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15 Attorneys for Plaintiff Federal Home Loan Mortgage Corporation

16 **UNITED STATES DISTRICT COURT**
 17 **DISTRICT OF NEVADA**

18 FEDERAL HOME LOAN MORTGAGE CORPORATION,

19 Plaintiff,

20 v.

21 LANTANA-FOUNTAINS, LLC, an Oregon limited liability company; et al.;

22 Defendants.

Case No. 2:10-cv-01303-PMP-GWF

ORDER DISCHARGING RECEIVER

23 This matter came before the court on the motion to discharge receiver (doc. 30)
 24 filed by Plaintiff Federal Home Loan Mortgage Corporation (“Freddie Mac”). Good
 25 cause appearing, IT IS ORDERED:

- 26 1. Granting Freddie Mac’s motion discharging GREP Southwest, LLC dba
 27 Greystar, the Court-appointed receiver (“Receiver”).

1 2. Confirming Freddie Mac's right of possession of the property located at
2 6501 West Charleston Boulevard and 1200 S. Torrey Pines Drive, Las Vegas, Nevada,
3 legally described as follows:
4

5 PARCEL I:

6 GOVERNMENT LOT SEVEN (7) OF SECTION 2,
7 TOWNSHIP 21 SOUTH, RANGE 60 EAST, M.D.B. & M.

8 EXCEPTING THEREFROM THE INTEREST IN AND TO
9 THE NORTH FIFTY (50.00) FEET AS CONVEYED TO
10 COUNTY OF CLARK FOR ROAD PURPOSES BY DEED
11 RECORDED NOVEMBER 25, 1974 IN BOOK 476 AS
12 DOCUMENT NO. 435894, CLARK COUNTY, NEVADA
13 RECORDS.

14 PARCEL II:

15 GOVERNMENT LOT SEVENTEEN (17) OF SECTION 2,
16 TOWNSHIP 21 SOUTH, RANGE 60 EAST, M.D.B. & M.

17 EXCEPTING THEREFROM THE WEST THIRTY (30.00)
18 FEET; TOGETHER WITH A SPANDREL AREA IN THE
19 NORTHEAST CORNER OF THE INTERSECTION OF
20 REDWOOD STREET AND DEL REY AVENUE,
21 BOUNDED AS FOLLOWS:

22 ON THE WEST BY THE EAST LINE OF THE WEST
23 THIRTY (30.00) FEET THEREOF;
24 ON THE SOUTH BY THE NORTH LINE OF THE SOUTH
25 THIRTY (30.00) FEET THEREOF;
26 AND ON THE NORTHEAST BY THE ARC OF A CURVE
27 CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF
28 FIFTEEN (15.00) FEET AND BEING TANGENT TO THE
 EAST LINE OF SAID WEST THIRTY (30.00) FEET, AS
 CONVEYED TO THE COUNTY OF CLARK FOR ROAD
 PURPOSES BY DEED RECORDED JULY 10, 1979 IN
 BOOK 1083 AS DOCUMENT NO. 1042992 OF OFFICIAL
 RECORDS.

PARCEL III:

1 GOVERNMENT LOT EIGHTEEN (18) OF SECTION 2,
2 TOWNSHIP 21 SOUTH, RANGE 60 EAST, M.D.B. & M.

3 EXCEPTING THEREFROM THE SOUTH THIRTY (30.00)
4 FEET AS CONVEYED TO THE COUNTY OF CLARK
5 FOR ROAD PURPOSES BY DEED RECORDED JULY 10,
6 1979 IN BOOK 1083 AS DOCUMENT NO. 1042992 OF
7 OFFICIAL RECORDS.

8 PARCEL IV:

9 A NON-EXCLUSIVE DRAINAGE EASEMENT AS SET
10 FORTH IN THAT CERTAIN "DECLARATION OF
11 DRAINAGE EASEMENT" RECORDED FEBRUARY 9,
12 2000, IN BOOK 20000209 AS DOCUMENT NO. 01167, IN
13 THE OFFICE OF THE COUNTY RECORDER OF CLARK
14 COUNTY, NEVADA, AS APPURTENANT TO PARCELS
15 I-A, I-B AND I-C HEREINABOVE.

16 PARCELS I, II, AND III ARE MORE PARTICULARLY
17 DESCRIBED AS FOLLOWS:

18 BEGINNING AT THE SOUTHWEST CORNER OF
19 GOVERNMENT LOT SEVENTEEN (17) IN SECTION 2,
20 TOWNSHIP 21 SOUTH, RANGE 60 EAST, M.D.B. & M.,
21 SAID POINT BEING THE CENTERLINE INTERSECTION
22 OF DEL RAY AVENUE AND REDWOOD STREET;
23 THENCE ALONG THE CENTERLINE OF DEL RAY
24 AVENUE, NORTH 88°53'55" EAST 659.13 FEET;
25 THENCE NORTH 03000'21" WEST 30.02 FEET TO A
26 POINT ON THE NORTHERLY RIGHT OF WAY LINE OF
27 DEL RAY AVENUE, SAID POINT BEING THE TRUE
28 POINT OF BEGINNING;
THENCE ALONG SAID NORTHERLY RIGHT OF WAY
LINE, SOUTH 88°53'55" WEST 614.52 FEET TO THE
BEGINNING OF A TANGENT CURVE CONCAVE
NORTHEASTERLY AND HAVING A RADIUS OF 15.00
FEET;
THENCE WESTERLY, NORTHWESTERLY AND
NORTHERLY ALONG SAID CURVE THROUGH A
CENTRAL ANGLE OF 88°12'27" AN ARC DISTANCE
OF 23.09 FEET TO A POINT ON THE EASTERLY RIGHT
OF WAY LINE OF REDWOOD STREET;

1 THENCE ALONG SAID EASTERLY RIGHT OF WAY
2 LINE, NORTH 02°53'38" WEST 637.10 FEET;
3 THENCE LEAVING SAID EASTERLY RIGHT OF WAY
4 LINE, NORTH 88°47'27" EAST 298.87 FEET;
5 THENCE NORTH 02°56'59" WEST 624.26 FEET TO A
6 POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF
7 CHARLESTON BOULEVARD;
8 THENCE ALONG SAID SOUTHERLY RIGHT OF WAY
9 LINE, NORTH 89°29'19" EAST 328.41 FEET;
10 THENCE LEAVING SAID SOUTHERLY RIGHT OF WAY
11 LINE, SOUTH 03°00'21" EAST 1,273.14 FEET TO THE
12 POINT OF BEGINNING.
13 (APN 163-02-104-004)

14 ("Charleston Parcels"); and:

15 PARCEL I:

16 GOVERNMENT LOT NINETEEN (19) IN SECTION 2,
17 TOWNSHIP 21 SOUTH, RANGE 60 EAST, M.D.B. & M.

18 EXCEPTING THEREFROM THAT PORTION AS
19 CONVEYED TO CLARK COUNTY BY DEED
20 RECORDED JULY 10, 1979, IN BOOK 1083 AS
21 DOCUMENT NO. 104992 OF OFFICIAL RECORDS.

22 PARCEL II:

23 GOVERNMENT LOT TWENTY (20) IN SECTION 2,
24 TOWNSHIP 21 SOUTH, RANGE 60 EAST, M.D.B. & M.

25 EXCEPTING THEREFROM:

26 THE INTEREST IN AND TO THE NORTH 30.00 FEET
27 AND EAST 40.00 FEET AND THE SOUTH THIRTY FEET
28 TOGETHER WITH THAT SPANDREL AREA
DESCRIBED BELOW AS CONVEYED TO THE COUNTY
OF CLARK FOR ROAD PURPOSES BY DEED
RECORDED JULY 7, 1977 IN BOOK 760 AS DOCUMENT
NO. 719160 AND RE-RECORDED AUGUST 3, 1977 IN
BOOK 771 AS DOCUMENT NO. 730573 OF OFFICIAL
RECORDS.

EXCEPTING THEREFROM A SPANDREL AREA IN THE
NORTHEAST CORNER THEREOF, BEING THE

1 SOUTHWEST CORNER INTERSECTION OF HOLMBY
2 AVENUE AND TORREY PINES DRIVE, BOUNDED AS
3 FOLLOWS:

4 ON THE NORTH SIDE OF THE SOUTH LINE OF THE
5 NORTH 30.00 FEET, ON THE EAST SIDE BY THE WEST
6 LINE OF THE EAST 40.00 FEET AND ON THE
7 SOUTHWESTERLY SIDE BY THE ARC OF A CURVE
8 CONCAVE TO THE SOUTHWEST HAVING A RADIUS
9 OF 20.00 FEET, THAT IS TANGENT TO THE SOUTH
10 LINE OF SAID NORTH 30.00 FEET AND TANGENT TO
11 THE WEST LINE OF SAID EAST 40.00 FEET;

12 ALSO TOGETHER WITH A SPANDREL AREA IN THE
13 SOUTHEAST CORNER THEREOF BEING THE
14 NORTHWEST CORNER OF THE INTERSECTION OF
15 TORREY PINES DRIVE AND DEL RAY AVENUE,
16 BOUNDED AS FOLLOWS:

17 ON THE EAST SIDE BY THE WEST LINE OF THE EAST
18 40.00 FEET, ON THE SOUTH SIDE BY THE NORTH
19 LINE OF THE SOUTH 30.00 FEET AND ON THE
20 NORTHEASTERLY SIDE BY THE ARC OF A CURVE
21 CONCAVE TO THE NORTHEAST HAVING A RADIUS
22 OF 20.00 FEET THAT IS TANGENT TO THE WEST LINE
23 OF SAID EAST 40.00 FEET AND TANGENT TO THE
24 NORTH LINE OF SAID SOUTH 30.00 FEET.

25 PARCELS I AND II ARE MORE PARTICULARLY
26 DESCRIBED AS FOLLOWS:

27 BEGINNING AT THE NORTHWEST CORNER OF
28 GOVERNMENT LOT NINETEEN (19) IN SECTION 2,
29 TOWNSHIP 21 SOUTH, RANGE 60 EAST, M.D.B. & M.;

30 THENCE NORTH 88°47'27" EAST 617.72 TO A POINT
31 ON THE WESTERLY RIGHT OF WAY LINE OF
32 TORREY PINES DRIVE;

33 THENCE ALONG SAID WESTERLY RIGHT OF WAY
34 LINE, SOUTH 03°07'08" EAST 633.35 FEET TO THE
35 BEGINNING OF A TANGENT CURVE CONCAVE
36 NORTHWESTERLY AND HAVING A RADIUS OF 20.00
37 FEET;

1 THENCE SOUTHERLY, SOUTHWESTERLY AND
2 WESTERLY ALONG SAID CURVE THROUGH A
3 CENTRAL ANGLE OF 92°01'03" AN ARC DISTANCE
4 OF 32.12 FEET TO A POINT ON THE NORTHERLY
5 RIGHT OF WAY LINE OF DEL RAY AVENUE;

6 THENCE ALONG SAID NORTHERLY RIGHT OF WAY
7 LINE, SOUTH 88°53'55" WEST 598.33 FEET;

8 THENCE LEAVING SAID NORTHERLY RIGHT OF
9 WAY LINE, NORTH 30°00'21" WEST 652.86 FEET TO
10 THE POINT OF BEGINNING.

11 (APN 163-02-104-007)

12 ("Torrey Pines Parcels").¹

13 3. Directing the Receiver to tender possession of all property, real and
14 personal, presently in the Receiver's possession or which the Receiver is entitled to
15 possess under the terms of the Court's order appointing a receiver (doc. 23), to Freddie
16 Mac.

17 4. Directing the Receiver to file a final report on or before February 21, 2011,
18 disclosing all receipts and expenditures of the Receiver and a summary of the Receiver's
19 activities at the Property.

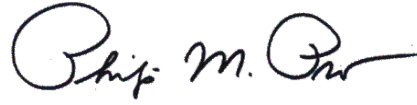
20 IT IS FURTHER ORDERED, that any party may object to the final report of the
21 Receiver on or before March 4, 2011. If no objections are filed, the Receiver's report
22 shall be approved by the Court and the Receiver's bond shall be exonerated without
23 further order of the court.

24 IT IS FURTHER ORDERED, vacating the hearing set for January 18, 2011. The
25 Court will set a hearing on any objections to the Receiver's final report, if necessary.
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27 _____
28 ¹ Collectively, the Charleston Parcels and the Torrey Pines Parcels are referred to as the "Property."

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DATED this _ 14th day of January, 2011.



Philip M. Pro
United States District Court Judge