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SUPREME COURT

OF THE

STATE OF IDAHO

ISC #44583, 44584, 44585 Bonner #CV2009-1810

COP

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Court of Appea

ne Court_

Valiant Idaho, LLC

Cross-Claimant/Respondent

vs.

North Idaho Resorts JV, LLC VP Incorporated

Cross-Defendants/Appellants

CLERK'S RECORD ON APPEAL

Appealed from the District Court of the First Judicial District of the State of Idaho, in and for the County of Bonner

Richard L. Stacey Jeff R. Sykes Chad M. Nicholson 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Attorneys for Respondents

Gary A. Finney 120 East Lake Street, Suite 317 Sandpoint, Idaho 83864 *Attorney for Appellant JV*

Daniel M. Keyes Susan P. Weeks 1626 Lincoln Way Coeur d'Alene, Idaho 83814 Attorneys for Appellants VP and North Idaho Resorts

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Instrument # 897767 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:01:59 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Ex-Officio Recorder Deputy CA Ex-Officio Recorder Deputy CA

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 **McCONNELL WAGNER SYKES & STACEY** PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 129]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1/1547.201/PLDPost-Trial/Certificates/Foreclosure-COS Parcel 129.docx. I, DARYL WHEELER, as Sheriff of Bonner County, Idaho, do hereby certify that in accordance with a Decree of Foreclosure entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892187, Records of Bonner County, Idaho, ordering the foreclosure of certain mortgages owned by Valiant Idaho, LLC ("Valiant") identified as:

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of **\$4,317,100.24**, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages, I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 129.docx

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916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$_50,000.00, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate

particularly described as follows, to-wit:

Lot 8, Block 2 of GOLDEN TEE ESTATES 5TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 81, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

)) ss.

)

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO **Operations** Manager Bv:

STATE OF IDAHO

COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires. トスーコンー 入つ) 【

SHERIFF'S CERTIFICATE OF SALE | Page 3 1/1547.201/PLD/Post-Trial/Centificates/Foreclosure-COS Parcel 129.docx

Instrument # 897768 BONNER COUNTY, SANDPOINT, IDAHO 11.9-2016 02:03:10 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE EX-Officio Recorder Deputy Index to: CERTIFICATE OF SALE

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com

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Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

vs.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 130]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1A1547,201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 130.docx I, DARYL WHEELER, as Sheriff of Bonner County, Idaho, do hereby certify that in accordance with a Decree of Foreclosure entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892187, Records of Bonner County, Idaho, ordering the foreclosure of certain mortgages owned by Valiant Idaho, LLC ("Valiant") identified as:

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 I/\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 130.docx **916 Greenlawn Street, Celebration, Florida 34747**, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$_______, *DDO, DO*____, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 5, Block 2 of GOLDEN TEE ESTATES 5TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 81, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

By: Sally Mitchell, Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



yop merric

Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 I/1547.201/PLD/Post-Trial/Certificates/Forcelosure-COS Pareel 130.docx

Instrument # 897769 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:03:54 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy B Index to: CERTIFICATE OF SALE

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY ^{PLLC} 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC.,

formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

s.,#

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN.

Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 131]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 131.doex **I, DARYL WHEELER**, as Sheriff of Bonner County, Idaho, do hereby certify that in accordance with a Decree of Foreclosure entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892187, Records of Bonner County, Idaho, ordering the foreclosure of certain mortgages owned by Valiant Idaho, LLC ("Valiant") identified as:

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 EVI547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 131.docx 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of $\frac{70,000,00}{70,000}$, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 1, Block 2 of GOLDEN TEE ESTATES 5TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 81, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

Sally Mitchell, Operations Manage

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 E\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 131.docx

Instrument # 897770 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:04:57 PM No. of Pages: 3 Recorded for: RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy CB Index to: CERTIFICATE OF SALE

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

vs

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 132]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 132 docx

Î. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 111 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial

District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the

Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the

Valiant Mortgages: I have levied on and, on the 7th day of November 2016, sold at public auction in

one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1/1547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 132.doex

916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of 5,000,00 which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 6, Block 1 of GOLDEN TEE ESTATES 5TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 81, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO Sally Mitcheld, Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: $\sqrt{2} - 22 -$

SHERIFF'S CERTIFICATE OF SALE | Page 3 E\1547.201\PLD\Post-Trial\Certificates\Forcelosure-COS Parcel 132.docx

Instrument # 897771 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:05:55 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Ex-Officio Recorder Depuly

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com

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Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 133]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 E\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 133.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 E\1547.201\PLD\Post-Trial\Contificates\Foreclosure-COS Pareci 133.doex 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$_______, 000, 00, 00, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 3, Block 2 of GOLDEN TEE ESTATES 5TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 81, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO Sally Mitchell, Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcei 133.docx

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Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com nicholson@mwsslawyers.com 113-2016 92

Instrument # 897782 BONNER COUNTY, SANDPOINT, IDAHO 11-3-2016 02:32:46 PM No. of Pages: 3 Recorded for: RICHARD L STACEY MICHAEL W ROSEDALE Ex-Officio Recorder Deputy Index to: CERTIFICATE OF SALE

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

5

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 134]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 I/\1547.201\PLDPost-Trial\Certificates\Foreclosure-COS Parcel 134.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1:11547.201/PLD/Post-Trial/Certificates/Poreclosure-COS Parcel 134.docx 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of $\frac{80,000,00}{100}$, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 4, Block 4 of GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

By: Sally Mitchell, Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Residing at: Bonner County, Idaho My Commission Expires: レンー

SHERIFF'S CERTIFICATE OF SALE | Page 3 E\1547.201\PLD\Post-Trial\Certificates\Foreolosure-COS Parcel 134.docx

2"15 DEC 22 AM 9:41 s e e en s Se de Estas

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897783 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:34:38 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 135]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 F\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 135.doex

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of **\$4,317,100.24**, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of **\$7,998,415.00**, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MIF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1/1547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 135.docx **916 Greenlawn Street, Celebration, Florida 34747**, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of **\$ Solution**, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 3, Block 4 of GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

By: Sally Mitchell, Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Residing at: Bonner County, Idaho My Commission Expires: 12-2011

SHERIFF'S CERTIFICATE OF SALE | Page 3 1:\1547.201\PLD\Post-Trial\Certificates\Foreolosure-COS Parcel 135.doex

1916 DEC 22 AM

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com nicholson@mwsslawyers.com

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff.

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 136]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 I/1547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 136.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1/1/547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 136.docx 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of $\frac{70,000,00}{100,000}$, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 2, Block 4 of GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO Sally Mitenel, Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Residing at: Bonner County, Idaho My Commission Expires: 12-22

SHERIFF'S CERTIFICATE OF SALE | Page 3 1/1547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 136.docx

2016 DEC 22 AM 9: 4

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 <u>stacey@mwsslawyers.com</u> <u>sykes@mwsslawyers.com</u> <u>nicholson@mwsslawyers.com</u>

Instrument # 897785 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:36:36 PM No. of Pages: 3 Recorded for: RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 EX-Officio Recorder Deputy

Attorneys For Valiant Idaho, LLC

¥

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

vs.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 137]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 E\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 137.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1/1547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 137.docx

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916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of $\frac{70,000.00}{000.00}$, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 1, Block 3 of GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

S 4

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 IN1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 137.docx

Richard L. Stacey, ISB #6800Jeff R. Sykes, ISB #5058Chad M. Nicholson, ISB #7506McCONNELL WAGNER SYKES & STACEY827 East Park Boulevard, Suite 201Boise, Idaho 83712Telephone: 208.489.0100Facsimile: 208.489.0110stacey@mwsslawyers.comsykes@mwsslawyers.comnicholson@mwsslawyers.comnicholson@mwsslawyers.com

Instrument # 897786 BONNER COUNTY, SANDPOINT, IDAHO 11.9-2016 02:37:15 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN.

Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 138]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 EV1547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 138.docx I, DARYL WHEELER, as Sheriff of Bonner County, Idaho, do hereby certify that in

accordance with a Decree of Foreclosure entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892187, Records of Bonner County, Idaho, ordering the foreclosure of certain mortgages owned by Valiant Idaho, LLC ("Valiant") identified as:

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of **\$4,317,100.24**, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 5, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcei 138.docx

Lot 4, Block 2 of GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

By: Sally Mitchell, Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

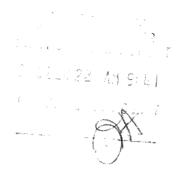
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Residing at: Bonner County, Idaho My Commission Expires: $\lambda \lambda -$ 77-

SHERIFF'S CERTIFICATE OF SALE | Page 3 1:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 138.docx



Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897787 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:38:00 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy CB Index to: CERTIFICATE OF SALE

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

vs

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 139]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 139.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of **\$4,317,100.24**, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of **\$7,998,415.00**, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1/1547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 139.doex 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of $\frac{70,000,00}{0}$, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 3, Block 2 of GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

Sally Mitchell, Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 1/1547.201/PLD/Fost-Trial/Certificates/Foreclosure-COS Parcei 139.doex

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLIC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897788 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:38:53 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 140]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1:11547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 140.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of **\$4,317,100.24**, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 140.doex 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$ 50,000, 00, which was the

whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate

particularly described as follows, to-wit:

Lot 2, Block 2 of GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

Sally Mitchell, Operations Manage

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 I/1547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 140.docx

1 A

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897789 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:39:30 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy CB Index to: CERTIFICATE OF SALE

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC.,

formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 141]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 E/1547.201/PLD/Post-Trial/Certricates/Foreclosure-COS Parcel 141.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 INI 547.201 PLDIPost-Trial/CertificatesUForeclosure-COS Parcel 141.docx

916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$ 5,000. " , which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate

particularly described as follows, to-wit:

Lot 5, Block 4 of GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

Sally Michell, Operations Manager

STATE OF IDAHO) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office. State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF. I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Residing at: Bonner County, Idaho My Commission Expires: 2-22-

SHERIFF'S CERTIFICATE OF SALE | Page 3 1:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 141.docx

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897790 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:40:21 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Ex-Officio Recorder Deputy

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as

NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 142]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcei 142.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 I:\1547.201\PLD\Post-Trial\Cortificates\Foreclosure-COS Parcel 142.docx 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$_______, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate

particularly described as follows, to-wit:

Lot 1, Block 4 of GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

Sally Mitchel, Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Residing at: Bonner County, Idaho My Commission Expires: 12 - 22 - 2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 E\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcei 142.docx

EC 22. A'1 9: 62

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897791 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2018 02:41:12 PM No. of Pages: 3 Recorded for: RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 EX-Officio Recorder Deputy

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VŜ.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 143]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1/1547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 143.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 I:\1547,201\PLD\Post-Trial\Certificates\Forcelosure-COS Parcel 143.doex

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916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of 5000, 00, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 5, Block 2 of GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO Sally Mitchell Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Residing at: Bonner County, Idaho My Commission Expires: 12 - 2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 143.docx

2016 DEV 22 AM 9: 62

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897792

BONNER COUNTY, SANDPOINT, IDAHO 02:43:04 PM No. of Pages: 3 Recorded for : RICHARD L STACEY 11-9-2016 EX-Officio Recorder Deputy GB

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN.

Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 144]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 EVI547 201/PLD/Post-Tria//Certificates/Foreclosure-COS Parcel 144.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 I:\\ 547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 144.docx

Lot 8, Block 1 of GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

)) ss.

)

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

By. Sally Mitzfell, Operations Manager

STATE OF IDAHO COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



with m wir

Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-32-

SHERIFF'S CERTIFICATE OF SALE | Page 3 1/1547.201/PLD/Post-Trial/Centificates/Foreolosure-COS Parcel 144.docs

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Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC.,

formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN.

Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 145]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 EN1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 145.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of **\$10,273,859.23**, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the

above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to William Reidy, PO Box 825, **Bayview**, Idaho, 83803, without recourse, together with its successors and assigns, which was the highest bidder, with a cash bid, in the sum of \$70,000.00, (Seventy Thousand dollars and 00/100) plus Sheriff's Fees, which was the whole price paid by the purchaser, for the claim and interest of the within names defendants, as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 2, Block 1 of GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 8th day of November 2016.

) ss.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO ell, Operations Manager

STATE OF IDAHO

COUNTY OF BONNER

On this 8th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above William.



Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires 4/24/2021

SHERIFF'S CERTIFICATE OF SALE | Page 3 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 145.docx

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Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897793 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:43:58 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 146]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1:\1547.201\PLD\Post-Irial\Certificates\Foreclosure-COS Parcel 146.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 I:\1547.201\PLD\Post-Trial\Certificates\Foreelosure-COS Parcel 146.docx 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$_50,000,00, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 1, Block 1 of GOLDEN TEE ESTATES 7TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

)) ss.

)

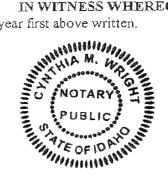
GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO Sally Mitchell, Operations Manager

STATE OF IDAHO COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 I:\1547.201\PLD\Post-Trial\Contificates\Foreclosure-COS Parcel 146.docx

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897794 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2018 02:45:04 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

vs.

.

٤

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 147]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 147.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in

one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 147.docx

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916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of 50,000,00, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 2, Block 1 of GOLDEN TEE ESTATES 7TH ADDITION,

according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

)) ss.

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GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO Sally Mitabell, Operations Manager

STATE OF IDAHO COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared **Sally Mitchell**, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 1:\1547.201\PLD\Post-Trial\Certificates\Fareclos\tre-COS Parcel 147.docx



Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 **McCONNELL WAGNER SYKES & STACEY** PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 Stacey@mwsslawyers.com sykes@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897795 BONNER COUNTY, SANDPOINT, IDAHO 11.9-2016 02:45:49 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Ex-Officio Recorder Deputy Index to: CERTIFICATE OF SALE

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC,

a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN.

Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 148]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1:\1547 201\PLD\Post-Trial\Centificates\Foreclosure-COS Parcel 148.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of 50,000,00, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 1, Block 2 of GOLDEN TEE ESTATES 7TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

)) ss.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERLFF OF BONNER COUNTY, IDAHO

:bell, Operations Manager

STATE OF IDAHO

COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-307

SHERIFF'S CERTIFICATE OF SALE | Page 3 IN 547.20 I/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 148.docx



Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897796 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:46:27 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy

Attorneys For Valiant Idaho, LLC

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IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 149]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 I/1547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 149.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 149.docx 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$_50,000,00, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 2, Block 2 of GOLDEN TEE ESTATES 7TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

)) ss.

)

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

By: Sally Mitchell, Operations Manager

STATE OF IDAHO COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared **Sally Mitchell**, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Residing at: Bonner County, Idaho My Commission Expires: 12-22-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 1:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 149.docx

1016 DEC 22

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897797 BONNER COUNTY, SANDPOINT, IDAHO 11.9-2016 02:47:10 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Ex-Officio Recorder Deputy Midex to: CERTIFICATE OF SALE

Attorneys For Valiant Idaho, LLC

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IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 150]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1:\| 547.201\PLD\Post-Trial\Certificates\Foreelosure-COS Parcet 150.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of **\$4,317,100.24**, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1:\)547.201\PLD\Post-Trial\Cortificates\Foreclosure-COS Parcel 150.docx 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$ <u>70,000,00</u>, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 4, Block 2 of GOLDEN TEE ESTATES 7TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

)

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO **Operations** Manager)) ss.

STATE OF IDAHO COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-

SHERIFF'S CERTIFICATE OF SALE | Page 3 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 150.duex

DEC 22 AM 9: 6

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897798 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:48:08 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE EX-Officio Recorder Deputy Michael CERTIFICATE OF SALE

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 151]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1/1547.201/PLD/Post-Trial/Certificates/Forcelosure-COS Parcel 151.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1/1547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 151.docx 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of $\frac{10,000,00}{10,000}$, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 6, Block 2 of GOLDEN TEE ESTATES 7TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

)) ss.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO **Operations Manager**

STATE OF IDAHO

COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared **Sally Mitchell**, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



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Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 E\1547 201\P1.D\Post-Trial\Certificates\Foreclosure-COS Parcel 151.docx

2815 DEC 22 AN 9: 42

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897799 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:48:59 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Ex-Officio Recorder Deputy B Ex-Officio Recorder Deputy B Index to: CERTIFICATE OF SALE

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

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PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 152]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 152.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016,

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344 20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1:\1547.201\PLD\Post-Trial\Certificates\Forevlosure-COS Parcel 152.docx 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of <u>90,000,00</u>, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 5, Block 2 of GOLDEN TEE ESTATES 7TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

)) ss.

)

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO Sally Mitchell, Operations Manager

STATE OF IDAHO

COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho

Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 EV1547 2019ED/Post-Trial/Certificates/Foreclosme-COS Parcel 152.docx

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com nicholson@mwsslawyers.com Sykes@mwsslawyers.com

Instrument # 897800 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:49:41 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Ex-Officio Recorder Deputy Michael Centre of SALE

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

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PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 153]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 I:\) 547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 153.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

ε

916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$_______, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate

particularly described as follows, to-wit:

Lot 8, Block 2 of GOLDEN TEE ESTATES 7TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

)) ss.

)

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

Operations Manager By:

STATE OF IDAHO

COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



MAN WW

Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 2-2-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 1:\) 547.201\PLD\Post-Trial\Centificetes\Foreclosure COS Parcel 153.docx

6 DEC 22 AM 9:42

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897802 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 02:54:44 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Ex-Officio Recorder Deputy MichaeL CERTIFICATE OF SALE

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS,

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 154]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 154.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7^{dt} day of November 2016, sold at public auction in one fot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

1

916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$_______, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 9, Block 2 of GOLDEN TEE ESTATES 7TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO **Operations** Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public. State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12 - 22 - 201-

SHERIFF'S CERTIFICATE OF SALE | Page 3 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 154.docx

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com

Instrument # 897812 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 03:28:13 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy Bee: 23.00 Index to: CERTIFICATE OF SALE

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC,

a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 155]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 I/\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 155.docx

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idabo (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 155.docx 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of $\frac{100,000,000}{100,000}$, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 7, Block 1 of GOLDEN TEE ESTATES 7TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

)) ss.

)

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

Sally Mitchell, Operations Manager

STATE OF IDAHO

COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public. State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-201-

SHERIFF'S CERTIFICATE OF SALE | Page 3 I:\1547.201\PLD\Post-Trial\Centificates\Foreclosure-COS Parcei 155.doex

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Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 <u>stacey@mwsslawyers.com</u> nicholson@mwsslawyers.com

Instrument # 897813 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 03:30:02 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC,

a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 156]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 IA1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 156.docx **I, DARYL WHEELER**, as Sheriff of Bonner County, Idaho, do hereby certify that in accordance with a Decree of Foreclosure entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892187, Records of Bonner County, Idaho, ordering the foreclosure of certain mortgages owned by Valiant Idaho, LLC ("Valiant") identified as:

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 [MJ547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 156.docx

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916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$_______, 000.00___, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 5, Block 1 of GOLDEN TEE ESTATES 7TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

)) ss.

)

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO Sally Mitokell, Operations Manager By:

STATE OF IDAHO COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 IN[547.201\PLD\Post-Trial\Certificates\Forcelosure-COS Parcel 156.docx

2015 DEC 22 AM 9: 42

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 **McCONNELL WAGNER SYKES & STACEY** PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 <u>stacey@mwsslawyers.com</u> <u>sykes@mwsslawyers.com</u> <u>nicholson@mwsslawyers.com</u> 11-9-2015

Instrument # 897814 BONNER COUNTY, SANDPOINT, IDAHO 11-9-2016 03:10:52 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Ex-Officio Recorder Deputy

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

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PEND OREILLE BONNER DEVELOPMENT, LLC,

a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 157]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 I:\1547.201/PLD\Post-Trial\Centificates\Foreolosure-COS Parcel 157.docx I, DARYL WHEELER, as Sheriff of Bonner County, Idaho, do hereby certify that in accordance with a Decree of Foreclosure entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892187, Records of Bonner County, Idaho, ordering the foreclosure of certain mortgages owned by Valiant Idaho, LLC ("Valiant") identified as:

i. A mortgage recorded on March 15, 2007 as Instrument Nos 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of **\$4,317,100.24**, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages, I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 I:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 157.docx

916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$ 100,000, 00, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

> Lot 6, Block 1 of GOLDEN TEE ESTATES 7TH ADDITION. according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

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GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO Sally Mitchell, Operations Manager) ss.

STATE OF IDAHO

COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Notary Public, State of Idaho

Residing at: Bonner County, Idaho My Commission Expires: 12-22-77





Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 <u>stacey@mwsslawyers.com</u> nicholson@mwsslawyers.com

Instrument # 897815 BONNER COUNTY, SANDPOINT, IDAHO 11.9-2016 03:32:10 PM No. of Pages: 3 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 23.00 Ex-Officio Recorder Deputy C Index to: CERTIFICATE OF SALE

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 158]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1:\1547.201\PLD\Post-Trial\Centificates\Foreclosure-COS Parcel 153.docx I, DARYL WHEELER, as Sheriff of Bonner County, Idaho, do hereby certify that in accordance with a Decree of Foreclosure entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892187, Records of Bonner County, Idaho, ordering the foreclosure of certain mortgages owned by Valiant Idaho, LLC ("Valiant") identified as:

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 158.docx

1

916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of \$ <u>125,000,00</u>, which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate particularly described as follows, to-wit:

Lot 3, Block 1 of GOLDEN TEE ESTATES 7TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

)) ss.

)

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO Mitchell, Operations Manager By:

STATE OF IDAHO COUNTY OF BONNER

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



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Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-2017

SHERIFF'S CERTIFICATE OF SALE | Page 3 INIS47.201/PLD/Post-Trial/Cortificates/Forcelosure-COS Parcel 158.docx

2016 DEC 22 AM 9:33

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897613 BONNER COUNTY, SANDPOINT, IDAHO 11-8-2016 03:23:23 PM No. of Pages: 6 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Fee: 22.00 EX-Officio Recorder Depuis

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 159]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 L\1547.201\PLD\Post-Trial\Foreclosure-COS Parcel 159.doex I, DARYL WHEELER, as Sheriff of Bonner County, Idaho, do hereby certify that in accordance with a Decree of Foreclosure entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892187, Records of Bonner County, Idaho, ordering the foreclosure of certain mortgages owned by Valiant Idaho, LLC ("Valiant") identified as:

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of **\$4,317,100.24**, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of **\$7,998,415.00**, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1:\] 547.20 1\PLD\Post-l'rial\Foreclosure-COS Parcet 159.docx

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916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors

and assigns, which was the highest bidder, with a credit bid of \$ 3, 970, 000, 0, which was the

whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate

particularly described as follows, to-wit:

Tract 1

Block 5A of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

Tract 2

Lot 3A, Block 12 of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

Tract 3

Lot 1A, Block 15 of A REPLAT OF BLOCKS 15 AND 16 OF THE REPLAT OF GOLDEN TEE ESTATES & GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 9 of Plats, page 5, records of Bonner County, Idaho.

Tract 4

Block 16A of A REPLAT OF BLOCKS 15 AND 16 OF THE REPLAT OF GOLDEN TEE ESTATES & GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 9 of Plats, page 5, records of Bonner County, Idaho.

Tract 5

Lot 1A, Block 12 of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1st ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

Tract 6

Lot 1A, Block 11 of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

SHERIFF'S CERTIFICATE OF SALE | Page 3 141547.201/PLD/Post-Trial/Foreclosure-COS Parcel 159.docx

....

Tract 7

Lot 2A, Block 12 of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

Tract 8

Lot 2A, Block 15 of A REPLAT OF BLOCKS 15 AND 16 OF THE REPLAT OF GOLDEN TEE ESTATES & GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 9 of Plats, page 5, records of Bonner County, Idaho.

Tract 9

Lot 1, Block 14A of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

Tract 10

Lot 1, Block 17 of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

Tract 11

Block 18 of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

Tract 12

All that portion of the Southeast Quarter in Section 36, Township 58 North, Range 1 West, Boise Meridian, Bonner County, Idaho, lying South of State Highway 200 and lying Easterly of Lot 1, Block 17 of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

LESS the following described property:

A tract of land in the Southeast quarter of Section 36, Township 58 North, Range 1 West of the Boise Meridian, Bonner County, Idaho, being that property described in Instrument No. 92981, records of Bonner County, Idaho and more particularly described as follows:



Commencing at the Southeast corner of said Section 36; Thence along the East line of Section 36, North 00° 08' 06" East, 460.00 feet; Thence perpendicular to the East line of the Section, North 89° 51' 54" West, 568.00 feet to the true point of beginning; Thence South 47° 08' 06" West, 250.00 feet; Thence South 42° 51' 54" East, 348.50 feet; Thence North 47°48' 06" East, 250.00 feet; Thence North 42° 51' 54" West, 348.50 feet to the true point of beginning.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within twelve (12) months after the sale of the real property consisting of a tract of land

in excess of twenty (20) acres, pursuant to the statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

By: Sally Mitchell, Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared **Sally Mitchell**, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such employee of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



with m wr

Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-7

SHERIFF'S CERTIFICATE OF SALE | Page 5 IAI 547.20 IVPLDIPost-Trial/Foreclosure-COS Parcel 1 59.deex



Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897591 BONNER COUNTY, SANDPOINT, IDAHO 11-8-2016 02:17:57 PM No. of Pages: 4 Recorded for: RICHARD L STACEY MICHAEL W ROSEDALE Fee: 19.00 Ex-Officio Recorder Deputy Index to: CERTIFICATE OF SALE

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

vs.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 163]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1:\1547.201\PLD\Pcsi-Trial\Certificates\Foreclosure-COS Parcel 163.docx I, DARYL WHEELER, as Sheriff of Bonner County, Idaho, do hereby certify that in accordance with a Decree of Foreclosure entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892187, Records of Bonner County, Jdaho, ordering the foreclosure of certain mortgages owned by Valiant Idaho, LLC ("Valiant") identified as:

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 I:\1547.201\PLD\Post-Trial\Certificates\Poreclosure-COS Parcel 163.docx

916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors and assigns, which was the highest bidder, with a credit bid of $\frac{739,953.38}{9,953.38}$ which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate

particularly described as follows, to-wit:

Tract 1

Lot 21A, Block 2, of REPLAT OF LOTS 20 AND 21, BLOCK 2 REPLAT OF GOLDEN TEE ESTATES & GOLDEN TEE ESTATES 1ST ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 81, records of Bonner County, Idaho.

Tract 2

Lot 5A, Block 4 of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

Tract 3

Lot 1, Block 19 of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

Tract 4

Lot 13A, Block 13 of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

Tract 5

Lot 2, Block 19 of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

Tract 6

Lot I, Block 2 of GOLDEN TEE ESTATES 2nd ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 79, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within six (6) months after the sale of the real property consisting of a tract of land of

twenty (20) acres or less, pursuant to statute.

SHERIFF'S CERTIFICATE OF SALE | Page 3 1/1547.201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 163.docx GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

By: Sally Mitchell, Operations Manager

STATE OF IDAHO)) ss. COUNTY OF BONNER)

On this 7th day of November 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sally Mitchell, known or identified to me to be the person whose name is subscribed to the within instrument as Operations Manager of the Bonner County Sheriff's Office, State of Idaho, and acknowledged to me that she executed the same as such Operations Manager of the Bonner County Sheriff's Office, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public, State of Idaho Residing at: Bonner County, Idaho My Commission Expires: 12-22-201

SHERIFF'S CERTIFICATE OF SALE | Page 4 1\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 163.docx

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Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 McCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@nwsslawyers.com sykes@mwsslawyers.com nicholson@mwsslawyers.com

Instrument # 897575 BONNER COUNTY, SANDPOINT, IDAHO 11.8-2016 12:44:27 PM No. of Pages: 6 Recorded for : RICHARD L STACEY MICHAEL W ROSEDALE Ex-Officio Recorder Deputy

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC,

a Nevada limited liability company; et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

SHERIFF'S CERTIFICATE OF SALE [Idaho Club - Parcel 177]

Honorable Barbara A. Buchanan

SHERIFF'S CERTIFICATE OF SALE | Page 1 1/1547.201/PLD/Post-Trial/Cortificates/Foreclesure-COS Parcel 177 docx I, DARYL WHEELER, as Sheriff of Bonner County, Idaho, do hereby certify that in accordance with a Decree of Foreclosure entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892187, Records of Bonner County, Idaho, ordering the foreclosure of certain mortgages owned by Valiant Idaho, LLC ("Valiant") identified as:

i. A mortgage recorded on March 15, 2007 as Instrument Nos. 724829 and 724834, Records of Bonner County, Idaho ("RE Loans Mortgage), securing the total amount of \$4,317,100.24, which amount includes préjudgment and post-judgment interest accrued through November 7, 2016;

ii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756394, 756395 and 756396, Records of Bonner County, Idaho ("Pensco Mortgage"), securing the total amount of \$10,273,859.23, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016; and

iii. A mortgage recorded on August 6, 2008 as Instrument Nos. 756397, 756398 and 756399, Records of Bonner County, Idaho ("MF08 Mortgage"), securing the total amount of \$7,998,415.00, which amount includes prejudgment and post-judgment interest accrued through November 7, 2016

(the RE Loans Mortgage, the Pensco Mortgage and the MF08 Mortgage shall be collectively referred

to herein as the "Valiant Mortgages"); pursuant to the Judgment entered July 20, 2016 by the above-entitled Court and recorded July 22, 2016, as Instrument No. 892188, Records of Bonner County, Idaho; pursuant to a Judgment Re: Costs and Attorneys' Fees duly entered August 22, 2016 by the above-entitled Court and recorded October 11, 2016, as Instrument No. 896268, Records of Bonner County, Idaho (collectively, "Judgment"); and pursuant to a Writ of Execution ("Writ") issued October 5, 2016 by the Clerk of the Court of the First Judicial District, in and for the County of Bonner, State of Idaho, directed to me and setting forth the Judgments to be recovered in the amount of \$22,480,344.20 in lawful money of the United States and satisfied out of the real property of Pend Oreille Bonner Development, LLC ("POBD"), securing the Valiant Mortgages; I have levied on and, on the 7th day of November 2016, sold at public auction in one lot or parcel, or as directed by the above-referenced Court, to Valiant Idaho, LLC,

SHERIFF'S CERTIFICATE OF SALE | Page 2 1:\1547.201\PLD\Post-Trial\Certificates\Foreclosure-COS Parcel 177 docx 916 Greenlawn Street, Celebration, Florida 34747, without recourse, together with its successors

and assigns, which was the highest bidder, with a credit bid of \$ 30,000. ••• , which was the whole price paid by Valiant for the claim and interest of POBD as aforesaid in and to the real estate

particularly described as follows, to-wit

Tract 1

Alpenrose Lane and that portion of North Idaho Club Drive as shown on the plat of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho, lying within Section 36, Township 58 North Range 1 West of the Boise Meridian, Bonner County, Idaho and said North Idaho Club Drive as shown on GOLDEN TEE ESTATES 8TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 7, records of Bonner County, Idaho.

Tract 2

Golden Tee Drive, now Gracie Lane, as shown on the plat of GOLDEN TEE ESTATES 1ST ADDITION PLANNED UNIT DEVELOPMENT (PHASE TWO), according to the plat thereof, recorded in Book 6 of Plats, Page 114, records of Bonner County, Idaho.

Tract 3

That portion of Jim Brown Way as shown on the plat of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho, lying within Section 36, Township 58 North Range 1 West of the Boise Meridian, Bonner County, Idaho.

Tract 4

That portion of Jim Brown Way as shown on the plat of GOLDEN TEE ESTATES IST ADDITION PLANNED UNIT DEVELOPMENT (PHASE TWO), according to the plat thereof, recorded in Book 6 of Plats, Page 114, records of Bonner County, Idaho, excepting any portion lying with REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho, being between the Easterly extensions of the North boundary of Lot 2, Block 6 and the South boundary of Lot 3, Block 7 of said

SHERIFF'S CERTIFICATE OF SALE | Page 3 1/1547 201/PLD/Post-Trial/Certificates/Foreclosure-COS Parcel 177 dox

GOLDEN TEE ESTATES IST ADDITION PLANNED UNIT DEVELOPMENT (PHASE TWO).

Tract 5

The parcel labelled Road Lot named South Idaho Club Drive lying between Lot 1, Block 17 and Block 18 of REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho, lying South of State Highway 200.

Tract 6

The private roads named South Idaho Club Drive and Wildflower Way shown on GOLDEN TEE ESTATES 2nd ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 79, records of Bonner County, Idaho.

Tract 7

The private roads named South Idaho Club Drive, Whitecloud Drive, Nighthawk Lane, Trappers Loop, Pickeroon Lane, Timber Grove Lane and Green Monarch Lane as shown on GOLDEN TEE ESTATES 3rd ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 78, records of Bonner County, Idaho.

Tract 8

The private roads named Green Monarch Lane, Wildridge Way, Brightwater Lane and North Star Lane as shown on GOLDEN TEE ESTATES 4TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 80, records of Bonner County, Idaho and Forest Highland Drive as shown on GOLDEN TEE ESTATES 7TH ADDITION, according to the plat thereof, recorded in Book 9 of Plats, page 13, records of Bonner County, Idaho.

Tract 9

The private roads named South Idaho Club Drive as shown on GOLDEN TEE ESTATES 5TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 81, records of Bonner County, Idaho.

Tract 10

The private roads named South Idaho Club Drive, Greatwater Circle and Lunch Peak Lane as shown on GOLDEN TEE ESTATES 6TH ADDITION, according to the plat thereof, recorded in Book 8 of Plats, page 82, records of Bonner County, Idaho.

Tract 11

The private roads named Hidden Lakes Drive, Waterdance Way, Oxbow Road and Clubhouse Way as shown and described on REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho, and including those portions of Clubhouse Way, which is named Hidden Lakes Drive, above, and Clubhouse Lane, which is named Clubhouse Way, first above, on GOLDEN TEE ESTATES 1ST ADDITION PLANNED UNIT DEVELOPMENT (PHASE TWO), according to the plat thereof, recorded in Book 6 of Plats, Page 114, records of Bonner County, Idaho, which may be or may not be described and included on REPLAT OF GOLDEN TEE ESTATES AND GOLDEN TEE ESTATES 1ST ADDITION AND UNPLATTED LAND, according to the plat thereof, recorded in Book 8 of Plats, page 77, records of Bonner County, Idaho.

Further, said real property is subject to redemption upon payment in lawful money of the

United States within twelve (12) months after the sale of the real property consisting of a tract of land

in excess of twenty (20) acres, pursuant to the statute.

GIVEN UNDER MY HAND this 7th day of November 2016.

DARYL WHEELER SHERIFF OF BONNER COUNTY, IDAHO

Sally Mitchell, Operations Manager

117 JAN - 9 PM 2

Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 **McCONNELL WAGNER SYKES & STACEY** PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff.

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN. Case No. CV-09-1810

APPLICATION AND DECLARATION OF RICHARD L. STACEY FOR WRIT OF EXECUTION AGAINST JV, L.L.C.

Honorable Barbara A. Buchanan

APPLICATION AND DECLARATION OF RICHARD L. STACEY FOR WRIT OF EXECUTION AGAINST JV, L.L.C. | Page 1 E\1547 201\PLD\Writ-App Boundary-JV Sanctions 170109.docx Pursuant to Rule 11.1 of the Idaho Rules of Civil Procedure and Idaho Code § 9-1406, Richard L. Stacey declares as follows:

1. I am an attorney at law duly licensed to practice before this Court, and all Courts in the State of Idaho. I am a member of the law firm of McConnell Wagner Sykes & Stacey PLLC, attorneys for Valiant Idaho, LLC ("Valiant"). I make this declaration in support of Valiant's application for issuance of a writ of execution and upon my personal knowledge.

2. On December 6, 2016, Valiant recovered a <u>Judgment Re: Rule 11 Sanctions</u> ("Judgment") in the First Judicial District of the State of Idaho, in and for the County of Bonner. A true and correct copy of the Judgment is attached to the Writ of Execution Against JV, L.L.C. ("Writ") as <u>Exhibit 1</u>.

3. The Judgment awards sanctions against JV, L.L.C. ("JV") in the amount of \$5,724.00.

4. Since its entry, the Judgment has accrued post-judgment interest in the amount of \$30.26; thus, the total amount due and owing from JV to Valiant pursuant to the Judgment is \$5,754.26 as of January 9, 2017, with *per diem* post-judgment interest in the amount of \$.89 accruing thereafter.

I HEREBY CERTIFY AND DECLARE, under penalty of perjury pursuant to the laws of the State of Idaho, that the foregoing is true and correct.

DATED this 9th day of January 2017.

ARD L. STACEY

APPLICATION AND DECLARATION OF RICHARD L. STACEY FOR WRIT OF EXECUTION AGAINST JV, L.L.C. | Page 2 I:\1547.201\PLD\Writ-App Boundary-JV Sanctions 170109.docx

STATE OF IDAHO COUNTY OF BONNER FIRST JUDICIAL DISTRICT

2016 DEC -6 AM IO: 03

CLERK DISTRICT COURT

DEPLITY

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

)
) CASE NO. CV-2009-0001810
)
) JUDGMENT re: RULE 11) SANCTIONS
))
/) -)

JUDGMENT IS ENTERED AS FOLLOWS:

Judgment is entered in favor of Valiant Idaho, LLC, and against JV, LLC and Gary A. Finney, jointly and severally, in the amount of \$5,724.00, plus post-judgment interest at the legal rate of 5.625%.

EXHIBIT 1

JUDGMENT re: RULE 11 SANCTIONS - 1

8230

DATED this <u>C</u> day of December, 2016. Barbara Buchanan

District Judge

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was delivered via facsimile transmission, this μ day of December, 2016, to:

Gary A. Finney FINNEY FINNEY & FINNEY, PA 120 East Lake Street, Suite 317 Sandpoint, Idaho 83864 Facsimile: 208.263.8211 finneylaw@finneylaw.net (Attorneys for For J.V., LLC)

Susan P. Weeks Daniel M. Keyes JAMES, VERNON & WEEKS, PA 1626 Lincoln Way Coeur d'Alene, Idaho 83814 Facsimile: 208.664.1684 sweeks@jvwlaw.net dkeyes@jvwlaw.net (Attorneys for VP, Incorporated/North Idaho Resorts, LLC)

Richard L. Stacey Jeff R. Sykes Chad M. Nicholson McCONNELL WAGNER SYKES & STACEY, PLLC. 827 East Park Boulevard, Suite 201 Boise, ID 83712 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com nicholson@mwsslawyers.com (Attorney for R.E. Loans, LLC; and Valuant Idaho, LLC)

Deputy Clerk

JUDGMENT re: RULE II SANCTIONS - 2



Richard L. Stacey, ISB #6800 Jeff R. Sykes, ISB #5058 Chad M. Nicholson, ISB #7506 **McCONNELL WAGNER SYKES & STACEY** PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 stacey@mwsslawyers.com sykes@mwsslawyers.com nicholson@mwsslawyers.com

Attorneys For Valiant Idaho, LLC

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

vs.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN.

Case No. CV-09-1810

WRIT OF EXECUTION AGAINST JV, L.L.C.

Honorable Barbara A. Buchanan

WRIT OF EXECUTION AGAINST JV, L.L.C. | Page 1 I:\1547.201\PLD\Writ-JV Sanctions 170109.docx

TO: THE SHERIFF OF BOUNDARY COUNTY, STATE OF IDAHO

WHEREAS, on December 6, 2016, Valiant Idaho, LLC ("Valiant") recovered a <u>Judgment</u> <u>Re: Rule 11 Sanctions</u> ("Judgment") in the First Judicial District of the State of Idaho, in and for the County of Bonner. A true and correct copy of the Judgment is attached hereto as <u>Exhibit 1</u> and incorporated by reference as if fully set forth herein.

WHEREAS, the Judgment orders and adjudges that Valiant has been awarded sanctions against JV, L.L.C. ("JV") in the total amount of \$5,724.00.

WHEREAS, Valiant is entitled to post-judgment interest accruing on the Judgment, as follows:

Total Amount Owing From JV on Judgment as of January 9, 2017	\$ <u>5,754.26</u>	
Amount received since entry of Judgment	\$0.00	
Post-Judgment interest [5.625%] through 01.09.17	\$ 30.26	[\$.89 per diem]
Judgment as of 12.06.16	\$ 5,724.00	

NOW, THEREFORE, you, the Sheriff of Boundary County, are hereby required to satisfy said Judgment, plus post-judgment interest, fees and costs, as follows: (1) out of the personal property of JV; and (2) out of the personal property of JV held by its members, managers, personal representatives, agents, tenants, trustees or assignees, or the financial institutions of JV.

WRIT OF EXECUTION AGAINST JV, L.L.C. | Page 2 I:\1547.201\PLD\Writ-JV Sanctions 170109.docx If sufficient personal property cannot be found, then you are to satisfy said Judgment out of any real property belonging to JV as of the day the Judgment was entered or docketed, or at any time thereafter, and make return of this Writ of Execution Against JV, L.L.C. ("Writ") within sixty (60) days after receipt of the Writ with what you have done endorsed thereon.

ATTEST my hand and the seal of said Court this $\underline{\mathcal{A}}$ day of January 2017.

MICHAEL W. ROSEDALE **CLERK OF THE COURT - BONNER CO** By:

WRIT OF EXECUTION AGAINST JV, L.L.C. | Page 3 E\1547.201\PLD\Writ-JV Sanctions 170109.docx GARY A. FINNEY FINNEY FINNEY & FINNEY, P.A. Attorneys at Law Old Power House Building 120 East Lake Street, Suite 317 Sandpoint, Idaho 83864 Phone: (208) 263-7712 Fax: (208) 263-8211 Email: garyfinney@finneylaw.net ISB No. 1356 Attorney for Appellant JV L.L.C.

11 JULI 13 PH 2: 26

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as National Golf Builders, Inc., a Nevada corporation,))))	Case No. CV-2009-1810 Supreme Court Docket No. 44584-2016
Plaintiff, v. PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; R.E. LOANS, LLC, a California limited liability company; DAN S. JACOBSON, an individual, SAGE HOLDINGS LLC, an Idaho limited liability company; STEVEN G. LAZAR, an individual; PENSCO TRUST CO. CUSTODIAN FBO BARNEY NG; MORTGAGE FUND '08 LLC, a Delaware limited liability company; VP, INCORPORATED, an Idaho corporation; JV L.L.C., an Idaho limited liability company; WELLS FARGO FOOTHILL, LLC, a Delaware limited liability company; INTERSTATE)))))))))))))))))))))))))))))))))))))))	AMENDED NOTICE OF APPEAL BY JV L.L.C. I.A.R. 17 (m), REQUEST FOR ADDITIONAL CLERK'S TRANSCRIPTS, AND REQUEST FOR ADDITIONAL COURT REPORTER'S TRANSCRIPT Fee: No fee required Honorable Barbara Buchanan, District Judge presiding
CONCRETE AND ASPHALT COMPANY, an Idaho corporation; T-O))	

AMENDED NOTICE OF APPEAL BY JV L.L.C. I.A.R. 17(m), REQUEST FOR ADDITIONAL CLERK'S TRANSCRIPTS, AND REQUEST FOR ADDITIONAL COURT REPORTER'S TRANSCRIPT - 1

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ENGINEERS, INC., fka Toothman-Orton Engineering Company, an Idaho corporation; PUCCI CONSTRUCTION INC., an Idaho corporation; ACI NORTHWEST, INC., an Idaho corporation; LUMBERMENS, INC., dba ProBuild, a Washington corporation; ROBERT PLASTER dba Cedar Etc; NORTH IDAHO RESORTS, LLC, an Idaho limited liability company; R.C. WORST & COMPANY, INC., an Idaho corporation; DOES 1 through X,

Defendants.

AND RELATED COUNTERCLAIMS, CROSS-CLAIMS, AND THIRD-PARTY COMPLAINTS

VALIANT IDAHO, LLC, an Idaho limited liability company,

> Third-Party Plaintiff,

v.

PEND ORIELLE BONNER DEVELOPMENT HOLIDNGS, INC., a Nevada corporation; BAR K, INC., a California corporation; TIMBERLINE INVESTMENTS LLC, an Idaho limited liability company; AMY KORENGUT, a married woman; HLT REAL ESTATE, LLC, an Idaho limited liability company; INDEPENDENT MORTGAGE LTD. CO., an Idaho limited liability company; PANHANDLE MANAGEMENT INCORPORATED, an Idaho corporation; FREDERICK J. GRANT, an individual' CRISTINE GRANT, an individual; RUSS CAPITAL GROUP, LLC, an Arizona

AMENDED NOTICE OF APPEAL BY JV L.L.C. I.A.R. 17(m), REQUEST FOR ADDITIONAL CLERK'S TRANSCRIPTS, AND REQUEST FOR ADDITIONAL COURT REPORTER'S TRANSCRIPT - 2

limited liability company; MOUNTINA WEST BANK, a division of GLACIER BANK, a Montana corporation; FIRST AMERICAN TITLE COMPANY, a California corporation; NETTA SOURCE LLC, a Missouri limited liability company; MONTAHENO INVESTMENTS, LLC, a Nevada limited liability company; CHARLES W. REEVES and ANN B. REEVES, husband and wife; and C.E. KRAMER CRANE & CONTRACTING, INC., an Idaho corporation,

> Third-Party Defendants.

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JV L.L.C., an Idaho limited liability company,

Defendant, Counterclaimant and Cross-Claimant against all of the Defendants and Third-Party Plaintiff,

Ϋ.

VALIANT IDAHO, LLC, an Idaho limited liability company; V.P., INC., an Idaho corporation; RICHARD A. VILLELLI, a married man; MARIE VICTORIA VILLELLI, a married woman; VILLELLI ENTERPRISES, INC., a California corporation; RICHARD A. VILLELLI, as TRUSTEE OF THE RICHARD ANTHONY VILLELLI AND MARIE VICTORIA VILLELLI REVOCABLE TRUST; THE IDAHO CLUB HOMEOWNERS ASSOCIATION, INC., an Idaho corporation; the entity named in Attorney Toby

AMENDED NOTICE OF APPEAL BY JV L.L.C. I.A.R. 17(m), REQUEST FOR ADDITIONAL CLERK'S TRANSCRIPTS, AND REQUEST FOR ADDITIONAL COURT REPORTER'S TRANSCRIPT - 3

McLaughlin's Notice of Unpaid Assessment as PANHANDLE MANAGEMENT, INCORPORATED, an Idaho corporation; and HOLMBERG HOLDINGS, LLC, a California limited liability company,

> Third-Party Defendants.

VALIANT IDAHO, LLC, an Idaho limited liability company,

Respondent,

v.

JV L.L.C., an Idaho limited liability company,

Appellant.

TO: THE ABOVE NAMED RESPONDENT, VALIANT IDAHO, LLC AND ITS ATTORNEYS RICHARD L. STACEY, JEFF R. SYKES, CHAD M. NICHOLSON, OF MCCONNELL WAGNER SYKES & STACEY PLLC, AND THE CLERK OF THE ABOVE ENTITLED COURT.

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Comes now JV L.L.C., herein "JV", Defendant,

Counterclaimant and Cross-Claimant against all of the Defendants and Third-Party Plaintiff, and as the Appellant on appeal to the Idaho Supreme Court, and files this Amended Notice of Appeal pursuant to I.A.R. 17(m) and submits as follows:

I. This Amended Notice of Appeal is in addition to the Notice of Appeal By JV L.L.C., Appellant, filed on September 20, 2016.

II. This Amended Notice of Appeal, pursuant to I.A.R.
17(m), is filed because of additional facts arising after the

AMENDED NOTICE OF APPEAL BY JV L.L.C. I.A.R. 17(m), REQUEST FOR ADDITIONAL CLERK'S TRANSCRIPTS, AND REQUEST FOR ADDITIONAL COURT REPORTER'S TRANSCRIPT - 4

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filing of the initial Notice of Appeal filed by JV. This appeal is from another Judgment by the District Court filed December 6, 2016. This Amended Notice of Appeal sets forth the additional facts and information, as follows:

a. On December 6, 2016, after the final judgment was filed by the District Court on July 20, 2016, and after another Judgment was filed by the District Court on August 22, 2016, the District Court again filed a Judgment. A true copy of the Judgment Re: Rule 11 Sanctions, filed December 6, 2016, is attached hereto.

b. This is an Amended Notice of Appeal from an Order and Judgment filed December 6, 2016 after the original final judgment was entered.

c. In addition to the Judgment filed December 6, 2016, after the original final judgment was entered, the Court entered and filed additional orders after the original final judgment was entered. JV also takes this Amended Appeal from the additional orders of the Court being:

i. Order Re: JV L.L.C.'S Third Party Claim and Motion for Stay of Execution, entered November 4, 2016, a true copy attached hereto.

ii. Judgment Re: Rule 11 Sanctions, filedDecember 6, 2016, a true copy attached hereto.

AMENDED NOTICE OF APPEAL BY JV L.L.C. I.A.R. 17(m), REQUEST FOR ADDITIONAL CLERK'S TRANSCRIPTS, AND REQUEST FOR ADDITIONAL COURT REPORTER'S TRANSCRIPT - 5

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iii. Order Imposing Rule 11 Sanctions, filed December 6, 2016, a true copy attached hereto.

d. Additional supplemental Clerk's record requested for appeal are the items i. - iii. listed above and additionally follows:

iv. Writ of Execution recorded October 12, 2016 as Bonner County Instrument No. 896302

v. Notice of Levy Under Writ of Execution recorded October 12, 2016 as Bonner County Instrument No. 896303

vi. Notice of Sheriff's Sale dated October 12, 2016

vii. 10/31/2016 - Notice of Sheriff's Sale recorded October 24, 2016, Boundary County Instrument No. 268816

viii. 10/31/2016 - Writ of Execution Against JV, LLC's for Boundary County (Writ of Execution Against JV, L.L.C. for Boundary County, dated October 13, 2016, issued by the Bonner County Clerk of the Court)

ix. 10/31/2016 - Notice of Levy recorded October 24, 2016, Boundary County Instrument No. 268815

x. 11/2/2016 - Bond Posted - Cash (JV

\$21,154.60)

xi. 11/2/2016 - JV LLC's Motion and Application for Stay of Execution Upon Posting a Cash Deposit by JV LLC (IAR

AMENDED NOTICE OF APPEAL BY JV L.L.C. I.A.R. 17(m), REQUEST FOR ADDITIONAL CLERK'S TRANSCRIPTS, AND REQUEST FOR ADDITIONAL COURT REPORTER'S TRANSCRIPT - 6

13(b)(15)

xii. 11/2/2016 - JV's Third Party Claim (Idaho Code 11-203)

xiii. 11/3/2016 - Notice of Hearing - Contesting JV L.L.C.'s Third Party Claim and in Opposition to JV L.L.C.'s Motion and Application for Stay of Execution Upon Posting a Cash Deposit and for Sanctions re: Valiant Idaho, LLC Motion Contesting JV LLC's Third Party Claim; and Opposition to JV LLC's Motion and Application for Stay of Execution Upon Posting a Cash Deposit

xiv. 11/3/2016 - Valiant Idaho, LLC's Motion for Sanctions Under I.C. § 12-123 and I.R.C.P. 11

xv. 11/3/2016 - Valiant Idaho, LLC's Memorandum in Support of Motion for Sanctions Under I.C. §12-123 and IRCP 11

xvi. 11/3/2016 - Motion to Shorten Time to Have Heard Valiant Idaho, LLC's (1) Motion contesting JV L.L.C.S Third Party Claim; and Opposition to JV L.L.C.'s Motion for Stay of Execution; and (2) Motion for Sanctions Under I.C. §12-123 and IRCP 11

xvii. 11/3/2016 - Valiant Idaho, LLC's Motion Contesting JV LLC's Third Party Claim; and Opposition to JV LLC's Motion for Stay of Execution

xviii. 11/3/2016 - Memorandum in Support of Valiant Idaho, LLC's Motion Contesting JV LLC's Third Party Claim; and

AMENDED NOTICE OF APPEAL BY JV L.L.C. I.A.R. 17(m), REQUEST FOR ADDITIONAL CLERK'S TRANSCRIPTS, AND REQUEST FOR ADDITIONAL COURT REPORTER'S TRANSCRIPT - 7

Opposition to JV LLC's Motion and Application for Stay of Execution

xix. 11/3/2016 - Order Shortening Time to Have Heard Valiant Idaho, LLC's (1) Motion Contesting JV L.L.C.'s Third Party Claim; And Opposition to JV L.L.C.'s Motion for Stay of Execution; and (2) Motion for Sanctions Under I.C. § 12-123 and I.R.C.P. 11.

xx. 11/4/2016 - Declaration of Sally Mitchell in Support of Supplemental Memorandum in Support of Valiant Idaho, LLC's Motion Contesting JV LLC's Third Party Claim and Opposition to JV LLC's Motion for Stay of Execution

xxi. 11/4/2016 - Supplemental Memorandum in Support of Valiant Idaho, LLC's Motion Contesting JV LLC's Third Party Claim and Opposition to JV LLC's Motion for Stay of Execution

xxii. 11/14/2016 - Memorandum Decision Order Granting Valiant Idaho, LLC's Motion for Sanctions

xxiii. 11/25/2016 - Valiant Idaho, LLC's Memorandum of Costs and Attorneys' Fees Against JV LLC

xxiv. 11/25/2016 - Declaration of Richard L. Stacey in Support of Valiant Idaho, LLC's Memorandum of Costs and Attorneys' Fees Against JV LLC

xxv. 12/2/2016 - JV's Objection, and Motion to

AMENDED NOTICE OF APPEAL BY JV L.L.C. I.A.R. 17(m), REQUEST FOR ADDITIONAL CLERK'S TRANSCRIPTS, AND REQUEST FOR ADDITIONAL COURT REPORTER'S TRANSCRIPT -8

Disallow Valiant's Memorandum of Attorney Costs and Fees

xxvi. 12/22/2016 - Sheriff's Return on Writ Service, Return Satisfied

xxvii. 12/22/2016 - Writ of Execution Returned -Original to File Instrument #896302

xxviii. 12/22/2016 - Notice of Levy Under Writ of Execution Instrument #896303

xxix. 12/22/2016 - Sheriff's Return on Sale xxx. 12/22/16 - all of the Sheriff's Certificates of Sale (not yet entered on Repository as of 1/13/2017 10:00 AM) xxxi. 1/9/2017 - Application and Declaration of Richard L. Stacey For Writ of Execution Against JV, L.L.C. xxxii. 1/9/2017 - Writ of Execution Against JV,

L.L.C

xxxiii. 1/13/2017 - Amended Notice Of Appeal By JV L.L.C. I.A.R. 17(M), Request For Additional Clerk's Transcripts, And Request For Additional Court Reporter's Transcript

e. In addition, JV requests supplemental Clerk's record for the Bonner County Sheriff's Return of Service for the Bonner County Sheriff's Sale occurring November 7 through 10, 14 and each day thereafter until the sale concluded, 2016, which returns are not yet filed by Valiant Idaho or by the Bonner County Sheriff.

AMENDED NOTICE OF APPEAL BY JV L.L.C. I.A.R. 17(m), REQUEST FOR ADDITIONAL CLERK'S TRANSCRIPTS, AND REQUEST FOR ADDITIONAL COURT REPORTER'S TRANSCRIPT - 9

III. Additional supplemental Reporter's transcript requested for appeal includes the Court Hearing on November 4, 2016, Kathy Plizga as Court Reporter.

IV. The additional preliminary statements of the issues on the Amended Notice of Appeal include:

a. Valiant's Motion for Sanctions did not conform to I.R.C.P. 11(c)(2) because it was not made separately from any other motion and it did not describe the specific conduct that allegedly violated I.R.C.P. 11(b).

b. Valiant's Motion for Sanctions was filed with and presented to the District Court, which is not in conformity with I.R.C.P. 11(c)(2) because the motion was not to be filed with or presented to the Court if the challenged paper is withdrawn or appropriately corrected within 21 days after service or within another time the Court sets. The Court did not permit the required 21 days to expire after service, nor did the Court set another time. Instead, the Court shortened the request time period and held a hearing without giving JV the required time period of I.R.C.P. 11(c)(2).

c. The Court's Order imposing sanctions also did not adequately describe the sanctioned conduct and explain the basis for the sanctions.

d. The Court permitted Valiant's Writ of Execution

AMENDED NOTICE OF APPEAL BY JV L.L.C. I.A.R. 17(m), REQUEST FOR ADDITIONAL CLERK'S TRANSCRIPTS, AND REQUEST FOR ADDITIONAL COURT REPORTER'S TRANSCRIPT - 10

sale by the Bonner County Sheriff to proceed on November 7 - 10,

2016 and November 14, 2016, in violation of Idaho's "one-action"

rule for real estate mortgage(s) foreclosure sales.

Dated this 13^{7} day of January, 2017.

GARY A. FINNEY FINNEY FINNEY & FINNEY, P.A. Attorney For Appellant JV L.L.C.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by the method as indicated, this [3] day of January, 2017, and was addressed as follows:

Richard Stacey/Jeff Sykes/Chad Nicholson MCCONNELL WAGNER SYKES & STACEY PLLC 827 East Park Boulevard, Suite 201 Boise, ID 83712 [Attorney for R.E. LOANS, LLC & VALIANT IDAHO, LLC] Via US Mail

Susan Weeks JAMES, VERNON & WEEKS, P.A. 1626 Lincoln Way Coeur d'Alene, ID 83814 [Attorney for NORTH IDAHO RESORTS, LLC & V.P. INC] Via US Mail

District Judge Barbara Buchanan Bonner County Courthouse District Court 215 South 1st Ave. Sandpoint, ID 83864 Via Hand Delivery

Kathy Plizga - Court Reporter Bonner County Courthouse District Court 215 South 1st Ave. Sandpoint, ID 83864 Via Hand Delivery

AMENDED NOTICE OF APPEAL BY JV L.L.C. I.A.R. 17(m), REQUEST FOR ADDITIONAL CLERK'S TRANSCRIPTS, AND REQUEST FOR ADDITIONAL COURT REPORTER'S TRANSCRIPT - 11

11/94/2016 FBT FAX ---- Finney



STATE OF IDAHO COUNTY OF BONNER FIRST JUDICIAL DISTRICT

2016 NOV -4 PH 2:41

CLERK DISTRICT COURT

DEPUTY

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC.,

formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

VS.

PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company; *et al.*,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN.

Case No. CV-09-1810

ORDER RE: JV L.L.C.'S THIRD PARTY CLAIM AND MOTION FOR STAY OF EXECUTION

Honorable Barbara A. Buchanan

Hearing: November 4, 2016 – 1:30 p.m. PDST

Valiant Idaho, LLC's ("Valiant") Motion Contesting JV L.L.C.'s Third Party Claim; and Opposition to JV L.L.C.'s Motion and Application For Stay of Execution Upon Posting A Cash Deposit; and Motion For Sanctions Under I.C. § 12-123 and I.R.C.P. 11, having come before this Court for hearing on November 4, 2016; with all parties appearing and represented by counsel; and this Court having considered the briefing submitted and the arguments presented at the hearing; and good cause appearing therefor;

ORDER RE: JV L.L.C.'S THIRD PARTY CLAIM AND MOTION FOR STAY OF EXECUTION | Page 1 \\7b-server1\magistrate\sezenwa\Personal\Lawclerk\Contest-Order 161104.docx

IT IS HEREBY ORDERED THAT:

1. JV L.L.C.'s ("JV") <u>Third Party Claim</u> is *denied*. Therefore, the Bonner County Sheriff's sale of the Idaho Club Property will proceed as scheduled on November 7, 2016;

2. JV's <u>Motion and Application For Stay of Execution Upon Posting A Cash</u> <u>Deposit</u> is *denied* as it relates to the Bonner County Sheriff's sale set to commence on November 7, 2016. Therefore, the Bonner County Sheriff's sale of the Idaho Club Property will proceed as scheduled;

3. JV's Motion and Application For Stay of Execution Upon Posting A Cash Deposit as it relates to the sale of JV's personal property in Boundary County is granted, thereby canceling the Boundary County Sheriff's sale set for November 15, 2016; and

4. Valiant's Motion For Sanctions Under I.C. § 12-123 and I.R.C.P. 11 is hereby taken under advisement to be ruled upon at a later date.

DATED this _____ day of November, 2016.

Honorable Barbara A. Buchanan Judge of the First Judicial District

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the \underline{L} day of November 2016, a true and correct copy of the foregoing document was served by the method indicated below upon the following parties:

Gary A. Finney, Esq. Finney Finney & Finney, P.A. 120 East Lake Street, Suite 317 Sandpoint, Idaho 83864 Telephone: 208.263.7712 Facsimile: 208.263.8211 Counsel For J.V., LLC	 U.S. Mail Hand Delivered Facsimile Overnight Mail Electronic Mail garyfinney@finneylaw.net
Richard L. Stacey, Esq. Jeff R. Sykes, Esq. Chad M. Nicholson, Esq. McConnell Wagner Sykes & Stacey PLLC 827 East Park Boulevard, Suite 201 Boise, Idaho 83712 Telephone: 208.489.0100 Facsimile: 208.489.0110 Counsel For Valiant Idaho, LLC	 U.S. Mail Hand Delivered Facsimile Overnight Mail Electronic Mail <u>stacey@mwsslawyers.com</u> <u>sykes@mwsslawyers.com</u> nicholson@mwsslawyers.com
Susan P. Weeks, Esq. James, Vernon & Weeks, PA 1626 Lincoln Way Coeur d'Alene, Idaho 83814 Telephone: 208.667.0683 Facsimile: 208.664.1684 Counsel For VP Incorporated/North Idaho Resorts	 U.S. Mail Hand Delivered Facsimile Overnight Mail Electronic Mail sweeks@jvwlaw.net

With a copy via facsimile to:

Bonner County Sheriff Ms. Sally Mitchell – Civil Supervisor 208.265.4378

Boundary County Sheriff Deputy Mike Rosenthal, Civil Division 208.267.3154

Clerk of the Court

ORDER RE: JV L.L.C.'S THIRD PARTY CLAIM AND MOTION FOR STAY OF EXECUTION | Page 1 \\7b-server1\magistrate\sezenwa\Personal\Lawclerk\Contest-Order 161104.docx

STATE OF IDAHO COUNTY OF BONNER FIRST JUDICIAL DISTRICT

2016 DEC -6 AM 10: 03

CLERK DISTRICT COURT

DEPUTY

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS, INC., a Nevada corporation,

Plaintiff,

V.

PEND OREILLE BONNER DEVELOPMENT. LLC, a Nevada limited liability company, et al.,

Defendants.

AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN

CASE NO. CV-2009-0001810

JUDGMENT re: RULE 11 SANCTIONS

JUDGMENT IS ENTERED AS FOLLOWS:

Judgment is entered in favor of Valiant Idaho, LLC, and against JV, LLC and Gary A. Finney, jointly and severally, in the amount of \$5,724.00, plus post-judgment interest at the legal rate of 5.625%.

JUDGMENT re: RULE 11 SANCTIONS - 1

12/96/2016 TUE 10:14 FAX 20 51468 Magistrate Court ---- Finney Law Firm

2003/006

STATE OF IDAHO COUNTY OF BONNER FIRST JUDICIAL DISTRICT

2016 DEC -6 AM 10: 03

CLERK DISTRICT COURT

DEPUTY

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

GENESIS GOLF BUILDERS, INC., formerly known as NATIONAL GOLF BUILDERS,)
INC., a Nevada corporation,) CASE NO. CV-2009-0001810
Plaintiff,)
v .) ORDER IMPOSING RULE 11) SANCTIONS
PEND OREILLE BONNER DEVELOPMENT, LLC, a Nevada limited liability company, et al.,	/))
Defendants.	ý
AND RELATED COUNTER, CROSS AND THIRD PARTY ACTIONS PREVIOUSLY FILED HEREIN))))

Idaho Rule of Civil Procedure 11(c)(6) provides that "[a]n order imposing a sanction must describe the sanctioned conduct and explain the basis for the sanction." I.R.C.P. 11(c)(6). This Court has previously described the conduct by JV, LLC ("JV") and attorney, Gary A. Finney, to be sanctioned and the basis for the sanction in the "Memorandum Decision and Order Granting Valiant Idaho, LLC's Motion for Sanctions," entered November 14, 2016, and all findings of fact and conclusions of law set forth therein are hereby incorporated by reference.

ORDER IMPOSING RULE 11 SANCTIONS - 1

In the November 14, 2016, Memorandum Decision and Order, this Court stated:

For these reasons, the Court, in the exercise of its discretion, finds that JV's Motion for Stay and Third Party Claim were "(1) ... presented for an[] improper purposes, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; [and] (2) the claims, defenses, and other legal contentions [therein] are not warranted by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law or for establishing new law." I.R.C.P. 11(b)(1)-(2). Sanctions against JV are, therefore, warranted under Rule 11, and are hereby imposed. Valiant is thus entitled to recover against JV and Mr. Finney, *jointly and severally*, "the amount of the reasonable expenses incurred because of the filing of the ... motion, or other paper, including a reasonable attorney's fee." I.R.C.P. 11(c)(4).

Memorandum Decision and Order Granting Valiant Idaho, LLC's Motion for Sanctions, at pp. 7-8. (Emphasis in italics in original) (emphasis in bold supplied).

Per this Court's order, "Valiant Idaho, LLC's Memorandum of Costs and Attorneys' Fees Against JV L.L.C." and the "Declaration of Richard L. Stacey in Support of Valiant Idaho, LLC's Memorandum of Costs and Attorneys' Fees Against JV L.L.C." ("Stacey Declaration") were filed on November 25, 2016. On December 2, 2016, "JV's Objection, and Motion to Disallow Valiant's Memorandum of Attorney Costs and Fees" was filed, and therein, JV states that it "submits this Objection and waives oral argument on this issue." *JV's Objection, and Motion to Disallow Valiant's Memorandum of Attorney Costs and Fees*, at p. 10, ¶ 13.

WHEREFORE, this Court having given JV notice and an opportunity to respond to "Valiant Idaho, LLC's Motion for Sanctions Under I.C. § 12-123 and I.R.C.P. 11," filed November 3, 2016; this Court having fully described the sanctioned conduct and explained the basis for the sanction in the "Memorandum Decision and Order Granting Valiant Idaho, LLC's Motion for Sanctions," entered November 14, 2016; and this Court having given JV an opportunity to object to "Valiant's Memorandum of Costs and Attorneys' Fees," and JV having filed an Objection and waived oral argument thereon, this Court makes the following findings:

ORDER IMPOSING RULE 11 SANCTIONS - 2

- The Court, "in its sound discretion, consider[ing] the ... result of the action in relation to the relief sought by the respective parties," I.R.C.P. 54(d)(1)(B), finds that Valiant Idaho, LLC ("Valiant") is the prevailing party on JV's Third Party Claim and JV's Motion and Application For Stay of Execution Upon Posting A Cash Deposit.
- 2. The Court, considering the amount being requested by Valiant in attorney's fees incurred to defend against JV's motions (i.e., \$5,724.00), JV's objections thereto, and the itemization of said fees set forth in Exhibit A to the Stacey Declaration, finds that the amount of \$5,724.00, which Valiant is requesting as attorney's fees, is reasonable.
- 3. Having found that sanctions against JV under Idaho Rule of Civil Procedure 11 are warranted and that Valiant is the prevailing party, Valiant is entitled to recover the amount of \$5,724.00 against JV and Gary A, Finney, jointly and severally.

NOW, THEREFORE, based on the foregoing, IT IS HEREBY ORDERED THAT Rule 11 sanctions are imposed against JV and Gary A. Finney, jointly and severally, in the amount of \$5,724.00, in favor of Valiant. A Judgment shall be entered in accordance herewith.

IT IS SO ORDERED.

DATED this (day of December, 2016.

Barbara Buchanan **District Judge**

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was delivered via facsimile transmission, this $\lfloor g \rfloor$ day of December, 2016, to:

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Deputy Clerk

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