EAST A DISTANCE OF 401.63 FEET;

THENCE, SOUTH 73 DEGREES 54'33" WEST A DISTANCE OF 162.81 FEET;

THENCE, SOUTH 01 DEGREES 04'29" WEST A DISTANCE OF 55.27 FEET;

THENCE, NORTH 88 DEGREES 21'36" WEST A DISTANCE OF 75.41 FEET;

THENCE, NORTH 72 DEGREES 32'45" WEST A DISTANCE OF 333.56 FEET;

THENCE, NORTH 79 DEGREES 00'19" WEST A DISTANCE OF 197.86 FEET;

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EXHIBIT "A"
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THENCE, NORTH 72 DEGREES 31'53" WEST A DISTANCE OF 125.21 FEET;
THENCE, NORTH 19 DEGREES 39'16" WEST A DISTANCE OF 99.49 FEET;
THENCE, NORTH 47 DEGREES 13'38" EAST A DISTANCE OF 175.13 FEET;
THENCE, NORTH 59 DEGREES 00'02" EAST A DISTANCE OF 156.79 FEET;
THENCE, NORTH 58 DEGREES 09'52" EAST A DISTANCE OF 241.31 FEET;
THENCE, NORTH 66 DEGREES 03'38" EAST A DISTANCE OF 81.34 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

A PARCELE OF LAND BEING PORTIONS OF TRACT C OF THE PLAT OF BLACK ROCK SEVENTH ADDITION, ACCORDING TO THE PLAT RECORDED IN THE OFFICE OF THE COUNTY RECORDER IN BOOK "J" OF PLATS AT PAGE 119, RECORDS OF KOOTENAI COUNTY, IDAHO AND LOT 1, BLOCK 11, PLAT OF BLACK ROCK, ACCORDING TO THE PLAT RECORDED IN THE OFFICE OF THE COUNTY RECORDER IN BOOK "I" OF PLATS AT PAGE 299, RECORDS OF KOOTENAI COUNTY, IDAHO, LOCATED IN PORTIONS OF SECTIONS 9, 16 & 17, TOWNSHIP 48 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST QUARTER CORNER OF SECTION 8, TOWNSHIP 48 NORTH, RANGE 4 WEST, BOISE MERIDIAN BEING MONUMENTED BY A FOUND 1/2 IN. REBAR PER CP&F 1027778, FROM WHICH THE CENTER CORNER BEARS SOUTH 86 DEGREES 49'26" EAST A DISTANCE OF 2852.62 FEET MONUMENTED BY A 5/8 IN. REBAR PER CP&F 1027777;

THENCE, SOUTH 86 DEGREES 49'26" EAST A DISTANCE OF 331.34 FEET TO A 2 1/2 IN. BRASS CAP MARKED "BLACK ROCK P.O.B. INC PLS 6602 2001.;

THENCE, SOUTH 62 DEGREES 14'42" EAST A DISTANCE OF 6404.78 FEET TO A 5/8 IN. REBAR MARKED INC PLS 6602, SAID POINT BEING THE TRUE POINT OF BEGINNING;

THENCE, SOUTH 33 DEGREES 29'18" WEST A DISTANCE OF 270.18 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 47 DEGREES 54'02" WEST A DISTANCE OF 519.54 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 55 DEGREES 50'03" WEST A DISTANCE OF 242.82 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 25 DEGREES 44'13" WEST A DISTANCE OF 248.08 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

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EXHIBIT "A"
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THENCE, NORTH 80 DEGREES 06'04" EAST A DISTANCE OF 825.83 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, NORTH 55 DEGREES 40'39" EAST A DISTANCE OF 895.73 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, NORTH 69 DEGREES 11'12" EAST A DISTANCE OF 291.79 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, NORTH 55 DEGREES 58'55" EAST A DISTANCE OF 550.43 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, NORTH 36 DEGREES 57'49" EAST A DISTANCE OF 203.08 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, NORTH 61 DEGREES 52'27" WEST A DISTANCE OF 122.64 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, NORTH 20 DEGREES 09'50" EAST A DISTANCE OF 477.63 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, NORTH 41 DEGREES 25'12" WEST A DISTANCE OF 176.13 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 80 DEGREES 47'16" WEST A DISTANCE OF 314.01 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 62 DEGREES 38'47" WEST A DISTANCE OF 222.77 FEET TO A PLASTIC CAP MARKED INC PLS 6602, SAID POINT BEING ON THE EASTERLY RIGHT OF WAY OF CLUB HOUSE DRIVE;

THENCE, ALONG SAID EASTERLY RIGHT OF WAY OF CLUB HOUSE DRIVE THE FOLLOWING EIGHT COURSES;

1. THENCE, A NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 980.00 FEET, AN ARC LENGTH OF 581.28 FEET, A DELTA ANGLE OF 33 DEGREES 59'05", AND WHOSE LONG CHORD BEARS NORTH 01 DEGREES 32'57" EAST A DISTANCE OF 572.80 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

2. THENCE, NORTH 15 DEGREES 26'36" WEST A DISTANCE OF 142.83 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

3. THENCE, ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 590.00 FEET, AN ARC LENGTH OF 304.02 FEET, A DELTA ANGLE OF 29 DEGREES 31'27" AND WHOSE LONG CHORD BEARS NORTH 30 DEGREES 12'19" WEST A DISTANCE OF 300.67 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

4. THENCE, NORTH 44 DEGREES 58'03" WEST A DISTANCE OF 205.12 FEET TO A

EXHIBIT "A"
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PLASTIC CAP MARKED INC PLS 6602;

5. THENCE, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 330.00 FEET, AN ARC LENGTH OF 285.54 FEET, A DELTA ANGLE OF 49 DEGREES 34'34" AND WHOSE LONG CHORD BEARS NORTH 20 DEGREES 10'46" WEST A DISTANCE OF 276.71 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

6. THENCE, NORTH 04 DEGREES 36'32" EAST A DISTANCE OF 91.80 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

7. THENCE, ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 230.00 FEET, AN ARC LENGTH OF 19.94 FEET, A DELTA ANGLE OF 04 DEGREES 57'58" AND WHOSE LONG CHORD BEARS NORTH 02 DEGREES 07'32" EAST A DISTANCE OF 19.93 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

8. THENCE, ALONG A REVERSE CURVE TO THE RIGHT, HAVING A RADIUS OF 20.00 FEET, AN ARC LENGTH OF 28.03 FEET, A DELTA ANGLE OF 80 DEGREES 17'12" AND WHOSE LONG CHORD BEARS NORTH 39 DEGREES 47'09" EAST A DISTANCE OF 25.79 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, ALONG THE SOUTHERLY RIGHT OF WAY OF SLATE DRIVE, NORTH 79 DEGREES 55'45" EAST A DISTANCE OF 207.97 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY, ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 590.00 FEET, AN ARC LENGTH OF 32.83 FEET, A DELTA ANGLE OF 03 DEGREES 11'19" AND WHOSE LONG CHORD BEARS NORTH 78 DEGREES 20'05" EAST A DISTANCE OF 32.83 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, LEAVING SAID SOUTHERLY RIGHT OF WAY, SOUTH 23 DEGREES 03'05" EAST A DISTANCE OF 67.97 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 54 DEGREES 40'40" EAST A DISTANCE OF 522.14 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 16 DEGREES 29'04" EAST A DISTANCE OF 365.98 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 22 DEGREES 49'51" EAST A DISTANCE OF 106.28 FEET TO A PLASTIC CAP MARKED INC PLS 9367;

THENCE, NORTH 87 DEGREES 37'40" EAST A DISTANCE OF 384.46 FEET TO A PLASTIC CAP MARKED INC PLS 6602, SAID POINT BEING ON THE WEST LINE OF THE SOUTHEAST QUARTER OF SECTION 9;

THENCE, ALONG SAID WEST LINE, SOUTH 03 DEGREES 26'57" WEST A DISTANCE OF 1573.86 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION 9, MONUMENTED BY AN ALUMINUM CAP PER CP&F 1065178;

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THENCE, SOUTH ALONG THE WEST LINE OF THE NORTHEAST QUARTER OF SECTION 16,
SOUTH 03 DEGREES 45'42" WEST A DISTANCE OF 162.41 FEET TO A PLASTIC CAP
MARKED INC PLS 6602;

THENCE, LEAVING SAID SECTION LINE, NORTH 85 DEGREES 30'43" WEST A DISTANCE
OF 94.34 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 55 DEGREES 47'40" WEST A DISTANCE OF 455.21 FEET TO A
PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 62 DEGREES 09'23" WEST A DISTANCE OF 205.73 FEET TO A
PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 69 DEGREES 11'12" WEST A DISTANCE OF 395.67 FEET TO A
PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 80 DEGREES 38'52" WEST A DISTANCE OF 98.47 FEET TO A PLASTIC
CAP MARKED INC PLS 6602;

THENCE, SOUTH 82 DEGREES 42'34" WEST A DISTANCE OF 148.48 FEET TO A
PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 31 DEGREES 44'30" WEST A DISTANCE OF 306.49 FEET TO A
PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 44 DEGREES 21'33" WEST A DISTANCE OF 190.04 FEET TO A
PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 66 DEGREES 30'11" WEST A DISTANCE OF 88.26 FEET TO A PLASTIC
CAP MARKED INC PLS 6602;

THENCE, SOUTH 85 DEGREES 55'40" WEST A DISTANCE OF 197.46 FEET TO A
PLASTIC CAP MARKED INC PLS 6602;

THENCE, NORTH 13 DEGREES 12'06" WEST A DISTANCE OF 47.63 FEET TO A PLASTIC
CAP MARKED INC PLS 9367;

THENCE, SOUTH 90 DEGREES 00'00" WEST A DISTANCE OF 60.07 FEET TO A PLASTIC
CAP MARKED INC PLS 9367;

THENCE, NORTH 70 DEGREES 52'26" WEST A DISTANCE OF 78.18 FEET TO A PLASTIC
CAP MARKED INC PLS 9367;

THENCE, SOUTH 47 DEGREES 24'08" WEST A DISTANCE OF 67.22 FEET TO A PLASTIC
CAP MARKED INC PLS 9367;

THENCE, SOUTH 15 DEGREES 12'34" WEST A DISTANCE OF 95.50 FEET TO A PLASTIC

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CAP MARKED INC PLS 9367;

THENCE, SOUTH 88 DEGREES 19'09" EAST A DISTANCE OF 215.79 FEET TO A PLASTIC CAP MARKED INC PLS 9367;

THENCE, SOUTH 13 DEGREES 12'06" EAST A DISTANCE OF 74.75 FEET TO A PLASTIC CAP MARKED INC PLS 9367, SAID POINT BEING ON THE CENTERLINE OF TONALITE COURT;

THENCE, ALONG SAID CENTERLINE, ALONG A NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 120.00 FEET, AN ARC LENGTH OF 53.05 FEET, A DELTA ANGLE OF 25 DEGREES 19'48" AND WHOSE LONG CHORD BEARS SOUTH 64 DEGREES 59'49" WEST A DISTANCE OF 52.62 FEET TO A PLASTIC CAP MARKED INC PLS 9367;

THENCE, CONTINUING ALONG SAID CENTERLINE, SOUTH 52 DEGREES 19'55" WEST A DISTANCE OF 8.92 FEET TO A PLASTIC CAP MARKED INC PLS 6602, SAID POINT BEING ON THE NORTHERLY RIGHT OF WAY OF CLUB HOUSE DRIVE;

THENCE, ALONG SAID NORTHERLY RIGHT OF WAY, A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 230.00 FEET, AN ARC LENGTH OF 150.01 FEET, A DELTA ANGLE OF 37 DEGREES 22'10" AND WHOSE LONG CHORD BEARS NORTH 56 DEGREES 21'10" WEST A DISTANCE OF 147.37 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, CONTINUING ALONG SAID RIGHT OF WAY, NORTH 75 DEGREES 02'15" WEST A DISTANCE OF 60.00 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, CONTINUING ALONG SAID RIGHT OF WAY, NORTH 75 DEGREES 02'15" WEST A DISTANCE OF 322.41 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, CONTINUING ALONG SAID RIGHT OF WAY, A CURVE TO THE LEFT, HAVING A RADIUS OF 710.00 FEET, AN ARC LENGTH OF 136.54 FEET, A DELTA ANGLE OF 11 DEGREES 01'08" AND WHOSE LONG CHORD BEARS NORTH 80 DEGREES 32'49" WEST A DISTANCE OF 136.33 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, CONTINUING ALONG SAID RIGHT OF WAY, NORTH 86 DEGREES 03'23" WEST A DISTANCE OF 120.96 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, CONTINUING ALONG SAID RIGHT OF WAY, A CURVE TO THE RIGHT, HAVING A RADIUS OF 220.00 FEET, AN ARC LENGTH OF 173.13 FEET, A DELTA ANGLE OF 45 DEGREES 05'19" AND WHOSE LONG CHORD BEARS NORTH 63 DEGREES 30'43" WEST A DISTANCE OF 168.70 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, CONTINUING ALONG SAID RIGHT OF WAY, NORTH 40 DEGREES 58'04" WEST A DISTANCE OF 6.59 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, LEAVING SAID NORTHERLY RIGHT OF WAY, NORTH 11 DEGREES 23'10" EAST A DISTANCE OF 163.22 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

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THENCE, NORTH 43 DEGREES 15'28" WEST A DISTANCE OF 59.51 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, NORTH 15 DEGREES 50'44" EAST A DISTANCE OF 344.39 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, NORTH 23 DEGREES 08'23" EAST A DISTANCE OF 152.89 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, SOUTH 66 DEGREES 51'37" EAST A DISTANCE OF 30.00 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, NORTH 23 DEGREES 08'23" EAST A DISTANCE OF 171.89 FEET TO A PLASTIC CAP MARKED INC PLS 6602, SAID POINT BEING ON THE SOUTHERLY RIGHT OF WAY OF CLUB HOUSE DRIVE;

THENCE, CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY, NORTH 69 DEGREES 08'14" EAST A DISTANCE OF 613.70 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY, A CURVE TO THE RIGHT, HAVING A RADIUS OF 230.00 FEET, AN ARC LENGTH OF 83.75 FEET, A DELTA ANGLE OF 20 DEGREES 51'46" AND WHOSE LONG CHORD BEARS NORTH 79 DEGREES 34'07" EAST A DISTANCE OF 83.29 FEET TO A PLASTIC CAP MARKED INC PLS 6602;

THENCE, CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY, SOUTH 90 DEGREES 00'00" EAST A DISTANCE OF 169.46 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 3:

LOT 1, BLOCK 8, BLACK ROCK FIFTH ADDITION, ACCORDING TO THE PLAT RECORDED IN BOOK "J" OF PLATS, AT PAGE 12, ET SEQ., RECORDS OF KOOTENAI COUNTY, IDAHO.

EXCEPT A PARCEL OF LAND BEING PORTIONS OF SECTIONS 8 & 9, TOWNSHIP 48 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN IRON ROD MONUMENT MARKING THE WEST QUARTER CORNER, SAID SECTION 8, FROM WHICH AN ALUMINUM CAP MONUMENT MARKING THE SOUTHWEST CORNER THEREOF BEARS SOUTH 03 DEGREES 15'27" WEST A DISTANCE OF 2629.95 FEET;

THENCE, SOUTH 88 DEGREES 49'26" EAST ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER, SAID SECTION 8, A DISTANCE OF 331.34 FEET TO AN IRON PIPE WITH A 2 1/2" BRASS CAP STAMPED "BLACKROCK POB INC PLS 6602 2001", BEING A POINT ON THE SOUTH RIGHT OF WAY LINE OF LOFFS BAY ROAD.

Order No. 6001-26955
Version 2
UPDATE

EXHIBIT "A"
LEGAL DESCRIPTION

THENCE, SOUTH 71 DEGREES 02'29" EAST A DISTANCE OF 5610.42 FEET TO AN IRON ROD WITH PLASTIC CAP MARKED PLS 6602 BEING THE NORTHERN MOST CORNER OF LOT 2, BLOCK 8, BLACK ROCK FIFTH ADDITION AND THE TRUE POINT OF BEGINNING FOR THIS DESCRIPTION.

THENCE, SOUTH 63 DEGREES 51'52" EAST A DISTANCE OF 310.31 FEET;

THENCE, SOUTH 11 DEGREES 05'44" EAST A DISTANCE OF 401.63 FEET;

THENCE, SOUTH 73 DEGREES 54'33" WEST A DISTANCE OF 162.81 FEET;

THENCE, SOUTH 01 DEGREES 04'29" WEST A DISTANCE OF 55.27 FEET;

THENCE, NORTH 88 DEGREES 21'36" WEST A DISTANCE OF 75.41 FEET;

THENCE, NORTH 72 DEGREES 32'45" WEST A DISTANCE OF 333.56 FEET;

THENCE, NORTH 79 DEGREES 00'19" WEST A DISTANCE OF 197.86 FEET;

THENCE, NORTH 72 DEGREES 31'53" WEST A DISTANCE OF 125.21 FEET;

THENCE, NORTH 19 DEGREES 39'16" WEST A DISTANCE OF 99.49 FEET;

THENCE, NORTH 47 DEGREES 13'38" EAST A DISTANCE OF 175.13 FEET;

THENCE, NORTH 59 DEGREES 00'02" EAST A DISTANCE OF 156.79 FEET;

THENCE, NORTH 58 DEGREES 09'52" EAST A DISTANCE OF 241.31 FEET;

THENCE, NORTH 66 DEGREES 03'38" EAST A DISTANCE OF 81.34 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 4:

A PARCEL OF LAND BEING A PORTION OF TRACT "C", PLAT OF BLACK ROCK, SITUATED IN SECTIONS 9 & 16, TOWNSHIP 48 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 3, BLOCK 8, BLACK ROCK FIFTH ADDITION, BEING A POINT ON THE WESTERLY RIGHT OF WAY LINE OF KIMBERLITE DRIVE, FROM WHICH AN IRON PIPE WITH A BRASS CAP, 2 1/2 IN. DIAMETER, MARKED "BLACK ROCK P.O.B. INC PLS 6602 2001" BEARS NORTH 65 DEGREES 18'06" WEST A DISTANCE OF 6004.92 FEET;

THENCE, LEAVING SAID RIGHT OF WAY, SOUTH 86 DEGREES 59'30" EAST A DISTANCE OF 40.00 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY LINE OF SAID KIMBERLITE DRIVE;

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LEGAL DESCRIPTION

THENCE, ALONG SAID RIGHT OF WAY LINE, THROUGH THE FOLLOWING FIVE COURSES:

1. ALONG A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 250.00 FEET, AN ARC LENGTH OF 220.08 FEET, AND A DELTA OF 50 DEGREES 26'17" WITH A CHORD THAT BEARS SOUTH 28 DEGREES 13'38" WEST A DISTANCE OF 213.04 FEET TO A POINT;
2. SOUTH 53 DEGREES 26'46" WEST A DISTANCE OF 97.42 FEET TO A POINT;
3. ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 170.00 FEET, AN ARC LENGTH OF 20.48 FEET, AND A DELTA OF 74 DEGREES 18'33" WITH A CHORD THAT BEARS SOUTH 16 DEGREES 17'30" WEST A DISTANCE OF 205.35 FEET TO A POINT;
4. SOUTH 20 DEGREES 51'46" EAST A DISTANCE OF 16.95 FEET TO A POINT;
5. ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 20.00 FEET, AN ARC LENGTH OF 31.42 FEET, AND A DELTA OF 90 DEGREES 00'00" WITH A CHORD THAT BEARS SOUTH 65 DEGREES 51'46" EAST A DISTANCE OF 28.28 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF CLUBHOUSE DRIVE;

THENCE, ALONG SAID NORTHERLY RIGHT OF WAY LINE, SOUTH 69 DEGREES 08'14" WEST A DISTANCE OF 80.00 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF KIMBERLITE DRIVE;

THENCE, ALONG SAID WESTERLY RIGHT OF WAY LINE THROUGH THE FOLLOWING FIVE COURSES:

1. ALONG A NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 20.00 FEET, AN ARC LENGTH OF 31.42 FEET, AND A DELTA OF 90 DEGREES 00'00" WITH A CHORD THAT BEARS NORTH 24 DEGREES 08'14" EAST A DISTANCE OF 28.28 FEET TO A POINT;
2. NORTH 20 DEGREES 51'46" WEST A DISTANCE OF 16.95 FEET TO A POINT;
3. ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 210.00 FEET, AN ARC LENGTH OF 272.36 FEET, AND A DELTA OF 74 DEGREES 18'33" WITH A CHORD THAT BEARS NORTH 16 DEGREES 17'30" EAST A DISTANCE OF 253.67 FEET TO A POINT;
4. NORTH 53 DEGREES 26'46" EAST A DISTANCE OF 97.42 FEET TO A POINT;
5. ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 210.00 FEET, AN ARC LENGTH OF 184.86 FEET, AND A DELTA OF 50 DEGREES 26'17" WITH A CHORD THAT BEARS NORTH 28 DEGREES 13'38" EAST A DISTANCE OF 178.95 FEET TO THE TRUE POINT OF BEGINNING.