IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

SECURITIES AND EXCHANGE COMMISSION,			
Plaintiff,)		
v.)		
KEVIN B. MERRILL, et al.,)		
Defendants.)		

Case No.: 1:18-cv-02844-RDB

RECEIVER GREGORY S. MILLIGAN'S MOTION FOR AUTHORIZATION OF SALE OF REAL PROPERTY LOCATED AT 9017 GROVE CREST LANE, LAS VEGAS, NV 89134

This Motion for Sale of Real Property ("<u>Sale Motion</u>") seeks authorization to sell real property located at 9017 Grove Crest Lane, Las Vegas, NV 89134 (the "<u>Real Property</u>"). If you oppose the sale identified in this Sale Motion, you should immediately contact the undersigned counsel for Receiver Gregory S. Milligan (the "<u>Receiver</u>"). If you and the Receiver cannot agree, you must file a written objection to the proposed sale within thirty (30) days of the filing of this Sale Motion. Your objection must state why the proposed sale should not be approved by the Court and whether the objecting party has a proposed buyer willing to purchase the Real Property for an amount that exceeds the Purchase Price set forth below. If no party files a timely objection, the proposed sale may be approved by the Court without a hearing, thereby authorizing the Receiver to close the sale as soon as practicable.

Receiver Gregory S. Milligan, with the consent of the Securities and Exchange

Commission (the "SEC") and the Office of the United States Attorney (the "U.S. Attorney's

Office"), respectfully files this Sale Motion for authorization to sell the real property located at

9017 Grove Crest Lane, Las Vegas, NV 89134 (the "Real Property"), pursuant to the approved

procedures for the sale of the residential real property held by the Receiver. See Dkt. No. 258.

The facts and circumstances supporting this Sale Motion are set forth in the Declaration of Gregory

S. Milligan (the "Milligan Declaration"), which is attached hereto as Exhibit A. In further support

of this Sale Motion, the Receiver states as follows:

I. BACKGROUND

1. On March 8, 2019, the Receiver filed the Motion for Approval of Procedures for Sale of Real Property and Retention of Sotheby's International Realty, Inc. as Broker (the "<u>Sotheby's Motion</u>") to obtain Court approval to market and sell the real property in the Receivership Estate. *See* Dkt. No. 107.

2. Defendant Kevin B. Merrill ("<u>Merrill</u>") and Relief Defendant Amanda Merrill ("<u>Amanda Merrill</u>") consented to the Sotheby's Motion. *See* Dkt. Nos. 116 and 117.

3. Defendant Jay Ledford ("<u>Ledford</u>") initially opposed the Sotheby's Motion. *See* Dkt. No. 115. However, on December 18, 2019, Ledford withdrew his objection and consented to the Sotheby's Motion. *See* Dkt. No. 257.

4. On December 18, 2019, the Court entered an agreed Order on the Sotheby's Motion (the "<u>Agreed Order</u>") with respect to the remaining real property purchased by or owned in the name of Ledford and/or J-Trust (the "<u>Ledford Real Property</u>"), which established the procedures for the sale of the Ledford Real Property (the "<u>Real Property Sales Procedures</u>"). *See* Dkt. No. 258.

5. The Real Property is one of the Ledford Real Properties that was approved for marketing and sale by the Court, and title is held in the name of J-Trust. *See* Dkt. Nos. 257 & 258.

Pursuant to the Real Property Sales Procedures, the Receiver retained Sotheby's International Realty, Inc. ("Sotheby's") and began marketing the Real Property for sale. See Milligan Declaration at ¶ 6.

7. The initial listing price for the Real Property was \$4,000,000.00 when the Real Property was listed for sale on or about February 25, 2020. On June 1, 2020, the listing price was

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reduced to \$3,800,000.00, and on September 3, 2020, the listing price was further reduced to 3,600,000.00. See id. at ¶ 7.

8. After diligently marketing the Real Property, Sotheby's received an offer from P&R Trust (the "<u>Buyer</u>") to purchase the Real Property for \$3,500,000.00 (the "<u>Purchase Price</u>"), which is \$200,000.00 above the average appraised value for the Real Property. *See id.* at ¶ 8. A copy of the Residential Purchase Agreement (the "<u>Contract</u>") is attached as **Exhibit 1** to the Milligan Declaration.

9. The Purchase Price is all cash and is not contingent upon inspections or the sale of any current home owned by the Buyer. *See id.* at \P 9.

10. Pursuant to the Real Property Sales Procedures, the Receiver believes a private sale of the Real Property pursuant to the terms of the Contract will yield a higher return than a public auction. *See id.* at \P 10.

11. Pursuant to 28 U.S.C. § 2001, the Receiver obtained three appraisals of the Real Property from disinterested appraisers. *See id.* at \P 11.

12. The first appraisal was performed by R. Scott Dugan, SRA of R. Scott Dugan Appraisal Company, Inc. (the "<u>Dugan Appraisal</u>"), which concluded the present market value of the Real Property was \$4,000,000.00 as of February 18, 2020. *See id.* at ¶ 12. A copy of the Dugan Appraisal is attached as **Exhibit 2** to the Milligan Declaration.

13. The second appraisal was performed by Britt K. West, SRA, AI-RRS of Appraisal West (the "<u>West Appraisal</u>"), which concluded the present market value of the Real Property was \$2,900,000.00 as of January 22, 2020. *See id.* at ¶ 13. A copy of the West Appraisal is attached as **Exhibit 3** to the Milligan Declaration.

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14. The third appraisal was performed by Grace Lonardo of Advantage Appraisal Services LLC (the "Lonardo Appraisal") (the Dugan Appraisal, West Appraisal, and Lonardo Appraisal are collectively, the "Appraisals"), which concluded the present market value of the Real Property was \$3,000,000.00 as of January 22, 2020. *See id.* at ¶ 14. A copy of the Lonardo Appraisal is attached as **Exhibit 4** to the Milligan Declaration.

15. The Purchase Price for the sale proposed by the Receiver exceeds the average appraised value of the Real Property by 200,000.00. *See id.* at ¶ 15.

16. The Receiver believes that the sale of the Real Property to the Buyer at this time pursuant to the terms of the Contract is in the best interest of the Receivership Estate¹ to maximize the recovery and preservation of Receivership Assets. *See id.* at ¶ 16.

17. The Real Property is subject to a note and deed of trust to the Receivership Estate for completion of construction on the Real Property with a balance of \$1,058,493.15 as of November 23, 2020. *See id.* at ¶ 17.

18. If approved by the Court, the proposed 6% commission of \$210,000.00 (the "<u>Commission</u>") would be paid 50% to Sotheby's and 50% to the Buyer's broker and out of the Purchase Price at closing. *See id.* at ¶ 18.

19. Additionally, if approved by the Court, Sotheby's would also receive an administrative fee of \$495.00 (the "<u>Administrative Fee</u>") to be paid out of the Purchase Price at closing. *See id.* at ¶ 19.

20. Finally, if approved by the Court, the sale of the Real Property would also incur customary closing costs for taxes, HOA dues, and other government fees in the approximate

¹ Capitalized terms herein shall have the same meaning as used in the First Amended Order Appointing Temporary Receiver (the "<u>Receivership Order</u>") (Dkt. No. 62) unless otherwise noted.

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amount of \$102,066.77 to be paid at closing out of the Purchase Price. *See id.* at \P 20. A copy of the draft Settlement Statement is attached to the Milligan Declaration as **Exhibit 5**.

II. REQUESTED RELIEF

21. The Receiver seeks Court authorization to sell the Real Property to the Buyer for the Purchase Price and pursuant to the other terms and conditions described in this Sale Motion. Pursuant to the Agreed Order, the Receiver also seeks Court authorization to pay the Commission, Administrative Fee, and other customary closing costs out of the Purchase Price. *See* Dkt. No. 258

22. The Purchase Price for the sale proposed by the Receiver is 200,000.00 more the average appraised value of the Real Property. *See* Milligan Declaration at ¶ 15.

23. The Receiver believes a private sale of the Real Property will yield a higher sale price than a public auction. *See id.* at \P 16.

24. In the Receiver's business judgment, the Commission and Administrative Fee proposed by Sotheby's is fair market value for such services and will result in a net benefit to the Receivership Estate and will reduce the administrative cost to the Receivership Estate. Pursuant to the Agreed Order, the Receiver seeks authorization to pay these fees in connection with the sale of the Real Property. If Sotheby's was required to submit fee applications, the burden of preparing those fee applications would fall on the Receiver's professionals and would increase the burden on the Receivership Estate. Accordingly, the Receiver is requesting final approval for payment of Sotheby's Commission and Administrative Fee, along with all other customary closing costs, out of the Purchase Price at closing without need of further Court approval. *See id.* at ¶ 21.

25. Pursuant to the Real Property Sales Procedures, this Sale Motion will be served on all Known Parties of Interest. As used in this Sale Motion, the term "Known Parties of Interest"

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shall mean: (i) all counsel and/or pro se parties of record who have registered to receive electronic service; (ii) all parties of record in this matter who have not registered to receive electronic service; and (iii) any individuals or entities who hold a recorded lien on the Real Property. Any Known Parties of Interest who have registered to receive electronic service shall receive a copy of this Sale Motion through the Court's CM/ECF filing system. All other Known Parties of Interest shall receive a copy of the Sale Motion through regular U.S. Mail. The Sale Motion will act as formal legal notice of the proposed sale and will require all Known Parties of Interest with objections to the proposed sale to timely respond to this Sale Motion or be deemed to consent to the sale. The Receiver will also post a copy of this Sale Motion and proposed order on the Receiver's website for this case, *www.merrill-ledford.com*, to provide adequate notice to the public of the proposed sale.

26. Pursuant to the Real Property Sales Procedures, any party, entity, or person asserting an objection to this Sale Motion shall file its objection within thirty (30) days of the filing of the Sale Motion. In the event an objection is filed to this Sale Motion, such objecting party shall state why the proposed sale should not be approved by the Court and whether the objecting party has a proposed buyer who is willing to purchase the Real Property for an amount that exceeds the proposed Purchase Price. The Receiver's response to any objection to this Sale Motion shall be due within fourteen (14) days of the date the objection was filed with the Court. If the Receiver fails to respond to the objection, the objection shall be granted and this Sale Motion shall be denied. If the Receiver files a response, the Court may thereafter determine whether a hearing is necessary to (i) approve the sale, (ii) sustain the objection, or (iii) order a public auction with the proposed Buyer and terms under the Sale Motion to act as a "stalking horse" bid, subject to higher and better offers.

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27. Pursuant to the Real Property Sales Procedures, if no objection is filed, or if the Court approves the sale subsequent to an objection, the Receiver's sale of the Real Property shall be free and clear of all liens, claims, and encumbrances, unless the Court orders that such liens, claims, or encumbrances shall attach to the proceeds of such sale. All allowed claims shall attach to the proceeds of the sale of the Real Property without need for further Court order. If any party asserts a lien, claim, or encumbrance on the Real Property, such sale may still go forward to closing, with a determination of the extent, validity, and/or priority of the alleged lien, claim, or encumbrance to be made by the Court at a later date.

28. Pursuant to the Agreed Order, the net proceeds of the sale of the Real Property will be held in an interest-bearing account maintained by the Receiver pending final resolution of this SEC Action or further Order of this Court.

III. CONCLUSION

WHEREFORE, the Receiver respectfully requests that this Court enter an Order: (i) granting this Sale Motion; (ii) authorizing the Receiver to sell the Real Property to the Buyer free and clear of liens, claims, and encumbrances (with such liens, claims, and encumbrances, if any, to attach to the sales proceeds) for the Purchase Price and pursuant to the other terms disclosed in this Sale Motion; (iii) authorizing Sotheby's to receive the Commission at closing from the Purchase Price, which will be shared equally with the Buyer's broker, plus the Administrative Fee; (iv) authorizing the Receiver to pay other customary closing costs out of the Purchase Price at closing; and (v) granting such other relief as the Court deems just and proper.

Date: November 25, 2020.

Respectfully Submitted,

/s/ Lynn H. Butler

Lynn H. Butler, *pro hac vice* HUSCH BLACKWELL LLP 111 Congress Ave., Suite 1400 Austin, TX 78701 Tel: (512) 472-5456 Fax: (512) 479-1101 lynn.butler@huschblackwell.com

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Brian P. Waagner, Fed. Bar No. 14954 HUSCH BLACKWELL LLP 750 17th Street, NW, Suite 900 Washington, D.C. 20006 Tel: (202) 378-2300 Fax: (202) 378-2318 brian.waagner@huschblackwell.com

Counsel for Receiver Gregory S. Milligan

CERTIFICATE OF SERVICE

On November 25, 2020, I electronically submitted the foregoing document with the clerk of the court of the U.S. District Court for the District of Maryland, using the electronic case filing system of the court. I hereby certify that I have served all counsel and/or pro se parties of record electronically through the Court's CM/ECF filing system for all parties who have registered to receive electronic service. Additionally, the foregoing document was served on the following parties not registered for Court's CM/ECF filing system as indicated below:

Defendant Kevin B. Merrill (via U.S. Mail):

Kevin B. Merrill, #64274-037 FCI Allenwood Low Federal Correctional Institution P.O. Box 1000 White Deer, PA 17887

Defendant Jay B. Ledford (via U.S. Mail):

Jay B. Ledford, #55055-048 FCI Safford Federal Correctional Institution P.O. Box 9000 Safford, AZ 85548

Criminal Counsel for Defendant Kevin B. Merrill (via E-Mail and U.S. Mail):

Elizabeth Genevieve Oyer Office of the Federal Public Defender 100 S Charles St Ste 900 Tower II Baltimore, MD 21201 liz_oyer@fd.org

Maggie Grace Office of the Federal Public Defender 100 S Charles St, Tower II, 9th Floor Baltimore, MD 21201 maggie_grace@fd.org

Criminal Counsel for Defendant Jay B. Ledford (via E-Mail and U.S. Mail):

Harry J Trainor , Jr Trainor Billman Bennett and Milko LLP 116 Cathedral St Ste E Annapolis, MD 21401 htrain@prodigy.net

Criminal Counsel for Defendant Cameron R. Jezierski (via E-Mail and U.S. Mail):

Joseph J Aronica Duane Morris LLP 505 9th St NW Ste 1000 Washington, DC 20004 jjaronica@duanemorris.com

Criminal Counsel for Relief Defendant Amanda Merrill (via E-Mail and U.S. Mail):

Addy R. Schmitt Ian Herbert Miller & Chevalier Chartered 900 16th St NW Washington, DC 20006 aschmitt@milchev.com iherbert@milchev.com

Relief Defendant Lalaine Ledford (via E-Mail and U.S. Mail):

Lalaine Ledford 10512 Courtney Cove Ave. Las Vegas, NV 89144

Lalaine Ledford 2381 Carnegie Hall Street Las Vegas, NV 89135 lalainebarretto@yahoo.com

Baltimore County Office of Law (via E-Mail and U.S. Mail):

Susan B. Dubin Baltimore County Office of Law 400 Washington Avenue Towson, Maryland 21204 sdubin@baltimorecountymd.gov

Dundalk United Methodist Church (U.S. Mail):

Dundalk United Methodist Church c/o Edward F. Mathus 6903 Mornington Road Baltimore, Maryland 21222

Lienholders, Tax Assessors, and Other Interested Parties (U.S. Mail):

Florida Community Bank, N.A. 2325 Vanderbilt Beach Road Naples, Florida 34109 Mortgage Electronic Registration Systems, Inc. PO Box 2026 Flint, Michigan 48501-2026

Collier County, Florida Tax Assessor 3291 Tamiami Trail East Naples, Florida 34112

Maryland Department of Assessments & Taxation 301 W. Preston Street Baltimore, Maryland 21201-2395 Branch Banking and Trust Company, A North Carolina Banking Corporation PO Box 1290 Whiteville, North Carolina 28472

Talbot County, Maryland Finance Office Talbot County Courthouse 11 North Washington Street, Suite 9 Easton, Maryland 21601

HSBC Bank USA, National Association, as trustee of J.P. Morgan Alternative Loan Trust 2006-A5 c/o Howard n. Bierman, Trustee c/o Select Portfolio Servicing, Inc. 3815 Southwest Temple Salt Lake City, Utah 84115

Clark County, Nevada Tax Assessor 500 S. Grand Central Parkway Las Vegas, Nevada 89155

First Financial Bank, N.A. Southlake 3205 E. Hwy. 114 PO Box 92840 Southlake, Texas 76092

Hunter Kelsey of Texas, LLC 4131 Spicewood Springs Road, Bldg. J-1A Austin, Texas 78759 Frost Bank, f/k/a The Frost National Bank c/o Michael J. Quilling Quilling, Selander Lownds, Winslett & Moser, P.C. 2001 Bryan Street, Suite 1800 Dallas, Texas 75201 The City of Colleyville, Texas c/o Victoria W. Thomas Nichols, Jackson, Dilard, Hager & Smith, L.L.P. 1800 Lincoln Plaza 500 North Akard Dallas, Texas 75201

Tarrant County, Texas Tax Assessor 100 E. Weatherford Fort Worth, Texas 76196

J Trust c/o Hillary RE. Badrow, Trustee 2801 Paramount Boulevard Amarillo, Texas 79109

Dallas Central Appraisal District 2949 N. Stemmons Freeway Dallas, Texas 75247-6195

Bozeman West PO Box 1970 15632 West Main Street Bozeman, Montana 59771-1970

Neil A. Patel 5308 Burgandy Court Colleyville, Texas 76034

TIB – The Independent BankersBank 350 Phelps Court, Suite 200 PO Box 560528i Dallas, Texas 75356-0528

Wachovia Mortgage, FSB PO Box 659548 San Antonio, Texas 78265-9548

Denton County Tax Assessor 1505 E. McKinney Street Denton, Texas 76209-4525 Potter County, Texas Tax Assessor 900 South Polk, Suite 106 Amarillo, Texas 79101

Wells Fargo Home Mortgage P.O. Box 10335 Des Moines, IA 50306

Albertelli Law Attn: Coury M. Jacocks 2201 W. Royal Lane, Suite 155 Irving, TX 75063

Samual I. White, P.C. 5040 Corporate Woods Drive, Suite 120 Virginia Beach, VA 23462

VIP Capital Corporation c/o Hillary R. Badrow 9804 Will Avenue Amarillo, TX 79119

B.K. GentryThe Law Office of Randall L. Sherrod, P.C.320 S. Polk, Suite 501Amarillo, Texas 79101

Randall Sherrod The Law Office of Randall L. Sherrod, P.C. 320 S. Polk, Suite 501 Amarillo, Texas 79101

Justin S. Ledford 5650 Worth Pkwy, Apt. 4410 San Antonio, TX 78257

Sarah B. Ledford P.O. Box 192462 Dallas, TX 75219

> /s/ Lynn H. Butler Lynn H. Butler

EXHIBIT A

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

SECURITIES AND EXCHANGE COMMISSION,)
Plaintiff,))
V.)
KEVIN B. MERRILL, et al.,)
Defendants.)

Case No.: 1:18-cv-02844-RDB

DECLARATION OF GREGORY S. MILLIGAN IN SUPPORT OF RECEIVER'S MOTION FOR AUTHORIZATION OF SALE OF REAL PROPERTY LOCATED AT 9017 GROVE CREST LANE, LAS VEGAS, NV 89134

Gregory S. Milligan declares, pursuant to 28 U.S.C. § 1746 and under penalty of perjury,

that the following is true and correct:

- 1. My name is Gregory S. Milligan and I am of sound mind and capable of making this Declaration. I have personal knowledge of the facts stated herein and they are true and correct.
- 2. I am the Court-appointed Receiver in the civil action styled *Securities and Exchange Commission v. Kevin B. Merrill, et al.*, Case No.: 1:18-cv-02844-RDB pending in the United States District Court for the District of Maryland.
- 3. In furtherance of my duties to manage and maintain the value of the Receivership Assets,¹ I filed a Motion for Approval of Procedures for Sale of Real Property and Retention of Sotheby's International Realty, Inc. as Broker (the "<u>Sotheby's Motion</u>") (Dkt. No. 107) to obtain Court approval to market and sell the real property in the Receivership Estate.
- 4. On December 18, 2019, the Court entered an agreed Order on the Sotheby's Motion (the "<u>Agreed Order</u>") (Dkt. No. 258) with respect to certain real property purchased by or owned in the name of Defendant Jay Ledford and/or J-Trust (the "<u>Ledford Real Property</u>"), which established the procedures for the sale of the Ledford Real Property (the "<u>Real Property Sales Procedures</u>").

¹ Capitalized terms herein shall have the same meaning as used in the First Amended Order Appointing Temporary Receiver (the "<u>Receivership Order</u>") (Dkt. No. 62) unless otherwise noted.

- 5. The real property that is the subject of the current sale motion is located at 9017 Grove Crest Lane, Las Vegas, NV 89134 (the "<u>Real Property</u>") and is one of the Ledford Real Properties that was approved for marketing and sale by the Court.
- 6. Pursuant to the Real Property Sales Procedures, I retained Sotheby's International Realty, Inc. ("<u>Sotheby's</u>") and began marketing the Real Property for sale.
- 7. The initial listing price for the Real Property was \$4,000,000.00 when the Real Property was listed for sale on or about February 25, 2020. On June 1, 2020, the listing price was reduced to \$3,800,000.00, and on September 3, 2020, the listing price was further reduced to \$3,600,000.00.
- 8. After diligently marketing the Real Property, Sotheby's received an offer from P&R Trust (the "<u>Buyer</u>") to purchase the Real Property for \$3,500,000.00 (the "<u>Purchase Price</u>"), which is \$200,000.00 above the average appraised value for the Real Property. A copy of the Residential Purchase Agreement (the "<u>Contract</u>") is attached hereto as **Exhibit 1**.
- 9. The Purchase Price is all cash and is not contingent upon inspections or the sale of any current home owned by the Buyer.
- 10. Pursuant to the Real Property Sales Procedures, I believe a private sale of the Real Property pursuant to the terms of the Contract will yield a higher return than a public auction.
- 11. Pursuant to 28 U.S.C. § 2001, I obtained three appraisals of the Real Property from disinterested appraisers.
- 12. The first appraisal was performed by R. Scott Dugan, SRA of R. Scott Dugan Appraisal Company, Inc. (the "<u>Dugan Appraisal</u>"), which concluded the present market value of the Real Property was \$4,000,000.00 as of February 18, 2020. A copy of the Dugan Appraisal is attached hereto as **Exhibit 2**.
- 13. The second appraisal was performed by Britt K. West, SRA, AI-RRS of Appraisal West (the "<u>West Appraisal</u>"), which concluded the present market value of the Real Property was \$2,900,000.00 as of January 22, 2020. A copy of the West Appraisal is attached hereto as **Exhibit 3**.
- 14. The third appraisal was performed by Grace Lonardo of Advantage Appraisal Services LLC (the "Lonardo Appraisal") (the Dugan Appraisal, West Appraisal, and Lonardo Appraisal are collectively, the "<u>Appraisals</u>"), which concluded the present market value of the Real Property was \$3,000,000.00 as of January 22, 2020. A copy of the Lonardo Appraisal is attached hereto as **Exhibit 4**.
- 15. The Purchase Price for the sale proposed herein exceeds the average appraised value of the Real Property by \$200,000.00.
- 16. I believe that the sale of the Real Property to the Buyer at this time pursuant to the terms of the Contract is in the best interest of the Receivership Estate to maximize the recovery and preservation of Receivership Assets.

- 17. The Real Property is subject to a note and deed of trust to the Receivership Estate for completion of construction on the Real Property with a balance of \$1,058,493.15 as of November 23, 2020. *See* Dkt. No. 204.
- 18. If approved by the Court, the proposed 6% commission of \$210,000.00 (the "<u>Commission</u>") would be paid 50% to Sotheby's and 50% to the Buyer's broker out of the Purchase Price at closing.
- 19. Additionally, if approved by the Court, Sotheby's would also receive an administrative fee of \$495.00 (the "<u>Administrative Fee</u>") to be paid out of the Purchase Price at closing.
- 20. Finally, if approved by the Court, the sale of the Real Property would also incur customary closing costs for taxes, HOA dues, and other government fees in the approximate amount of \$102,066.77 to be paid at closing out of the Purchase Price. A copy of the draft Settlement Statement is attached hereto as **Exhibit 5**.
- 21. In my business judgment, the Commission and Administrative Fee proposed by Sotheby's is fair market value for such services, will result in a net benefit to the Receivership Estate, and will reduce the administrative cost to the Receivership Estate. Pursuant to the Agreed Order, I seek authorization to pay these fees in connection with the sale of the Real Property. If Sotheby's were required to submit fee applications, the burden of preparing those fee applications would fall on my professionals and would increase the burden on the Receivership Estate. Accordingly, I am requesting final approval for payment of Sotheby's Commission and Administrative fee, along with all other customary closing costs, at closing out of the Purchase Price without need of further Court approval.

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

Executed on November 25, 2020.

EXHIBIT 1

REALTOR	ISE 1:18-CV-02844-RDB Docume BERKS HATH HomeSe	SHIRE AWAY	
E	RESIDENTIAL PUR	CHASE AGREEMEN	т
	(Joint Escrow	Instructions)	
		Date	11/01/20
	eR Trust		y offers to purchase
	VE CREST LN		("Property"), within the
city or unincorp Zip 891	orated area of LASVEGAS 34 , A.P.N. # 138-29-311-004	, County of CLI for the purchase price of \$	ARK , State of Nevada, 3,500,000.00
	ree Million Five Hundred Thousand		e") on the terms and condition
	a: BUYER # does -OR- □ does not intend to oc	cupy the Property as a residence	ð.
Buyer's C	Offer		
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\$ 100,000.00	A. EARNEST MONEY DEPOSIT ("EMD")	•	OK- 22
	deposited within one (1) business day from a	cceptance of offer (as defined	in Section 23 herein) -OF
	3 business days if wired to: M Escrow Holder	. Buver's Broker's Trust Acc	ountOR- Seller's Broker'
	Trust Account. (NOTE: It is a felony in the Stat	e of Nevada—punishable by up to	four years in prison and a \$5,00
	fine-to write a check for which there are insufficient	nt funds. NRS 193.130(2)(d).)	
s	R ADDITIONAL DEPOSIT to be placed	in assession on the face (data)	111
	B. ADDITIONAL DEPOSIT to be placed additional deposit □ will -OR- □ will not be a	ansidered part of the EMD (A	. Th
	deposit should be set forth in Section 28 herein)	iny conditions on the additiona
\$	C. THIS AGREEMENT IS CONTINGENT	UPON BUYER QUALIFYIN	G FOR A NEW LOAN:
	□ Conventional, □ FHA, □ VA, □ Oth	ner (specify)	
s	D THIS ACREEMENT IS CONTINCE	TIDON DUNED OUT	EVANO TO ACCUME THE
φ	D. THIS AGREEMENT IS CONTINGED FOLLOWING EXISTING LOAN(S):	AT UPON BUYER QUALI	FYING TO ASSUME TH
	\Box Conventional, \Box FHA, \Box VA, \Box Other	r (specify)	
	Interest: Fixed rate, years - OR -		Seller further agrees to
	provide the Promissory Note and the most rece	nt monthly statement of all loar	is to be assumed by Buyer
	within FIVE (5) calendar days of acceptance of	f offer.	
\$	F DIVED TO EVECUTE A DROMOTOR	W NOTE CECTINES SUSSE	
\$	E. BUYER TO EXECUTE A <u>PROMISSOF</u> IN THE "FINANCING ADDENDUM" white	A NOTE SECURED BY DE	ED OF TRUST PER TERM
	IN THE FRANCING ADDENDUM" WIN	an is attached hereto.	
\$ 3,400,000	F. BALANCE OF PURCHASE PRICE (B	alance of Down Payment) in (Good Funds to be paid prior t
	Close of Escrow ("COE").		other contraction of the Land Londo S
\$ 3,500,000.00	G. TOTAL PURCHASE PRICE. (This price		sts, prorations, or other fees an
	costs associated with the purchase of the Prope	ny as defined herein.)	
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Each party acknow	vedges that he/she has read, understood, and agrees to by addendum or counteroffer.	each and every provision of this pa	ge unless a particular paragraph i
Buyer's Name:	P&R Trust		ER(S) INITIALS RD /

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- 2 3 A. NEW LOAN APPLICATION: Within na business days of Acceptance, Buyer agrees to (1) submit a completed loan application to a lender of Buyer's choice and (2) furnish a preapproval letter to Seller based upon a standard 4 5 factual credit report and review of debt to income ratios. If Buyer fails to complete any of these conditions within the applicable time frame, Seller reserves the right to terminate this Agreement. In such event, both parties agree to cancel the escrow and return 6 7 EMD to Buyer. Buyer shall use Buyer's best efforts to obtain financing under the terms and conditions outlined in this 8 Agreement. 9
- 10 B. APPRAISAL CONTINGENCY: Buyer's obligation to purchase the property is contingent upon the property 11 appraising for not less than the Purchase Price. If after the completion of an appraisal by a licensed appraiser, Buyer receives written 12 notice from the lender or the appraiser that the Property has appraised for less than the purchase price (a "Notice of Appraised Value") Buyer may attempt to renegotiate or cancel the RPA by providing written notice to the Seller (with a copy of the Appraisal) no later 13 14 than na calendar days following the date of Acceptance of the RPA; whereupon the EMD shall be released to the Buyer without the requirement of written authorization from Seller. IF this Residential Purchase Agreement is not cancelled, in writing 15 on or before the Appraisal Deadline, Buyer shall be deemed to have waived the appraisal contingency. 16
- 18 C. LOAN CONTINGENCY: Buyer's obligation to purchase the property is contingent upon Buyer obtaining the 19 loan referenced in Section 1(C) or 1(D) of the RPA unless otherwise agreed in writing. Buyer shall remove the loan contingency in writing, attempt to renegotiate, or cancel the RPA by providing written notice to the Seller no later than na calendar 20 21 days following the date of Acceptance of the RPA; whereupon the EMD shall be released to the Buyer without the requirement of 22 written authorization from Seller. IF this Residential Purchase Agreement is not cancelled, in writing on or before the Loan 23 Contingency Deadline, Buyer shall be deemed to have waived the loan contingency.
- 25 D. CASH PURCHASE: Within na business days of Acceptance. Buyer agrees to provide written evidence 26 from a bona fide financial institution of sufficient cash available to complete this purchase. If Buyer does not submit the written 27 evidence within the above period. Seller reserves the right to terminate this Agreement.

SALE OF OTHER PROPERTY: 3.

- This Agreement is NOT contingent upon the sale of any property owned by the Buyer. -OR-٨.
- B. □ (if checked): The attached Contingent Upon Sale Addendum is hereby incorporated into this agreement.
- 33 FIXTURES AND PERSONAL PROPERTY: The following items will be transferred, free of liens, with the sale of 4. 34 the Property with no real value unless stated otherwise herein. Unless an item is covered under Section 7(F) of this Agreement, 35 all items are transferred in an "AS IS" condition. All EXISTING fixtures and fittings including, but not limited to: electrical, 36 mechanical, lighting, plumbing and heating fixtures, ceiling fan(s), fireplace insert(s), gas logs and grates, solar power system(s), built-in appliance(s) including ranges/ovens, window and door screens, awnings, shutters, window coverings, attached floor 37 covering(s), television antenna(s), satellite dish(es), private integrated telephone systems, air coolers/conditioner(s), pool/spa 38 equipment, garage door opener(s)/remote control(s), mailbox, in-ground landscaping, trees/shrub(s), water softener(s), water 39 40 purifiers, security systems/alarm(s);
- 41

The following additional items of personal property:

- 42 All appliances, furniture, dining room table are included. 43
- 44

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45 5. ESCROW:

46 47 OPENING OF ESCROW: The purchase of the Property shall be consummated through Escrow ("Escrow"). A. Opening of Escrow shall take place by the end of one (1) business day after Acceptance of this Agreement ("Opening of Escrow"), 48 title or escrow company ("Escrow Company" or "ESCROW HOLDER") with 49 at Equity Title ("Escrow Officer") (or such other escrow officer as Escrow Company may assign). 50 Tracy Williams 51 Opening of Escrow shall occur upon Escrow Company's receipt of this fully accepted Agreement. ESCROW HOLDER is instructed to notify the Parties (through their respective Agents) of the opening date and the Escrow Number. 52

EARNEST MONEY: Upon Acceptance, Buyer's EMD as shown in Section 1(A), and 1(B) if applicable, of B. this Agreement, shall be deposited pursuant to the language in Section 1(A) and 1(B) if applicable.

Each party acknowledges that he/she has read, understood, and agrees to each and every provision of this page unless a particular paragraph is otherwise modified by addendum or counteroffer. C D

Buyer's Name:	P&R Tr	ust		BUYER(S) INITIALS:	RD /	
Property Address:	9017	GROVE	CREST	LN	SELLER(S) INITIALS:	GSM1
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	n Verified: 23B0FBE7-65E2-446B-B32C-87306CFC1824
2	Case 1:18-cv-02844-RDB Document 381-2 Filed 11/25/20 Page 4 of 13 CLOSE OF ESCROW: Close of Escrow ("COE") shall be on or before:
2 3 4	12/17/20 (date). If the designated date falls on a weekend or holiday, COE shall be the next business
	day.
5	
6	D. IRS DISCLOSURE: Seller is hereby made aware that there is a regulation that requires all ESCROW
7	HOLDERS to complete a modified 1099 form, based upon specific information known only between parties in this transaction
8	and the ESCROW HOLDER. Seller is also made aware that ESCROW HOLDER is required by federal law to provide this
9	information to the Internal Revenue Service after COE in the manner prescribed by federal law,
10 11	6 TITLE INCLUDENCE. THE DELETER STATES OF A DELETER STATES
12	6. TITLE INSURANCE: This Purchase Agreement is contingent upon the Seller's ability to deliver, good and
13	marketable title as evidenced by a policy of title insurance, naming Buyer as the insured in an amount equal to the purchase price, furnished by the title company identified in Section 5(A). Said policy shall be in the form necessary to effectuate marketable title
14	or its equivalent and shall be paid for as set forth in Section 8(A).
15	or no equivalent late shart of pare for as set forth a section a(A).
16	7. BUYER'S DUE DILIGENCE: Buyer's obligation is X is not conditioned on the Buyer's Due Diligence as
17	defined in this section 7(A) below. This condition is referred to as the "Due Diligence Condition" if checked in the affirmative,
18	Sections 7 (A) through (C) shall apply; otherwise they do not. Buyer shall have 20 calendar days following the date of
19	Acceptance of the RPA (as defined in Section 23 herein) to complete Buyer's Due Diligence. Seller agrees to cooperate with
20	Buyer's Due Diligence. Seller shall ensure that all necessary utilities (gas, power and water) and all operable pilot lights
21	are on for Buyer's investigations and through the close of escrow.
22	
23	A. PROPERTY INSPECTION/CONDITION: During the Due Diligence Period, Buyer shall take such action
24	as Buyer deems necessary to determine whether the Property is satisfactory to Buyer including, but not limited to, whether the
25	Property is insurable to Buyer's satisfaction, whether there are unsatisfactory conditions surrounding or otherwise affecting the
26	Property (such as location of flood zones, airport noise, noxious fumes or odors, environmental substances or hazards, whether
27	the Property is properly zoned, locality to freeways, railroads, places of worship, schools, golf courses, etc.) or any other concerns
28 29	Buyer may have related to the Property. During such Period, Buyer shall have the right to conduct, non-invasive/ non-destructive
30	inspections of all structural, roofing, mechanical, electrical, plumbing, heating/air conditioning, water/well/septic, pool/spa,
31	survey, square footage, and any other property or systems, through licensed and bonded contractors or other qualified professionals. Seller agrees to provide reasonable access to the Property to Buyer and Buyer's inspectors. Buyer agrees to
32	indemnify and hold Seller harmless with respect to any injuries suffered by Buyer or third parties present at Buyer's request
33	while on Seller's Property conducting such inspections, tests or walk-throughs. Buyer's indemnity shall not apply to any injuries
34	suffered by Buyer or third parties present at Buyer's request that are the result of an intentional tort, gross negligence or any
35	misconduct or omission by Seller, Seller's Agent or other third parties on the Property. Buyer is advised to consult with
36	appropriate professionals regarding neighborhood or Property conditions, including but not limited to: schools; proximity and
37	adequacy of law enforcement; proximity to commercial, industrial, or agricultural activities; crime statistics; fire protection; other
38	governmental services; existing and proposed transportation; construction and development; noise or odor from any source; and
39	other nuisances, hazards or circumstances. If Buyer cancels this Agreement due to a specific inspection report, Buyer shall
40	provide Seller at the time of cancellation with a copy of the report containing the name, address, and telephone number of the
41	inspector.
42	
43 44	B. BUYER'S RIGHT TO CANCEL OR RESOLVE OBJECTIONS: If Buyer determines, in Buyer's sole
44	discretion, that the results of the Due Diligence are unacceptable, Buyer may either: (i) no later than the Due Diligence Deadline referenced in Section 7, cancel the Residential Purchase Agreement by providing written notice to the Seller, whereupon the
46	Earnest Money Deposit referenced in Section 1(A) shall be released to the Buyer without the requirement of further written
47	authorization from Seller; or (ii) no later than the Due Diligence Deadline referenced in Section 7, resolve in writing with Seller
48	any objections Buyer has arising from Buyer's Due Diligence.
49	ny sejenon zaje na anna nen zaje zza znagne.
50	C. FAILURE TO CANCEL OR RESOLVE OBJECTIONS: If Buyer fails to cancel the Residential Purchase
51	Agreement or fails to resolve in writing with Seller any objections Buyer has arising from Buyer's Due Diligence, as provided
52	in Section 7, Buyer shall be deemed to have waived the Due Diligence Condition.
53	(RD) Buyer's Initials Buyer's Initials
54	
55	D. INSPECTIONS: Acceptance of this offer is subject to the following reserved right. Buyer may have the
56 57	Property inspected and select the licensed contractors, certified building inspectors and/or other qualified professionals who will inspect the Property. Seller will ensure that necessary utilities (gas, power and water and all operable pilot lights) are turned on
	Each party acknowledges that he/she has read, understood, and agrees to each and every provision of this page unless a particular paragraph is otherwise modified by addendum or counteroffer.
	Buyer's Name: P&R Trust BUYER(S) INITIALS: RD /

Rev. 01/19

Property Address: 9017 GROVE CREST LN

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SELLER(S) INITIALS: CSM

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and supplied Coase Holer CV-02844-BBBin BOCHMERT A8202nc Filed 14/25/20, tPagen of unit COE. It is

strongly recommended that Buyer retain licensed Nevada professionals to conduct inspections. If any inspection is not completed 2

3 and requested repairs are not delivered to Seller within the Due Diligence Period, Buyer is deemed to have waived the right to

that inspection and Seller's liability for the cost of all repairs that inspection would have reasonably identified had it been 4

conducted, except as otherwise provided by law. The foregoing expenses for inspections will be paid outside of Escrow unless 5

the Parties present instructions to the contrary prior to COE, along with the applicable invoice. 6

7

(Identify which party shall pay for the inspection noted below either: SELLER, BUYER, 50/50, WAIVED or N/A.)

8 9

Туре	Paid By	Туре	Paid By	Type	Paid By
Energy Audit	Waived	Fungal Contaminant Inspection	Buyer	Well Inspection (Quantity)	Waived
Home Inspection	Buyer	Mechanical Inspection	Waived	Well Inspection (Quality)	Waived
Termite/Pest Inspection	Buyer	Pool/Spa Inspection	Buyer	Wood-Burning Device/ Chimney Inspection	Waived
Roof Inspection	Buyer	Soils Inspection	Waived	Septic Inspection	Waived
Septic Lid Removal	Waived	Septic Pumping	Waived	Structural Inspection	Waived
Survey (type):	Waived	Other:	Waived	Other:	Waived

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CERTIFICATIONS: In the event an inspection reveals areas of concern with the roof, septic system, well, E. wood burning device/chimney or the possible presence of a fungal contaminant, Buyer reserves the right to require a certification. The expenses for certifications will be paid outside of Escrow unless the Parties present instructions to the contrary prior to COE (along with the applicable invoice). A certification is not a warranty.

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BUYER'S REOUEST FOR REPAIRS: It is Buyer's responsibility to inspect the Property sufficiently as to F. satisfy Buyer's use. Buyer reserves the right to request repairs, based upon the Seller's Real Property Disclosure or items which materially affect value or use of the Property revealed by an inspection, certification or appraisal. Items of a general maintenance or cosmetic nature which do not materially affect value or use of the Property, which existed at the time of Acceptance and which are not expressly addressed in this Agreement are deemed accepted by the Buyer, except as otherwise provided in this Agreement. The Brokers herein have no responsibility to assist in the payment of any repair, correction or deferred maintenance on the Property which may have been revealed by the above inspections, agreed upon by the Buyer and Seller or requested by one party.

FEES, AND PRORATIONS (Identify which party shall pay the costs noted below either: SELLER, BUYER, 50/50, 8. WAIVED or N/A.)

26 27 28

TITLE, ESCROW & APPRAISAL FEES:

Туре	Paid By	Туре	Paid By	Туре	Paid By
Escrow Fees	50/50	Lender's Title Policy	N/A	Owner's Title Policy	Seller
Real Property Transfer Tax	Seller	Appraisal	N/A	Other:	Waived

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PRORATIONS: Any and all rents, taxes, interest, homeowner association fees, trash service fees, payments В. on bonds, SIDs, LIDs, and assessments assumed by the Buyer, and other expenses of the property shall be prorated as of the date of the recordation of the deed. Security deposits, advance rentals or considerations involving future lease credits shall be credited 32 to the Buyer. All prorations will be based on a 30-day month and will be calculated as of COE. Prorations will be based upon 33 figures available at closing. Any supplementals or adjustments that occur after COE will be handled by the parties outside of 34 35 Escrow.

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PRELIMINARY TITLE REPORT: Within ten (10) business days of Opening of Escrow, Title Company C. shall provide Buyer with a Preliminary Title Report ("PTR") to review, which must be approved or rejected within five (5) business days of receipt thereof. If Buyer does not object to the PTR within the period specified above, the PTR shall be deemed accepted. If Buyer makes an objection to any item(s) contained within the PTR, Seller shall have five (5) business days after receipt of objections to correct or address the objections. If, within the time specified, Seller fails to have each such exception removed or to correct each such objection, Buyer shall have the option to: (a) terminate this Agreement by providing notice to Seller and Escrow Officer, entitling Buyer to a refund of the EMD or (b) elect to accept title to the Property as is. All title

Each party acknowledges that he/she has read, understood, and agrees to each and every provision of this page unless a particular paragraph is otherwise modified by addendum or counteroffer.

Buyer's Name:	P&R Trust				
Property Address:	9017	GROVE	CREST	LN	
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RD BUYER(S) INITIALS:

SELLER(S) INITIALS: CSAL

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E. HOME PROTECTION PLAN: Buyer and Seller acknowledge that they have been made aware of Home
 Protection Plans that provide coverage to Buyer after COE. Buyer
 waives -OR-
 requires a Home Protection Plan with
 TBD .
 Seller -OR-
 Buyer will pay for the Home Protection
 Plan at a price not to exceed
 <u>1800.00</u>. Buyer will order the Home Protection Plan. Neither Seller nor Brokers make
 any representation as to the extent of coverage or deductibles of such plans.

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9. TRANSFER OF TITLE: Upon COE, Buyer shall tender to Seller the agreed upon Purchase Price, and Seller shall tender to Buyer marketable title to the Property free of all encumbrances other than (1) current real property taxes, (2) covenants, conditions and restrictions (CC&R's) and related restrictions, (3) zoning or master plan restrictions and public utility easements; and (4) obligations assumed and encumbrances accepted by Buyer prior to COE. Buyer is advised the Property may be reassessed after COE which may result in a real property tax increase or decrease.

10. COMMON-INTEREST COMMUNITIES: If the Property is subject to a Common Interest Community ("CIC"), Seller shall provide AT SELLER's EXPENSE the CIC documents as required by NRS 116.4109 (collectively, the "resale package"). Seller shall request the resale package within two (2) business days of Acceptance and provide the same to Buyer within one (1) business day of Seller's receipt thereof.

- Pursuant to NRS 116.4109, Buyer may cancel this Agreement without penalty until midnight of the fifth (5th) calendar day following the date of receipt of the resale package. If Buyer elects to cancel this Agreement pursuant to this statute, he/she must deliver, via hand delivery, prepaid U.S. mail, or electronic transmission, a written notice of cancellation to Seller or his or her authorized agent.
- If Buyer does not receive the resale package within fifteen (15) calendar days of Acceptance, this Agreement may be cancelled in full by Buyer without penalty. Notice of cancellation shall be delivered pursuant to Section 24 of the RPA.
- Upon such written cancellation, Buyer shall promptly receive a refund of the EMD. The parties agree to execute any
 documents requested by ESCROW HOLDER to facilitate the refund. If written cancellation is not received within the
 specified time period, the resale package will be deemed approved. Seller shall pay all outstanding CIC fines or penalties
 at COE.

A. CIC RELATED EXPENSES: (Identify which party shall pay the costs noted below either: SELLER,
 BUYER, 50/50, WAIVED or N/A.)

Construction Defect Claims Disclosure: If Seller has marked "Yes" to Paragraph 1(d) of the

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Buyer's Name:

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Rev. 01/19

Other: (list)

otherwise modified by addendum or counteroffer.

Property Address: 9017 GROVE CREST LN

P&R Trust

Disclosures and/or documents. Check applicable boxes.

Seller Real Property Disclosure Form: (NRS 113.130)

Sellers Real Property Disclosure Form (NRS 40.688)

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Type	Paid By	Туре	Paid By	Type	Paid By
CIC Demand	Seller	CIC Capital Contribution	N/A	CIC Transfer Fees	Buyer
Other:					

Lead-Based Paint Disclosure and Acknowledgment: required if constructed before 1978 (24 CFR 745.113)

Each party acknowledges that he/she has read, understood, and agrees to each and every provision of this page unless a particular paragraph is

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DISCLOSURES: Within five (5) calendar days of Acceptance of this Agreement, Seller will provide the following

Open Range Disclosure: (NRS 113.065)

BUYER(S) INITIALS:

SELLER(S) INITIALS: CS/W/

RD

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FEDERAL 1-18-CV-02844-RDB DOCUMENT 381-2 Filed 11/25/20 Page 7 of 13 regard to 12. 1 race, color, religion, sex, national origin, age, gender identity or expression, familial status, sexual orientation, ancestry, or 2 handicap and any other current requirements of federal or state fair housing laws. 3

4 WALK-THROUGH INSPECTION OF PROPERTY: Buyer is entitled under this Agreement to a walk-through of 5 13. the Property within 3 calendar days prior to COE to ensure the Property and all major systems, appliances, heating/cooling, 6 plumbing and electrical systems and mechanical fixtures are as stated in Seller's Real Property Disclosure Statement, and that 7 the Property and improvements are in the same general condition as when this Agreement was Accepted by Seller and Buyer. 8 To facilitate Buyer's walk-through, Seller is responsible for keeping all necessary utilities on, including all operable pilot lights. 9 If any systems cannot be checked by Buyer on walk-through due to non-access or no power/gas/water, then Buyer reserves the 10 right to hold Seller responsible for defects which could not be detected on walk-through because of lack of such access or 11 power/gas/water. The purpose of the walk-through is to confirm (a) the Property is being maintained (b) repairs, if any, have 12 been completed as agreed, and (c) Seller has complied with Seller's other obligations. If Buyer elects not to conduct a walk-13 through inspection prior to COE, then all systems, items and aspects of the Property are deemed satisfactory, and Buyer 14 15 releases Seller's liability for costs of any repair that would have reasonably been identified by a walk-through inspection, 16 except as otherwise provided by law.

17 DELIVERY OF POSSESSION: Seller shall deliver the Property along with any keys, alarm codes, garage door 18 14. opener/controls and, if freely transferable, parking permits and gate transponders outside of Escrow, upon COE. Seller agrees 19 20 to vacate the Property and leave the Property in a neat and orderly, broom-clean condition and tender possession no later than 21 . In the event Seller does not vacate the Property by this time, Seller shall be X COE -ORconsidered a trespasser in addition to Buyer's other legal and equitable remedies. Any personal property left on the Property after 22 the date indicated in this section shall be considered abandoned by Seller. 23 24

25 RISK OF LOSS: Risk of loss shall be governed by NRS 113.040. This law provides generally that if all or any 15. material part of the Property is destroyed before transfer of legal title or possession, Seller cannot enforce the Agreement and 26 27 Buyer is entitled to recover any portion of the sale price paid. If legal title or possession has transferred, risk of loss shall shift 28 to Buyer. 29

30 ASSIGNMENT OF THIS AGREEMENT: Unless otherwise stated herein, this Agreement is non-assignable unless 16. 31 agreed upon in writing by all parties. 32

33 CANCELLATION OF AGREEMENT: In the event this Agreement is properly cancelled in accordance with the 17. 34 terms contained herein, then Buyer will be entitled to a refund of the EMD. Neither Buyer nor Seller will be reimbursed for any expenses incurred in conjunction with due diligence, inspections, appraisals or any other matters pertaining to this transaction 35 36 (unless otherwise provided herein or except as otherwise provided by law). 37

38 18. DEFAULT:

39 MEDIATION: Before any legal action is taken to enforce any term or condition under this Agreement, the 40 A .: parties agree to engage in mediation, a dispute resolution process, through GLVAR or a mediator mutually agreed upon by the 41 parties. Mediation fees, if any, shall be divided equally among the parties involved. Notwithstanding the foregoing, in the event 42 43 the Buyer finds it necessary to file a claim for specific performance, this section shall not apply. Each party is encouraged to have an independent lawyer of their choice review this mediation provision before agreeing thereto. By initialing below, the 44 parties confirm that they have read and understand this section and voluntarily agree to the provisions thereof. 45 CSM 1 46

BUYER(S) INITIALS: RD SELLER(S) INITIALS:

47 IF SELLER DEFAULTS: If Seller defaults in performance under this Agreement, Buyer reserves all legal 48 B. and/or equitable rights (such as specific performance) against Seller, and Buyer may seek to recover Buyer's actual damages 49 incurred by Buyer due to Seller's default. 50 51

IF BUYER DEFAULTS: If Buyer defaults in performance under this Agreement, as Seller's sole legal 52 C. recourse, Seller may retain, as liquidated damages, the EMD. In this respect, the Parties agree that Seller's actual damages would 53 be difficult to measure and that the EMD is in fact a reasonable estimate of the damages that Seller would suffer as a result of 54 Buyer's default. Seller understands that any additional deposit not considered part of the EMD in Section 1(B) herein will be 55 immediately released by ESCROW HOLDER to Buyer. 56

Each party acknowledges that he/she has read, understood, and agrees to each and every provision of this page unless a particular paragraph is otherwise modified by addendum or counteroffer. -----

Buyer's Name:		P&R Tr	ust		BUYER(S) INITIALS:
Property Address:	9017	GROVE	CREST	LN	SELLER(S) INITIALS: <u>GSM</u>
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Instructions to Escrow

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3 19. ESCROW: If this Agreement or any matter relating hereto shall become the subject of any litigation or controversy, 4 Buyer and Seller agree, jointly and severally, to hold ESCROW HOLDER free and harmless from any loss or expense, except 5 losses or expenses as may arise from ESCROW HOLDER'S negligence or willful misconduct. If conflicting demands are made or notices served upon ESCROW HOLDER with respect to this Agreement, the parties expressly agree that Escrow is entitled 6 7 to file a suit in interpleader and obtain an order from the Court authorizing ESCROW HOLDER to deposit all such documents 8 and monies with the Court, and obtain an order from the Court requiring the parties to interplead and litigate their several claims 9 and rights among themselves. Upon the entry of an order authorizing such Interpleader, ESCROW HOLDER shall be fully 10 released and discharged from any obligations imposed upon it by this Agreement; and ESCROW HOLDER shall not be liable for the sufficiency or correctness as to form, manner, execution or validity of any instrument deposited with it, nor as to the 11 12 identity, authority or rights of any person executing such instrument, nor for failure of Buyer or Seller to comply with any of the provisions of any agreement, contract or other instrument filed with ESCROW HOLDER or referred to herein. ESCROW 13 14 HOLDER'S duties hereunder shall be limited to the safekeeping of all monies, instruments or other documents received by it as 15 ESCROW HOLDER, and for their disposition in accordance with the terms of this Agreement. In the event an action is instituted 16 in connection with this escrow, in which ESCROW HOLDER is named as a party or is otherwise compelled to make an appearance, all costs, expenses, attorney fees, and judgments ESCROW HOLDER may expend or incur in said action, shall be 17 18 the responsibility of the parties hereto. 19

20 20. UNCLAIMED FUNDS: In the event that funds from this transaction remain in an account, held by ESCROW 21 HOLDER, for such a period of time that they are deemed "abandoned" under the provisions of Chapter 120A of the Nevada 22 Revised Statutes, ESCROW HOLDER is hereby authorized to impose a charge upon the dormant escrow account. Said charge 23 shall be no less than \$5.00 per month and may not exceed the highest rate of charge permitted by statute or regulation. ESCROW 24 HOLDER is further authorized and directed to deduct the charge from the dormant escrow account for as long as the funds are 25 held by ESCROW HOLDER.

Brokers

28 21. BROKER'S COMPENSATION/FEES: Buyer herein requires, and Seller agrees, as a condition of this Agreement, 29 that Seller will pay Listing Broker and Buyer's Broker, who becomes by this clause a third party beneficiary to this Agreement, 30 that certain sum and/or percentage of the Purchase Price (commission), that Seller, or Seller's Broker, offered for the procurement 31 of ready, willing and able Buyer via the Multiple Listing Service, any other advertisement or written offer. Seller understands 32 and agrees that if Seller defaults hereunder, Buyer's Broker, as a third-party beneficiary of this Agreement, has the right to pursue all legal recourse against Seller for any commission due. In addition to any amount due to Buyer's Broker from Seller or 33 Seller's Broker, Buyer I will -OR- I will not pay Buyer's Broker additional compensation in an amount determined 34 35 between the Buyer and Buyer's Broker. 36

37 22. WAIVER OF CLAIMS: Buyer and Seller agree that they are not relying upon any representations made by Brokers or Broker's agent. Buyer acknowledges that at COE, the Property will be sold AS-IS, WHERE-IS without any representations 38 or warranties, unless expressly stated herein. Buyer agrees to satisfy himself/herself, as to the condition of the Property, prior to 39 40 COE. Buyer acknowledges that any statements of acreage or square footage by Brokers are simply estimates, and Buyer agrees to make such measurements, as Buyer deems necessary, to ascertain actual acreage or square footage. Buyer waives all claims 41 42 against Brokers or their agents for (a) defects in the Property; (b) inaccurate estimates of acreage or square footage; (c) environmental waste or hazards on the Property; (d) the fact that the Property may be in a flood zone; (e) the Property's proximity 43 to freeways, airports or other nuisances; (f) the zoning of the Property; (g) tax consequences; or (h) factors related to Buyer's 44 45 failure to conduct walk-throughs or inspections. Buyer assumes full responsibility for the foregoing and agrees to conduct such tests, walk-throughs, inspections and research, as Buyer deems necessary. In any event, Broker's liability is limited, under any 46 47 and all circumstances, to the amount of that Broker's commission/fee received in this transaction.

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Other Matters

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DEFINITIONS: "Acceptance" means the date that both parties have consented to a final, binding contract by affixing 23. their signatures to this Agreement and all counteroffers and said Agreement and all counteroffers have been delivered to both

Each party acknowledges that he/she has read, understood, and agrees to each and every provision of this page unless a particular paragraph is otherwise modified by addendum or counteroffer. RD

Buyer's Name: P&R Trust

Property Address: 9017 GROVE CREST LN

Rev. 01/19

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SELLER(S) INITIALS: CSAU

BUYER(S) INITIALS:

This form presented by Jeffrey Desruisseaux | BEBS Nevada Properties | 7023127070 | indianant i addama i l

Page 7 of 10

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parties pursuant to Section 24 herein. Agent means a licensee working under a Broker or licensees working under a developer. 1 "Agreement" includes this document as well as all accepted counteroffers and addenda. "Appraisal" means a written appraisal 2 or Notice of Value as required by any lending institution prepared by a licensed or certified professional. "Bona Fide" means 3 genuine. "Buyer" means one or more individuals or the entity that intends to purchase the Property. "Broker" means the 4 Nevada licensed real estate broker listed herein representing Seller and/or Buyer (and all real estate agents associated therewith). 5 "Business Day" excludes Saturdays, Sundays, and legal holidays. "Calendar Day" means a calendar day from/to midnight 6 7 unless otherwise specified. "CFR" means the Code of Federal Regulations. "CIC" means Common Interest Community (formerly known as "HOA" or homeowners associations). "CIC Capital Contribution" means a one-time non-administrative 8 fee, cost or assessment charged by the CIC upon change of ownership. "CIC Transfer Fees" means the administrative service 9 fee charged by a CIC to transfer ownership records. "Close of Escrow (COE)" means the time of recordation of the deed in 10 Buyer's name. "Default" means the failure of a Party to observe or perform any of its material obligations under this Agreement. 11 "Delivered" means personally delivered to Parties or respective Agents, transmitted by facsimile machine, electronic means, 12 overnight delivery, or mailed by regular mail. "Down Payment" is the Purchase Price less loan amount(s). "EMD" means 13 Buyer's earnest money deposit. "Escrow Holder" means the neutral party that will handle the closing. "FHA" is the U.S. 14 Federal Housing Administration. "GLVAR" means the Greater Las Vegas Association of REALTORS®. "Good Funds" 15 means an acceptable form of payment determined by ESCROW HOLDER in accordance with NRS 645A.171. "IRC" means 16 the Internal Revenue Code (tax code). "LID" means Limited Improvement District. "N/A" means not applicable. "NAC" means 17 Nevada Administrative Code. "NRS" means Nevada Revised Statues as Amended. "Party" or "Parties" means Buyer and 18 Seller. "PITI" means principal, interest, taxes, and hazard insurance. "PMI" means private mortgage insurance. "PST" means 19 Pacific Standard Time, and includes daylight savings time if in effect on the date specified. "PTR" means Preliminary Title 20 Report. "Property" means the real property and any personal property included in the sale as provided herein. "Receipt" means 21 delivery to the party or the party's agent. "RPA" means Residential Purchase Agreement. "Seller" means one or more 22 individuals or the entity that is the owner of the Property. "SID" means Special Improvement District. "Title Company" means 23 the company that will provide title insurance. "USC" is the United States Code. "VA" is the Veterans Administration. 24

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SIGNATURES, DELIVERY, AND NOTICES: 24.

This Agreement may be signed by the parties on more than one copy, which, when taken together, each signed 28 A. 29 copy shall be read as one complete form. This Agreement (and documents related to any resulting transaction) may be signed 30 by the parties manually or digitally. Facsimile signatures may be accepted as original.

When a Party wishes to provide notice as required in this Agreement, such notice shall be sent regular mail, 32 B. personal delivery, overnight delivery, by facsimile, and/or by electronic transmission to the Agent for that Party. The notification 33 shall be effective when postmarked, received, faxed, delivery confirmed, and/or read receipt confirmed in the case of email. 34 Delivery of all instruments or documents associated with this Agreement shall be delivered to the Agent for Seller or Buyer if 35 represented. Any cancellation notice shall be contemporaneously delivered to Escrow in the same manner. 36

IRC 1031 EXCHANGE: Seller and/or Buyer may make this transaction part of an IRC 1031 exchange. The party 38 25. electing to make this transaction part of an IRC 1031 exchange will pay all additional expenses associated therewith, at no cost 39 to the other party. The other party agrees to execute any and all documents necessary to effectuate such an exchange. 40

OTHER ESSENTIAL TERMS: Time is of the essence. No change, modification or amendment of this Agreement 42 26. shall be valid or binding unless such change, modification or amendment shall be in writing and signed by each party. This 43 Agreement will be binding upon the heirs, beneficiaries and devisees of the parties hereto. This Agreement is executed and 44 intended to be performed in the State of Nevada, and the laws of that state shall govern its interpretation and effect. The parties 45 agree that the county and state in which the Property is located is the appropriate forum for any action relating to this Agreement. 46 Should any party hereto retain counsel for the purpose of initiating litigation to enforce or prevent the breach of any provision 47 hereof, or for any other judicial remedy, then the prevailing party shall be entitled to be reimbursed by the losing party for all 48 costs and expenses incurred thereby, including, but not limited to, reasonable attorney's fees and costs incurred by such prevailing 49 50 party.

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- THIS IS A LEGALLY BINDING CONTRACT. All parties are advised to seek independent legal and tax advice to review the terms of this Agreement.
- Each party acknowledges that he/she has read, understood, and agrees to each and every provision of this page unless a particular paragraph is otherwise modified by addendum or counteroffer.

Buyer's Name:		P&R Tr	ust	
Property Address:	9017	GROVE	CREST	LN
Day 01/10				CO010 Granter Las Vegas Association of

RD BUYER(S) INITIALS:

SELLER(S) INITIALS: CSM

Rev. 01/19

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Page 8 of 10

This form presented by Jeffrey Desruisseaux | BEHS Nevada Properties | 7023127070 | the I waronert i estamat 1

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27. ADDENDUM(S) ATTA	CHED:				_	
28. ADDITIONAL TERMS	S:				_	
					-	
	Buyer's Acknowledg	nement of O	ffer			
	Jer o nomenio				-	_
	: The Buyer is represented in this tr					
Buyer's Broker: Forre Company Name: BHHS Neva	st Barbee Agent'	s Name: Je: s License Number	ffrey Desr	uisseau	ĸ	
Broker's License Number:	0055676 Office	Address: 10777			13	
Phone: 702312		tate, Zip: La:				
Fax:		jhdlvpro				
he/she is a principal in a transaction DOES NOT have an interest DOES have the following in	URE OF INTEREST: Pursuant to on or has an interest in a principal to t in a principal to the transactionConterest, direct or indirect, in this tr ownership interest in Buyer	the transaction. Li R – ansaction: Prin	censee decla	res that he	/she:] famil	y or
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Seller must respond by: 5:0	0 (AM X PM) on (month)	November . (da	y) 3 (vea	r) 2020	. U	nless
Agreement is accepted, rejected	or countered below and delivered	to the Buyer's B	roker before	the above	e date :	and t
	o further force and effect. Upon		r agrees to b	e bound b	y each	provi
of this Agreement, and all signed	addenda, disclosures, and attachmer	nts.				
[and a	P&R Trust		11/01/2020	1:30 PM	AM	DPM
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	has read, understood, and agrees to each	and every provision	of this page u	iless a parti	F 7	iragra
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Each party acknowledges that he/she l otherwise modified by addendum or cou	has read, understood, and agrees to each interoffer.	and every provision	BUYER(S)	iless a parti INITIALS: INITIALS:	<b>RD</b>	

that rorm presented b

	Seller's Response	e			
Confirmation of Representation: The Sell	ler is represented in this transaction	by:			
Seller's Broker: Thomas L. Mars	saw Agent's Name:	Gene	Northup		
Company Name: Synergy Sothebys Int	'I Realty Agent's License	Number:	S.0037	249	
Broker's License Number: 00074	90 Office Address:	10100 W Char	leston Bl	vd #160	
Phone: 702-497-0300	City, State, Zip:	Las Veg	as NV	89135	
² ax: 702-360-1199	Email:	gene@synerg	ysir.com		
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DOES have the following interest, dire		Principal (Seller		mily or firm	
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					-
FIRPTA: If applicable (as designated in th	e Seller's Response herein) Seller	agrees to comple	te sign and	deliver to 1	Buver's
FIRPTA Designee a certificate indicating					
Investment in Real Property Tax Act (FIR)	PTA) A foreign person is a nonres	ident alien indiv			
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Each party acknowledges that he/she has read, understood, and agrees to each and every provision of this page unless a particular paragraph is otherwise modified by addendum or counteroffer.

otherwise modifie	d by add	endum or o	counterof	ífer.	[	
Buyer's Name:		P&R Tr	ust		BUYER(S) INITIALS	RSD
Property Address:	9017	GROVE	CREST	LN	SELLER(S) INITIALS:	GSM1
Rev. 01/19				©2019 Greater Las Vegas Association of REALTORS®		Page 10 of 10

This form presented by Jeffrey Desruisseaux | BHES Nevada Properties | 7023127070 |

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		INTER OFFER		REALIOR
	NO	0		
ATTENTION:	Jeffrey Desruisseaux	COMPANY:		rties
	(Agent)		(Name)	
The 🗶 Offer 🛄 🤇	Counter Offer made by: S	eller 🗶 Buyer	P & R Trust (Name)	
Buy Sell	the real property commonly l	cnown as' 9017 Grove Cre	A	as Vegas
	ber 1st, 2020 is not a			
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This form presented by Mr. Gene Northup | Synergy Sothebys Int'l Realty | 7023601414 | gene@synergysir.com

DigiSign Verified: 23B0FBE7-65E2-446B-B32C-87306CFC1824

Case 1:18-cv-02844-RDB Document 381-2 Filed 11/25/20 Page 13 of 13

Synergy Sotheby's



# ADDITIONAL PAGE

Note: This document is not valid without the first page of the Counter Offer which includes the Property Address, parties' names and signature blocks.

SPECIAL PROVISIONS ADDENDUM

BUYER AND SELLER ACKNOWLEDGE THAT THIS CONTRACT IS CONTINGENT UPON THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND ("COURT") APPROVING THE PURCHASE PRICE AND TERMS OF THIS CONTRACT IN ACCORDANCE WITH THE SALE PROCEDURES REQUIRED IN CONNECTION WITH CASE NO. 1:18-CV-02844-RDB, WHICH BUYER HAS HAD THE OPPORTUNITY TO REVIEW PRIOR TO EXECUTION OF THIS CONTRACT.

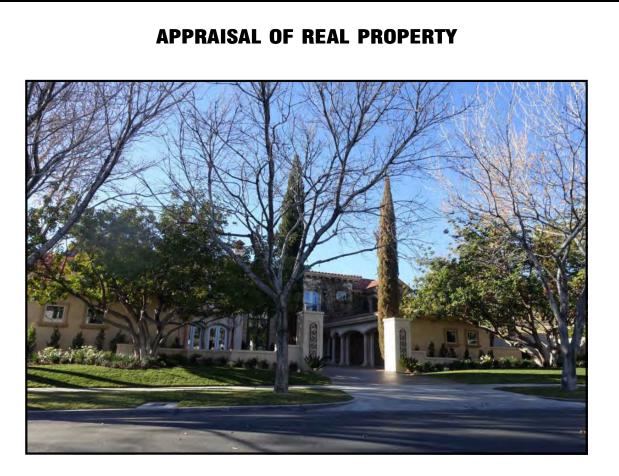
SELLER SHALL FILE A MOTION WITH THE COURT AS SOON AS PRACTICABLE AFTER EXECUTION TO APPROVE THE SALE AND TERMS OF THE SALES CONTRACT. SELLER AGREES TO DILIGENTLY PURSUE APPROVAL OF THE SALE FROM THE COURT, INCLUDING BUT NOT LIMITED TO, FILING ANY REQUIRED SUPPLEMENTAL NOTICES AND/OR MOTIONS IN CONNECTION WITH SAID MOTION.

SELLER IS THE COURT-APPOINTED RECEIVER FOR THE PROPERTY AND HAS NO PERSONAL KNOWLEDGE RELATED TO THE PROPERTY PRIOR TO SEPTEMBER 18, 2018. BUYER UNDERSTANDS THIS CIRCUMSTANCE AND ACCEPTS THE PROPERTY IN ITS CURRENT "AS IS" CONDITION, SUBJECT TO THE FEASIBILITY PERIOD PROVIDED HEREIN. BUYER AND SELLER AGREE THAT ANY DISPUTES, CLAIMS AND CONTROVERSIES BETWEEN THEM ARISING OUT OF OR IN ANY WAY RELATED TO THIS CONTRACT RESOLVED BY THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND IN RE: SECURITIES AND EXCHANGE COMMISSION V. KEVIN B. MERRILL, ET AL., CAUSE NO. 1:L 8-CV-02844-RDB.

Seller Initials: [GSAL] [____] Additional Page to Counter Offer Rev. 5/12 Buyer Initials: [ ____ ] [ ____ ] © 2012 Greater Las Vegas Association of REALTORS®

This form presented by Mr. Gene Northup | Synergy Sothebys Int'l Realty | 7023601414 | gene@synergysir.com

# EXHIBIT 2



# LOCATED AT

9017 Grove Crest Lane Las Vegas, NV 89134 Lot 24, Block B, Tournament Hills - Unit 3

## FOR

Harney Management Partners, LLC PO Box 90099 Austin, TX 78709

# AS OF

February 18, 2020

# BY

R. Scott Dugan, SRA R. Scott Dugan Appraisal Company, Inc. 8930 West Tropicana Avenue, Suite 1 Las Vegas, NV 89147 702-876-2000 appraisals@rsdugan.com February 19, 2020

Harney Management Partners, LLC PO Box 90099 Austin, TX 78709

Re: Property: 9017 Grove Crest Lane Las Vegas, NV 89134 Borrower: N/A File No.: 9017 Grove Crest

Opinion of Value: \$ 4,000,000 Effective Date: February 18, 2020

As requested, we have prepared an analysis and valuation of the referenced property. The purpose of this assignment was to develop a value opinion based upon the assignment conditions and guidelines stated within the attached report. Our analysis of the subject property was based upon the property (as defined within the report) and the economic, physical, governmental and social forces affecting the subject property as of the effective date of this assignment.

The analysis and the report were developed and prepared within the stated Scope of Work and our Clarification of Scope of Work along with our comprehension of applicable Uniform Standards of Professional Appraisal Practice and specific assignment conditions provided by the client and intended user.

The findings and conclusions are intended for the exclusive use of the stated client and for the specific intended use identified within the report. The reader (or anyone electing to rely upon this report), should review this report in its entirety to gain a full awareness of the subject property, its market environment and to account for identified issues in their business decisions regarding the subject property.

Use and reliance on this report by the client or any third party indicates the client or third party has read the report, comprehends the basis and guidelines employed in the analysis and conclusions stated within and has accepted same as being suitable for their decisions regarding the subject property.

The value opinion reported is as of the stated effective date and is contingent upon the Certification and limiting Conditions attached. The Assumptions and Limiting Conditions along with the Clarification of Scope of Work provide specifics as to the development of the appraisal along with exceptions that may have been necessary to complete a credible report.

In this assignment I've included 9 transactions that have either closed or are currently in escrow due to close within the next 60 days. The real question is what's comparable to that of the subject property and realistically there's such limited data that has had this type of updating makes this almost an impossible assignment to accurately estimate the market value without anticipating that value could vary by 10% to 20% higher or lower depending upon how market participants react to the renovations completed to this property.

Thank you for the opportunity to service your appraisal needs.

Sincerely,

Bliga

R. Scott Dugan, SRA R. Scott Dugan Appraisal Company, Inc. 8930 West Tropicana Avenue, Suite 1 Las Vegas, NV 89147 702-876-2000

# Case 1:18-cv-02844-RDB Document 381-3 Filed 11/25/20 Page 4 of 44

Client	Harney Management Partners, LLC		File No. 9017 Grove Crest
Property Address	9017 Grove Crest Lane		
City	Las Vegas	County Clark	State NV Zip Code 89134
Owner	J Trust/Hillary R Badrow Trust		

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Case 1:18-cv-02844-Regestate Agentisers and Consultants (702) 1826-2009 /25/20 Page He Agentic Agent Crest Page #3

R	ESIDENT	'IAL AF	PR	AISA	L REF	POR	T						File No.:	901	7 Grove	Crest	
	Property Address:	9017 Grove	Crest L	ane				City: Las	Vegas	s			State: NV		ip Code: 8		
F	County: Clark				Legal Desc	ription:	Lot 2	24, Block									
SUBJECT	Torright	D.F. T	<b>^</b>			<b>-</b> - •					arcel #:		9-311-004				
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۳,	Property Rights Appra		ee Simpl		sehold	Leased			[.] (descrit	-							
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ASSIGNME	Intended User(s) (by	name or type):	The i		oor of this .			aliant aa	atata d	الم الم		No othe		1			
◄		Managemen		ntended us				PO Box 9						use	15.		
Î		cott Dugan, S		,									as Vegas,	NV 8	39147		
	Location:	Urban	🖂 Sub	urban	Rural	Pre	edomi	nant	One-U			1	t Land Use			in Land U	lse
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D V	Drive - east, Cha				• •	••											ango
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∢ ⊢	the Las Vegas S																
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	to be a good ma																
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Ē	expected to main	ntain its desi	rability.	See contir	nuation of I	lighes	t & B	est analy	sis incl	uded i	in this r	eport.					
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	with frontage alo open space fron											ye 1015, W		s pay	premiur	ns ior go	
	General Description			terior Descri				Foundation				sement	Non	е	Heating	Yes	
	# of Units One			oundation		ete/Go		Slab	Con			ea Sq. Ft.	743		Туре	FWA	
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U		15						Infestation	None	e				1			
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**GPRESIDENTIAL** Copyright© 2007 by a la mode, inc. Inis form Imay be reproduced diminual window window performance of the second 3/2007

# Case 1:18-cv-02844-RDB Document 381-3 Filed 11/25/20 Page #4

# **RESIDENTIAL APPRAISAL REPORT**

1st Prior Subject S Date: Price:		Analy Sep	County Public Records         Analysis of sale/transfer history and/or any current agreement of sale/listing:       The previous purchase price was in         September of 2016 for \$2,866,750. At that time, the property had been listed for sale for \$3,095,000 prior         to being sold in 148 days with the original list price being \$3,295,000.							
Source(s): 2nd Prior Subject S	ale/Transfer									
Date: Price:										
Source(s):										
SALES COMPARISON A	1	JE (if			n Approach was not deve					
FEATURE	SUBJECT		COMPARABLE S		COMPARABLE S		COMPARABLE S			
Address 9017 Grove			2563 Red Arrow Dri	-	2545 Red Arrow Dr	-	2909 Coast Line Co			
Las Vegas, N Proximity to Subject	NV 89134		Las Vegas, NV 891 4.03 miles SW	30	Las Vegas, NV 891 4.09 miles SW	35	Las Vegas, NV 891 2.96 miles S	17		
Sale Price	\$		\$	3,250,000		3,335,000		3,500,00		
Sale Price/GLA	\$	/sq.ft.	\$ 468.77 /sq.ft.		\$ 413.36 /sq.ft.		\$ 442.59 /sq.ft.			
Data Source(s) Document No.			20200110-0617		20190702-0412		20190605-3120			
Verification Source(s) VALUE ADJUSTMENTS	Inspection DESCRIPTION				MLS-Files-Public Recon DESCRIPTION	1	MLS-Files-Public Recor DESCRIPTION			
Sales or Financing	DESCRIPTION	N	DESCRIPTION CASH \$0	+(-) \$ Adjust.	CONV \$0	+(-) \$ Adjust.	CASH \$0	+(-) \$ Adjus		
Concessions			Traditional		Traditional		Traditional			
Date of Sale/Time			01/10/2020		07/02/2019		06/05/2019			
Rights Appraised	Fee Simple		Fee Simple		Fee Simple		Fee Simple			
Location Site			Good/Guard Gated	10E 000	Good/Guard Gated		Good/Key Gated	+175,00		
View	.63 Acre/Interio	1	.41 Acre/Interior Golf/Mtn View	+95,800	.67 Acre/Interior Golf/Mtn View		.46 Acre/Corner Water/Canal View	+74,10		
Design (Style)	Tuscany/2-Sto	ry	Mediterranean/1-Stry	-162,500	Mediterranean/2-Stry		Modern/2-Story			
Quality of Construction	Stucco		Stucco/Stone	,	Stucco/Stone		Stucco/Stone			
Age	1997 Updated		2003		2004		2008 Updated			
Condition	Good-Owner	the	Good-Owner	+700,000	Good-Owner	+700,000	Good-Owner	+437,50		
Above Grade Room Count		ths .5	TotalBdrmsBaths833.5		Total Bdrms Baths 12 5 6		Total Bdrms Baths 12 5 6			
Gross Living Area	8,352			+212,900		+42,600		+66,60		
Basement & Finished	743 Sq Ft	- 1	None		2237 Sq Ft	. 12,000	None			
Rooms Below Grade	Basement		None	+74,300	Basement	-149,400		+74,30		
Functional Utility	Good		Good		Good		Good			
Heating/Cooling Energy Efficient Items	Central High Efficiency	,	Central High Efficiency		Central High Efficiency		Central High Efficiency			
Garage/Carport	4 Car Garage		3 Car Garage	+20.000	4 Garage + CPT	-10.000	4 Car Garage			
Porch/Patio/Deck	L/S,C/Pat/Dec	k	L/S,C/Patio	-,	L/S,C/Pat/Deck	-,	L/S,C/Pat/Deck			
Pool Package	Pool Package		Pool Package		Pool Package		Pool Package			
Casita Detached Garage	None		638 Sq Ft None	-63,800	None None		None			
Delacited Galage	None		None		None		None			
Net Adjustment (Total)			<u> </u>	876,700		583,200		827,50		
Adjusted Sale Price			Net 27.0 %	4 4 0 0 7 0 0	Net 17.5 %	0.040.000	Net 23.6 %	4 007 50		
of Comparables Summary of Sales Compa	rison Annroach	In c	Gross 40.9 % \$					4,327,50		
price per square fo price from \$380 to comparables utilize range of comparable tendency of the clo for this property. D as there is truly no Approach commer	\$673. The subj ed which in the ble pricing brac sed transactio ue to the diffic one or two cor	ect's app kets ns is ulty i	package price is s raiser's determinati and supports the v \$4,217,200 (rounde n this assignment,	upported by on would rea alue conclus ed) and is cor some consid	the unadjusted sale sonably compete v ion. Based on the v nsidered reasonable eration is given to a	e price divided with the subje veighted sale e in support o all of the trans	d by gross living an ect property. The ac s, the subject's cen of the final conclusi sactions utilized in	ea of the ljusted tral on of value this report		
None of the compa transactions. Prior sales or transfers t accurately analyze of homebuyers and	sales or transf hat fall within r the applicable	ers r epor data	nay or may not rep ting guidelines are used. This was do	resent typica noted within one to comply	I market transactio this report, every re y with underwriter g	ns and/or pas easonable eff guidelines im	st market values. If ort has been made	any prior to		

Case 1:18-cv-02844-RDB Document 381-3 Filed 11/25/20 Page File No. 2017 Grove Crest Page #5

# **RESIDENTIAL APPRAISAL REPORT**

File No.: 9017 Grove Crest

COST APPROACH TO VALUE (if developed) I the Cost Approach was not developed for this appraisal.			
	Provide adequate information for replication of the following cost figures and calculations. Support for the opinion of site value (summary of comparable land sales or other methods for	r estimating site value): Site value not estimated as the cost	
	approach was not developed for the following reasons. The subject is loc		
	amenities. Individual sites are not available in the same immediate area.		
	a potential buyer could not reproduce/replace the improvements by buildi		
	subject as an alternative to buying the subject. Therefore, this approach w	would be misleading.	
	ESTIMATED 🔲 REPRODUCTION OR 🗌 REPLACEMENT COST NEW	OPINION OF SITE VALUE=\$	
Ы	Source of cost data:	DWELLING Sq.Ft. @\$ =\$	
<b>VO</b>	Quality rating from cost service: Effective date of cost data:	Sq.Ft. @\$ =\$	
APPROACH	Comments on Cost Approach (gross living area calculations, depreciation, etc.):	Sq.Ft. @\$ =\$	
	In this assignment the cost approach is not included due to the inherent	Sq.Ft. @ \$=\$ Sq.Ft. @ \$=\$	
COST	difficulties in estimating the replacement cost new in today's market as well as accrued depreciation and loss in value due to various types of	Sq.Ft. @ \$=\$	
õ	obsolescence. The subject is located in a master planned community.	Garage/Carport Sq.Ft. @ \$ =\$	
	While building an alternative to the subject would be an option to	Total Estimate of Cost-New =\$	
	purchasing the subject, there were sufficient sales to make the sales	Less Physical Functional External	
	comparison approach far more reliable. It is the opinion of the appraiser	Depreciation =\$( )	
	that development of the cost approach is not necessary for the report to be meaningful as it would not contribute to the value opinion.	Depreciated Cost of Improvements =\$	
		=\$	
	· · · · · · · · · · · · · · · · · · ·	INDICATED VALUE BY COST APPROACH =\$	
CH	INCOME APPROACH TO VALUE (if developed) The Income Approach was not de		
<b>V</b>	Estimated Monthly Market Rent \$ N/A X Gross Rent Multiplier	N/A = \$ N/A Indicated Value by Income Approach	
PR	Summary of Income Approach (including support for market rent and GRM): <u>The incom</u> were being rented in the area, tenant occupied properties highly similar to	me approach was not developed for several reasons: 1) while units	
E AF	a reliable GRM and 2) investors were buying, renovating and selling prop		
ME	Effectively, the income data was not sufficient to provide a reasonable an		
INCOME APPROACH			
4		nnad Unit Development	
	PROJECT INFORMATION FOR PUDs (if applicable) In Subject is part of a Pla Legal Name of Project: Tournament Hills		
		streets, perimeter fencing, landscaped areas, golf course, and	
PUD	enforcement of CC&R's.		
4			
	Indianted Value hui Salao Companiaan Annyaach (* 4 000 000 - Cont Annyaach (*	if dayslanad) ( ) ) (a line ma Annyasah /// dayslanad) ( ) (a	
	Indicated Value by: Sales Comparison Approach \$ 4,000,000 Cost Approach (in Final Reconciliation The value opinion is based upon direct sales comparison		
	the improvements. The cost and income approaches were not applied for		
	upon the extraordinary assumptions referenced below and assumes all s	ystems (mechanical, electrical, plumbing, structural, roof, etc.) are	
N	operational and functioning correctly. The appraiser is not a home inspect		
<b>VTIC</b>	as a home inspection. Please read the report in its entirety for a full under This appraisal is made it "ias is", is subject to completion per plans and specific	rstanding of the techniques and logic employed. ations on the basis of a Hypothetical Condition that the improvements have been	
ורוז	completed, subject to the following repairs or alterations on the basis of a Hypoth		
NC	the following required inspection based on the Extraordinary Assumption that the conditi		
RECONCILIATION			
RE	This report is also subject to other Hypothetical Conditions and/or Extraordinary Ass	sumntions as specified in the attached addenda	
	Based on the degree of inspection of the subject property, as indicated below,		
	and Appraiser's Certifications, my (our) Opinion of the Market Value (or other sp	pecified value type), as defined herein, of the real property that is the subject	
	of this report is: \$ 4,000,000 , as of: Feb If indicated above, this Opinion of Value is subject to Hypothetical Conditions and	oruary 18, 2020 , which is the effective date of this appraisal.	
	A true and complete copy of this report contains 42 pages, including exhibits with		
<b>ATTACHMENTS</b>	property understood without reference to the information contained in the complete rep		
IME	Attached Exhibits:		
<b>ACF</b>	Letter of Transmittal		
È	GP-Res CertsAddenda I 1004MC MktTr&Conds Sketch Adde		
A	Explanatory Comments I Market A.Overview 1pg I Plat and or F Client Contact: Greg Milligan Client	lood Maps USPAP Identification Name: Harney Management Partners, LLC	
		PO Box 90099, Austin, TX 78709	
		SUPERVISORY APPRAISER (if required)	
		or CO-APPRAISER (if applicable)	
6	$\frown$ .)		
RES	1 Catt Mulli		
SIGNATURES	Appraiser Name: R: Scott Dugan, SRA	Supervisory or Co-Appraiser Name:	
AN;		со-дриавен мание Company:	
SIG		Phone: Fax:	
	E-Mail: appraisals@rsdugan.com E	E-Mail:	
		Date of Report (Signature):	
		icense or Certification #: State:	
		Designation:	
		nspection of Subject: Interior & Exterior Exterior Only None	
	Date of Inspection: February 18, 2020	Date of Inspection:	
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-	runni upresz — "Wintutal" appraisal sottware i	uy a la moute, mu. — 1-000-ALAMUDE 0/2007	

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Α	DDITIONAL	. COMPAR/	ABLE SALES

						le No.: 9017 Grove C	
FEATURE	SUBJECT	COMPARABLE S	SALE #4	COMPARABLE S	SALE #5	COMPARABLE S	ALE #6
Address 9017 Grove (	Crest Lane	9813 Moon Valley P	lace	9801 Moon Valley P	lace	591 Lairmont Place	
Las Vegas, N		Las Vegas, NV 891		Las Vegas, NV 891		Henderson, NV 890	12
Proximity to Subject	00104		0-1		01		12
· · · · · · · · · · · · · · · · · · ·	•	1.76 miles NW		1.70 miles NW		18.13 miles SE	
Sale Price	\$	\$	3,490,000		3,000,000	\$	4,550,000
Sale Price/GLA	\$ /sq.ft.	\$ 673.10 /sq.ft.		\$ 379.70 /sq.ft.		\$ 454.18 /sq.ft.	
Data Source(s)	Document No.	20190215-1426		20190111-2783		20190708-0620	
Verification Source(s)	Inspection	MLS-Files-Public Recor	ds/ DOM 39	MLS-Files-Public Recor	ds/ DOM 1	MLS-Public Records	s/ DOM 95
VALUE ADJUSTMENTS	DESCRIPTION	DESCRIPTION	+(-) \$ Adjust.	DESCRIPTION	+(-) \$ Adjust.	DESCRIPTION	+(-) \$ Adjust.
			Τ (-) Ψ Λαjuδι.		Τ (-) Ψ Λαjuδι.		Τ (-) Ψ Λαjαδι.
Sales or Financing		CONV \$0		CASH \$0		CONV \$0	
Concessions		Traditional		Traditional		Traditional	
Date of Sale/Time		02/15/2019		01/11/2019		07/08/2019	
Rights Appraised	Fee Simple	Fee Simple		Fee Simple		Fee Simple	
Location	Good/Guard Gated	Good/Guard Gated		Good/Guard Gated		Good/Guard Gated	-227,500
Site	.63 Acre/Interior	.84 Acre/Interior	-01 500	.72 Acre/Radius	-30 200	.70 Acre/Interior	-30,500
View				Residential			-30,300
		Walking Trail	+349,000		+300,000	Golf/City View	
Design (Style)	Tuscany/2-Story	Mediterranean/1-Stry		Mediterranean/2-Stry		Mediterranean/3-Stry	
Quality of Construction	Stucco	Stucco/Stone		Stucco/Stone		Stucco/Stone	
Age	1997 Updated	2000 Updated		2001		2009	
Condition	Good-Owner	Good-Owner	+700,000	Good-Owner	+700,000	Good-Owner	
Above Grade	Total Bdrms Baths	Total Bdrms Baths	,	Total Bdrms Baths		Total Bdrms Baths	
Room Count	11 5 6.5	8 4 4.5		11 4 5.5		15 6 8.5	
			. 475 400		. 07 700		0.40,000
Gross Living Area	8,352 sq.ft.	5,185 sq.ft.	+475,100		+67,700		-249,900
Basement & Finished	743 Sq Ft	1322 Sq Ft		442 Sq Ft		None	
Rooms Below Grade	Basement	Basement	-57,900	Basement	+30,100		+74,300
Functional Utility	Good	Good		Good		Good	
Heating/Cooling	Central	Central		Central		Central	
Energy Efficient Items		High Efficiency		High Efficiency		High Efficiency	
Garage/Carport	4 Car Garage	3 Garage + CPT	±10.000	4 Car Garage		5 Car Garage	-20.000
1			+10,000				-20,000
Porch/Patio/Deck	L/S,C/Pat/Deck	L/S,C/Patio		L/S,C/Pat/Deck		L/S,C/Pat/Deck	
Pool Package	Pool Package	Pool Package		Pool Package		Pool Package	
Casita	None	1908 Sq Ft (2)		907' Basketball Ct	-90,700	None	
Detached Garage	None	2368 Sq Ft (2)	-118,400	None		None	
2							
Net Adjustment (Total)		⊠ + □ - \$	1,075,500	⊠ + □ - \$	967,900	□+ ⊠- \$	-453,600
Adjusted Sale Price			1,073,300		307,300		-433,000
of Comparables		Net 30.8 % Gross 57.1 % \$	4,565,500		3,967,900	Net 10.0 % Gross 13.2 % \$	4,096,400
there appeared to b	e no significant sa	es concessions, sp	ecial financi	ng, or other conside	erations unles	ss noted in the repo	rt.
/							
	hest & Best Use:						
Continuation of Hig The subject is locat		d and conforming r	esidential ar	ea within an econor	nic climate tl	nat is expected to m	
The subject is locat	ed in an establishe						
The subject is locat desirability. The cu	ed in an establishe rrent residential use	e is legally permissi	ble, physical	ly possible, financia	ally feasible.	There were no appa	
The subject is locat desirability. The cur alternative uses that	ed in an establishe rrent residential use t would increase th	e is legally permissi e productivity. The	ble, physical refore, the cu	ly possible, financia urrent use is maxim	ally feasible. ally production	There were no appa on and meets the	arent
The subject is locat desirability. The cu	ed in an established rrent residential use t would increase the hest and best use.	e is legally permissi e productivity. The In general, the valu	ble, physical refore, the cu e of the prop	ly possible, financia urrent use is maxim	ally feasible. ally production	There were no appa on and meets the	arent



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# ADDITIONAL COMPARABLE SALES

ADDITIONAL	COMPAR	ABLE SALE	ES		Fi	ile No.: 9017 Grove C	rest
FEATURE	SUBJECT	COMPARABLE S		COMPARA	BLE SALE # 8	COMPARABLE S	
Address 9017 Grove C	Crest Lane	11 Sable Ridge Cou	ırt	9021 Grove Cre	est Lane	2556 Red Arrow Dri	ve
Las Vegas, N	IV 89134	Las Vegas, NV 891	35	Las Vegas, NV	89134	Las Vegas, NV 891	35
Proximity to Subject		4.97 miles SW		0.03 miles NW		4.03 miles SW	
	\$\$/sq.ft.	\$ 500.00 (m#	5,250,000		\$ 6,160,000		3,600,000
Sale Price/GLA Data Source(s)	· · · ·	\$ 520.68 /sq.ft. 20191101-1677		\$ 386.47 /sq. IN ESCROW	.11.	\$ 410.40 /sq.ft.	
	Inspection	MLS-Public Records	s/ DOM 256	MLS-Files-Public R	Records/ DOM 390	MLS-Files-Public Recor	ds/ DOM 227
VALUE ADJUSTMENTS	DESCRIPTION	DESCRIPTION	+(-) \$ Adjust.	DESCRIPTION	+(-) \$ Adjust.	DESCRIPTION	+(-) \$ Adjust.
Sales or Financing		CASH \$0		CASH \$0		CASH \$0	
Concessions		Traditional		Traditional		Traditional	
Date of Sale/Time	Fee Oinsele	11/01/2019		Est COE 03/20		Est COE 04/20	
Rights Appraised	Fee Simple Good/Guard Gated	Fee Simple	-525 000	Fee Simple Good/Guard Ga	ated	Fee Simple Good/Guard Gated	
Site	.63 Acre/Interior	.58 Acre/CDS	-323,000	.73 Acre/Interior		.55 Acre/Interior	+34,800
View	Golf View	Golf/Partial City		Golf View	, , , , , , , , , , , , , , , , , , ,	Golf View	-
Design (Style)	Tuscany/2-Story	Mediterranean/2-Stry		Mediterranean/2-		Mediterranean/2-Stry	
Quality of Construction	Stucco	Stucco		Better Quality 1	<u>0% -616,000</u>	Stucco/Stone	
Age Condition	1997 Updated Good-Owner	2008 Updated Good-Owner		2000 Updated Good-Owner		2001 Good-Owner	+700,000
Above Grade	Total Bdrms Baths	Total Bdrms Baths		Total Bdrms Bat	hs	Total Bdrms Baths	+700,000
Room Count	11 5 6.5	12 5 6		14 6 9.		11 4 6.5	
Gross Living Area	8,352 sq.ft.	10,083 sq.ft.	-259,700	15,939		8,772 sq.ft.	-63,000
Basement & Finished	743 Sq Ft	None		1165 Sq Ft		None	
	Basement	None	+74,300	Basement	-42,200		+74,300
Functional Utility Heating/Cooling	Good Central	Good Central		Good Central		Good Central	
	High Efficiency	High Efficiency		High Efficiency		High Efficiency	
Garage/Carport		4 Car Garage		5 Garage + CP	т -30,000	5 Garage + CPT	-30,000
	L/S,C/Pat/Deck	L/S,C/Pat/Deck		L/S,C/Pat/Deck		L/S,C/Pat/Deck	
Pool Package	Pool Package	Pool Package		Pool Package		Pool Package	
Casita Deteched Carago	None None	215 Sq Ft	-21,500			None	
Detached Garage	None	None		None		None	
Net Adjustment (Total)		□ + ⊠ - \$	-731,900	- 🗌 + 🛛 -	\$ -1,869,900		716,100
Adjusted Sale Price		Net 13.9 %		Net 30.4		Net 19.9 %	
of Comparables		Gross 16.8 % \$	4,518,100	Gross 30.4	% \$ 4,290,100	Gross 25.1 % \$	4,316,100
Summary of Sales Compar	ison Approach						
2							
3							
ය							
<i>n</i>							
	Convrig	htr⊙ 2007 hv ala mode, inc. Th	is form may be repro-	duced upmodified without	written permission bowowa	r a la mode, inc. must be ackno	wledged and credited

# Assumptions, Limiting Conditions & Scope of Work

File No.: 9017 Grove Crest Zip Code: 89134 Property Address: 9017 Grove Crest Lane City: Las Vegas State: NV Harney Management Partners, LLC Address: PO Box 90099, Austin, TX 78709 Client: R. Scott Dugan, SRA Address: Appraiser 8930 West Tropicana Avenue, Suite 1, Las Vegas, NV 89147

**STATEMENT OF ASSUMPTIONS & LIMITING CONDITIONS** 

- The appraiser will not be responsible for matters of a legal nature that affect either the property being appraised or the title to it. The appraiser assumes that the title is good and marketable and, therefore, will not render any opinions about the title. The property is appraised on the basis of it being under responsible ownership.

The appraiser may have provided a sketch in the appraisal report to show approximate dimensions of the improvements, and any such sketch is included only to assist the reader of the report in visualizing the property and understanding the appraiser's determination of its size. Unless otherwise indicated, a Land Survey was not performed.

- If so indicated, the appraiser has examined the available flood maps that are provided by the Federal Emergency Management Agency (or other data sources) and has noted in the appraisal report whether the subject site is located in an identified Special Flood Hazard Area. Because the appraiser is not a surveyor, he or she makes no guarantees, express or implied, regarding this determination.

The appraiser will not give testimony or appear in court because he or she made an appraisal of the property in question, unless specific arrangements to do so have been made beforehand.

If the cost approach is included in this appraisal, the appraiser has estimated the value of the land in the cost approach at its highest and best use, and the improvements at their contributory value. These separate valuations of the land and improvements must not be used in conjunction with any other appraisal and are invalid if they are so used. Unless otherwise specifically indicated, the cost approach value is not an insurance value, and should not be used as such.

The appraiser has noted in the appraisal report any adverse conditions (including, but not limited to, needed repairs, depreciation, the presence of hazardous wastes, toxic substances, etc.) observed during the inspection of the subject property, or that he or she became aware of during the normal research involved in performing the appraisal. Unless otherwise stated in the appraisal report, the appraiser has no knowledge of any hidden or unapparent conditions of the property, or adverse environmental conditions (including, but not limited to, the presence of hazardous wastes, toxic substances, etc.) that would make the property more or less valuable, and has assumed that there are no such conditions and makes no guarantees or warranties, express or implied, regarding the condition of the property. The appraiser will not be responsible for any such conditions that do exist or for any engineering or testing that might be required to discover whether such conditions exist. Because the appraiser is not an expert in the field of environmental hazards, the appraisal report must not be considered as an environmental assessment of the property.

- The appraiser obtained the information, estimates, and opinions that were expressed in the appraisal report from sources that he or she considers to be reliable and believes them to be true and correct. The appraiser does not assume responsibility for the accuracy of such items that were furnished by other parties.

The appraiser will not disclose the contents of the appraisal report except as provided for in the Uniform Standards of Professional Appraisal Practice, and any applicable federal, state or local laws.

If this appraisal is indicated as subject to satisfactory completion, repairs, or alterations, the appraiser has based his or her appraisal report and valuation conclusion on the assumption that completion of the improvements will be performed in a workmanlike manner.

An appraiser's client is the party (or parties) who engage an appraiser in a specific assignment. Any other party acquiring this report from the client does not become a party to the appraiser-client relationship. Any persons receiving this appraisal report because of disclosure requirements

applicable to the appraiser's client do not become intended users of this report unless specifically identified by the client at the time of the assignment.

The appraiser's written consent and approval must be obtained before this appraisal report can be conveyed by anyone to the public, through advertising, public relations, news, sales, or by means of any other media, or by its inclusion in a private or public database.

- An appraisal of real property is not a 'home inspection' and should not be construed as such. As part of the valuation process, the appraiser performs a non-invasive visual inventory that is not intended to reveal defects or detrimental conditions that are not readily apparent. The presence

of such conditions or defects could adversely affect the appraiser's opinion of value. Clients with concerns about such potential negative factors are encouraged to engage the appropriate type of expert to investigate.

The Scope of Work is the type and extent of research and analyses performed in an appraisal assignment that is required to produce credible assignment results, given the nature of the appraisal problem, the specific requirements of the intended user(s) and the intended use of the appraisal report. Reliance upon this report, regardless of how acquired, by any party or for any use, other than those specified in this report by the Appraiser, is prohibited. The Opinion of Value that is the conclusion of this report is credible only within the context of the Scope of Work, Effective Date, the Date of Report, the Intended User(s), the Intended Use, the stated Assumptions and Limiting Conditions, any Hypothetical Conditions and/or Extraordinary Assumptions, and the Type of Value, as defined herein. The appraiser, appraisal firm, and related parties assume no obligation, liability, or accountability, and will not be responsible for any unauthorized use of this report or its conclusions.

Additional Comments (Scope of Work, Extraordinary Assumptions, Hypothetical Conditions, etc.):

Important - Please Read - The client should review this report in its entirety to gain a full awareness of the subject property, its market environment and to account for identified issues in their business decisions. This appraisal report includes comments, observations, exhibits, maps, explanatory comments, and addenda that are necessary for the reader to comprehend the relevant characteristics of the subject property. The Expanded Comments and Clarification of Scope of Work provides specifics as to the development of the appraisal along with exceptions that may have been necessary to complete a credible report.

#### **INTENDED USE/USER:**

The intended user of this appraisal report is the lender/client. No additional intended users are identified by the appraiser. This report contains sufficient information to enable the client to understand the report. Any other party receiving a copy of this report for any reason is not an intended user; nor does it result in an appraiser-client relationship. Use of this report by any other party(ies) is not intended by the appraiser.

#### SCOPE OF WORK:

In the normal course of business, the appraiser attempted to obtain an adequate amount of information regarding the subject and comparable properties. Some of the required standardized responses, especially those in which the appraiser has not had the opportunity to verify personally or measure, could mistakenly imply greater precision and reliability in the data than is factually correct or typical in the normal course of business. Consequently, this information should be considered an estimate unless otherwise noted by the appraiser.

Examples include condition and quality ratings, as well as comparable sales and listing data. Not every element of the subject property was viewable, and comparable property data was generally obtained from third-party sources (real estate agents, buyers, sellers, public records, and



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Case 1:18-cv-02844-RDB Docum	ient 381-3 Filed 11/25/20 Pa <mark>Hain file Nof 9월17 Grove Crest Page #9</mark>
ertifications	File No.: 9017 Grove Crest
Property Address: 9017 Grove Crest Lane	City: Las Vegas State: NV Zip Code: 89134
Client:         Harney Management Partners, LLC         Address           Appraiser:         R. Scott Dugan, SRA         Address	
Appraiser: R. Scott Dugan, SRA Address APPRAISER'S CERTIFICATION Address	8 8930 West Tropicana Avenue, Suite 1, Las Vegas, NV 89147
the reported assumptions and limiting conditions, and are my per- conclusions. — I have no present or prospective interest in the property that is involved. — I have no bias with respect to the property that is the subject of — My engagement in this assignment was not contingent upon de — My compensation for completing this assignment is not conting in value that favors the cause of the client, the amount of the value subsequent event directly related to the intended use of this appra — My analyses, opinions, and conclusions were developed, and the Professional Appraisal Practice that were in effect at the time this — I did not base, either partially or completely, my analysis and/or	er(s), of the reported analyses, opinions, and conclusions are limited only by sonal, impartial, and unbiased professional analyses, opinions, and the subject of this report and no personal interest with respect to the parties it this report or to the parties involved with this assignment. Eveloping or reporting predetermined results. gent upon the development or reporting of a predetermined value or direction e opinion, the attainment of a stipulated result, or the occurrence of a aisal. In seport has been prepared, in conformity with the Uniform Standards of report was prepared. In the appraisal report on the race, color, religion, pective owners or occupants of the subject property, or of the present ct property.
Additional Certifications: Supplemental Certification: In compliance with the Ethics Rule of subject property within the 3-year period immediately preceding t Supplemental Certification: The use of this report is subject to the representatives. The reported analyses, opinions and conclusions	operty appraisal assistance to the person(s) signing this certification. USPAP, I hereby certify that I have not performed any services with regard to the the engagement of this assignment. e requirements of the Appraisal Institute relating to review by its duly authorized s were developed, and this report has been prepared, in conformity with the i Professional Appraisal Practice of the Appraisal Institute. As of the date of this
	petitive and open market under all conditions requisite to a fair sale, the buyer
<ul> <li>and seller each acting prudently and knowledgeably and assuming consummation of a sale as of a specified date and the passing of t</li> <li>1. Buyer and seller are typically motivated;</li> <li>2. Both parties are well informed or well advised, and acting in what 3. A reasonable time is allowed for exposure in the open market;</li> <li>4. Payment is made in terms of cash in U.S. dollars or in terms of f</li> <li>5. The price represents the normal consideration for the property concessions granted by anyone associated with the sale.</li> </ul>	at they consider their best interest; inancial arrangements comparable thereto; and
from the client, this definition was used in the assignment.	federally regulated lending institutions, HUD and VA. Absent a specific definitio
Client Contact: Greg Milligan E-Mail: gmilligan@harneypartners.com Ad	Client Name: <u>Harney Management Partners, LLC</u> Idress: PO Box 90099, Austin, TX 78709
	SUPERVISORY APPRAISER (if required)
	SOF LINVISONT AFFINAISLIN (II TEQUIEU)
APPRAISER Appraiser Name: R. Scott Dugan, SRA Company: R. Scott Dugan Appraisal Company, Inc.	or CO-APPRAISER (if applicable) Supervisory or Co-Appraiser Name: Company:
Sattsheem	Supervisory or Co-Appraiser Name:
Appraiser Name: <u>R: Scott Dugan, SRA</u> Company: <u>R. Scott Dugan Appraisal Company, Inc.</u> Phone: <u>702-876-2000</u> Fax: <u>702-253-1888</u> E-Mail: <u>appraisals@rsdugan.com</u>	Supervisory or       Co-Appraiser Name:       Company:       Phone:       E-Mail:
Appraiser Name: R. Scott Dugan, SRA Company: R. Scott Dugan Appraisal Company, Inc. Phone: 702-876-2000 Fax: 702-253-1888	Supervisory or           Co-Appraiser Name:           Company:           Phone:           Fax:           E-Mail:           Date Report Signed:

None None

Expiration Date of License or Certification:

Interior & Exterior

Inspection of Subject:

05/31/2021 erior Exterior Only

Expiration Date of License or Certification:

Interior & Exterior

February 18, 2020

Inspection of Subject: Date of Inspection:

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None

Exterior Only

**Supplemental Addendum** 

File No. 9017 Grove Crest

Client	Harney Management Partners, LLC				
Property Address	9017 Grove Crest Lane				
City	Las Vegas	County Clark	State NV	Zip Code 89134	
Owner	J Trust/Hillary R Badrow Trust				

## EXPLANATORY COMMENTS

## MARKET AREA COMMENTS

MARKET AREA/NEIGHBORHOOD COMMENTS: Summerlin is a 22,500 acre planned community (35 square miles) adjacent to the Red Rock Canyon National Conservation Area. The master project commenced development in 1990. It includes 250 neighborhood parks, the Trail System with more than more than 150 miles of trails, 9 golf courses, 27 public or private schools, and various shopping centers, medical and cultural facilities, and business parks. Other developments within Summerlin include five hotel/casinos or resort projects along with multiple commercial shopping centers and the 1.2-million square foot "Downtown Summerlin" complex with 125 stores and restaurants, along with the Las Vegas Ballpark, home of the Triple A Las Vegas Aviators baseball team and City National Arena, the practice facility for the Las Vegas Golden Knights hockey team.

As of April 2019, the estimated population of Summerlin was well over 104,000, with a projected population upon completion of 200,000 people. There are currently an estimated 46,500 dwelling units with a projected number of 80,000 at completion. There are less than 9,000 acres remaining to be developed, with more than 19 Villages (of 31 projected) now complete. Three master associations (Summerlin North, Summerlin South, and Summerlin West) manage Summerlin. Many individual neighborhoods also have their own subdivision homeowners' associations.

Summerlin North – Includes The Arbors (1,206 acres), Trails (573 acres), Hills South (725 acres), Pueblo (568 acres), The Canyons (754 acres), and The Crossings (530 acres). The Del Webb Corporation built Sun City Summerlin in 1988 as an age-restricted project. It covers 2,530 acres, has 7,742 housing units, includes three golf courses, four community centers, and restaurants and retail areas.

Summerlin South - Includes Summerlin Centre (1,004 acres), Red Rock Country Club, The Willows (731 acres), The Gardens (410 acres), and Siena (663 acres). Within the Summerlin South planning area is Summerlin West (west of the I-215 beltway), which includes the villages of The Paseos (768 acres), Vistas (815 acres), Red Rock Country Club (738 acres), The Ridges (793 acres) and Ridgebrook (100 acres).

Hotels and Casinos - Rampart Casino, Red Rock Casino Resort Spa, Suncoast Hotel and Casino, Element Summerlin and JW Marriott Resort and Spa.

Shopping - includes Canyon Pointe, Center Pointe Plaza, Covington Cross Center, The Gardens Plaza, Pueblo Shopping Center, South Square Marketplace, Summit Centre, Trails Village Center, and Vista Commons. The 106 acre, 1.6 million square foot "Downtown Summerlin" complex opened in late 2014, with 125 stores and restaurants.

Active Projects In Summerlin: The Cliffs, a 450-acre residential village with 10 neighborhoods including Regency by Toll Brothers, which is an active adult community. Also in the area are trails that are expected to connect to Clark County's Gypsum Ridge Recreational Park. The Paseos, a

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768-acre mixed use residential village. The Ridges, a 793-acre guard gated village featuring custom and semi-custom homes. Reverence, a 300-acre residential village. Stonebridge, a 502-acre residential village.

Site Comments: The site is located on the south side of the street, abuts the golf course to the south which then abuts the Oran K Gragson Expressway. When standing in the rear yard, there was some noise pollution from the freeway which may be considered adverse to some potential purchasers. However, there is limited data to support an adjustment, thus none was made.

On-Site Improvements: Paver driveway and sidewalks, stucco pony wall providing access on both sides of the entryway, front entryway with tile flooring, stucco planters, outside lighting, stucco block wall with view wrought iron fencing enclosing the rear yard, rear covered patios with Saltillo tile flooring and concrete columns, entertaining areas with tile flooring and floor drains, elaborate inground swim features with raised spa overflowing into the pool, slide, blue plaster interior, pop-up filtration system, fully equipped, and remote-controlled, putting green with artificial turf landscaping, the entire landscaping has been updated, mature trees, shrubs, bushes, and Palm trees, lattice covered deck off the second level, inground trampoline, around the columns are some stone planter areas, etc.

Parking Facilities: 2 two-car finished garages, painted floors, built-in cabinets, laundry sink, electric garage door openers, fluorescent lighting, storage cabinets, and dual hot water heaters with recirculating pump.

<u>Basement</u>: Wine cellar with slate flooring, storage underneath the staircase, broken in the two rooms, one with separate cooling unit, curvature stone ceiling, built-in racks, and steel faux doors, the second is a tasting room with area for table, built-in sink with refrigerator, stone finishes, storage cabinets, dumbwaiter, sump pump, and stone steps.

Improvement Description: Stucco exterior, mudded clay tile roof system, 2 x 6 and 2 x 8 construction, high-performance dual pane insulated windows with metal clad exterior, wood flooring throughout most of first level with hand-troweled faux-finished walls, living room with gas-jetted fireplace, formal dining room with stepped ceiling design and dual doors to a side patio area with fountain, butler's pantry/pantry with built-in cabinetry, warming drawer, microwave, refrigerator, and dumbwaiter to the basement, remodeled kitchen with custom wood cabinets soft-closing, slab stone countertop, decorative backsplash, farm-style stainless steel sink, new kitchen appliance package, center island with checkerboard butcher block wood-style countertop and built-in breakfast bar, breakfast nook with built-in desk and cabinets, step-down family room with built-in entertainment center with area for TV/stereo components, built-in cabinetry, beam ceilings, and gas-jetted fireplace with stone facing, powder bath with custom vanity, wood flooring, stone countertop, and metal sink, utility room with built-in cabinets, laundry sink, tile flooring, and ample room for washer and two dryers, HomeWorks One Touch lighting system, theater with built-in refrigerator/freezer, sink, granite countertop, wood paneled walls and ceilings, fabric wall treatments, area for ceiling-mounted projector, electric screen, and a bath within which is a 34-shower stall with porcelain tile finishes and pedestal sink, bedroom one with walk-in closet and a remodeled full bath with porcelain tile finishes and custom sink, etc.

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<u>Second Level</u>: Bedroom two with walk-in closet and a bath within, the bath has been remodeled with similar features as the previous bath and is an oversized shower stall, built-ins in all closets, crank-out casement windows, bedroom three with walk-in closet and a bath within, the bath has been totally remodeled and is a tub/shower combination with stone and porcelain tile finishes, eight foot solid core wood doors, balconies off all bedrooms, large storage linen closet with built-in shoe racks, bedroom four with walk-in closet and a bath within, the bath is a tub/shower combination with marble/porcelain finishes, and round glass sink, master suite with gas-jetted fireplace, wood beam ceiling, surround sound, access to the deck with views of the golf course, office/den with built-in desk unit with wood wall wainscoting, walk-in closet with built-ins and doors, his bath with custom cabinets, stone countertop, metal sink, and oversized steam shower unit with stone finishes, her bath with makeup vanity, sink area, two person spa tub, separate shower, electric commode, steam shower unit, and large walk-in closet with total built-ins including dresser drawers and center island, etc.

<u>Comments on Sales Comparison Approach</u>: The appraiser performed adjustments to comparable sales based on the market's reaction to noted differences between the comparables and subject. If adjustments were not made for noted differences, no measurable market reaction was found.

As of the date of this assignment, there are approximately 7,000 to 8,000 one-unit properties in active inventory in Clark County, with an additional 3,000 to 4,000 under contract (in pending or contingent status) as of January 2020, per GLVAR. In years when the Las Vegas valley housing market was in balance, the annual ratios of MLS homes listed as a % of total housing stock (all unit types) for Clark County Nevada typically reported a range between 1.8% and 2.5%. However, since 2006 these ratios have steadily declined. On a monthly basis, housing listings should average a certain percentage of the population. Presently, the current total inventory for the Las Vegas valley under reports this percentage by a significant amount.

Based on research of properties considered competitive to the subject and appropriate for use in this assignment, a smaller than typical number of recently closed comparables were available for analysis. Due to this, one or more of the comparables used is approaching the recommended guideline for date of sale. If price appreciation between any of these dates was evidenced in the subject's submarket, an upward price adjustment for time was applied to the applicable comparable(s). Typically, in our market, when market data is within a few months of a report's effective date, it usually encompasses any increase in market conditions (or pricing). Of course, during times of limited availability, greatest consideration is always placed on the most recent transactions, with support at times provided by pending and or active listings.

In developing the value opinion, the sales comparison approach was weighted. This approach considers and analyzes active and in escrow listings along with closed sales to determine the value opinion, factors affecting the market, and market direction or trends. This permits reconciliation of closed sales (past events) to the active marketing (current listings) to produce a credible value opinion that reflects the actions of market participants along with changing market conditions. If actual listings were used in this report, they may have required downward % adjustments, based on an analysis of market area sale price to list price ratios and exposure times.

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If supported, individual line item adjustments were made to the comparable to reflect the market recognized contribution of key attributes or factors present or absent, when contrasted to the subject property. The contribution of big ticket items (location, age/condition, quality, site, view, GLA, swim features, etc.) were adjusted on a line item basis. Minor value features (fireplaces, solar screens, storage sheds, etc.), that may appeal to some buyers, typically are not significant enough in their contribution to isolate as a single line item adjustment. In such cases, the presence of such items in the comparables were contrasted to the similar or offsetting items in the subject and factored into the reconciliation and final value opinion. Minor value features may not have been noted in the grid.

<u>Design</u>: Single-story designs typically have a 5% to 10% premium versus a two-story design. However, due to the terraced lots, site coverage limitations and availability of the owner to incorporate a premium view amenity (balcony outdoor viewing deck, etc.) and offset the utility issues (climbing stairs) with an elevator, the single-story versus two-story premium generally apparent in the Las Vegas valley's housing market was not evident in Tournament Hills. Over the past 10 years, the luxury home market has been shifting from traditional housing designs (Spanish, Tuscany, etc.) to more contemporary modern designs that feature multi-functional layouts, high-tech integration, use of natural materials, extensive glass areas with high energy efficiency, open plans, and clean lines associated with European interiors. This transition is evident in the city, especially in homes developed over the past few years as a significant percentage of the homes are "Desert Contemporary" designs with these features.

<u>Updating/Remodeling</u>: This property is very unique and is one-of-a-kind as it's been totally remodeled from the studs up. This includes interior/exterior painting, replacing of all cabinets, countertops, bathroom wainscoting, kitchen appliances, refinishing of the interior walls, electrical, heating and cooling, updating of plumbing as needed, complete updating of the exterior landscaping, all new flooring, home automation system, installed paver driveway and sidewalks, etc.

In my career, I've never seen a property in which an owner has spent this kind of money on a property that had been recently purchased for around \$2,900,000 in 2016. So the real question is how much will this remodeling/renovations contribute to the property located within this submarket? Per the bids, they spent approximately \$3,500,000 which obviously is excessive and would definitely not contribute that amount in the resale market. So let's say I take 20% of the monies spent or approximately \$700,000 and make a line item adjustment across-the-board to those sales which are deemed to be overall rated inferior and less desirable as compared to that of the subject property. My logic for this is that some of this monies spent is recaptureable in the resale market, but realistically no one knows how much it potentially would be due to the difficulty in finding any multimillion dollar homes that have had this type of updating to a property that was built back in 1997.

If and when this property is put on the market for sale purposes, it would be my professional opinion that you should start slightly higher than the appraised value to test the market as again there's nothing like this fully remodeled dwelling located in the Tournament Hills project or in the city that I can recall that has been offered for sale within the past few years like the subject.

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Location: One or more of the comparables were deemed to be in superior/inferior market areas or in only a key-gated development. Comparable three is only a key-gated project and was adjusted upward at 5% of the sale price. Comparable six is located in MacDonald Ranch which is considered to be a superior higher profile market area than that of the subject's adjusted at 5%. Comparable seven is located in The Ridges which is considered to be one of the most sought-after high-end custom developments in the city over the past 18 years which was adjusted at 10% of the sale price for better location.

<u>GLA, Bedroom/Baths</u>: The subject and the comparables had a sufficient number of baths to service the bedrooms and guest areas therefore no adjustments were warranted. No adjustments were made for main level vs. basement level bathrooms. Cross comparison of the data indicated that \$150/SF was reasonable for the gross living area, considering the quality of the subject and most of the comparables. In regards to basement levels and casitas, \$100/SF is deemed reasonable for the contributory value as this is considered additional living area by this buyer profile.

<u>Garage Bays:</u> Garages were adjusted at \$20,000 per bay or \$10,000 for a carport. These areas are consistent with the quality and finish of the main building (walls, roofs, etc.) and most have significant built-ins, cabinets, epoxy or carpet floors, etc.

<u>Porches, Patios, Balconies, Pools, Spas:</u> The subject and the comparables all had these features in some combination and were extensive in the design and the quality. Thus no adjustment was felt warranted. While several of the sales did not have as many balconies, the balconies simply facilitate the views and the contribution of the balcony is considered in the view adjustment.

<u>Special Features/Other:</u> Casitas, guest homes, "man-caves", etc. are common in luxury class homes. They function as expanded living areas and buyers/sellers weight them as living area in transactions. When cross-comparing the sales data on a "price per square foot" basis, the reader must recognize the reported price per square foot on the form reflects only the ratio of sale price divided by the main living area. This is a function of the appraisal form.

Buyers in the luxury tier purchase homes as "packages" and they weight the overall package in their decisions. It is common for a luxury buyer to purchase a home in excellent condition and spend and additional 5% to 15% of the purchase price to redecorate and or "personalize" the home. Therefore, minor repair items, colors, odd colored decor, etc. may or may not have factored into the final price, depending upon what the buyer intends to do "after the close of escrow".

While agents and others commonly use the "price per square foot" as a value measurement, this indicator is only valid when comparing homes with highly similar living areas and amenities. When you have dissimilar homes (common in the luxury class) and or the price per square foot is based upon the main living area only in one sale and the total living area in another, the comparison is no longer relevant or valid. In such cases, all living areas that contribute to the value of the property must be factored into the "package price per square foot".

Adjustments for one-story versus two-story styled homes were considered. In the marketplace, there is always a limited number of good quality one-story versus two-story sold homes at any given time.

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Typically there are many more sold two-story homes and therefore a one story has a higher demand and price point as compared to competing properties. Over the years, it's the appraiser's opinion that it's very difficult to isolate and quantify an adjustment for this comparison but it's reasonable that it's at least a 5% to 10% positive adjustment.

One or more comparables used within this report exceeded typical distance guidelines. Where there exists a scarcity of comparable data, it is not uncommon to expand distance guidelines to find suitable comparables in economically similar areas subject to similar buyer profiles. Because the subject is situated in an area that presently lacks a sufficient number of comparable sales within a one mile radius, it was necessary to use sales beyond this distance. The sales chosen and used within this report are deemed reliable indicators of value, as they were rated the most suitable properties available for comparison purposes, as of the effective date of this assignment.

While adjustments to comparable sales exceed typical single line, net and gross suggested guidelines, standard appraisal practice requires that adjustments must be determined without regard for the percentage or amount of the dollar adjustments and/or the cost of a difference between a subject property and comparable. Reconciling the sale prices of comparables within this market requires adjustments to comparable sales well in excess of indicated guidelines. In research of available comparables within the subject market area, no more similar or truly conforming comparable sales were found. Therefore, the comparables as selected are reliable indicators of value for the subject property and, after appropriate market-derived adjustments, support the subject's value.

If pending sales and or listings were used within this report, they may have required downward adjustments, based on an analysis of market area sale price to list price ratios and exposure times. A listing price adjustment typically represents 5% to 15% of an offering price. Percentages applied may fall outside the range indicated due to further analysis needed to measure how competitively a listing was priced. The standardization of these prices facilitates the overall adjustment process and shows a more accurate trend in current and or future values, not always reflected in recent sales.

Appraisal guidelines indicate that appraisers should base their opinion of value on sales that have closed escrow. Available, contingent and/or pending comparables can be used to show the direction of market values, upper and lower price ranges, and/or that current market activities support or do not support closed comparable sales used within a report. The standardization of these prices facilitates the overall adjustment process and at times can show a more accurate trend in current and or future values, not always reflected in closed sales.

One or more of the comparables utilized in this report were appraised or inspected by R. Scott Dugan. Therefore, the gross living area(s) used in this report was determined through physical measurements made by myself and could differ from those indicated by public records. Further, the bedroom and/or bath counts indicated herein may differ from those reported in public records.

The economy and local market conditions over the past several years have impacted the housing market in the Las Vegas Valley area. While the Case-Shiller index serves as a general guide to

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shifting median price points in the overall market, it is important to understand that such indexes reflect the movement in the market as a whole. The individual market segments (entry level, first, second and third tier move-up, mid and high range along with the luxury and super luxury housing segments) can be performing consistently with various overall market indexes, or inconsistently with the indexes, based on a number of factors that specifically affect that market segment.

For example, while the overall market had been declining, the entry level or first time buyer market recently has been improving and out-performing the index. This is due to the first-time buyer incentives and the overall demand vs. current supply of affordable housing available to the entry level segment. While the entry level market is price sensitive and relies on financial incentives and special loan programs, the high-end and luxury market segment is less dependent on pricing or financing. Movement (price up or down) is more dependent on quality, views, and features, amenities of the location, brand name (community identity) and prestige associated with the property.

Therefore, in the luxury market segment, the market conditions adjustment at times may be consistent with the Case-Shiller and or considerably more or less than Case-Shiller, based on the supply, style and selection of "brand housing" in a given location. While the luxury market in the valley has generally shadowed the movement indicated by Case Shiller, sale and resale of brand locations such as Red Rock Country Club, Summerlin, The Ridges, Southern Highlands, Anthem Country Club, MacDonald Ranch, Tournament Hills, Mountain Trails, Canyon Fairways, Queensridge, Star Canyon, etc. at times have performed differently than the overall luxury market, based on the many factors such as style, amenity, view, quality, features, etc.

In examining the custom home and high profile market, it is common to have homes that have close comparability that may have similar square footage. While they can be highly similar for location and one or two other points, i.e., site size, view or living area, there could be wide disparity between the quality and the features that would rule them ineligible to be used as comparables, whether high or low. Therefore, I selected comparables that may be physically located further away than suggested guidelines, but are more comparable and would appeal to the same buyer profile and be reflective of market value for a property like the subject.

Nothing in the custom home market model-matches the subject property. In this market higher than typical adjustments are required for variations between the subject and the comparables. The subject property is part of a custom developed area in which the owners purchase the sites and build dwellings to fit their specific needs. As such, properties can vary significantly based on the costs of construction and land. The estimated market value of the subject property is well within an acceptable range.

# Value Conclusion Comments:

The comparables utilized in this report are located within the Las Vegas market area and range in gross living area from 5,185 to 15,939 square feet of gross living area. The comparables are deemed to have less or more gross living area, mostly similar in quality of construction, exterior design, and features, and situated on smaller or slightly larger sized sites. The transactions took place in 2019 to

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> 2020 and were deemed to be the most representative when making a comparison to that of the subject property as of the date of valuation.

> In this appraisal assignment I had limited current market data within Tournament Hills with similar guality of construction and gross living area that have recently sold, therefore one or more of the comparables utilized in this report are located in Red Rock Country Club, Lakes at West Sahara, Half Acres, MacDonald Ranch, and The Ridges which are competing key-gated or guard-gated residential communities in the Las Vegas market area.

> The comparable transactions included in this report required adjustments due to inferior or superior location adjusted at 5% to 10% of the sale price, variation in site size adjusted at \$10 per square foot if warranted for better utility and privacy, lack of a golf course premium view site adjusted at 10% of the sale price, one-story versus two-story design adjusted at 5% of the sale price, superior quality of construction adjusted at 10% of the sale price, variation in overall condition/updating, the subject and the comparables had a sufficient number of baths to service the bedrooms and guest areas therefore no adjustments were warranted, variation in gross living area adjusted at \$150 per square foot, basement adjusted at \$100 contributory value per square foot, parking facilities adjusted at \$20,000 per bay or \$10,000 for a carport, casita adjusted at a contributory value at \$100 per square foot, and detached garage adjusted at \$50 per square foot.

> In this assignment I've included 9 transactions that have either closed or are currently in escrow due to close within the next 60 days. The real question is what's comparable to that of the subject property and realistically there's such limited data that has had this type of updating makes this almost an impossible assignment to accurately estimate the market value without anticipating that value could vary by 10% to 20% higher or lower depending upon how market participants react to the renovations completed to this property.

> Even though 6 of the 9 transactions required a large upward overall condition/updating adjustment, I do believe that potential buyers would appreciate the extent of work that has been completed to this property. Thus, even though the gross and net adjustments are definitely higher than normal, this is unavoidable when you have a very unique property like the subject.

> Comparables eight and nine are two pending transactions which are due to close within the next 60 days. From the information provided regarding comparable number eight, it was sold at auction for \$5,600,000. This however does not include the auction fee which was stated to be between 10% to 12% which is paid by the buyer so the actual purchase price is stated at \$6,160,000. From the information provided, the agent stated that this property had millions of dollars spent on the remodeling and updating since they purchased it back in April of 2009 for \$5,000,000.

> This is probably the best example I have of a property that's been totally remodeled that was sold at auction for the price as indicated in this report. The issue with this property is how many buyers want a 16,000 square foot home in today's market? We find that most buyers today realistically want somewhere between 6,000 to 10,000 square feet which is more manageable than these large super mega dwellings.

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As of the	offective date of valuation	thoro woro no truly	comparable pro	nortios	locato	d within this

As of the effective date of valuation, there were no truly comparable properties located within this project for comparison purposes that have recently sold and therefore I had to utilize sales from other projects located throughout the city for comparison purposes.

## Demand Analysis

Value is a combination of desire, utility, purchasing power, and demand. Market value depends on the relationship between what the property offers "as a package" in terms of location, utility (rooms, layout, features, gross living area, etc.) the financial ability of someone to buy it and the number of properties that compete with it at a given point in time.

<u>Final Conclusion of Value Reconciliation:</u> Greatest weight has been placed on the Sales Comparison Approach method since it tends to best illustrate the actions of buyers and sellers in the open market. If included, the Cost Approach should be included, if deemed applicable or required per client, guideline, etc. Otherwise it is not considered necessary. If included in this report, the Cost Approach indicates the upper end of the market range and is given little, if any, consideration due to the fundamental difficulty in estimating one or more of the three types of depreciation - physical deterioration, functional obsolescence, and external obsolescence. As the amount of accrued depreciation increases, the reliability of this approach decreases. As noted, the Income Approach is not applicable in this assignment.

## Market Observations:

- The overall housing market declined due to supply and demand. Supply in the overall housing market was excessive. In the luxury home market, supply of homes with a combination of high quality features, architecture, view and location is limited, especially in several key locations such as The Ridges in Summerlin, Tournament Hills, Mountain Trails, Canyon Fairways, Red Rock Country Club, Anthem Country Club, Southern Highlands, and MacDonald Ranch.
- While price point and payment are the determining factors for home purchases in the overall market, in the luxury market, price point and monthly payment are less of a factor. Social standing, the package (combination of features, views, amenities, etc.), architecture, etc. have more impact on the buying decision. Affordability is less of an issue in the luxury market.
- Luxury home buyers often select the combination of location and overall size as the motivating factors and opt to renovate after the sale, to personalize the property to their tastes. It is common for buyers to select a high-priced property in excellent condition and proceed to remodel/renovate the property, changing colors or features of the home.

Motivations, purchasing power, supply, demand, etc. in the general market vary substantially from motivations in the luxury home market. While both show decline, the rate of decline for the luxury market was less than the general market overall.

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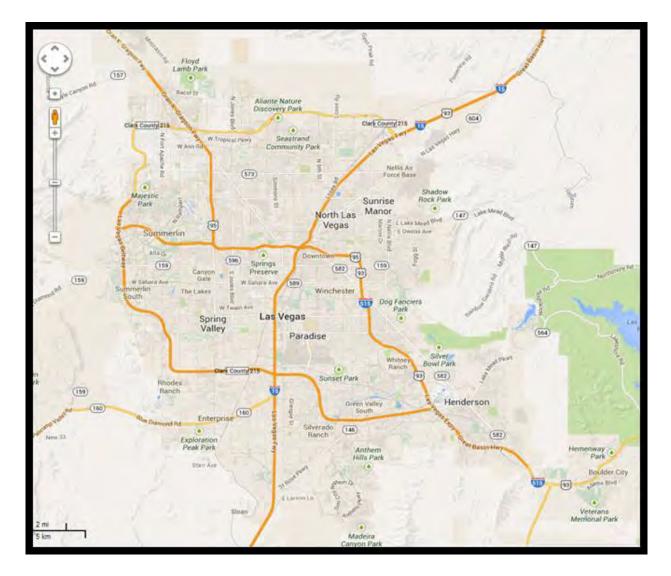
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Owner	J Trust/Hillary R Badrow Trust				

In consideration of the above market transactions, current market conditions, including other sales and listings in the area, greatest consideration is placed on the Sales Comparison Approach to Value. The final opinion of value for the subject property is correlated at <u>\$4,000,000</u>. The <u>\$479</u> (rounded) package price per square foot of living area price includes land plus improvements and is within the range as indicated by the comparables utilized in this report.

<u>Private Road</u>: The road agreement has not been reviewed by this appraiser. The property clearly has access over a private road due to evidence of a gated entry noted at time of inspection. We believe its use is legal and permitted, however, no title report or maintenance agreement was furnished. No liability is implied by this office regarding the road agreement. If desired, the client should obtain a copy of the Covenants, Codes, and Restrictions (CC&R'S) to confirm that the Home Owner's Association (HOA) maintains the private streets.

SQUARE FOOTAGE ANALYSIS: THE GROSS LIVING AREA AND SITE SIZE CALCULATIONS FOR THE SUBJECT AND COMPARABLES MAY DIFFER FROM THOSE FIGURES IN COUNTY RECORDS. THE APPRAISERS HAVE COMPLETED ASSIGNMENTS IN THE COMPETING SUBDIVISIONS AND HAVE USED THE APPRAISER'S CALCULATIONS (IF THEY NEED TO) INSTEAD OF FIGURES IN COUNTY RECORDS. INFORMATION FROM COUNTY RECORDS IS SOMETIMES NOT AVAILABLE FOR NEW CONSTRUCTION OR EXISTING HOMES THAT HAVE HAD ADDITIONS AND MODIFICATIONS. THE INFORMATION IN THE APPRAISAL REPORT IS THE MOST RELIABLE.

Client	Harney Management Partners, LLC			
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**General Area Description:** The economy revolves around the Las Vegas Strip and Downtown Casino center along with key employment centers such as Nellis AFB, McCarran Airport, numerous satellite retail, office and industrial districts that employ and service a base of nearly 2.3-million people. The valley covers over 600+ square miles and includes parts of unincorporated Clark County, the cities of Las Vegas, North Las Vegas and Henderson. The unincorporated county areas within the valley have "Las Vegas" addresses and access to public services, making them transparent local to residents.

The valley is compact and can be crossed from any location in less than 1 hour. Buyer preferences are less dependent on location and more a function of personal choice, neighborhood attributes and housing types. The valley is divided into seven major market areas (NW, NC, NE, SW, SC, SE and Henderson), each of which is further defined by political jurisdictions along with any number of master-planned communities a buyer would consider, with emphasis on lifestyle, amenities and name recognition.

#### Key Factors influencing Housing Market Trends in the area:

2010 thru 2017: The market was dominated by REOs and "all cash" sales to investors. REOs sold at prices significantly below economic value (affordability) and often 35%+/- or more below market value. Physical condition ranged from average to poor. By 2012, the market dominance shifted to short sales, increasing prices closer to economic values and seeing the market bottom-out. In 2013, the market continued to correct and prices rose by 20% to 30% year over year. Early in 2014 and thru 2015, the market improved, but slowed somewhat as prices reached short-term peaks and inventory adjusted to demand. By mid-2016, prices in some market segments began to flatten out as the market recognized and corrected for excess in some segments. In 2017, we began seeing shortages in the detached single family entry-level and first tier move-up products, with well priced resales selling with limited marketing times and rising prices in condo and attached entry level product.

2018: Population in-migration is increasing housing demand and related prices. The upper tiers of detached new home products (\$800,000 to \$2,000,000) are experiencing significant competition in the new home segment as many builders are competing in this type of product, affecting pricing and absorption rates. Along with Phoenix, AZ, Las Vegas, NV remains one of the top choices for people leaving other states, especially California.

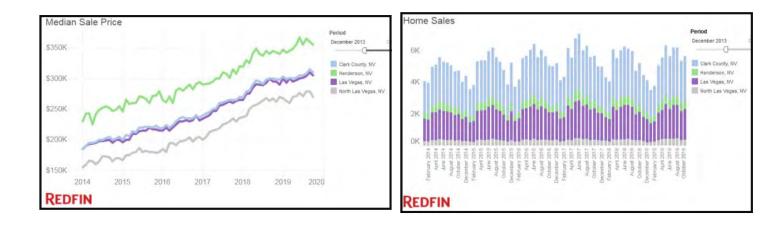
2019: Clark County continues to recover from the economic downturn, with improvements in employment, convention attendance, visitor volume and gaming revenue. As housing prices in newer communities increase, older neighborhoods are seeing a dramatic increase in popularity, with investors and end-users acquiring homes for renovation. The pending move of the Oakland Raiders to Las Vegas will see development of a new stadium (now under-construction) and creation of short-term construction jobs along with permanent jobs associated with team and sports complex. The success of the Vegas Golden Knights professional hockey team has also contributed to a greater interest in professional sports. Locally, the team has a practice facility in Summerlin, while a new ice hockey facility is under-construction in downtown Henderson.

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The key indicators below show the relationships between population, income, housing and key economic drivers in the Las Metropolitan Area. This data is from The Center for Business and Economic Research at the University of Nevada Las Vegas.

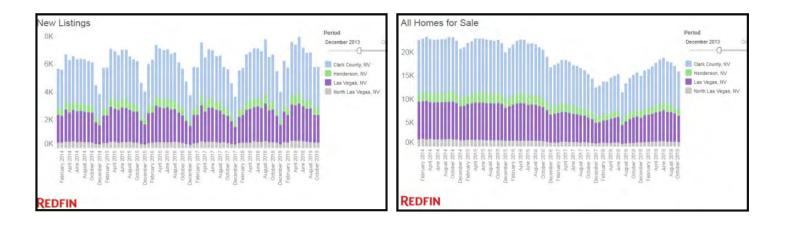
Monthly Data	May 2019	Jun 2019	Jul 2019	Aug 2019	Sep 2019	Oct 2019
Nonfarm Payrolls (Thousands, SA)	1,026.20	1,022.80	1,027	1,030.60	1,034.80	1,035.50
Nonfarm Payrolls (Thousands, NSA)	1,031.90	1,022.70	1,022.20	1,030	1,038.50	1,039.40
Leisure and Hospitality (Thousands, SA)						
Leisure and Hospitality (Thousands, NSA)	302.5	301.9	301.9	300.6	300.7	300.2
Unemployment Rate (SSA)	4.10%	4.20%	4.30%	4.30%	4.30%	4.20%
Unemployment Rate (NSA)	4.00%	4.80%	4.70%	4.50%	4.00%	4.00%
CC Taxable Sales	\$4,037,073,572	\$4,121,069,591	\$3,766,017,263	\$3,929,434,840	\$3,970,372,097	
CC Motor Vehicle and Parts	\$465,105,444	\$426,727,047	\$435,489,918	\$494,734,367	\$408,114,201	-
Taxable Gasoline Sales (gallons)	73,773,099	70,633,021	74,132,783	76,391,815	71,003,205	
McCarran Total Passengers	4,590,539	4,450,279	4,507,098	4,431,608	4,324,072	4,609,318
LV Visitor Volume	3,691,100	3,607,400	3,685,900	3,579,000	3,708,600	3,668,100
CC Gross Gaming Revenue	\$835,840,540	\$906,680,802	\$860,392,390	\$791,560,199	\$913,572,377	\$879,033,651
LV Strip Gross Gaming Revenue	\$517,347,639	\$616,593,127	\$541,804,525	\$520,658,786	\$584,249,402	\$538,520,657
LV Room Inventory	148,909	149,627	148,789	149,032	149,050	149,282
LV Hotel/Motel Occupancy Rate	90.80%	91.70%	91.10%	87.70%	88.30%	90.00%
LV Conventions Held						
LV Convention Attendance	520,800	514,000	498,800	657,800	459,400	525,300
Case-Shille Home Price Index (SA)	192.1378	192.4816	193.1158	192.8898	193.4405	
CC Housing Permits-Units	1,158	1,743	1,662	1,051	978	1,211
CC Housing Permits-Value	\$132,635,349.50	\$237,692,659.30	\$295,456,231.50	\$164,960,540.70	\$161,225,222.90	\$187,304,720.80
CC Commercial Building Permits	51	44	39	37	30	43
CC Commercial Building Permits-Value	\$84,359,558	\$272,290,833	\$190,109,859	\$77,321,635	\$130,344,617	\$76,330,475
CC Electric Meter Hookups	839,651	839,588	841,595			
Annual Data	2013	2014	2015	2016	2017	2018
Population Estimates	2,062,253	2,102,238	2,147,641	2,205,207	2,248,390	2,284,616
Real GDP (millions of chained 2009 dollars)	72.54%	72.78%	73.11%	73.35%	73.45%	73.63%
GDP (millions of current dollars, MSA)	\$90,426	\$93,742	\$103,734	\$107,452	\$112,288	
Personal income (thousands of dollars)	\$77,011,227	\$82,306,024	\$88,411,529	\$91,150,359		
Per capita personal income (dollars)	\$38,028	\$39,860	\$41,915	\$42,284		
Housing Units Permitted	8,574	9,735	10,609	13,546	14,055	15,491
Gross Gaming Revenue	\$9,673,050,000	\$9,554,002,000	\$9,617,863,703	\$9,713,871,936	\$9,978,899,203	\$10,250,612,181
Visitor Volume	42,724,440	44,276,007	45,408,173	46,189,748	45,704,785	45,320,500
Convention Attendance	5,107,416	5,169,054	5,710,303	6,310,616	6,576,986	6,501,800
McCarran Total Passengers	41,857,059	42,869,517	45,344,809	47,435,640	48,505,756	49,718,526
Average Room Rate	\$110.72	\$116.73	\$119,94	\$125.96	\$129.45	\$128.85
Room Nights Occupied	46,191,449	47,497,234	47,896,317	48,485,600	47,665,200	47,452,600
Occupancy Rate	84.30%	86.80%	87.70%	89.10%	88,70%	88.20%
Hotel Rooms	150,593	150,544	149,213	149,339	148,897	147,238
LV Strip Gross Gaming Revenue	\$6,504,685,000	\$6,372,526,000	\$6,348,009,005	\$6,376,255,641	\$7,051,758,170	\$6,588,499,372
Visitor Spending	\$33,215,064,184	\$35,778,764,970				
Visitor Volume	39,668,221	41,126,512	42,312,216	42,936,109	42,215,900	42,116,800

Client	Harney Management Partners, LLC				
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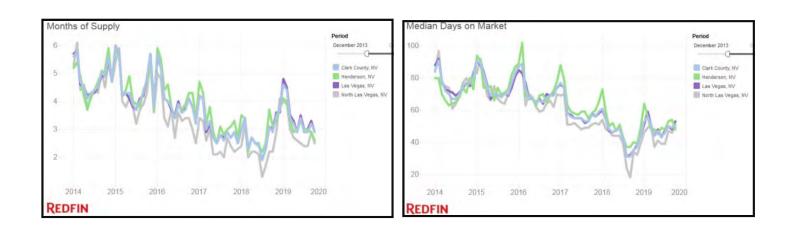
**Median Sale Price - Source Red Fin** 





**New Listings - Source Red Fin** 

All Homes for Sale - Source Red Fin



Months of Supply - Source Red Fin

Median Days on Market - Source Red Fin

**Luxury Market Segment** 

Client	Harney Management Partners, LLC				
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#### THE LUXURY HOME MARKET OVERVIEW

The luxury home market is generally considered to be custom homes exceeding the \$1-million price point. With rising costs, growth and ever-changing designs, in some developments, upgraded production homes may now exceed this mark. Luxury class homes can be found throughout the Las Vegas Valley, however, the majority of luxury class homes are located within the major Master Planned Developments and also within manned guard-gated communities. The chart below illustrates sales activity within key MPC's and selected communities.

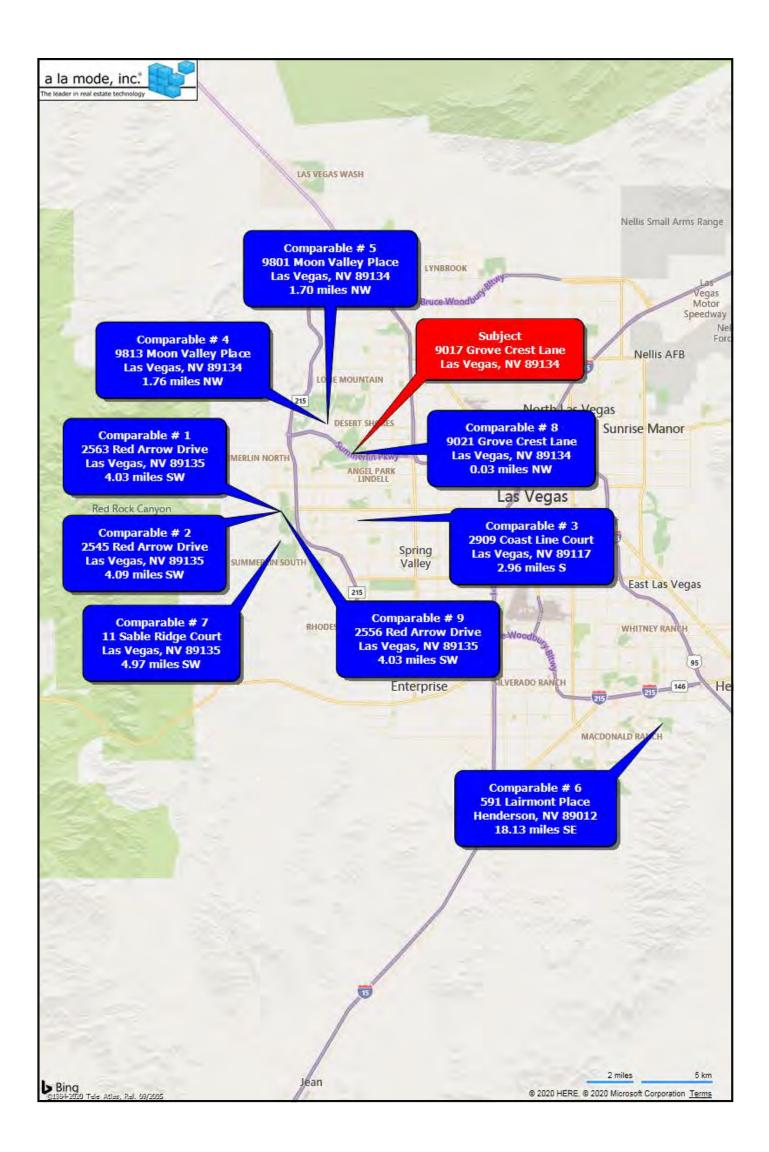
	2012	2013	2014	2015	2016	2017	2018	2019
Summerlin North								
Eagle Hills	5	8	11	5	3	12	5	10
Half Acres	5	4	6	4	6	8	3	5
Star Canyon	3	4	4	4	2	4	4	4
Tournament Hills	5	6	7	2	6	6	6	6
Country Club Hills			3	5	1	3	4	3
Palisades		6	3	7	5	7	4	7
Canyon Fairways	7	8	6	13	7	11	8	10
The Vineyards			1	1	1	2	1	6
Eden Ridge			1		1			1
Misc. Sum. North							17	13
Summerlin South								
The Ridges	27	32	25	31	32	60	56	58
Discovery						1	1	
Red Rock	16	31	26	28	21	37	44	42
Willow Creek	4	5	4	3	4	3	7	4
Misc. Sum. South							2	17
West & South West								
Queensridge	7	9	12	5	5	6	7	7
Foothills CC/Canyon Gate	2	6	5	6	8	5	10	11
Southern Highlands	14	30	19	20	15	37	27	33
Spanish Trial	4	6	10	2	4	8	8	6
Spanish Hills	2	6	3	4	6	7	7	8
Miscellaneous Locations								
Small projects, lots, etc.	19	27	32	40	53	69	78	108
Henderson & South								
Anthem	9	14	14	12	23	22	28	33
MacDonald Ranch	11	24	10	28	28	23	27	34
Green Valley	1	5	10	15	9	9	19	29
Seven Hills	7	15	12	24	14	22	14	22
Roma Hills	1	4		5	2	4	6	4
Lake Las Vegas	6	6	9	2	9	12	18	12
Boulder City	3			4	4		6	6
Las Vegas Valley Total	158	256	233	270	269	378	419	499
Average Sale Price	\$1,648,235	\$1,793,821	\$1,720,474	\$1,691,320	\$1,757,050	\$1,722,491	\$1,635,833	\$1,752,836
Avg. List/Sale Price Ratio	88%	91%	91%	90%	92%	94%	94%	94%
Available Listings	255	304	335	360	375	372	435	472
Listing in Escrow	44	42	39	52	31	53	13	89

#### 2019 Highlights/Observations/Trends/Year End:

- The Ridges in Summerlin South remains the market leader in luxury home sales. Discovery has sold 112+/- lots averaging \$3.4 million each, with 20+/- homes currently under-construction and 7 complete.
- The full impact of the golf course closure in Queensridge is not certain as litigation is in process.
- Notable pending sales (Anthem 7; MacDonald Ranch 14; The Ridges 3; Red Rock 5; Southern Highlands 9).
- The list to sale ratio has risen constantly since 2012 but remains at 94% over the past 3 years.
- In 2019, there was 1 sale over \$10 million; 9 sales between \$5 million and \$10 million; 42 sales between \$3 million to \$5 million; 50 sales between \$2 million and \$3 million; and 397 sales between \$1 million to \$2 million.
- To place the luxury market in perspective, the 499 sales were less than 1.6% of the 31,594 single-family housing units sold in the Las Vegas Metro Area.

**Location Map** 

Client	Harney Management Partners, LLC						
Property Address	9017 Grove Crest Lane						
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Owner	J Trust/Hillary R Badrow Trust						



# Case 1:18-cv-02844-RDB Document 381-3 Filed 11/25/20 Page #25

Plat Map

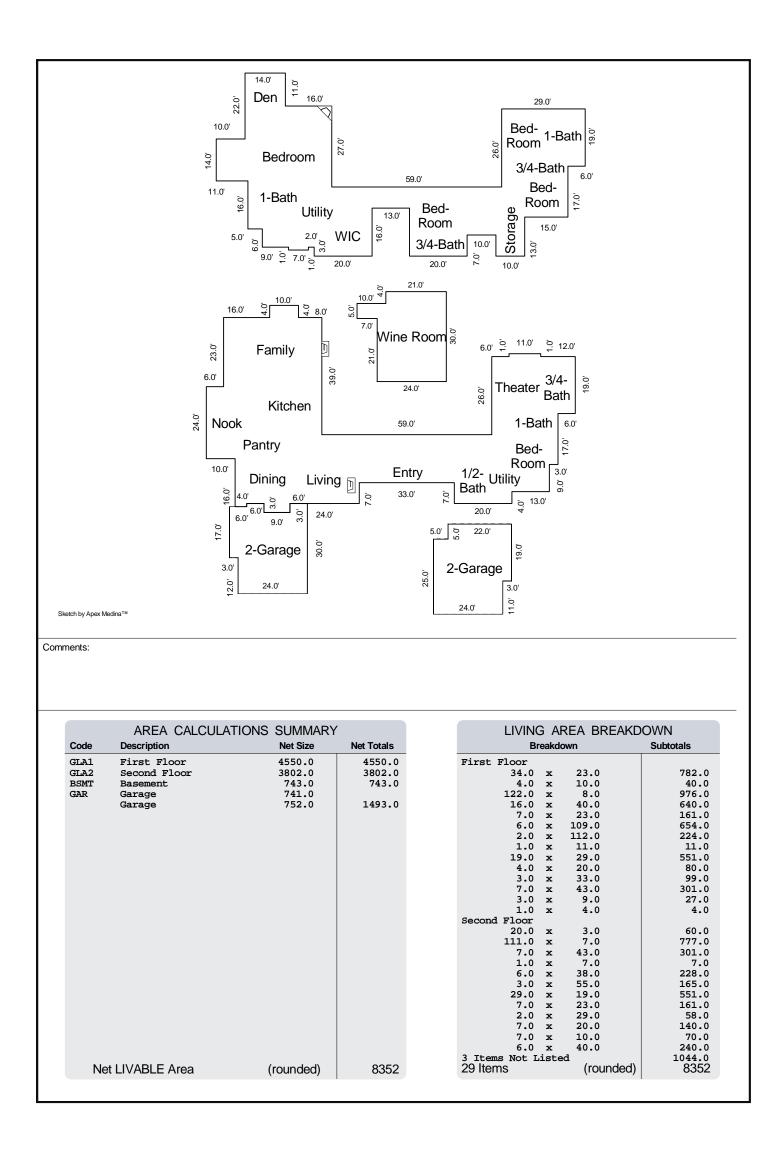
Client	Harney Management Partners, LLC						
Property Address	9017 Grove Crest Lane						
City	Las Vegas	County Clark	Sta	e NV	Zip Code	89134	
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# Case 1:18-cv-02844-RDB Document 381-3 Filed 11/25/20 Page 700 744 Grove Crest Page #26

**Building Sketch** 

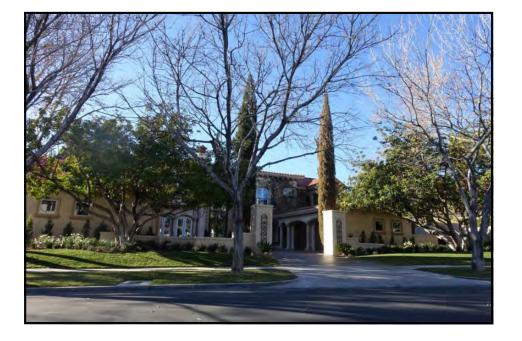
Client	Harney Management Partners, LLC			
Property Address	9017 Grove Crest Lane			
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Subject Photo Page

Client	Harney Management Partners, LLC				
Property Address	9017 Grove Crest Lane				
City	Las Vegas	County Clark	State NV	Zip Code 89134	
Owner	J Trust/Hillary R Badrow Trust				



### **Subject Front**

9017 Grove Cre Sales Price	st Lane
Gross Living Area	8,352
Total Rooms	11
Total Bedrooms	5
Total Bathrooms	6.5
Location	Good/Guard Gated
View	Golf View
Site	.63 Acre/Interior
Quality	Stucco
Age	1997 Updated





**Subject Rear** 

Subject Street

## Case 1:18-cv-02844-RDB Document 381-3 Filed 11/25/20 Page #28 Photograph Addendum

Client	Harney Management Partners, LLC	;			
Property Address	9017 Grove Crest Lane				
City	Las Vegas	County Clark	State NV	Zip Code 89134	
Owner	J Trust/Hillary R Badrow Trust				



Pool/Spa

Spa



Pool/Spa

**Putting Green** 



**Covered Patio** 

Trampoline

Client	Harney Management Partners, LLC					
Property Address	9017 Grove Crest Lane					
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Owner	J Trust/Hillary R Badrow Trust					



**Courtyard Area** 

**Golf View** 



**Golf View** 

**Golf View** 



Living Room

**Dining Room** 

Client	Harney Management Partners, LLC						
Property Address	9017 Grove Crest Lane						
City	Las Vegas	County Clark	State	NV	Zip Code	89134	
Owner	J Trust/Hillary R Badrow Trust						



**Basement Wine Room** 

**Basement Wine Room** 



**Basement Wine Room** 

**Kitchen** 



Kitchen

**Family Room** 

## Case 1:18-cv-02844-RDB Document 381-3 Filed 11/25/20 Page #31 Photograph Addendum

Client	Harney Management Partners, LLC						
Property Address	9017 Grove Crest Lane						
City	Las Vegas	County Clark	State	NV	Zip Code	89134	
Owner	J Trust/Hillary R Badrow Trust						



**Breakfast Nook** 

**Powder Bathroom** 



**Utility Room** 

Theater



Bathroom

Bedroom

## Case 1:18-cv-02844-RDB Document 381-3 Filed 11/25/20 Page #32 Photograph Addendum

Client	Harney Management Partners, LLC						
Property Address	9017 Grove Crest Lane						
City	Las Vegas	County Clark	State	NV 🗧	Zip Code	89134	
Owner	J Trust/Hillary R Badrow Trust						



Bathroom

Bedroom



**Bathroom** 

Bedroom



**Bathroom** 

## Case 1:18-cv-02844-RDB Document 381-3 Filed 11/25/20 Page #33 Photograph Addendum

Client	Harney Management Partners, LLC				
Property Address	9017 Grove Crest Lane				
City	Las Vegas	County Clark	State N	∨ Zip Code	89134
Owner	J Trust/Hillary R Badrow Trust				



Bedroom

**Bathroom** 



Bedroom

**Office/Den** 



Walk-In Closet

Walk-In Closet

Client	Harney Management Partners, LLC				
Property Address	9017 Grove Crest Lane				
City	Las Vegas	County Clark	State NV	Zip Code 8	9134
Owner	J Trust/Hillary R Badrow Trust				



Bathroom

Bathroom

**Comparable Photo Page** 

Client	Harney Management Partners, LLC						
Property Address	9017 Grove Crest Lane						
City	Las Vegas	County Clark	State	NV	Zip Code	89134	
Owner	J Trust/Hillary R Badrow Trust						



### **Comparable 1**

-	
2563 Red Arrow	/ Drive
Prox. to Subject	4.03 miles SW
Sales Price	3,250,000
Gross Living Area	6,933
Total Rooms	8
Total Bedrooms	3
Total Bathrooms	3.5
Location	Good/Guard Gated
View	Golf/Mtn View
Site	.41 Acre/Interior
Quality	Stucco/Stone
Age	2003



#### **Comparable 2**

2545 Red Arrow	/ Drive
Prox. to Subject	4.09 miles SW
Sales Price	3,335,000
Gross Living Area	8,068
Total Rooms	12
Total Bedrooms	5
Total Bathrooms	6
Location	Good/Guard Gated
View	Golf/Mtn View
Site	.67 Acre/Interior
Quality	Stucco/Stone
Age	2004



### **Comparable 3**

-	
2909 Coast Line	Court
Prox. to Subject	2.96 m
Sales Price	3,500,
Gross Living Area	7,908
Total Rooms	12
Total Bedrooms	5
Total Bathrooms	6
Location	Good/
View	Water
Site	.46 Ac
Quality	Stucco
Age	2008 L

3,500,000 7,908 12 5 6 Good/Key Gated Water/Canal View .46 Acre/Corner Stucco/Stone 2008 Updated

2.96 miles S

**Comparable Photo Page** 

Client	Harney Management Partners, LLC						
Property Address	9017 Grove Crest Lane						
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Owner	J Trust/Hillary R Badrow Trust						



### **Comparable 4**

9813 Moon Vall	ey Place
Prox. to Subject	1.76 miles NW
Sales Price	3,490,000
Gross Living Area	5,185
Total Rooms	8
Total Bedrooms	4
Total Bathrooms	4.5
Location	Good/Guard Gated
View	Walking Trail
Site	.84 Acre/Interior
Quality	Stucco/Stone
Age	2000 Updated



#### **Comparable 5**

9801 Moon Vall	ey Place
Prox. to Subject	1.70 miles NW
Sales Price	3,000,000
Gross Living Area	7,901
Total Rooms	11
Total Bedrooms	4
Total Bathrooms	5.5
Location	Good/Guard Gated
View	Residential
Site	.72 Acre/Radius
Quality	Stucco/Stone
Age	2001



#### Comparable 6

591 Lairmont Pla	ace
Prox. to Subject	18
Sales Price	4,
Gross Living Area	10
Total Rooms	15
Total Bedrooms	6
Total Bathrooms	8.
Location	G
View	G
Site	.7
Quality	S
Age	20

18.13 miles SE 4,550,000 10,018 15 6 8.5 Good/Guard Gated Golf/City View .70 Acre/Interior Stucco/Stone 2009 **Comparable Photo Page** 

Client	Harney Management Partners, LLC				
Property Address	9017 Grove Crest Lane				
City	Las Vegas	County Clark	State N∨	Zip Code 89134	
Owner	J Trust/Hillary R Badrow Trust				



### **Comparable 7**

11 Sable Ridge Court		
Prox. to Subject	4.97 miles SW	
Sales Price	5,250,000	
Gross Living Area	10,083	
Total Rooms	12	
Total Bedrooms	5	
Total Bathrooms	6	
Location	Good/Guard Gated	
View	Golf/Partial City	
Site	.58 Acre/CDS	
Quality	Stucco	
Age	2008 Updated	



#### **Comparable 8**

9021 Grove Cre	est Lane
Prox. to Subject	0.03 miles NW
Sales Price	6,160,000
Gross Living Area	15,939
Total Rooms	14
Total Bedrooms	6
Total Bathrooms	9.5
Location	Good/Guard Gated
View	Golf View
Site	.73 Acre/Interior
Quality	Better Quality 10%
Age	2000 Updated



#### **Comparable 9**

-	
2556 Red Arrow	Drive
Prox. to Subject	4.03 n
Sales Price	3,600,
Gross Living Area	8,772
Total Rooms	11
Total Bedrooms	4
Total Bathrooms	6.5
Location	Good/
View	Golf V
Site	.55 Ac
Quality	Stucco
Age	2001

3,600,000 8,772 11 4 6.5 Good/Guard Gated Golf View .55 Acre/Interior Stucco/Stone 2001

4.03 miles SW

**Clarification of Scope of Work** 

File No. 9017 Grove Crest

	Client	Harney Management Partners, LLC			
I	Property Address	9017 Grove Crest Lane			
I	City	Las Vegas	County Clark	State NV	Zip Code 89134
I	Owner	J Trust/Hillary R Badrow Trust			

#### CLARIFICATION OF SCOPE OF WORK (COSOW)

(Rev. 07/1/2017)

Limitations of the Assignment: The appraisal process is technical and requires the intended user or anyone relying on the report, to have an understanding of the process, to comprehend the limits of the applicability of the conclusions and opinions reported. The COSOW is supplemental to the stated scope of work within the appraisal and provides an overview of the appraiser's actions with respect to the requirements of this assignment. The intent is to clarify what typically would or would not be done to develop the value opinion. Real estate is an "imperfect market" and one that can be affected by many factors. Supplemental reporting requirements and the realities of the market, including the reliability of the data, inability to verify key information and the reliance on data sources as being factual and accurate, can affect the conclusions within the report. Those relying on the report must understand and consider these limitations into their decisions regarding the subject property.

USPAP Competency Provision: USPAP requires the appraiser to have the experience and resources needed to complete the assignment competently. I, R. Scott Dugan, am competent to perform this assignment for the following reasons:

- Since 1969, I have appraised 10's of thousands of properties within the greater Clark County Nevada area, including residential, along with small commercial, multiple family, land, special use properties and forensic reviews.
- I am a Qualified Expert Witness in Real Estate and Valuation Matters for the District, Bankruptcy and Federal Courts. I hold the SRA Designation form the Appraisal Institute – 1989 to Present.
- I have served as Chairman and been a member of the Clark County Board of Equalization for more than two decades.
- I have a Bachelor of Science in Business Administration Finance, University of Nevada Las Vegas.

Specialized Experience: Luxury Class and High Quality or Unique Properties:

- I have specialized in assignments for luxury quality and high price custom homes, appraising or inspecting more than 50%+/- of the luxury (\$1-M to \$14-M) properties sold via the GLVAR MLS, during the past 25 years.
- My office files include significant details, photographs, drawings, cost breakdowns, specifications, etc., on luxury quality homes throughout the Las Vegas Area. This type of information is generally not available in the MLS.

Luxury quality homes of similar size may be located in the same development, however, there can be a significant difference in value based upon the quality of the finish, views and amenities. These details cannot be extracted from MLS listings alone (generally without sufficient detail) or from agent interviews (opinions of agents are typically not consistent from one to another) with respect to quality, design, appeal, etc.). In the valuation of luxury quality and high profile properties, access to and use of sales data the appraiser has personally inspected provides a greater degree of reliability and therefore credibility with respect to the conclusions and value opinion.

Scope of Work (SOW): Is "the type and extent of research and analysis in an assignment." This is specific to each appraisal given the appraisal problem and assignment conditions. Property class or assignment conditions may require deviations in procedures. The SOW and COSOW are intended as a guide to general tasks and analysis performed by the appraiser. Statements are advisory, based only upon casual observation. The reader or intended user should not rely on this report as a home inspection.

Specific Reporting Guidelines: While a borrower or other individual may receive a copy of the appraisal report, they are not intended users. Intended users are listed as such in the report. The appraisal process and specific reporting requirements are technical and typically beyond the comprehension of most readers. Anyone choosing to rely upon the appraisal should read it in its entirety and if needed, consult with professionals to assist them with understanding the report and the required reporting requirements, prior to making any decisions based upon comments and conclusions stated within. This report is unique to its' stated purpose and should not be relied upon for another purpose or use, even when they seem similar. Decisions related to this property, should only be made after considering all factors, including information not within the report, but known or available to the reader and comprehending the process and guidelines that shape the appraisal process.

Value definitions: May assume "knowledgeable buyers and sellers" or other criteria, which often cannot be independently verified. For most assignments, guidelines require the reporting of a Single Point of Value (SPV), taken from a range of value indicators that may vary high or low from the SPV due to factors that cannot be quantified or qualified within the constraints of the data, market conditions and time limits imposed in the development of the report. The SPV conclusion is a "benchmark" in time, provided at the request of the client and or intended user of this report and for the purpose stated.

Complete Visual Inspection Includes: A visual inspection of only the readily accessible areas of the property and only those components that were clearly visible from the ground or floor level. Unless otherwise stated, this included readily observable interior and exterior areas, noting the quality of materials/workmanship and observe the general condition of improvements. Also included was determining the size, layout and utility of the improvements and the conformity to the market area.

Complete Visual Inspection Does/Did NOT Include: Observation of spaces or areas not readily accessible to the typical visitor; building code compliance beyond obvious and apparent issues; testing or inspection of the well or septic system; mold and radon assessments; moving furniture or personal property; roof condition report beyond observation from the ground level.

#### **Clarification of Scope of Work**

File No. 9017 Grove Crest

Client	Harney Management Partners, LL	C			
Property Address	9017 Grove Crest Lane				
City	Las Vegas	County Clark	State N∨	Zip Code 89134	
Owner	J Trust/Hillary R Badrow Trust				

Property Identification: Identification of the subject property was provided by the client, either by address and or by legal description. The appraiser has relied upon the client's property identification and assumes no liability for its accuracy. It is the client's responsibility to ascertain the property identified in the report is appropriate for their use.

No Interior Inspection: Assignment conditions may preclude some aspects (interior inspection) of the foregoing. In these cases, the appraiser has disclosed the "non-inspection" and used various sources of information to determine the property characteristics and condition as of the effective date of value. When applicable, these assignment conditions are stated in the report.

Inspect The Neighborhood: Observations were limited to driving through a representative number of streets in the area, reviewing maps and other data and observing comparables from the street. "Neighborhood" boundaries are not exact and are defined by the influence of physical, social, economic and governmental characteristics (the same criteria used to define census tracts). Over time, small areas merge and once distinct boundaries become less defined. Comparable data was selected based upon the area proximate to the subject (or similar areas offering equally desirable properties and similar economics) that a buyer would consider competitive.

Repairs or Deterioration: Deficiency and livability are subjective terms. The opinions and conclusions consider and spell out the condition of the property, as considered in the approaches to value. State law requires disclosure (by the seller to a buyer) of known defects and or prior issues. The analysis and conclusions presume the prices reported in the market data reflect the buyer's knowledge of prior or current defect related issues (if any) and the condition of the property at the time of sale.

Satisfactory Completion: The work will be completed as specified and consistent with the quality and workmanship associated with the quality classification identified and physical characteristics outlined within the report.

Cost Approach: Is applicable when the improvements are new or relatively new and when sufficient building sites are available to provide a buyer with a "construction alternative" to purchasing the subject. In areas where similar sites are not available and or in cases where the economy of scale from multi-unit construction is not available to a potential buyer, reliability of the cost approach is limited. Applicability of the cost approach in this assignment is specifically addressed in that section of the appraisal report. If the cost approach was used it represents the "replacement cost estimate." If used, its inclusion was based on an assignment condition or it was deemed appropriate for use by the appraiser. Regardless of the reason for its use, it should not be relied upon for insurance purposes as the definition of "market value" within this report is not consistent with the definition of "insurable value."

Income Approach: Is applicable when investors regularly acquire properties similar to the subject for the express purpose of the income they provide. While rentals may exist in any area, their presence alone is not proof of a viable rental and investor marketplace. Use or exclusion of the income approach is specifically addressed in that section of the appraisal report.

Sales Comparison Approach (SCA): Is applicable when a sufficient number of directly or indirectly comparable properties are available and purchased in the marketplace (as specified by the criteria of the value definition) so as to set a range or potential range of value for properties similar to the subject property. In most cases (and generally for tract quality production homes), the data employed in the SCA will be sufficiently identical so that few adjustments will be required to narrow the potential value range. When evaluating unusual properties, high quality tract homes and luxury class housing, often, there will not be a sufficient number of directly comparable properties within the immediate neighborhood or project, requiring the use of comparable data from competitive neighborhoods that have a similar appeal to the subject's buyer profile. This is common in the Las Vegas Valley and when it happens, the appraiser has tried to use the most representative properties in quality, location and physical characteristics. At times (and as supported by various guidelines), the appraiser will opt to use older/dated sales (adjusting for market conditions/time) from the same project, as opposed to using more recent sales from competing, but distant or dissimilar areas.

Gross Living Area (GLA): The GLVAR MLS uses the GLA from Clark County Assessor (CCAO) records. Assessors may employ various methods to measure properties. It is common to have minor variances between the GLA "as measured" by the appraiser and the GLA "as reported" from the CCAO. Buyers and sellers rely on the MLS and therefore, the MLS GLAs are the de-facto standard used by the market as a decision making factor. The appraiser has considered these facts in the analysis and reconciled in the value opinion, only differences in GLA that would be "market recognized" and contribute to greater utility or function in the subject or comparable and greater value by the buying and selling public.

Extent of Data Research-Comparable Data: The appraiser used reasonably available information from public records, MLS data and visual observation to identify the relevant characteristics of the subject and comparable properties. The data was adjusted to the subject to reflect the market's reaction to differences. In some cases, MLS photographs may be used to illustrate property conditions, views, etc. The appraiser has access to public records, the Multiple Listing Service, cost estimating services, maps and related information, along with private data and knowledge of the market that is pertinent and relevant for this assignment.

#### **Clarification of Scope of Work**

File No. 9017 Grove Crest

Client	Harney Management Partners, LLC	5			
Property Address	9017 Grove Crest Lane				
City	Las Vegas	County Clark	State N∨	Zip Code 89134	
Owner	J Trust/Hillary R Badrow Trust				

Adverse Factors: Based upon one's personal standards, factors internal or external to the property may be "adverse" from their viewpoint. The appraiser noted factors that may affect the marketability and livability to potential buyers, based upon knowledge of the market and as evidenced by sales of properties with similar or comparable conditions. When applicable, such items are noted and applied to the analysis. Some buyers in the market may consider factors such as drug labs, registered sex offenders, criminal activity, interim rehabilitation facilities, halfway houses or similar uses as "adverse". No attempt was made to investigate or discover such activities, unless such factors were readily apparent and obviously affecting the subject property as evidenced by market data. If the intended user or a reader has concerns in these areas, it is recommended that they secure this information from a reliable source.

Easements: Power transmission and distribution lines, railroad, utility and other easements, along with common areas and conditions, that grant others the right to access the subject property and or travel adjacent to the private areas of the subject property. The term adverse applies to individual perspective, which may or may not be negative, based upon the individual. One view may hold something to be unappealing or disruptive. From another view, such easements provide open space and ensure privacy from adjacent properties. Unless compelling evidence was found in comparable data, no adjustment was made, only the presence stated.

Valuation Methodology: The data presented in the report is considered to be relevant to the subject property based on its current occupancy and market environment. Verifications and drive-by inspections frequently reveal inconsistencies between the MLS and public records. Through this process, the appraiser can present the rationale supporting the final value opinion within the reconciliation and the reader can comprehend the logic and its application to the valuation process.

The Value Opinion: The reported value is a benchmark (as of a specific date) and subject to change (sometimes rapidly), based upon many factors including market conditions, interest rates, supply and demand.

Use of Electronic Appraisal Delivery Services: If the client directed the appraiser transmit the content of this report via Appraisal Port or a similar delivery portal service, pursuant to user agreements, these services disclaim any warranty that the service provided will be error free and that these services may be subject to transmission errors. Accordingly, the client should make its own determination as to the accuracy and reliability of any such service they employ. The appraiser makes no representations and specifically disclaims any warranty regarding the accuracy or portrayal of content transmitted via Appraisal Port or any similar service or their reliability. The appraiser uses such technology at the specific direction and sole risk of the client. At its request, the client may obtain a true copy of the original report directly from the appraiser via email (PDF), mail or other means.

Key Adjustments to the SCA: Are developed from cross-comparison and extraction from the sales data, statistical analysis along with interpolation and extrapolation of the relationships between the sales data, to discover and narrow the range of market based premiums (as a percentage of the price or specific dollar amount), so as to provide a reasonable and consistent adjustment for an identifiable characteristic across a series of sales. Adjustment factors, applied across a larger series of data, will generally result in a narrow potential value range, with few or no outliers. Essentially, if a reasonable number of dissimilar sales are adjusted using the same methodology and factors, and the adjusted data reflects a narrow range of value conclusions, the only logical result would be validation of the factors used. Not all differences require adjustments. Typical adjustments by category are as follows:

**Clarification of Scope of Work** 

File No. 9017 Grove Crest

		1110	No. 9017 Grove Crest
	anagement Partners, LLC ve Crest Lane		
Las Vega		State NV	Zip Code 89134
	llary R Badrow Trust		
Category	Comments		
Financing & Concessions	Adjustments are made stated in the sales comparison comments, when applicable. list to sale price ratios in the class of home being appraised and or as disclosed by t		es are adjusted based upon typical
Date of Sale/Market Conditions/Time	Adjusted based upon the "contract date" (meeting of the minds), as a percentage of of value or a date when conditions shifted again. While market indices (Case Shiller segments of the market (entry level, third tier move-up, luxury class, etc.), may be end are made when supported by directly comparable the data.	) may support an increa	se/decline in the overall market,
Site Size	Adjusted when the differences between the subject and comparables are large enou utility and usable area. A difference in site may or may not translate into a market re sloped areas add to the size, but often, not to the usable area and or a disproportion yard area. Similarly, a 25,000 SF may not offer any financial advantage (that can be despite a 25% difference.	ecognized premium that nate amount of area in t	can be isolated. For example, stee he front or side yards vs. the rear
Views	Vary and include golf course frontage, single fairway, multiple fairway, lake front, cit factors. In some cases, the subject or sales may have a limited view (from the secor to adjacent buildings). Generally speaking, view premiums range from 5% to 15% o views (golf course with city lights or multiple fairways and city lights), can increase the views.	nd story only, a corridor of the price for golf cours	view, or a partially blocked view du e locations or city views. Combined
Design	Generally limited to a one-story vs. a two-story comparison and about 5% to 10% of homes, non-conforming designs vs. designs accepted in the marketplace. In some a isolate any difference for single vs. multi-story, two-story vs. hillside with basement, elevators offset any loss of utility due to multiple floor levels. Unless a clear difference adjustment will be made in the luxury class.	areas (such as the luxur as multi-story and uniqu	y market), it may be difficult to ue designs are common and as
Quality	In tract housing, the quality will generally be consistent between the subject and the needed. For custom homes and the luxury class, quality can vary greatly between n have homes of similar size, rooms, design, etc. to also have quality class ranging from may appear similar from the street or MLS listing, they can be very different. Quality Price per Square Foot and or 5% to 10% of the Sale Price. In the luxury class, it is consistent may have a high quality exterior with a lesser quality interior or vice versa, such and amenities.	tearby or homes in the som very good to except adjustments generally common to have a com	same location, where it is common onal or excellent quality. While the range from 10% to 25% of the Sale bination of quality and finishes. A
Age and Condition	Age differences are typically not a factor in this marketplace unless the subject or co some degree. In such cases the adjustment generally is not for the age of the prope and will be reflected under condition as a factor generally ranging from 5% to 25% of recognition in the data, for the contribution of the updating/renovation.	erty, but rather the "effect	tive age" as a result of the updatin
Room Counts/Bathrooms	Adjustments are made when the difference in room or bathroom count result in great the market. For example, the subject may be 3 bedrooms and 2 baths and the sale accepted in the market, no adjustment. Similarly, luxury class homes may have mar bath counts are similar and others, there are many more bedrooms than baths. Prov consistency between the ratios of bedrooms to baths, and or there is no discernible adjustment is warranted.	may be 2 bedrooms, a ny bedrooms and baths vided the subject and co	den and 2 baths. If both are readily In some cases, the bedroom and omparable have a general
Living Areas	Adjusted on a \$/SF basis, generally within the range of 30% to 60% of the Sale Price in greater utility, as recognized by the market. It is not necessary to adjust for minor the difference would not be noticeable to the typical person, such as a room or if the the home.	differences in GLA whe	n the homes have similar utility and
Basement Area & Casitas	Guidelines or measuring standards may define basement and casita areas as secon areas are part of the overall design, built to take advantage of the site terrain, may basements to comprise on average, 25% of the total living area. While portions of the to the grade of the lot, or being a hillside lot overlooking the city or an adjacent golf with other areas of the home. These ancillary areas are viewed from the buyer's p per square foot adjustment similar to or nearly equal the adjustment for above grou hillside designs, a combination of hillside/basement designs may have been used have been a combination of homes with single story vs. two story designs, employe for single story vs. two-story designs. From a form/function perspective, the hillside such cases, when available, a combination of hillside/basement along with two-stor "equivalent" from design sense, whereas single story designs may have a small a price per square foot" (OPP/SF) is a reasonable comparative factor and is consi homes.	kimize views or provide hese areas may be par course), they typically a berspective as "addition ind main living area. Du with homes that area to ed. In this class, often it /basement design is no ory designs were used adjustment factor. In the	private living areas. It's common f tially below the main street level (du re consistent in quality (and functio al living area" and command a pri- te to the limited number of sales wi tally above ground and or there m may be difficult to isolate a premiu different from a two-story design. in the analysis and were consider e final analysis, the "overall package
Garage/Carport	In production housing, garage areas are evaluated and adjusted based upon the nu for a 3-car vs. a 2- car garage. In the luxury class, garages may include workshops, adjustment for garage area is warranted only when there is a significant difference i garages and due to size and other factors, may not warrant an adjustment.	storage areas, special	use RV parking, etc. In this class, t
Porch/Patio/Balconies	Typically, the subject or comparables will have some combination of these features. difference, no adjustment will be made. If a difference that would command a premi will be adjusted per the market. Minor differences generally cannot be isolated from made if warranted.	um is noted (enclosed p	patio, extensive patios, decks, etc.)
Pool Package, Landscape, Grounds	Statistically, pools or pool packages, contribute 6% to 10% of the price, based upon conditions may mandate an adjustment outside of the range that will be discussed in		ories (spa, grottos, etc.). Unusual
Special/Unique Features,	Adjustments for furniture, special features, unique items will be explained within the		

#### **GOLF COURSE COMMUNITIES**

In recent years, investors have purchased golf courses and converted them into residential communities. Homes with prior golf course frontage or views have lost those views and the value contribution associated with those views. In some cases, developers have left narrow open space areas abutting the existing housing adjacent to the former fairways. Homeowners have litigated many golf course conversions, some successfully, some not.

Potential conversions depend upon existing deed restrictions, underlying zoning, etc. In the Las Vegas Valley, golf course frontage and views resulting from that frontage and open area (golf course, multiple fairways, lakes, city lights, etc.), will

**Clarification of Scope of Work** 

File No. 9017 Grove Crest

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generally contribute between 5% to 25% of the sale price/value of the property. Even homes within a community anchored by a golf course, will benefit to some degree, with the value added by that course in comparison to similar homes outside of a golf course anchored community.

There is no way for the appraiser to predict the sale of a golf course, any resulting HOA litigation, the outcome and or value impact upon the housing benefiting from the golf course. Similarly, the is not way for the appraiser to predict the lack of success that may cause a golf course to close and the affect that may have on nearby properties.

In effect, for properties within a golf course community, including both those with course frontage or course views, along with those off-course properties in the same tract that benefit from the brand value of living in such a community, <u>the appraiser is</u> making an extra-ordinary assumption, that unless noted in this report, the golf course associated with the perceived or identified value contribution to the subject property, is not subject to an undisclosed sale or action that would cause its closure and will remain open and viable.

Extraordinary Assumption - The Uniform Standards of Professional Appraisal Practice (USPAP) defines an extraordinary assumption as:

"An assumption, directly related to a specific assignment, as of the effective date of the appraisal results, which, if found to be false, could alter the appraiser's opinions or conclusions."

The use of the Extraordinary Assumption could affect the opinions and conclusions within this analysis and report. The intended user, reader or anyone choosing to rely upon these opinions and conclusions, should determine if the use of the extraordinary assumption is appropriate for their purposes, prior to relying upon the conclusions within and or making any business or personal decisions related to the subject property.

Our knowledge of conditions that may be impacting the golf course associated with this property, have been disclosed within the body of this report. We assume that market participants (sellers/agents/buyers/etc.) are aware of changes within their communities as disclosure of such is required by law. Therefore, it is reasonable to assume seller disclosure and buyer acceptance of these conditions, is reflected in the prices of the comparable sales, provided those sales did disclose changes impacting the course.

# EXHIBIT 3

## Case 1:18-cv-02844-RDB D D Case 1:18-cv-02844-RDB D Case 1:18-cv-02844-

R			IAL AF			<u>AL F</u>	<u>REP</u>	<u>OR</u>							File No.:			
	Property Address County: Clark		9017 Grove (	Crest I	Ln	ا م	I Descrin	tion [.]	City: Tourname	Las Vega			0 - 21		te: NV	Z	Zip Code: 891	134
CT	Clari	ĸ				LUYO	u Descrip		roumame			PB 55 P Parcel #:		<u>5 ю. 24 в</u> 139-29-31				
SUBJECT	Tax Year: 2020	0	R.E. Taxes: S	\$ 23,8	12	Special /	Assessme	ents: \$ (	C	Borrov	ver (i	if applicable						
SU	Current Owner o Project Type:	Þ	PUD C	ondomi		Coopera	ative [	Oth	er (describe)	cupant:		vner	_ Te	nant 🗙 HOA: \$ε		[ 	per year	ured Housing per month
	Market Area Nan The purpose of t		Tournamer praisal is to deve			X	Market V	/alue (as	l defined), or	Ap Reference		29820 e of value (d	descr	ibe) Ass	Censi set valua		act: 0032.1	18
Ţ	This report reflect	cts the	following value ( for this appraisa	if not C	•	comments	):		urrent (the In	spection Dat	e is t	,	Date	)	Retrosp	ective		ospective e of Work)
ASSIGNMENT	Property Rights	Appra		ee Simp	le 🗌	Leasehold		Leased F		other (describ	oe)	••		\			•	,
ASSIG	Intended User(s)				ust, Greg		n											
4			Greg Milligan			y wiinga	11	Addres	s: c/o Gre	eg Milligar	n, H	arney M	gmr	nt Partners	s, Austin	Tx		
		Britt I	K. West, SRA						536 Cł				NV					
	Location: Built up:	X	Urban Over 75%	X Sut	vurban [ 75% [	Rural	25%		dominant cupancy	PRICE	Jnit H	Housing AGE	0	Present La ne-Unit			Change in Not Likely	Land Use
z	Growth rate:		Rapid	Sta	- · L	Slow	2070	<b>X</b> 0v	vner	\$(000)		(yrs)	_	-4 Unit				In Process *
TIO	Property values:			🗙 Sta		Declini	~ I		nant	115	Lo	•	_	lulti-Unit	4 %		0:	
RIP	Demand/supply:		Shortage		-	Over S			cant (0-5%)	6,000	Hig		_	omm'l	5%			
ESC	Marketing time: Market Area Bou	Indarie	Under 3 Mos.		-	Over 6			cant (>5%)	410	Pre I tren		Igo	olf / parks	<u>15 %</u>		litions adde	enda
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ARE																		
MARKET AREA DESCRIPTION																		
ARK																		
Ň																		
	Dimensions:	30 x	170 x 205 x 2	212							Site	Area: 2	27,44	43 sf				
	Zoning Classifica	ation:	PC							7						entia		community
	Are CC&Rs appli	icable	? 🗙 Yes 🗌	No	Unkno	own H		ig Comp	liance: 🔰 nts been revie	Legal		Legal nonc es 🗙 No		ming (grandf Ground Rent	,	<u> </u> (مار	lllegal \$	No zoning
	Highest & Best L				sent use, or										(ii applicat	<i>лс)</i>	Ψ	/
								her use (explain) improved with large custom SFR										
	Actual Use as of		<u></u>		amily res					Jse as appra		•		single fa				
N	Summary of Hig	hest &	a Best Use:	Subje	ect meets	s four te	sts of h	ighest	and best	use. No	dem	hand for	altei	rnative us	e as of c	date	of value.	
SITE DESCRIPTION																		
CRI		Public	: Other Pro	vider/D	escription	Off-si	te Impro	vement	<b>s</b> Type		Р	Public Priva		Topography	level			
DES	Electricity Gas	X				Street	_	aspha			_			Size			3 acre	
TEI	Water	X X		st gas /A		Curb/G		concre concre			_			Shape Drainage			ectangular vard street	<u>.</u>
SI	Sanitary Sewer	X			Vegas	Street	-	alu po						View	B;Glf			
	Storm Sewer				Vegas	Alley		none	dorground L	Hilitiaa	] Oth			rear view	golf			
	Other site element FEMA Spec'l Flo		Inside Lot		Corner Lot X No FE		de Sac Zone X		nderground U FE	MA Map #		ner (describe	,		FEM	A Ma	p Date 11/	16/2011
	Site Comments:		lo visible eas											the inspec			-	
	benefit of a	title	report or surv	ey.														
	<u> </u>																	
	General Descrip	tion		E	xterior Des	cription			Founda	tion			Base	ment	None		Heating F	WA
	# of Units	1	Acc.	Unit F	oundation		concret		Slab	yes				Sq. Ft. <u>8(</u>	)4		Type <u>C</u>	Central
	# of Stories Type 🗙 Det.	2			Exterior Wal Roof Surfac	-	Frm Stu		_		- ( (		% Fin Ceilin		00		Fuel <u>g</u> a	as
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	<b>X</b> Existing	Prop		ons. V	Vindow Typ		Dual pa	ne/v g	d Dampn	ess 🗌 n			Floor		arpet		Central X	
TS	Actual Age (Yrs.)	·	23	5	Storm/Scree	ens <u></u>	es/vgc	ł	Settlem			oted	Outsi	de Entry <u>no</u>	)		Other	
IEN.	Effective Age (Yr Interior Descript		23		Appliance	s	Attic	None	Infestat Amenities	ion <u>Non</u>	e					Car S	Storage	None
VEN	Floors		stone/cpt/v go	d	Refrigerat		Stairs		Fireplace(s)	# 3		Wood	Istove	e(s) # 0		Gara	-	
RO	Walls		wall/v gd		Range/Ov		Drop Sta			overed			_			Atta		
IMP	Trim/Finish Bath Floor		nt/v gd		Disposal Dishwash		Scuttle Doorway			t pool			-			Det Blt	ach. <u>2</u>	
HΕ			/v gd ne/tile/ v gd		Fan/Hood		Floor	у <u> </u>		ov porch on block			-			Carp		
OF 1	Doors		d panel/gd		Microwav	e 🗙	Heated			ool/spa			_			Drive	eway 4	paver
NO	Finished area ab		ught iron entr	'y	Washer/D 12 Ro		Finished		drooms	7.4	Bat	·h(a)		0.047.00	uara East a		face paver ss Living Area	
ĿΤ	Additional feature	-	See adder	ndum.	1 <u>2</u> nu	JUII15		5 Be		7.1	Dal	.11(5)		9,047 34	Jaie Feel U		SS LIVILIY AIGA	ADUVE GIAUE
<b>DESCRIPTION OF THE IMPROVEMENTS</b>																		
DES			of the property (i						,									ne quality of
			l maintenance ted at inspec		ery good/	exceller	nt. The	tloor	pian has a	i market a	acce	eptable tr	attic	pattern.	NO funct	liona	ai or extern	nal
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#### Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 3 of 50

## **RESIDENTIAL APPRAISAL REPORT**

**GP**RESIDENTIAL

File No.: 200115.02

		did not reveal any p	orior sa	lles or ti	ransfers (	of the su	ıbje	ct property for the	three	years pri	or to t	he effe	ective date of this a	ppraisa	al.			
<b>TRANSFER HISTORY</b>	1st Prior Subject Sa	v tax records ale/Transfer	Analy	sis of s	ale/trans	fer histo	ry a	and/or any current	agreer	nent of s	ale/lis	ting:	No prior	sales	or trai	nsfers i	n tl	nree years.
IIST	Date: 09/30/2016																	
ΠL	Price: 2,866,750																	
SFE	Source(s): county recor 2nd Prior Subject S																	
SAN	Date:																	
Ë	Price:																	
	Source(s): SALES COMPARISON APP		(if do)	valonac	1/		The	Sales Compariso	Annr	oach wa	e not	dovolo	ped for this apprais	al				
	FEATURE	SUBJECT	(ii uei		,			ALE # 1					ALE # 2	ωι. 	COM	PARABLE	SAI	E # 3
	Address 9017 Grove 0	Crest Ln		30 M	eadow	hawk	Ln		900 [.]	1 Gree	ensbo	oro L	n	1108	3 Pine	Island	Ct	
	Las Vegas, N Proximity to Subject	IV 89134			/egas,		913	35		Vegas		891	34			<u>, NV 89</u>	913	4
	Sale Price	\$		5.21	miles S	577	\$	3,995,000		miles	IN	\$	2,375,000		miles	INE	\$	2,499,900
	Sale Price/GLA	\$	/sq.ft.	\$	569.0 ⁻	ı /sq.ft.		-,,	\$	378.′	18 /si	_	_,,	\$	298.4	46 /sq.ft.		
	Data Source(s)	inspected			AR#21								OM 212			371407		
	Verification Source(s) VALUE ADJUSTMENTS	county records DESCRIPTION			20190 Descrip		00	+ (-) \$ Adjust.		#2018 DESCRI			944/ <b>INSPCTD</b> +(-) \$ Adjust.		#2017( Descrif		014	+05 +(-) \$ Adjust.
	Sales or Financing	DECONIN HOW		ArmL				Γ() ΨΑσμοτι.	Arm					Arm		non		
	Concessions			Conv	,				Cas					Con				
	Date of Sale/Time				19;c06/	19				18;c11					17;c02			
	Rights Appraised Location	Fee Simple B;guard gated;			<u>Simple</u> ard gat	ed.				Simple ard ga					Simple ard ga			
	Site	27,443 sf		1611		ou,		+67,956					+51,828			itou,		-7,842
	View	B;Glfvw;		B;Glf					B;G					B;G				
	Design (Style) Quality of Construction	DT2;medit Q2		Q1	conten	np		-700,000		;medit				Q2	;contei	mp	+	0
	Age	23		11				-72,000					+18,000					+6,000
	Condition	C3		C3					C3					C3			_	
	Above Grade Room Count		iths .1	Total 12	Bdrms 6	Baths 7.1		0	Total 11	Bdrms 4		ths .1	0	Total 11	Bdrms 4	Baths 5.3	-	0
	Gross Living Area	9,047		12	-	)21 Sq	.ft.	+465,980		1 .	,280		+636,410			,376 sq.	.ft.	+154,330
	Basement & Finished	804sf804sfin			sf2383			-363,170	0sf				+185,000					+185,000
	Rooms Below Grade Functional Utility	1rr0br0.0ba0o Average		1rr0b Avera	or0.0ba	00			Av.0	rage			0	Ave	200		-	0
	Heating/Cooling	FWA/CAC			/CAC					A/CAC					A/CAC			
н	Energy Efficient Items	Dual pane			pane					l pane					pane,	etc		
APPROAC	Garage/Carport Porch/Patio/Deck	4ga4dw cv Patio, balc		5ga4	<u>dw</u> atio, ba			-25,000		3dw 'atio, b			+25,000		6dw atio, b			-50,000
PR(	Pool/Spa	Pool/Spa		Pool/						l/Spa					l/Spa			
N AF	upgrades			elev,	range,	etc		-100,000										
SO																		
COMPARISON							_					1						
OMI	Net Adjustment (Total) Adjusted Sale Price				_ +	X -	\$	-726,234		★ +	<u> </u>	- \$	916,238		≺ +		\$	287,488
	of Comparables						\$	3,268,766				\$	3,291,238				\$	2,787,388
SALE	Summary of Sales Comparis	son Approach	Sun	nmary	/.			-,,					-, - ,					, - ,
S	Comparable sale nur well as a large baser subject. The median	nent. Comparat	ole sa	iles ni	umber	two ar	nd	number three	ares	slightly	date	ed, ye	et located with	in the	e same	subdiv	/isic	on as the
	on comparable sale																	
	been strongly consid Furthermore, the cur																	
	,	11.7																
	Indicated Value by Sale	s Comparison Apr	oroact	n \$	2 900	000												

### Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 4 of 50

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	ESIDENTIAL APPRAISAL REPORT		File No.: 200115.02
	COST APPROACH TO VALUE (if developed) The Cost Approach was not develo	ped for this appraisal.	
	Provide adequate information for replication of the following cost figures and calculations.		
	Support for the opinion of site value (summary of comparable land sales or other methods for esti	imating site value):	approach
		<u>110 0001</u>	
	ESTIMATED REPRODUCTION OR REPLACEMENT COST NEW	OPINION OF SITE VALUE	=\$
APPROACH	Source of cost data:	DWELLING Sq.Ft. (	@\$=\$
M	Quality rating from cost service: Effective date of cost data:	Sq.Ft. (	
۳ ۲	Comments on Cost Approach (gross living area calculations, depreciation, etc.):	Sq.Ft. (	
뮵			
		Sq.Ft. (	
ST	subject property. Primarily due to inaccuate estimates of depreciation	Sq.Ft. (	
COST	The cost approach is not necessary to produce credible assignment		=\$
_	results.	Garage/Carport Sq.Ft. (	@\$=\$
		Total Estimate of Cost-New	=\$
		Less Physical Functiona	I External
		Depreciation	=\$( )
		Depreciated Cost of Improvements	=\$
		"As-is" Value of Site Improvements	=\$
		_	=\$
			=\$
		INDICATED VALUE BY COST APPROACH	=\$
I	INCOME APPROACH TO VALUE (if developed) The Income Approach was not dev	eloped for this appraisal.	
NA N	Estimated Monthly Market Rent \$ X Gross Rent Multiplier	= \$	Indicated Value by Income Approach
00	Summary of Income Approach (including support for market rent and GRM):		
١ä			
ľ₹			
W W			
ō			
INCOME APPROACH			
=			
	PROJECT INFORMATION FOR PUDs (if applicable) The Subject is part of a Plan	ined Unit Development.	
	Legal Name of Project: Tournament Hills		
	Describe common elements and recreational facilities: guard gated entry, parks, co	ommon ares, private streets.	
PUD			
ף			
_	Le d'actuel Malue hu Oales Ormanican Annuarch Ó	( development) 🌢	
	Indicated Value by: Sales Comparison Approach $2,900,000$ Cost Approach (if	• •	Approach (if developed) \$
	Indicated Value by: Sales Comparison Approach \$ 2,900,000         Cost Approach (if           Final Reconciliation         Sales data quality and quantity is sufficient for good ana	• •	
		lysis. All comparables are support	ive of value estimate. See addenda
	Final Reconciliation Sales data quality and quantity is sufficient for good ana for full discussion. The income approach is not used as the subject is not	lysis. All comparables are support	ive of value estimate. See addenda
	Final Reconciliation Sales data quality and quantity is sufficient for good ana for full discussion. The income approach is not used as the subject is not the subject is not new, and typical market participants do not consider it.	lysis. All comparables are support	ive of value estimate. See addenda
NO	Final Reconciliation Sales data quality and quantity is sufficient for good ana for full discussion. The income approach is not used as the subject is not the subject is not new, and typical market participants do not consider it.	lysis. All comparables are support	ive of value estimate. See addenda
ATION	Final Reconciliation Sales data quality and quantity is sufficient for good ana for full discussion. The income approach is not used as the subject is not the subject is not new, and typical market participants do not consider it.	lysis. All comparables are support t a typical rental and data is limited	ive of value estimate. See addenda I. The cost approach is not used as
LIATION	Final Reconciliation Sales data quality and quantity is sufficient for good ana for full discussion. The income approach is not used as the subject is not the subject is not new, and typical market participants do not consider it.	lysis. All comparables are support t a typical rental and data is limited ations on the basis of a Hypothetical (	ive of value estimate. See addenda I. The cost approach is not used as Condition that the improvements have been
UCILIATION	Final Reconciliation Sales data quality and quantity is sufficient for good ana for full discussion. The income approach is not used as the subject is not the subject is not new, and typical market participants do not consider it.	lysis. All comparables are support t a typical rental and data is limited ations on the basis of a Hypothetical C hetical Condition that the repairs or altera	ive of value estimate. See addenda I. The cost approach is not used as Condition that the improvements have been tions have been completed,
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ATTACHMENTS	Final Reconciliation       Sales data quality and quantity is sufficient for good ana for full discussion. The income approach is not used as the subject is not the subject is not new, and typical market participants do not consider it.         This appraisal is made ()       "as is", )       subject to completion per plans and specific: completed, )       subject to the following repairs or alterations on the basis of a Hypoth the following required inspection based on the Extraordinary Assumption that the condition         This report is also subject to other Hypothetical Conditions and/or Extraordinary Ass         Based on the degree of inspection of the subject property, as indicated below and Appraiser's Certifications, my (our) Opinion of the Market Value (or other sp of this report is: \$ 2,900,000 , as of:         If indicated above, this Opinion of Value is subject to Hypothetical Conditions and A true and complete copy of this report contains 49 pages, including exhibits wh properly understood without reference to the information contained in the complete rep Attached Exhibits:         Map Addenda       Additional Sales       Cost Addend         Hypothetical Conditions       Extraordinary Assumptions       market data         Client Contact:       gmilligan@harneypartners.com       Client         Appraiser Name:       Britt K. West, SRA, AI-RRS       G         Company:       Britt K. West, SRA, AI-RRS       G	Iysis. All comparables are support t a typical rental and data is limited         ations on the basis of a Hypothetical C hetical Condition that the repairs or altera on or deficiency does not require alteration         sumptions as specified in the attached and r, defined Scope of Work, Statement         becified value type), as defined herein, 01/22/2020 , whic         d/or Extraordinary Assumptions included inch are considered an integral part of the port.         dendum	ive of value estimate. See addenda         ive of value estimate. See addenda         i. The cost approach is not used as         condition that the improvements have been         conditions have been completed, □ subject to         on or repair:       No conditions.         ddenda.         of Assumptions and Limiting Conditions,         of the real property that is the subject         h is the effective date of this appraisal.         ed in this report. See attached addenda.         e report. This appraisal report may not be         la       Manuf. House Addendum         □ analytics         t al.         artners, Austin Tx         juired)
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GPRESIDENTIAL Form GPRES2 - "TOTAL" appraisal software by a la mode, inc. - 1-800-ALAMODE

## Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 5 of 50

ADDITIONAL FEATURE	SUBJECT	COMPARABLE S	<b>ES</b> Ale # 4	COMPARABLE S		le No.: 200115.02 COMPARABLE SA	LE# 6
Address 9017 Grove		4 Moss Springs Ct	····· ··· ··· ··· ··· ··· ··· ··· ···	17 Mountain Cove (	-	20 Vintage Valley Dr	-
Las Vegas, N		Henderson, NV 890	52	Henderson, NV 890		Las Vegas, NV 8914	
Proximity to Subject		19.14 miles SE		19.20 miles SE		15.02 miles SE	
Sale Price	\$	\$	2,592,500		2,730,000		3,200,000
Sale Price/GLA	\$ /sq.ft.			\$ 292.35 /sq.ft.		\$ 386.80 /sq.ft.	
Data Source(s) Verification Source(s)	inspected	GLVAR#:2017438;[		GLVAR#2096718;D		GLVAR#2025519;D0	
VALUE ADJUSTMENTS	County records DESCRIPTION	Doc#201906110000 DESCRIPTION	+(-) \$ Adjust.	Doc#201905130001 DESCRIPTION	+(-) \$ Adjust.	Doc#2019032100200 DESCRIPTION	+(-) \$ Adjust.
Sales or Financing		ArmLth		ArmLth	1 ( ) ¢ / lujuot.	ArmLth	
Concessions		Conv;0		Conv;0		Cash;0	
Date of Sale/Time		s06/19;c09/18		s05/19;c05/19		s03/19;c03/19	
Rights Appraised	Fee Simple	Fee Simple		Fee Simple		Fee Simple	
Location	B;guard gated;	B;guard gated;		B;guard gated;		N;Res;	
Site View	27,443 sf	30928 sf		22216 sf	+31,362	21383 sf	+36,360
Design (Style)	B;Glfvw; DT2;medit	N;Res; DT2;medit	+170,000	DT2;swest		B;Glfvw; DT2;medit	
Quality of Construction	Q2	Q2		Q2		Q1	-200,000
Age	23	14	-54,000		-66,000		-78,000
Condition	C3	C3		C3		C3	·
Above Grade	Total Bdrms Baths	Total Bdrms Baths		Total Bdrms Baths		Total Bdrms Baths	
Room Count	12 5 7.1	12 5 4.2		12 6 7.2	0		0
Gross Living Area	9,047 sq.ft.	7,478 sq.ft.	+360,870		-66,930		+178,020
Basement & Finished Rooms Below Grade	804sf804sfin 1rr0br0.0ba0o	0sf	+185,000		+185,000		+185,000 0
Functional Utility	Average	Average	0	Average	0	Average	0
Heating/Cooling	FWA/CAC	FWA/CAC		FWA/CAC		FWA/CAC	
Energy Efficient Items	Dual pane	Dual pane		dual pane, etc		Dual pane	
Garage/Carport	4ga4dw	5ga5dw	-25,000	4ga4dw		5ga3dw	-25,000
Porch/Patio/Deck	cv Patio, balc	cv Patio, balc		cv Patio, balc		Cv Patio/ balc	
Pool/Spa	Pool/Spa	Pool/Spa		Pool/Spa		Pool/ Spa	
upgrades				inf upgrades	+200,000		
5							
Net Adjustment (Total) Adjusted Sale Price		X + 🗌 - \$	615,960	X + 🗌 - \$	283,432	<b>X</b> + \$	96,380
of Comparables		\$	3,208,460	\$	3,013,432	\$	3,296,380
Summary of Sales Compari	son Approach						
Summary of Sales Compari							
<u>.</u>							
SALES							
٥ 							



## 

		COMPAR	<u>AB</u>								e No.:		115.02	
FEATURE		SUBJECT			PARABLE S	ALE # 7			PARABLE S				PARABLE S	
Address 9017					y Hills Dr	<b>.</b>			nmit Cany			-	on Green	
Las Vo Proximity to Subject	/egas, N\	/ 89134			<u>, NV 891</u>	34			<u>, NV 891</u>	44			s, NV 891	44
Sale Price		\$	0.21	miles	<u>INE</u> \$	2,500,000		miles	\$	3,450,000		miles	\$	2,400,000
Sale Price/GLA		\$   /sq.ft.	\$	307.2	20 /sq.ft.	2,300,000	\$	426.0	)8 /sq.ft.	3,430,000	\$	327 8	37 /sq.ft.	2,400,000
Data Source(s)		inspected	_		942;DON	1 83	· ·		109;DON	1 123			123822;E	DOM 161
Verification Source		county records	Liste				pend				Liste			
VALUE ADJUST		DESCRIPTION		DESCRI	PTION	+ (-) \$ Adjust.	[	DESCRIF	PTION	+(-) \$ Adjust.	[	ESCRI	PTION	+(-) \$ Adjust.
Sales or Financing	g		Listir	ng			Listin	ng			Listir	g		
Concessions														
Date of Sale/Time Rights Appraised			Activ				c01/2				Activ			
Location		Fee Simple B;guard gated;		Simple ard ga				Simple ard ga				Simple ard ga		
Site		27,443 sf	1960		iieu,	+47,046			lieu,	+5,226			aleu,	+54,546
View		B;Glfvw;	B;Gl				B;Glf			10,220	B;Glf			101,010
Design (Style)		DT2;medit		medit				medit				medit		
Quality of Construct		Q2	Q2			+300,000				-100,000				+200,000
Age		23	23				16			-42,000				-30,000
Condition		C3	C3				C3	<b>D</b> 1	D. //		C3	<b>D</b>		
Above Grade Room Count	-	TotalBdrmsBaths1257.1	Total	Bdrms	Baths	0		Bdrms 5	Baths 6.1	0	Total	Bdrms 4	Baths	0
Gross Living Area		12 5 7.1 9,047 sq.ft.		3	,138 sq.ft.	+209,070			0.1 ,097 sq.ft.	0 +218,500	11		4.1 ,320 sq.ft.	0 +397,210
Basement & Finish		804sf804sfin	0sf	0	,100 04	+185,000		0,	,007 04	+185,000	0sf		,020 04.11	+185,000
Rooms Below Grad		1rr0br0.0ba0o	Ľ			0				0				0
Functional Utility		Average	Aver				Aver				Aver	age		
Heating/Cooling		FWA/CAC	1	/CAC				/CAC				/CAC		
Energy Efficient Ite		Dual pane		pane				pane				pane		
Garage/Carport Porch/Patio/Deck		4ga4dw	3gbi₄			+25,000					4ga4			
Pool/Spa		<u>cv Patio, balc</u> Pool/Spa	Pool	atio, b /Spa	aic		Pool/	atio, ba /Sna	aic		CV Pa Pool/	atio, b 'Sna	aic	
upgrades		1 00//004		opu			elev,			-100,000	1 001/	Opu		
								010		100,000				
<b>_</b>														
Net Adjustment (To				_				-						
Y	/			₫ +	\$	766,116		۲ +	\$	166,726	×	4	\$	806,756
Adjusted Sale Price of Comparables	ce				\$	2 200 440			\$	0.040.700			\$	2 200 750
	s Compariso	n Annroach			ψ	3,266,116			ψ	3,616,726			ļ	3,206,756
	5 Oompanoe													
3														
n														



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USPAP ADDENDUM

File No. 200115.02

Borrower			1101	100. 200115.02
Property Address City Lender	9017 Grove Crest Ln Las Vegas	County Clark	State NV	Zip Code 89134
This report		llowing USPAP reporting option: This report was prepared in accordance with USPAP Standards This report was prepared in accordance with USPAP Standards		
	e Exposure Time of a reasonable exposure time	for the subject property at the market value stated in this report is:	<u>3-6 mor</u>	<u>nths</u>
I certify that, I have N three-ye I HAVE p period ir The stateme The reported professional a Unless other involved. I have no bia My engagen My compen the client, the My analyses were in effect Unless other individual prov	ar period immediately precedi performed services, as an app nmediately preceding accepta ents of fact contained in this rep d analyses, opinions, and conclusion rwise indicated, I have no preserving as with respect to the property the nent in this assignment was not sation for completing this assign amount of the value opinion, the s, opinions, and conclusions were at the time this report was preparvise indicated, I have made a provise indicated, I no one provided <i>i</i> ding significant real property approximation and the service of t	appraiser or in any other capacity, regarding the property that is the ng acceptance of this assignment. raiser or in another capacity, regarding the property that is the sub, ince of this assignment. Those services are described in the commont are true and correct. sions are limited only by the reported assumptions and limiting condition ons. It or prospective interest in the property that is the subject of this report at is the subject of this report or the parties involved with this assignment contingent upon developing or reporting predetermined results. ment is not contingent upon the development or reporting of a predeterm attainment of a stipulated result, or the occurrence of a subsequent even e developed, and this report has been prepared, in conformity with the U	eiject of this report with nents below. Ins and are my personal and no personal interes ent. nined value or direction nt directly related to the i Jniform Standards of Pro	hin the three-year I, impartial, and unbiased st with respect to the parties I in value that favors the cause of intended use of this appraisal. Pofessional Appraisal Practice that
Additional (	Comments			
Date Signed: State Certification or State License State: <u>NV</u> Expiration Date of	K. West, SRA, AI-RRS 01/28/2020 n#: <u>A.0001946-CR</u> #:	Name:           Date Signed:           State Certification #:           or State License #:           State:           State:           Expiration Date of Certificat           Supervisory Appraiser Insp	tion or License:	

## Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 8 of 50

## Market Conditions Addendum to the Appraisal Report File No. 200115.02

The purpose of this addendum is to provide the lender/cl	lient with a clear and accura	ate understanding of the m	arket trends and conditions a	orevalent	in the subi	ect		
neighborhood. This is a required addendum for all appra					,			
Property Address 9017 Grove Crest Ln	1	City Las Vega		State	NV	ZIP Code 891	34	
Borrower								
Instructions: The appraiser must use the information rec	quired on this form as the ba	asis for his/her conclusion	s, and must provide support	for those	conclusio	ns, regarding		
housing trends and overall market conditions as reported	d in the Neighborhood section	on of the appraisal report f	orm. The appraiser must fill	in all the	informatior	to the extent		
it is available and reliable and must provide analysis as in								
explanation. It is recognized that not all data sources will					•			
in the analysis. If data sources provide the required infor	•							
average. Sales and listings must be properties that comp								
subject property. The appraiser must explain any anomal				սսնյար	noopoolivo	buyer of the		
Inventory Analysis	Prior 7–12 Months	Prior 4–6 Months	Current – 3 Months	1		Overall Trend		
Total # of Comparable Sales (Settled)					creasing	Stable		Declining
	11	5	4					•
Absorption Rate (Total Sales/Months)	1.83	1.67	1.33			Stable		Declining
Total # of Comparable Active Listings	22	31	31		-	Stable		Increasing
Months of Housing Supply (Total Listings/Ab.Rate)	12.00	18.60	23.25		eclining	Stable	A	Increasing
Median Sale & List Price, DOM, Sale/List %	Prior 7–12 Months	Prior 4–6 Months	Current – 3 Months			Overall Trend		<b>D</b> 11 1
Median Comparable Sale Price	\$2,200,000	\$2,000,000	\$2,525,000		creasing	Stable		Declining
Median Comparable Sales Days on Market	63	117	1,325		eclining	Stable		Increasing
Median Comparable List Price	\$2,499,000	\$2,250,000	\$2,875,000			X Stable		Declining
Median Comparable Listings Days on Market	68	93	157		eclining	Stable		Increasing
Median Sale Price as % of List Price	88%	89%	88%	In	creasing	X Stable		Declining
Seller-(developer, builder, etc.)paid financial assistance p	prevalent? Yes	No No		🗌 De	eclining	Stable		Increasing
Explain in detail the seller concessions trends for the pas	st 12 months (e.g., seller co	ntributions increased from	n 3% to 5%, increasing use o	f buydow	ns, closing	g costs, condo		
fees, options, etc.). The Greater Las Vega	s Association of REA	LTORS, Inc. MLS I	eported no concessio	ons bet	ween 01	/21/2019 and	d	
01/21/2020.			•					
Are foreclosure sales (REO sales) a factor in the market?	? 🗌 Yes 🗙 No	If yes, explain (includ	ling the trends in listings and	sales of	foreclosed	properties)		
The Greater Las Vegas Association of RE.							1/20	20
The Greater Las Vegas Association of RE	ALTORS, INC. IVILS I	eponed no forecios	ures of short sales be	lween	01/21/20	J 19 and 01/2	1/20	120.
		denda was complet	ed with data from Gre	ater La	is Vegas	s Association	of	
REALTORS, Inc. MLS with an effective da	te of 01/21/2020.							
REALTORS, Inc. MLS with an effective da Summarize the above information as support for your co		ood section of the apprais	al report form. If you used ar	ny additio	nal informa	tion, such as		
	onclusions in the Neighborh							
Summarize the above information as support for your co	onclusions in the Neighborh wn listings, to formulate you	ir conclusions, provide bo	th an explanation and suppor	t for you	^r conclusio	ns.	See	the
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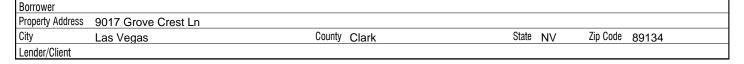
2 story			-	$\Delta \geq$	, re	al este	nte ne	utuation serv	neus since	1992			
6000 - 12000 SF GL	A			1									
golf view													
built 1990-2010													
Address	prox Liv A	actual Close Dat	Close Price	SP/SqFt	DOM	Pv Pool	Sarage	List Price	Descrip	Lot Sqft	Views	# Ac	Year
1308 VILLA BAROL	9037	2/19/2019	\$2,450,000	\$271.11	85	TRUE	5	\$2,750,000	2 Stories	27007	City View, Gol	0.62	2008
1481 FOOTHILLS VI	7139	2/26/2019	\$2,200,000	\$308.17	151	TRUE	4	\$2,499,000	2 Stories	16988	Golf Course V	0.39	2007
20 VINTAGE VALLE	8273	3/21/2019	\$3,200,000	\$386.80	197	TRUE	5	\$3,975,000	2 Stories	21344	Golf Course V	0.49	2010
650 ST CROIX ST	8631	3/29/2019	\$2,450,000	\$283.86	63	TRUE	4	\$2,795,000	2 Stories	22651	Golf Course V	0.52	2007
159 AUGUSTA ST	6086	4/19/2019	\$1,250,000	\$205.39	11	TRUE	4	\$1,287,000	ories, Base	23087	Golf Course V	0.53	1998
2606 PREGO CT	6538	5/10/2019	\$2,058,000	\$314.78	12	TRUE	4	\$2,249,900	2 Stories	22216	Golf Course V	0.51	2001
17 MOUNTAIN CON	9338	5/13/2019	\$2,730,000	\$292.35	1	TRUE	4	\$2,929,000	2 Stories	22216	Golf Course V	0.51	2004
1525 VILLA RICA DI	6101	5/15/2019	\$1,425,000	\$233.57	71	TRUE	3	\$1,500,000	2 Stories	18731	City View, Gol	0.43	2001
28 SANKATY CIR	7241	5/24/2019	\$1,900,000	\$262.39	29	TRUE	3	\$2,050,000	2 Stories	19602	Golf Course V	0.45	2005
4 MOSS SPRING CT	7478	6/11/2019	\$2,592,500	\$346.68	36	TRUE	5	\$2,799,000	2 Stories	30928	City View, Gol	0.71	2006
18 ANTHEM POINT	7458	7/18/2019	\$1,725,000	\$231.30	120	TRUE	4	\$1,849,999	2 Stories	22216	City View, Gol	0.51	2001
11	7458		\$2,200,000	\$284	63			\$2,499,000					
								88%					
30 MEADOWHAWI	9404	7/30/2019	\$3,200,000	\$340.28	0	TRUE	4	\$3,995,000	ories, Base	16117	City View, Gol	0.37	2009
42 INNISBROOK AV	6871	8/5/2019	\$1,400,000	\$203.75	117	TRUE	3	\$1,495,000	2 Stories	16117	Golf Course V	0.37	1990
82 MEADOWHAWI	7888	9/10/2019	\$3,700,000	\$469.07	188	TRUE	4	\$3,999,900	2 Stories	18731	City View, Gol	0.43	2009
1 HAZELHURST PAS	6882	10/17/2019	\$2,000,000	\$290.61	44	TRUE	4	\$2,250,000	ories, Base	21344	City View, Gol	0.49	2005
1460 MACDONALD	6359	10/18/2019	\$1,925,000	\$302.72	171	TRUE	4	\$2,250,000	2 Stories	20473	Golf Course V	0.47	2003
5	6882		\$2,000,000	\$303	117			\$2,250,000					

89%

see market area prior 12 months

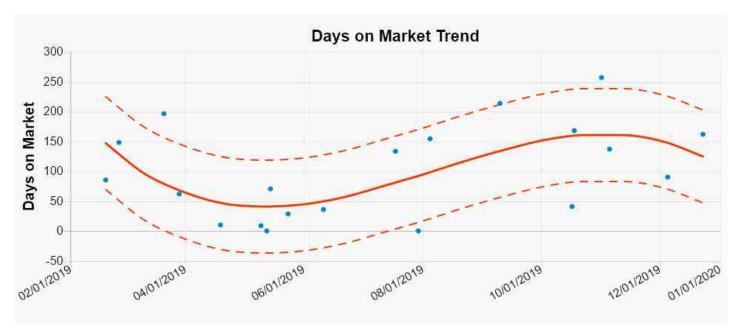








This analysis of prices in the subject market from 02-19-2019 to 12-23-2019 yields a price range of \$1,801,236 to \$3,714,163 for properties in the subject market as of 01-21-2020.



This chart shows the median days on market for sales and active listings during each month starting 02-19-2019 through 12-23-2019.



For each month from 01-22-2019 to 01-21-2020 this chart shows the median price for both sales and listings in the subject market.

#### Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 12 of 50

#### Supplemental Addendum

File No. 200115.02

Borrower								
Property Address	9017 Grove Crest Ln							
City	Las Vegas	County	Clark	State	NV	Zip Code	89134	
Lender/Client								

#### Scope of Work

The appraisal order was received and verified. Preliminary information about the subject is then gathered from data sources including Clark County records, Multiple Listing Service, aerial photo databases, and appraiser files, including previous appraisals of units nearby. The appraiser then researched the market area for similar sales using these same databases. Parameters are based on the most market sensitive characteristics of the subject property. Location, size, recency of sale, design, age, and amenity or upgrade level are some of the factors considered.

The most recent, proximate and similar sales are chosen as comparables for consideration. The search is further refined with careful analysis of comparable photos, including interiors. Realtor comments are considered, as well as the pricing history of each sale. The best comparables are chosen and placed on the URAR grid section for further comparative analysis. Dollar value adjustments are applied to areas of dissimilarity as the comparable relates to the subject. These dollar amounts are based on paired sales analysis tempered with appraiser experience in the market. The sales comparison approach generally yields a very reliable market value estimate as data is plentiful in most Las Vegas markets.

This report is produced in compliance with USPAP, FIRREA XI and 12 CFR part 34 and applicable IRS regulations and definitions.

#### Fee Disclosure:

appraiser = \$2,250

#### The appraisers comparable search criteria

Is noted at top of market data page and neighborhood map in terms of unit sizes, sales dates and geo-location. Comparable search criteria are custom two-story homes 6000 ft.² – 12,000 ft.² GLA with a golf view. Built between 1990 and 2010

#### Sales analysis:

The appraiser's comparable search is based on MLS and non MLS sales in the market. The subject market information provided has been derived from the same criteria as the information displayed on the "Market Data" page. All sales on the **market data page** are from the defined "market area" map found in the report. Sales and listings analyzed are considered "comparable" to the subject. **See market data page for specific the criteria used in this analysis.** Criteria are found in upper left hand corner and notes items of comparability that was used as search criteria. Additional notations are found alongside comparables to explain their use or non use

Comparables are thence chosen from those sales noted on market data page. The subject's immediate neighborhood consists of one and two story custom homes and estates of similar age, design and condition. Neighborhood homes are comparable, street patterns are good and sites are adequate. Resale activity is average and there are few new homes available nearby.

The subject value by the sales comparison approach is derived by

- 1) Choosing the most similar comparables.
- 2) Gridding the comparables to make adjustments for areas of dissimilarity.
- 3) Determining which comparable is most similar after all adjustments (net percentage adjustment).
- 4) Consideration of current competing listing and pending sale.
- 5) Appraiser judgment as to which comparables are weighted more in the decision process.

#### Highest and best use analysis

legally permissible

current improvement is legally permissible. Property is correctly zoned for SFR. physically possible

current improvement is physically possible. SFR on site, already built. financially feasible

current improvement is financially feasible. SFR on site, already built. maximally productive

current improvement is maximally productive. No other use would have a higher return.

#### Predominant value.

The predominant value reported on page one is reflective of most homes found within the subject's neighborhood. The subject's value varies from this due to its features and/or amenities being superior or inferior to most homes found within the neighborhood. The subject's value does fall within the range of neighborhood values. The subject property is neither an over- or under-improvement for the neighborhood. Marketability is not affected.

Marketin Exposure		when priced properly. are derived from analysis of comps recently	y sold in
Signature	•	Signature	
Name Britt K. West, SRA, AI-RRS		Name	
Date Signed 01/28/2020		_ Date Signed	
State Certification # A.0001946-CR	State NV	State Certification #	State
Or State License #	State	Or State License #	State

File No. 200115.02

Bollowel					
Property Address	9017 Grove Crest Ln				
City	Las Vegas	County Clark	State NV Zip	Code 89134	
Lender/Client					

subject market area.

#### **Exposure Time:**

Derrouver

The estimated length of time the property interest being appraised would have been offered on the market prior to the hypothetical consummation of a sale at market value on the effective date of an appraisal; a retrospective opinion based on an analysis of past events assuming a competitive and open market.

The reported analysis, opinions and conclusions were developed, and this report has been prepared, in conformity with the requirements of the Code of Professional Ethics and Standards of Professional Appraisal Practice of the Appraisal Institute. The use of this report is subject to the requirements of the Appraisal Institute relating to review by its duly authorized representatives. As of the date of this report the undersigned appraiser, Britt K West, SRA has completed the requirements of the continuing education program of the Appraisal Institute.

#### Subject Market Area

The comparable market area map attached clearly defines the physical search parameters used to find comparable listings and sales. The comparable market map relates to: 1) the market data page and analysis

2) the 1004MC form

These areas of the appraisal report use data that is derived solely from the defined market area. Search parameters are found on market data page regarding building style, GLA and others as needed.

#### Subject site

The subject site is a large custom home residential subdivision lot. The shape of the site is mostly rectangular. The subject is zoned single family residential. The highest and best use of the site is the current use. The view is very good, golf front. There were no adverse external influences or adverse easements were noted at inspection.

The subject is in earthquake Zone 2b. Zone 2 will have very light earthquakes of up to Richter scale 4. Subject is not in a liquifaction zone. The subject is not sited in or near designated wetlands. The is no discernable hazardous waste on site or nearby.

NOTE:

Utilities were ON at time of inspection and all systems operational. NOTE CO detectors are NOT required in Nevada Smoke detectors are present in the subject Water heater is double strapped

It should be noted that this appraisal office utilizes the copyrighted GLVAR database which stores both sales information and images of the comparable sales. This database provides images of the comparable sales (residential units) that may have been previously used as either a subject, comparable, pending sale or listing in previous appraisal reports. The watermarked image provided is representative of the property at time of sale.

In accordance with the Appraiser Certification attached to the original report, the appraiser has personally inspected the exterior of each comparable from the street.

#### Subject analysis.

The subject is a well constructed two-story custom built home on a large lot with a southern exposure to the Tournament Hills golf course. Upon inspection on January 22, 2020, there were no detrimental conditions. Homes nearby are similar and the subject is compatible with the neighborhood. Homes in the immediate neighborhood range from 5 to 20 years of age. The subject is readily marketable. Subject is located within a guard gated golf oriented community known as Tournament Hills.

#### Noise externality.

The appraiser notes that the subject rear yard faces south, and the view is across a golf fairway and then to the Summerlin Parkway. In the rear yard, traffic noise is noticeable. The measurement of the noise is beyond the scope of this appraisal report. An online sound score (howloud.com)

is reported at 73. The sound score system utilized the same model that is required by the federal highway authority for all municipal noise studies. Furthermore airport noise is also included in this score. A score of 73 indicates active sound variables. Some comparables will have a lower score and some may have a higher score. There is insufficient statistical evidence to make an adjustment for the sound variable, yet it exists.

GLA diffe County repersonally		ove grade and 743 ft. ² ba ² with a and 804 ft. ² base	esement. The appraiser has ement. The subject was
Signature		Signature	
Name Britt K. West, SRA, AI-RRS		Name	
Date Signed 01/28/2020		Date Signed	
State Certification # A.0001946-CR	State NV	State Certification #	State
Or State License #	State	Or State License #	State

File No. 200115.02

Borrower					
Property A	ddress 9017 Grove Crest Ln				
City	Las Vegas	County Clark	State NV	Zip Code 89134	
Lender/C	ient				

measured on January 22, 2020 at approximately noon. Assistance in the measurement was provided by Devon A. West, a Nevada license real estate appraiser. ANSI measurement standards were utilized.

#### Private streets and park.

Within the subject guard gated community are private streets and a private part. The maintenance of the streets and parks are the responsibility of the home owners Association.

#### Subject features.

The appraiser notes that the photographic addendum contained within the report includes all significant features of the subject. Specifically:

large motor court at entry with pavers

four garages

architectural columns

very high quality windows with eyebrow shape

extensive ironwork at front door

pool and spa with water slide oversized water softener system

reverse osmosis that feeds showers and sinks

recirculating hot water system

alarm system

hand textured interior walls

low-voltage control system hand scraped hardwood floors

stone floors

stone mantles at fireplace surrounds

French doors

built-in refrigerator at kitchen and pantry

high-quality cabinetry, dovetail joints, etc.

stone cooktop bent hood checkerboard butcher block encounters

built-ins

oversized baseboards

custom paint

stone counters at all bathrooms oversized laundry room with dual hookups theater with 10 foot drop down screen and rejection system

wine room at basement including tasting and storage, temperature controlled

exceptionally high quality toilets oversized jetted tub with stone surround

stone surround at all showers

exceptional closet built-ins with counters and lighting

Built-ins at study

oversized shoe closet

etc.

#### Comparable search area

The appraiser notes that properties similar to the subject are spread throughout the western and southern portions of the Las Vegas Valley. The appraiser opines that a buyer of a home similar to the subject would consider all the geographic area that are noted on the market area map contained within this report. The sales comparables are also drawn from this area. Primarily two-story custom homes, 6000 ft.² – 12,000 ft.² GLA, with golf view, built between 1990 and 2010.

#### Greater than 1 mile.

The appraiser notes that several comparables exceed 1 mile distant. As noted above, all comparables are considered to be within the subjects market area and there is no statistically discernible location adjustment to be made.

#### Oversupply.

**The appraiser notes that there is nearly 2 years of inventory** properties similar to the subject currently on the market. Furthermore the statistical polynomial trendline indicates the beginning of a downturn in values. The appraiser notes that a continued oversupply may further depress sales prices. Demand remains steady, and the oversupply provides downward pressure to the price curve. Steady demand is anticipated.

#### Bath count adjustment.

Because of the wide disparity in the data, bath adjustments for homes in the subject price and class range are unreliable. Often County records do not reflect the same bath count as MLS. The appraiser has determined that there is sufficient number of bathrooms for the subject and all comparables. Making an extracted adjustment from unre

-	Rul	ng/		
Signature Name Britt K. We	st, SRA, Al-RRS		SignatureName	
	8/2020		Date Signed	
State Certification #	A.0001946-CR	State NV	State Certification #	State
Or State License #		State	Or State License #	State

File No. 200115.02

Borrower						
Property Address	9017 Grove Crest Ln					
City	Las Vegas	County Clark	State N	<b>I</b> ∨ Zip Code	89134	
Lender/Client						

#### Data analysis.

In the development of this appraisal report, the appraiser has utilized four specific methods to analyze sales data.

**First,** the appraiser analyzed sales in the market area utilizing a large data set analysis tool. This proprietary paired sales analysis program statistically analyzes utilizing update different methods. Only those variables that can be supported by at least four statistical tests been adjusted for.

**Second,** the appraiser has utilized Titan analytics in the development of a regression analysis for the subject and market, when the data set is large enough for credible analysis.

**Third**, the appraiser has use the Solomon adjustment calculator. This is a cost based adjustment system that utilizes quality level, remaining economic life and postal ZIP Code to assist in the development of adjustments. **Fourth**, the appraiser has very closely analyze those sales that appear the top of page 2 and on the market conditions addendum. These sales are presented within the report on the market data page. Market data pages reverse sorted with the most recent sales at the bottom. Furthermore, there is graphical representation of the trendlines on the market data page. Graphs indicates both a linear and a third level polynomial trendline. Market data page and the market conditions addendum are closely related.

These four analytical methods assist the appraiser developing credible and market supported adjustments.

#### use of slightly dated sales.

The appraiser notes that some sales are greater than one-year-old. The appraiser has analyzed the most recent sales as well as slightly dated sales. The appraiser opines that the use of dated sales is required due to the GLA of the subject and the specific location/ market of the subject. The market has remained stable over the time period involved. There is no market time adjustment required.

#### **Comparable sales analysis**

#### Comparable sale number one

contract date July 30, 2019, a cash transaction.

This property is located within the ridges subdivision, which is a newer custom home, golf oriented subdivision with both custom homes and semicustom homes. This property features a northern facing golf view with no traffic externality.

Inferior in size of site, GLA.

Superior in overall quality, age, size of basement, garage count and upgrades.

The overall quality has been judged based upon inspection of interior and exterior photographs, and knowledge of this property.

The unadjusted sales price of this property defines the upper range of value for properties similar to the subject.

#### Comparable sale number two

contract date November 11, 2017, a cash transaction. Located within the same subdivision as the subject, the appraiser has inspected this property interior and exterior. This property features a southern facing golf view, with no traffic externality. Inferior in size of site, age, GLA, basement, garage count.

#### Comparable sale number three

contract date February 25, 2017, a conventional finance sale. This property is located within the same subdivision of the subject. This property features a north facing golf view that is limited due to the lot configuration. Superior in size of site, garage count. Inferior in age, GLA, basement. The lot configuration may affect sales price.

#### Comparable sale number four

contract date September 7, 2018, a conventional finance sale. Property is located in the Anthem Country Club, a similar guard gated community, in Henderson. This property features a large interior lot, no golf view. No traffic externality. Superior in size of site, age and garage count. Inferior in golf view, GLA and basement.

#### Comparable sale number five

contract date May 13, 2019, a conventional finance sale. Property is located in the Anthem Country club, is similar guard gated community. In Henderson. This property features a southern golf view, no traffic externality. Inferior in size of site, basement, overall interior upgrades. Inferior upgrades include flooring and built-ins.

Inferior in size of site, basement, overall interior upgrades. Inferior upgrades include flooring and built-ins. Superior in age, GLA.

#### Comparable sale number six

contract date, March 11, 2019, a cash transaction. This property is located in the Southern Highlands community, a similar guard gated golf oriented subdivision in Hendersor The appra cterior. This prope ith no traffic externality. Signature Signature Name Britt K. West, SRA, AI-RRS Name Date Signed 01/28/2020 Date Signed State Certification # A.0001946-CR State NV State Certification # State Or State License # Or State License # State State

File No. 200115.02

Borrower				
Property Address	9017 Grove Crest Ln			
City	Las Vegas	County Clark	State NV	Zip Code 89134
Lender/Client				

Inferior in size of site, GLA, basement.

Superior in overall quality, garage count.

Superior quality and this property is noted in the floors, cabinetry, trim, general upgrades.

#### Comparable number seven

a currently listed property on the market for 83 days.

This property is located in the same subdivision as the subject.

Inferior in size of site, overall quality, GLA, basement and garage count.

Quality differences are found in the cabinetry, built-ins, flooring and level of quality within the bathrooms.

#### Comparable number eight

contract date January 1, 2020, a pending sale, not yet closed.

This property was in contract after 123 days on market.

Located in a nearby competing guard gated subdivision.

This property is located on a north facing golf view lot with no traffic externality.

Inferior in size of site, GLA, basement.

Superior in overall quality, age, and upgrades.

Quality adjustment is made based upon the overall design complexity, quality of ceilings, quality of trim. The upgrade adjustment is based upon the elevator and observed fixtures.

#### **Comparable number nine**

a currently listed property on the market for 161 days. This property is located in a nearby competing guard gated golf oriented subdivision. The subject lot is golf frontage and faces to the northeast. No traffic externality. Inferior in size of site, overall quality, GLA and basement.

#### **Intended Use**

This appraisal report is intended for use in an asset valuation. It is not intended for any other use. This report is completed in compliance with 2020 USPAP, which is the current governing edition. This is a complete appraisal/summary report. It is formatted for electronic transmission in its entirety. If a signature is electronically encrypted it is done so in compliance with all applicable statutes.

#### Additional Certification:

The signing appraiser has not performed any prior services regarding the subject property, as an appraiser, or in any other capacity, within the three year period immediately preceding acceptance of this appraisal assignment.

#### Disclosure

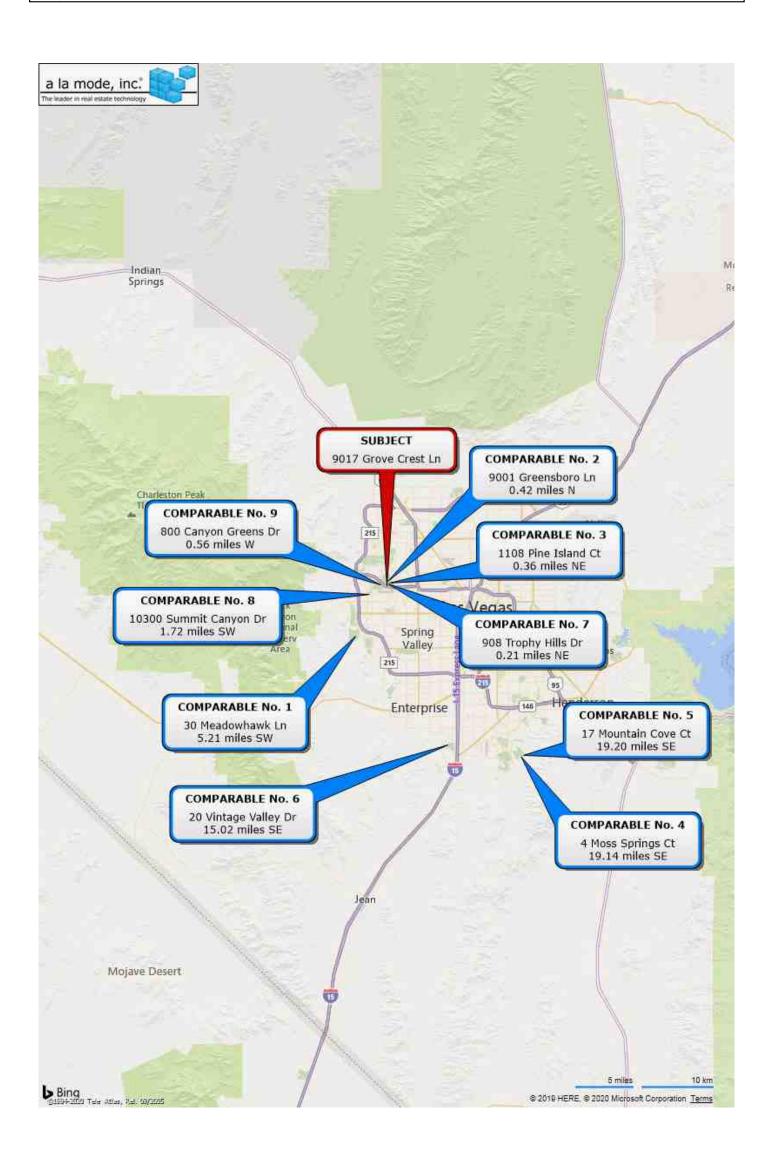
The appraiser has had a Nevada Real Estate salesperson license for five years, as well as a Nevada Certified Appraiser license for 25 years. The appraiser's Nevada Real Estate salesperson license is associated with Synergy Sotheby's International Realty. The Nevada Certified Appraiser license is associated with Appraisal West, Inc. The appraiser is an independent contractor (as defined by IRS) to both.

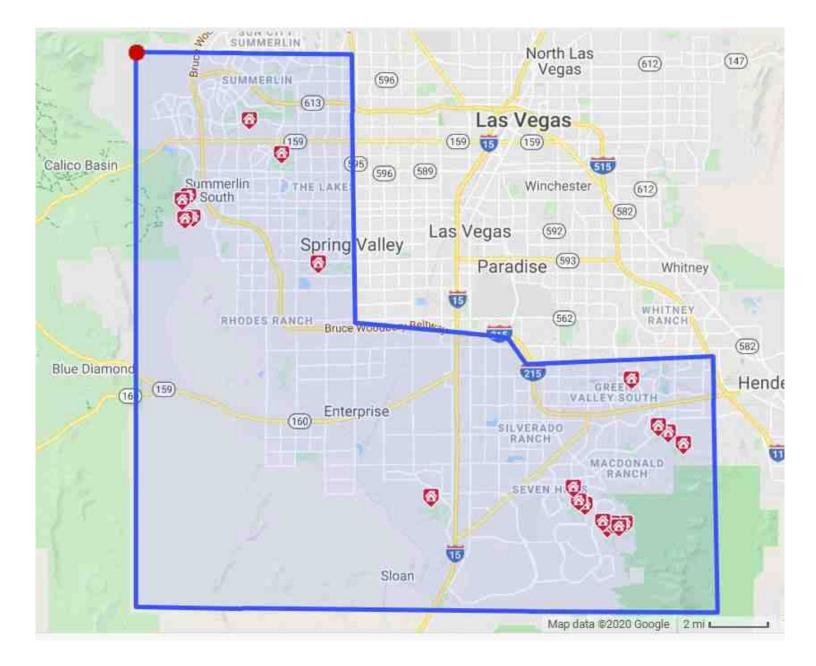
Signature	A
Name Britt K. West, SRA, AI-RRS	
Date Signed 01/28/2020	

olynaule		
Name		
Date Signed		
State Certification #	State	
Or State License #	State	

State <u>NV</u> State Cianature

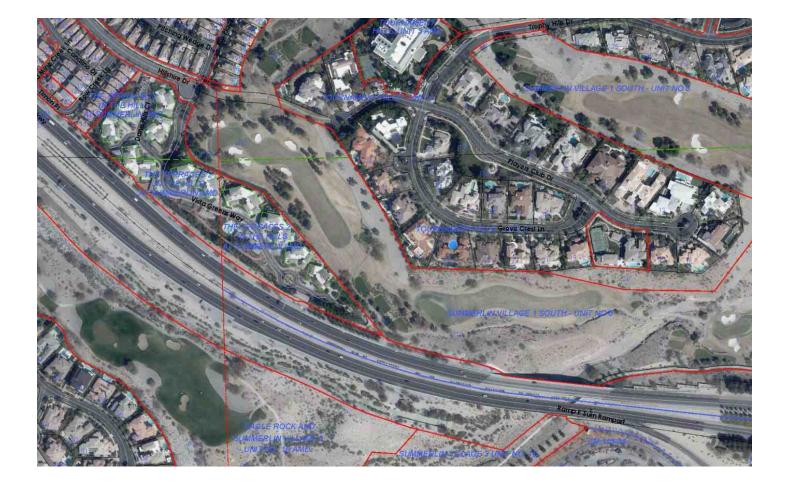
Borrower							
Property Address	9017 Grove Crest Ln						
City	Las Vegas	County Clark Sta	ate	NV	Zip Code	89134	
Lender/Client							

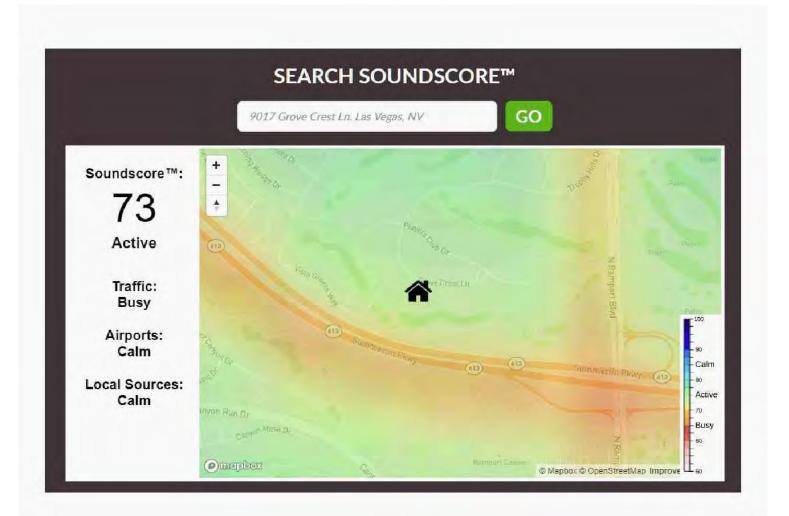




## Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 19 of 50 Aerial Map

Borrower							
Property Address	9017 Grove Crest Ln						
City	Las Vegas	County Clark Sta	ate N	V	Zip Code	89134	
Lender/Client							

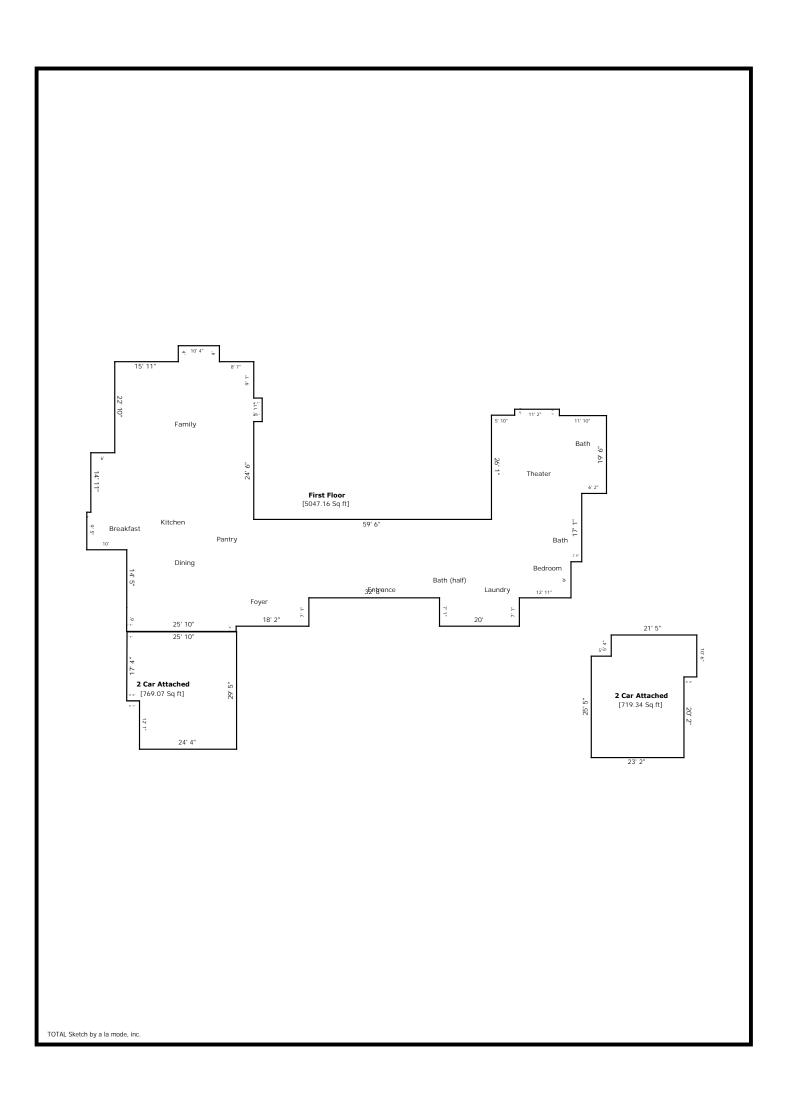






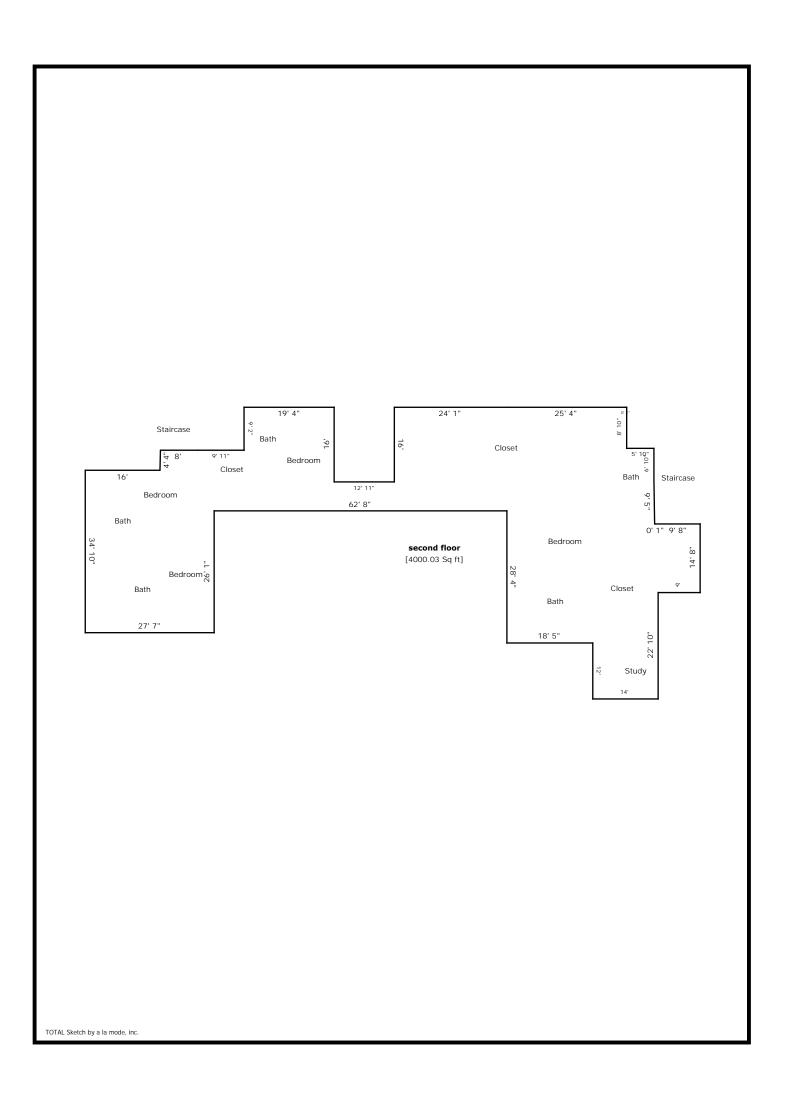
## Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 22 of 50 Building Sketch (Page - 1)

Borrower							
Property Address	9017 Grove Crest Ln						
City	Las Vegas	County Clark	State	NV	Zip Code	89134	
Lender/Client							



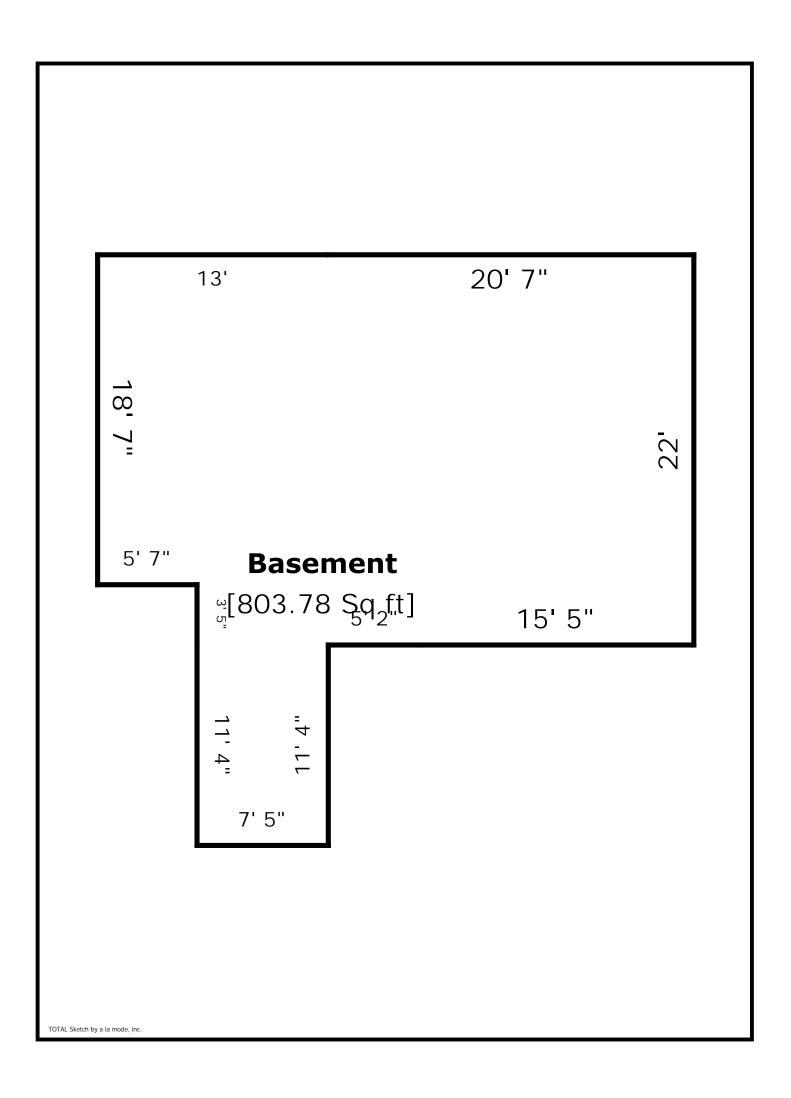
## Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 23 of 50 Building Sketch (Page - 2)

Borrower						
Property Address	9017 Grove Crest Ln					
City	Las Vegas	County Clark Sta	te N∖v	Zip Code	89134	
Lender/Client						



## Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 24 of 50 Building Sketch (Page - 3)

Borrower							
Property Address	9017 Grove Crest Ln						
City	Las Vegas	County Clark St	tate	NV	Zip Code	89134	
Lender/Client							



## Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 25 of 50 Building Sketch (Page - 4)

Borrower							
Property Address	9017 Grove Crest Ln						
City	Las Vegas	County Clark	State	NV	Zip Code	89134	
Lender/Client							

TOTAL Sketch by a la mode, inc.	Area Calculations Summary		
Living Area		Calculation Details	
First Floor	5047.16 Sq ft	20 × 7.1	= 14
		5.9 × 2.	1 = 12.3
		10.3 × 4	= 41
		34.8 × 2	
		19.5 × 6	5.2 = 120
		11.2 × 1	.5 = 16
		9.4 × 1	= 9
		24.3 × 9	
		36.6 × 2	
		45.64 ×	
		17 × 26	.1 = 443
		31.8 × 1	6.7 = 531.0
		19.64 ×	
		26.74 ×	
		28.04 ×	
		$0.5 \times 6.0$	$04 \times 0.03 = 0.0$
second floor	4000.03 Sq ft	34.8 × 1	6 = 556
		$0.5 \times 4.$	$3 \times 0.1 = 0.2$
		34.8 × 0	
		39.1 × 1	
		13 × 6.4	= 83
		22.2 × 1	9.3 = 428.4
		6.2 × 12	2.9 = 79.9
		22.2 × 2	24.1 = 535.0
		50.5 × 1	8.4 = 929
		62.5 × 6	.95 = 434.3
		62.5 × 0	).3 = 18.
		53.7 × 5	5.85 = 314.1
		$0.5 \times 0.$	15 × 9.4 = 0
		37.5 × 0	).15 = 5.0
		37.5 × 0	).75 = 28.
		14.7 × 9	= 132
Total Living Area (Rounded):	9047 Sq ft		
Non-living Area			
2 Car Attached	769.07 Sq ft	29.4 × 2	24.3 = 714.4
		17.3 × 3	
		0.5 × 17	$1.3 \times 0.08 = 0$
2 Car Attached	719.34 Sq ft	23.2 × 2	20.2 = 468.6
	, , , , , , , , , , , , , , , , , , , ,	5.2 × 5	= 2
		21.4 × 1	
			,
Basement	803.78 Sq ft	22 × 20	
		13 × 18	
		14.7 × 7	.4 = 108.7

Borrower				
Property Address	9017 Grove Crest Ln			
City	Las Vegas	County Clark	State NV	Zip Code 89134
Lender/Client				

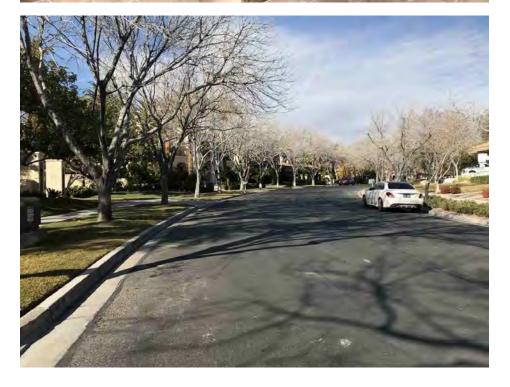


#### **Subject Front**

st Ln
9,047
12
5
7.1
B;guard gated;
B;Glfvw;
27,443 sf
Q2
23

Subject Rear





**Subject Street** 

# Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 27 of 50 Interior Photos

Borrower					
Property Address	9017 Grove Crest Ln				
City	Las Vegas	County Clark	State	NV	Zip Code 89134
Lender/Client					



guard gated entry

community park



entry door

A/C and pool systems



pool/spa/ slide

view of golf at rear

# Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 28 of 50 Interior Photos

<b>D</b>				
Borrower				
Property Address	9017 Grove Crest Ln			
City	Las Vegas	County Clark	State NV	Zip Code 89134
Lender/Client				





side

recirculating hot water and soft water tank



plumbing RO manifold

interior wall texture



low voltage controller

no photo

# Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 29 of 50 Interior Photos

Borrower								
Property Address	9017 Grove Crest Ln							
City	Las Vegas	Coun	ty Clark	State	NV	Zip Code	89134	
Lender/Client								



Entrance

Foyer



Dining

**Pantry** 



**Pantry** 

Kitchen

# Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 30 of 50 Interior Photos

Borrower				
Property Address	9017 Grove Crest Ln			
City	Las Vegas	County Clark	State NV	Zip Code 89134
Lender/Client				



Kitchen

Breakfast



Family

Family



Bath (Half)

Laundry

# Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 31 of 50 Interior Photos

Borrower					
Property Address	9017 Grove Crest Ln				
City	Las Vegas	County Clark	State NV	Zip Code 89134	
Lender/Client					



Bedroom

Bath



Theater

Theater



Bath

**Basement wine taste** 

# Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 32 of 50 Interior Photos

Borrower								
Property Address	9017 Grove Crest Ln							
City	Las Vegas	County C	Clark	State	NV	Zip Code	89134	
Lender/Client								



**Basement wine storage** 

Basement



**Basement** 

Bath

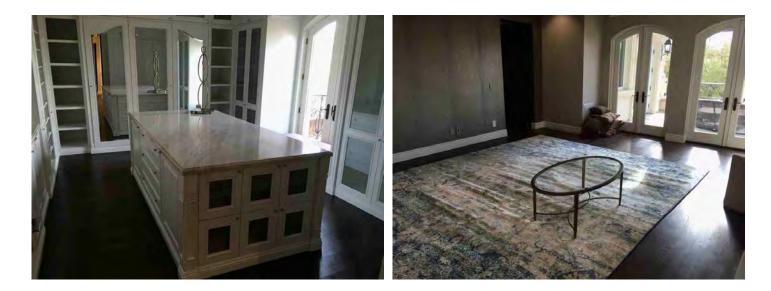


Bath

Bath

# Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 33 of 50 Interior Photos

Borrower							
Property Address	9017 Grove Crest Ln						
City	Las Vegas	County Clark	State	NV	Zip Code	89134	
Lender/Client							



Closet

bedroom



Living

Study



Closet

Bath

# Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 34 of 50 Interior Photos

Borrower					
Property Address	9017 Grove Crest Ln				
City	Las Vegas	County Clark	State	NV	Zip Code 89134
Lender/Client					



Bedroom

Bath



shoe Closet

Staircase



Bedroom

Bath

# Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 35 of 50 Interior Photos

Borrower				
Property Address	9017 Grove Crest Ln			
City	Las Vegas	County Clark	State NV	Zip Code 89134
Lender/Client				



Bedroom

Bath

no photo

no photo

no photo

no photo

### Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 36 of 50 Comparable Photo Page

Borrower					
Property Address	9017 Grove Crest Ln				
City	Las Vegas	County Clark	State NV	Zip Code 89134	
Lender/Client					



# 30 Meadow+wk Ln Proximity 5.21 miles SW Sale Price 3,995,000 GLA 7,021 Total Rooms 12 Total Bedrms 6 Total Bathrms 7.1 Location B;guard gated; View B;Glfvw;

16117 sf

Q1

11

Site

Age

Quality

**Comparable 1** 





### Comparable 2

9001 Greer	isboro Ln
Proximity	0.42 miles N
Sale Price	2,375,000
GLA	6,280
Total Rooms	11
Total Bedrms	4
Total Bathrms	4.1
Location	B;guard gated;
View	B;Glfvw;
Site	18805 sf
Quality	Q2
Age	26

### **Comparable 3**

1108 Pine I	sland Ct
Proximity	0.36 miles NE
Sale Price	2,499,900
GLA	8,376
Total Rooms	11
Total Bedrms	4
Total Bathrms	5.3
Location	B;guard gated;
View	B;Glfvw;
Site	28750 sf
Quality	Q2
Age	24

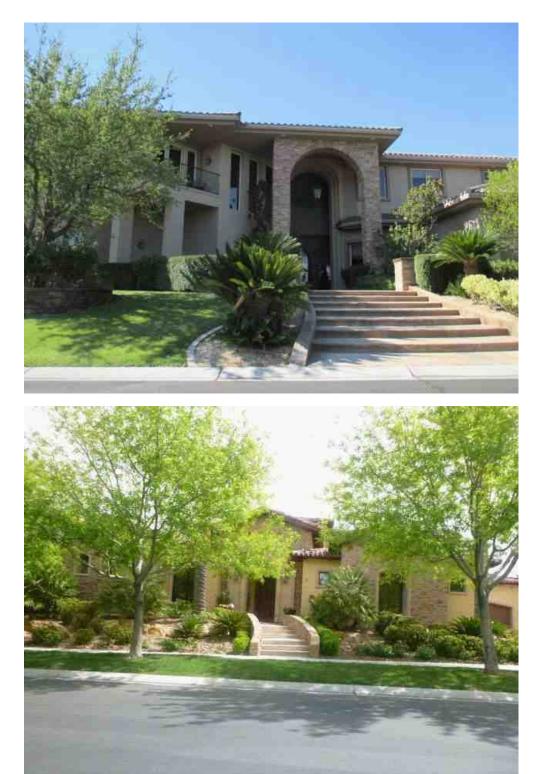
Form PIC4X6.CR - "TOTAL" appraisal software by a la mode, inc. - 1-800-ALAMODE

# Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 37 of 50 Comparable Photo Page

Borrower								
Property Address	9017 Grove Crest Ln							
City	Las Vegas	County	Clark	State	NV	Zip Code	89134	
Lender/Client								



#### **Comparable 4** 4 Moss Springs Ct Prox. to Subj. 19.14 miles SE Sales Price 2,592,500 G.L.A. 7,478 Tot. Rooms 12 Tot. Bedrms. 5 Tot. Bathrms. 4.2 Location B;guard gated; N;Res; View Site 30928 sf Quality Q2 Age 14



### **Comparable 5**

17 Mountai	n Cove Ct
Prox. to Subj.	19.20 miles SE
Sales Price	2,730,000
G.L.A.	9,338
Tot. Rooms	12
Tot. Bedrms.	6
Tot. Bathrms.	7.2
Location	B;guard gated;
View	B;Glfvw;
Site	22216 sf
Quality	Q2
Age	12

### **Comparable 6**

20 Vintage	Valley Dr
Prox. to Subj.	15.02 miles SE
Sales Price	3,200,000
G.L.A.	8,273
Tot. Rooms	13
Tot. Bedrms.	6
Tot. Bathrms.	6.2
Location	N;Res;
View	B;Glfvw;
Site	21383 sf
Quality	Q1
Age	10

Form PIC4x6.CR - "TOTAL" appraisal software by a la mode, inc. - 1-800-ALAMODE

### Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 38 of 50 Comparable Photo Page

Borrower								
Property Address	9017 Grove Crest Ln							
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Lender/Client								



#### **Comparable 7** 908 Trophy Hills Dr Proximity 0.21 miles NE 2,500,000 Sale Price 8,138 GLA Total Rooms 12 Total Bedrms 3 Total Bathrms B;guard gated; B;Glfvw; Location View Site 19602 sf Q2 Quality Age 23



### **Comparable 8**

10300 Summit Canyon Dr				
Proximity	1.72 miles SW			
Sale Price	3,450,000			
GLA	8,097			
Total Rooms	12			
Total Bedrms	5			
Total Bathrms	6.1			
Location	B;guard gated;			
View	B;Glfvw;			
Site	26572 sf			
Quality	Q1			
Age	16			



### **Comparable 9**

800 Canyor	n Greens Dr
Proximity	0.56 miles W
Sale Price	2,400,000
GLA	7,320
Total Rooms	11
Total Bedrms	4
Total Bathrms	4.1
Location	B;guard gated;
View	B;Glfvw;
Site	18352 sf
Quality	Q2
Age	18

Form PIC4X6.CR - "TOTAL" appraisal software by a la mode, inc. - 1-800-ALAMODE

File No. 200115.02

### UNIFORM APPRAISAL DATASET (UAD) DEFINITIONS ADDENDUM

(Source: Fannie Mae UAD Appendix D: UAD Field-Specific Standardization Requirements)

Condition Ratings and Definitions

C1

The improvements have been recently constructed and have not been previously occupied. The entire structure and all components are new and the dwelling features no physical depreciation.

Note: Newly constructed improvements that feature recycled or previously used materials and/or components can be considered new dwellings provided that the dwelling is placed on a 100 percent new foundation and the recycled materials and the recycled components have been rehabilitated/remanufactured into like-new condition. Improvements that have not been previously occupied are not considered "new" if they have any significant physical depreciation (that is, newly constructed dwellings that have been vacant for an extended period of time without adequate maintenance or upkeep).

### C2

The improvements feature no deferred maintenance, little or no physical depreciation, and require no repairs. Virtually all building components are new or have been recently repaired, refinished, or rehabilitated. All outdated components and finishes have been updated and/or replaced with components that meet current standards. Dwellings in this category are either almost new or have been recently completely renovated and are similar in condition to new construction.

Note: The improvements represent a relatively new property that is well maintained with no deferred maintenance and little or no physical depreciation, or an older property that has been recently completely renovated.

### C3

The improvements are well maintained and feature limited physical depreciation due to normal wear and tear. Some components, but not every major building component, may be updated or recently rehabilitated. The structure has been well maintained.

Note: The improvement is in its first-cycle of replacing short-lived building components (appliances, floor coverings, HVAC, etc.) and is being well maintained. Its estimated effective age is less than its actual age. It also may reflect a property in which the majority of short-lived building components have been replaced but not to the level of a complete renovation.

### C4

The improvements feature some minor deferred maintenance and physical deterioration due to normal wear and tear. The dwelling has been adequately maintained and requires only minimal repairs to building components/mechanical systems and cosmetic repairs. All major building components have been adequately maintained and are functionally adequate.

Note: The estimated effective age may be close to or equal to its actual age. It reflects a property in which some of the short-lived building components have been replaced, and some short-lived building components are at or near the end of their physical life expectancy; however, they still function adequately. Most minor repairs have been addressed on an ongoing basis resulting in an adequately maintained property.

### C5

The improvements feature obvious deferred maintenance and are in need of some significant repairs. Some building components need repairs, rehabilitation, or updating. The functional utility and overall livability is somewhat diminished due to condition, but the dwelling remains useable and functional as a residence.

Note: Some significant repairs are needed to the improvements due to the lack of adequate maintenance. It reflects a property in which many of its short-lived building components are at the end of or have exceeded their physical life expectancy but remain functional.

#### C6

The improvements have substantial damage or deferred maintenance with deficiencies or defects that are severe enough to affect the safety, soundness, or structural integrity of the improvements. The improvements are in need of substantial repairs and rehabilitation, including many or most major components.

Note: Substantial repairs are needed to the improvements due to the lack of adequate maintenance or property damage. It reflects a property with conditions severe enough to affect the safety, soundness, or structural integrity of the improvements.

### Quality Ratings and Definitions

### Q1

Dwellings with this quality rating are usually unique structures that are individually designed by an architect for a specified user. Such residences typically are constructed from detailed architectural plans and specifications and feature an exceptionally high level of workmanship and exceptionally high-grade materials throughout the interior and exterior of the structure. The design features exceptionally high-quality exterior refinements and ornamentation, and exceptionally high-quality interior refinements. The workmanship, materials, and finishes throughout the dwelling are of exceptionally high quality.

### Q2

Dwellings with this quality rating are often custom designed for construction on an individual property owner's site. However, dwellings in this quality grade are also found in high-quality tract developments featuring residence constructed from individual plans or from highly modified or upgraded plans. The design features detailed, high quality exterior ornamentation, high-quality interior refinements, and detail. The workmanship, materials, and finishes throughout the dwelling are generally of high or very high quality.

### Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 40 of 50 UNIFORM APPRAISAL DATASET (UAD) DEFINITIONS ADDENDUM

(Source: Fannie Mae UAD Appendix D: UAD Field-Specific Standardization Requirements)

### Quality Ratings and Definitions (continued)

### Q3

Dwellings with this quality rating are residences of higher quality built from individual or readily available designer plans in above-standard residential tract developments or on an individual property owner's site. The design includes significant exterior ornamentation and interiors that are well finished. The workmanship exceeds acceptable standards and many materials and finishes throughout the dwelling have been upgraded from "stock" standards.

### Q4

Dwellings with this quality rating meet or exceed the requirements of applicable building codes. Standard or modified standard building plans are utilized and the design includes adequate fenestration and some exterior ornamentation and interior refinements. Materials, workmanship, finish, and equipment are of stock or builder grade and may feature some upgrades.

### Q5

Dwellings with this quality rating feature economy of construction and basic functionality as main considerations. Such dwellings feature a plain design using readily available or basic floor plans featuring minimal fenestration and basic finishes with minimal exterior ornamentation and limited interior detail. These dwellings meet minimum building codes and are constructed with inexpensive, stock materials with limited refinements and upgrades.

### Q6

Dwellings with this quality rating are of basic quality and lower cost; some may not be suitable for year-round occupancy. Such dwellings are often built with simple plans or without plans, often utilizing the lowest quality building materials. Such dwellings are often built or expanded by persons who are professionally unskilled or possess only minimal construction skills. Electrical, plumbing, and other mechanical systems and equipment may be minimal or non-existent. Older dwellings may feature one or more substandard or non-conforming additions to the original structure

### Definitions of Not Updated, Updated, and Remodeled

#### Not Updated

Little or no updating or modernization. This description includes, but is not limited to, new homes. Residential properties of fifteen years of age or less often reflect an original condition with no updating, if no major components have been replaced or updated. Those over fifteen years of age are also considered not updated if the appliances, fixtures, and finishes are predominantly dated. An area that is 'Not Updated' may still be well maintained and fully functional, and this rating does not necessarily imply deferred maintenance or physical/functional deterioration.

#### Updated

The area of the home has been modified to meet current market expectations. These modifications are limited in terms of both scope and cost.

An updated area of the home should have an improved look and feel, or functional utility. Changes that constitute updates include refurbishment and/or replacing components to meet existing market expectations. Updates do not include significant alterations to the existing structure.

### Remodeled

Significant finish and/or structural changes have been made that increase utility and appeal through complete replacement and/or expansion.

A remodeled area reflects fundamental changes that include multiple alterations. These alterations may include some or all of the following: replacement of a major component (cabinet(s), bathtub, or bathroom tile), relocation of plumbing/gas fixtures/appliances, significant structural alterations (relocating walls, and/or the addition of) square footage). This would include a complete gutting and rebuild.

### Explanation of Bathroom Count

Three-quarter baths are counted as a full bath in all cases. Quarter baths (baths that feature only a toilet) are not included in the bathroom count. The number of full and half baths is reported by separating the two values using a period, where the full bath count is represented to the left of the period and the half bath count is represented to the right of the period.

#### Example:

3.2 indicates three full baths and two half baths.

# Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 41 of 50 UNIFORM APPRAISAL DATASET (UAD) DEFINITIONS ADDENDUM

(Source: Fannie Mae UAD Appendix D: UAD Field-Specific Standardization Requirements)

### Abbreviations Used in Data Standardization Text

Abbreviation	Full Name	Fields Where This Abbreviation May Appear
Α	Adverse	Location & View
ac	Acres	Area, Site
AdjPrk	Adjacent to Park	Location
AdjPwr	Adjacent to Power Lines	Location
ArmLth	Arms Length Sale	Sale or Financing Concessions
AT	Attached Structure	Design (Style)
В	Beneficial	Location & View
ba	Bathroom(s)	Basement & Finished Rooms Below Grade
br	Bedroom	Basement & Finished Rooms Below Grade
BsyRd	Busy Road	Location
C	Contracted Date	Date of Sale/Time
Cash	Cash	Sale or Financing Concessions
Comm	Commercial Influence	Location
Conv	Conventional	Sale or Financing Concessions
ср	Carport	Garage/Carport
CrtOrd	Court Ordered Sale	Sale or Financing Concessions
CtySky	City View Skyline View	View
CtyStr	City Street View	View
CV	Covered	Garage/Carport
DOM	Days On Market Detached Structure	Data Sources
DT		Design (Style)
dw	Driveway	Garage/Carport
e Estata	Expiration Date	Date of Sale/Time
Estate	Estate Sale	Sale or Financing Concessions
FHA	Federal Housing Authority	Sale or Financing Concessions
g	Garage	Garage/Carport
ga	Attached Garage	Garage/Carport
gbi	Built-in Garage	Garage/Carport
gd GlfCse	Detached Garage Golf Course	Garage/Carport Location
Glfvw	Golf Course View	View
-		
GR HR	Garden	Design (Style)
	High Rise	Design (Style) Basement & Finished Rooms Below Grade
in	Interior Only Stairs Industrial	Location & View
Ind		
Listing	Listing Landfill	Sale or Financing Concessions
Lndfl		Location View
LtdSght MR	Limited Sight Mid-rise	
Mtn	Mountain View	Design (Style) View
N	Neutral	Location & View
NonArm	Non-Arms Length Sale	Sale or Financing Concessions
0	Other	Basement & Finished Rooms Below Grade
0	Other	Design (Style)
ор	Open	Garage/Carport
Prk	Park View	View
Pstrl	Pastoral View	View
PwrLn	Power Lines	View
PubTrn	Public Transportation	Location
Relo	Relocation Sale	Sale or Financing Concessions
REO	REO Sale	Sale of Financing Concessions
Res	Residential	Location & View
RH	USDA - Rural Housing	Sale or Financing Concessions
rr	Recreational (Rec) Room	Basement & Finished Rooms Below Grade
RT	Row or Townhouse	Design (Style)
S	Settlement Date	Date of Sale/Time
SD	Semi-detached Structure	Design (Style)
Short	Short Sale	Sale or Financing Concessions
sf	Square Feet	Area, Site, Basement
sqm	Square Meters	Area, Site
Unk	Unknown	Date of Sale/Time
VA	Veterans Administration	Sale or Financing Concessions
W	Withdrawn Date	Date of Sale/Time
	Walk Out Basement	Basement & Finished Rooms Below Grade
WO		
wo Woods	Woods View	View
		View
Woods	Woods View	
Woods Wtr	Woods View       Water View	View
Woods Wtr WtrFr	Woods View       Water View       Water Frontage	View Location
Woods Wtr WtrFr	Woods View       Water View       Water Frontage	View Location
Woods Wtr WtrFr	Woods View       Water View       Water Frontage	View Location
Woods Wtr WtrFr	Woods View       Water View       Water Frontage	View Location
Woods Wtr WtrFr	Woods View       Water View       Water Frontage	View Location

UAD Version 9/2011 (Updated 1/2014)

#### Assumptions, Limiting Conditions & Scope of Work Property Address: 9017 Grove Crest Ln City: Las Vegas

File No.: 200115.02 State: NV Zip Code: 89134

1.1.1	COTT OFOTO OFOCT EN
Client:	J Trust, Greg Milligan, et al.
Appraiser:	Britt K. West, SRA, AI-RRS

Address: 536 Cherry St, Boulder City, NV 89005

Address:

**STATEMENT OF ASSUMPTIONS & LIMITING CONDITIONS** 

- The appraiser will not be responsible for matters of a legal nature that affect either the property being appraised or the title to it. The appraiser assumes that the title is good and marketable and, therefore, will not render any opinions about the title. The property is appraised on the basis of it being under responsible ownership.

- The appraiser may have provided a sketch in the appraisal report to show approximate dimensions of the improvements, and any such sketch is included only to assist the reader of the report in visualizing the property and understanding the appraiser's determination of its size. Unless otherwise indicated, a Land Survey was not performed.

- If so indicated, the appraiser has examined the available flood maps that are provided by the Federal Emergency Management Agency (or other data sources) and has noted in the appraisal report whether the subject site is located in an identified Special Flood Hazard Area. Because the appraiser is not a surveyor, he or she makes no guarantees, express or implied, regarding this determination.

- The appraiser will not give testimony or appear in court because he or she made an appraisal of the property in question, unless specific arrangements to do so have been made beforehand.

- If the cost approach is included in this appraisal, the appraiser has estimated the value of the land in the cost approach at its highest and best use, and the improvements at their contributory value. These separate valuations of the land and improvements must not be used in conjunction with any other appraisal and are invalid if they are so used. Unless otherwise specifically indicated, the cost approach value is not an insurance value, and should not be used as such.

- The appraiser has noted in the appraisal report any adverse conditions (including, but not limited to, needed repairs, depreciation, the presence of hazardous wastes, toxic substances, etc.) observed during the inspection of the subject property, or that he or she became aware of during the normal research involved in performing the appraisal. Unless otherwise stated in the appraisal report, the appraiser has no knowledge of any hidden or unapparent conditions of the property, or adverse environmental conditions (including, but not limited to, the presence of hazardous wastes, toxic substances, etc.) that would make the property more or less valuable, and has assumed that there are no such conditions and makes no guarantees or warranties, express or implied, regarding the condition of the property. The appraiser will not be responsible for any such conditions that do exist or for any engineering or testing that might be required to discover whether such conditions exist. Because the appraiser is not an expert in the field of environmental hazards, the appraisal report must not be considered as an environmental assessment of the property.

- The appraiser obtained the information, estimates, and opinions that were expressed in the appraisal report from sources that he or she considers to be reliable and believes them to be true and correct. The appraiser does not assume responsibility for the accuracy of such items that were furnished by other parties.

- The appraiser will not disclose the contents of the appraisal report except as provided for in the Uniform Standards of Professional Appraisal Practice, and any applicable federal, state or local laws.

- If this appraisal is indicated as subject to satisfactory completion, repairs, or alterations, the appraiser has based his or her appraisal report and valuation conclusion on the assumption that completion of the improvements will be performed in a workmanlike manner.

- An appraiser's client is the party (or parties) who engage an appraiser in a specific assignment. Any other party acquiring this report from the client does not become a party to the appraiser-client relationship. Any persons receiving this appraisal report because of disclosure requirements

applicable to the appraiser's client do not become intended users of this report unless specifically identified by the client at the time of the assignment.

- The appraiser's written consent and approval must be obtained before this appraisal report can be conveyed by anyone to the public, through advertising, public relations, news, sales, or by means of any other media, or by its inclusion in a private or public database.

- An appraisal of real property is not a 'home inspection' and should not be construed as such. As part of the valuation process, the appraiser performs a non-invasive visual inventory that is not intended to reveal defects or detrimental conditions that are not readily apparent. The presence

of such conditions or defects could adversely affect the appraiser's opinion of value. Clients with concerns about such potential negative factors are encouraged to engage the appropriate type of expert to investigate.

The Scope of Work is the type and extent of research and analyses performed in an appraisal assignment that is required to produce credible assignment results, given the nature of the appraisal problem, the specific requirements of the intended user(s) and the intended use of the appraisal report. Reliance upon this report, regardless of how acquired, by any party or for any use, other than those specified in this report by the Appraiser, is prohibited. The Opinion of Value that is the conclusion of this report is credible only within the context of the Scope of Work, Effective Date, the Date of Report, the Intended User(s), the Intended Use, the stated Assumptions and Limiting Conditions, any Hypothetical Conditions and/or Extraordinary Assumptions, and the Type of Value, as defined herein. The appraiser, appraisal firm, and related parties assume no obligation, liability, or accountability, and will not be responsible for any unauthorized use of this report or its conclusions.

Additional Comments (Scope of Work, Extraordinary Assumptions, Hypothetical Conditions, etc.):

Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 43 of 50

### ortifications

rtifications		File No.:	200115.02
operty Address: 9017 Grove Crest Ln	City: Las Vegas	State: NV	Zip Code: 89134
^{ient:} J Trust, Greg Milligan, et al.	Address:		
opraiser: Britt K. West, SRA, AI-RRS	Address: 536 Cherry St, Boulder City, NV 8900	5	
	roperty Address: 9017 Grove Crest Ln lient: J Trust, Greg Milligan, et al.	City:     Bit Stress:       9017 Grove Crest Ln     City:       Las Vegas	roperty Address:     9017 Grove Crest Ln     City: Las Vegas     State: NV       lient:     J Trust, Greg Milligan, et al.     Address:

**APPRAISER'S CERTIFICATION** 

I certify that, to the best of my knowledge and belief:

- The statements of fact contained in this report are true and correct.

- The credibility of this report, for the stated use by the stated user(s), of the reported analyses, opinions, and conclusions are limited only by the reported assumptions and limiting conditions, and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions. - I have no present or prospective interest in the property that is the subject of this report and no personal interest with respect to the parties involved.

- Unless otherwise indicated, I have performed no services, as an appraiser or in any other capacity, regarding the property that is the subject of this report within the three-year period immediately preceding acceptance of this assignment.

- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.

- My engagement in this assignment was not contingent upon developing or reporting predetermined results.

- My compensation for completing this assignment is not contingent upon the development or reporting of a predetermined value or direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.

- My analyses, opinions, and conclusions were developed, and this report has been prepared, in conformity with the Uniform Standards of Professional Appraisal Practice that were in effect at the time this report was prepared.

- I did not base, either partially or completely, my analysis and/or the opinion of value in the appraisal report on the race, color, religion, sex, handicap, familial status, or national origin of either the prospective owners or occupants of the subject property, or of the present owners or occupants of the properties in the vicinity of the subject property.

- Unless otherwise indicated, I have made a personal inspection of the property that is the subject of this report.

- Unless otherwise indicated, no one provided significant real property appraisal assistance to the person(s) signing this certification.

Additional Certifications:

### **DEFINITION OF MARKET VALUE *:**

Market value means the most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller each acting prudently and knowledgeably, and assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby:

1. Buyer and seller are typically motivated;

2. Both parties are well informed or well advised and acting in what they consider their own best interests;

3. A reasonable time is allowed for exposure in the open market:

4. Payment is made in terms of cash in U.S. dollars or in terms of financial arrangements comparable thereto; and

5. The price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions granted by anyone associated with the sale.

This definition is from regulations published by federal regulatory agencies pursuant to Title XI of the Financial Institutions Reform, Recovery, and Enforcement Act (FIRREA) of 1989 between July 5, 1990, and August 24, 1990, by the Federal Reserve System (FRS), National Credit Union Administration (NCUA), Federal Deposit Insurance Corporation (FDIC), the Office of Thrift Supervision (OTS), and the Office of Comptroller of the Currency (OCC). This definition is also referenced in regulations jointly published by the OCC, OTS, FRS, and FDIC on June 7, 1994, and in the Interagency Appraisal and Evaluation Guidelines, dated October 27, 1994.

	Client Contact: gmilligan@harneypartners.com (	Client Name: J Trust, Greg Milligan, et al.
	E-Mail: Address	
	APPRAISER	SUPERVISORY APPRAISER (if required)
S	BUM	or CO-APPRAISER (if applicable)
SIGNATURES	Appraiser Name: Britt K. West, SRA, AI-RRS	Supervisory or Co-Appraiser Name:
UN N	Company: Britt K West, SRA, AI-RRS	_ Company:
Š	Phone: (702) 522-9737 Fax:	Phone: Fax:
	E-Mail: appraisalwest@gmail.com	E-Mail:
	Date Report Signed: 01/28/2020	Date Report Signed:
	License or Certification #: A.0001946-CR State: NV	License or Certification #: State:
	Designation: SRA, AI-RRS	Designation:
	Expiration Date of License or Certification: 04/30/2021	Expiration Date of License or Certification:
	Inspection of Subject: 🗙 Interior & Exterior 🗌 Exterior Only 🗌 None	e Inspection of Subject: Interior & Exterior Exterior Only None
	Date of Inspection: 01/22/2020	Date of Inspection:
G		n may be reproduced unmodified without written permission, however, a la mode, inc. must be acknowledged and credite
-	Form GPBES2AD - "101AL" appraisal soft	tware by a la mode, inc 1-800-ALAMODE 3/200

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LIA Administrators & Insurance Services APPRAISAL AND VALUATION <u>PROFESSIONAL LIABILITY INSURANCE POLICY</u>

DECLARATIONS

ASPEN AMERICAN INSURANCE COMPANY

(A stock insurance company herein called the "Company") 175 Capitol Blvd. Suite 100 Rocky Hill, CT 06067

Date Issued	Policy Number	Previous Policy Number
02/25/2019	AAI004531-04	AAI004531-03

THIS IS A **CLAIMS** MADE AND REPORTED POLICY. COVERAGE IS LIMITED TO LIABILITY FOR ONLY THOSE **CLAIMS** THAT ARE FIRST MADE AGAINST THE **INSURED** DURING THE **POLICY PERIOD** AND THEN REPORT-ED TO THE COMPANY IN WRITING NO LATER THAN SIXTY (60) DAYS AFTER EXPIRATION OR TERMINATION OF THIS POLICY, OR DURING THE **EXTENDED REPORTING PERIOD**, IF APPLICABLE, FOR A **WRONGFUL ACT** COMMITTED ON OR AFTER THE **RETROACTIVE DATE** AND BEFORE THE END OF THE **POLICY PERIOD**. PLEASE READ THE POLICY CAREFULLY.

Item	77-
<ol> <li>Customer ID: 109497 Named Insured: APPRAISAL WEST, INC. Britt K. West</li> <li>536 Cherry Street Boulder City, NV 89005</li> </ol>	
<b>2. Policy Period:</b> From: 03/12/2019 To: 03/12/2020 12:01 A.M. Standard Time at the address stated in 1 above.	1
3. Deductible: \$1,000 Each Claim	
4. Retroactive Date: 03/12/1998	7
5. Inception Date: 03/12/2016	
6. Limits of Liability: A. \$1,000,000 Each Claim B. \$1,000,000 Aggregate	1
<ol> <li>Mail all notices, including notice of Claim, to: LIA Administrators &amp; Insurance Services 1600 Anacapa Street Santa Barbara, California 93101 (800) 334-0652; Fax: (805) 962-0652</li> </ol>	
8. Annual Premium: \$1,491.00	
9. Forms attached at issue: LIA002 (12/14) LIA NV (11/ LIA131 (10/14)	4) LIA012 (12/14) LIA018 (10/14)
This Declarations Page, together with the completed and signed Policy the Policy shall constitute the contract between the Named Insured and	

02/25/2019 Date

LIA-001 (12/14)

11 By U 0 Authorized Signature

Aspen American Insurance Company

Form SCNLGL - "TOTAL" appraisal software by a la mode, inc. - 1-800-ALAMODE

### **Appraisal and Valuation Professional Liability Insurance Policy**

Named Insured: APPRAISAL WEST, INC. Britt K. West

### THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

### ADDITIONAL COVERED APPRAISERS ENDORSEMENT

In consideration of the premium charged, it is agreed that Section IV. DEFINITIONS (I) "Insured" is amended to include:

"Insured" means:

The persons identified below, but only while acting on behalf of the Named Insured:

Name

Britt West Devon A. West

All other terms, conditions, and exclusions of this Policy remain unchanged.

Aspen American Insurance Company LIA012 (12/14)

Page 1 of 1

Coverage Effective Date

Principal/Owner, Appraiser or Trainee

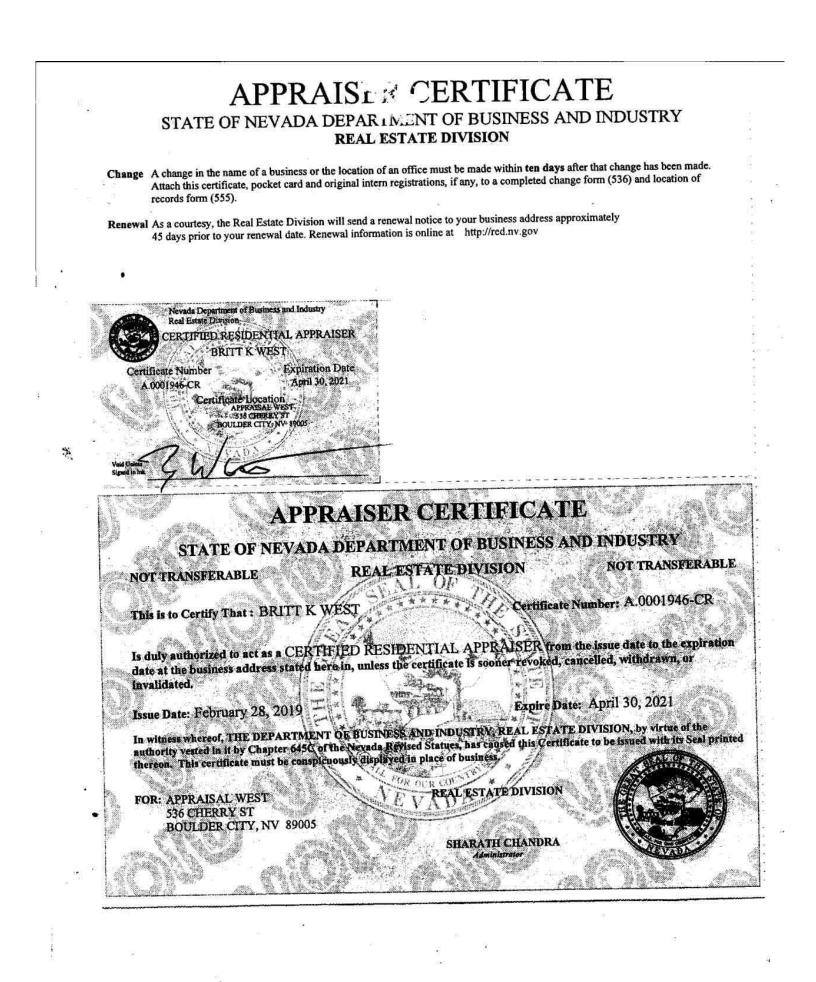
Principal/Owner Appraiser



Policy Number: AAI004531-04

Effective Date: 03/12/2019 Customer ID: 109497

03/12/2019 03/12/2019



Appraisal West real estate valuation services since 1992

Britt K West, SRA, AI-RRS appraisal education summary



### Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 48 of 50 education CV - Page 2

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April-13 **Renewal of Certificate** May-12 Real Estate Appraisal US Bank US Bank March-13 **Regression analysis** Appraisal Institute March-12 Loss Mitigation CAN March-12 USPAP update 2012 Appraisal Institute March-12 Valuation of Basements Appraisal Institute July-11 **UAD** Compliance Appraisal Institute April-11 **Renewal of Certificate** March-11 **USPAP** update Appraisal Institute January-10 Energy Star and appraisal process Appraisal Institute January-10 "Green" housing Appraisal Institute October-09 **Business Practices and Ethics** Appraisal Institute September-09 FHA update Appraisal Institute **Green Building Valuation** May-09 Appraisal Institute April-09 **SRA** Designation Appraisal Institute **Renewal of Certificate** April-09 **USPAP** update Appraisal Institute March-09 March-09 Market Conditions Appraisal Institute SRA Demo class Appraisal Institute May-08 February-08 **REO** properties JVI October-07 **Report Quality** LSI September-07 Appraiser as expert witness **Appraisal Institute** April-07 **Renewal of Certificate** March-07 USPAP update Appraisal Institute May-06 **Construction Quality** Appraisal Institute October-05 **Residential Review** Appraisal Institute June-05 Statistics Appraisal applications Appraisal Institute **Renewal of Certificate** April-05 March-05 Fair Housing McKissock February-05 Scope of work Appraisal Institute June-04 **Risk Assesment** World Savings October-03 Residential sales comparision Appraisal Institute October-03 Nevada Real Estate Commission **Real Estate Division** September-03 USPAP update Appraisal Institute April-03 **Renewal of Certificate** October-01 Property flipping / predatory lending **Real Estate Division** September-01 Standards of Practice B Appraisal Institute September-01 Standards of Practice A Appraisal Institute April-01 **Renewal of Certificate** December-00 Nevada Real Estate Commission **Real Estate Division** July-00 FHA and appraisal process Appraisal Institute Appraisal Institute February-00 Standards of Practice April-99 **Renewal of Certificate** March-99 Supporting Grid Adjustments **Appraisal Institute** December-98 **USPAP** update Hoefer, G MAI October-98 **Detrimental Conditions** Appraisal Institute October-98 Litigation Skills Appraisal Institute

### Case 1:18-cv-02844-RDB Document 381-4 Filed 11/25/20 Page 49 of 50 education CV - Page 3

March-98
January-98
October-97
July-97
June-97
April-97
April-97
November-96
October-96
July-96
March-96
February-96
October-95
March-95
March-95
December-94
November-94
October-94
March-94
March-94
October-93
September-93
August-93
1980-1992
June-78

Historic and estate homes	Appraisal Institute	7.00
Nevada Real Estate Commission	Real Estate Division	3.00
FHA appraisal	Appraisal Institute	3.00
Principles of review	NAREA	16.00
Market extraction	Wollard / Hatch	4.00
Renewal of Certificate		
Electronic Commerce	Appraisal Institute	4.00
Appraisal Review	Wollard / Hatch	4.00
Atypical properties	Appraisal Institute	4.00
Narrative report writing #500	Appraisal Institute	36.00
Region VII conference	Appraisal Institute	10.00
FHA regulations	Value IT	7.00
Technology Conference	Appraisal Institute	4.00
FHA guidelines	Appraisal Institute	4.00
Residential case studies #120	Appraisal Institute	36.00
Standards of Practice (USPAP) B	Appraisal Institute	11.00
Standards of Practice (USPAP) A	Appraisal Institute	15.00
Understanding Limited reports	Appraisal Institute	7.00
Fair lending	Appraisal Institute	7.00
Appraisal Procedures #120	Appraisal Institute	36.00
Appraisal Principles #110	Appraisal Institute	36.00
URAR seminar	Appraisal Institute	7.00
Nevada Law	Appraisal Institute	3.00
Calif Real Estate Salesperson		
Bachelor of Science, Business Admin	SanDiego State Univ	

FROM:					~-
Appraisal West				INVOI	CE
Appraisal West				INVOICE NUM	BER
536 Cherry St				200115.0	)2
Boulder City, NV	89005-2416			DATE	
				01/22/202	20
Telephone Number: (	702) 522-9737	Fax Number: (702) 522-	9737		
				REFERENC	)E
TO:				Internal Order #: 200115.	02
gmilligan@harney	/partners.com			Lender Case #:	
Greg Miligan	nent Partners, LLC			Client File #:	
Box 90099	ient Fattileis, LLC			Main File # on form: 200115.	02
2011 00000				Other File # on form:	
Telephone Number:		Fax Number:		Federal Tax ID:	
Alternate Number:		E-Mail:		Employer ID:	
DESCRIPTION Lender:			Client: J Trust	, Greg Miligan, et al.	
Purchaser/Borrower:					
	9017 Grove Crest Ln				
City: County:	Las Vegas		State: NV	<b>7in</b> : 0040	4
	Tournament Hills Un 3	3 PB 55 Pg 25 lot 24 Bl		<b>Zip:</b> 89134	+
FEES					AMOUNT
appraisal					2,250.00
				SUBTOTAL	2,250.00
PAYMENTS					AMOUNT
Check #: ₁₅₀₇ Check #: Check #:	Date: _{1/23/2020} Date: Date:	Description: Paid Description: Description:			2,250.00
					1 1 1 1
				SUBTOTAL	225
paid in full				TOTAL DUE	2250 \$ 0.00

# **EXHIBIT 4**

### **APPRAISAL REPORT**

### OF



9017 Grove Crest Ln Las Vegas, NV 89134-0522

### PREPARED FOR

Greg Milligan/Harney Management Partners LLC Box 90099 Austin TX, 78709

### AS OF

1/22/2020

### PREPARED BY

Advantage Appraisal Services LLC 8550 W Desert Inn Rd., 102-496 Las Vegas, NV 89117

File No. AAS012-200122

### **Residential Appraisal Report**

	The purpose of this appraisal report is to provid	le the client with an accurate	and adequa	telv suppor	ted, opini	on of the market	value of the	subject prop	ertv.	
	Property Address 9017 Grove Crest Ln			City		as Vegas		te NV Zip		4-0522
	Owner Hillary R. Badrow, Trustee of the	J Trust Intended UseGro	eg Milligan/	Harney Ma	nageme	nt Partners LLC	County		Clark	100
	Legal Description Lot 24 Block B Tournar	ment Hills-Unit 3 Plat Bo	ook 55 Pag	ge 25						
	Assessor's Parcel # 138-29-311-004						020		\$ \$ 23,812	
5	Neighborhood Name Tournament Hills			Map Referen		Metro Map 4		Census Tra	and the second s	the second s
SUBJECT		cant Special Assessments \$	2 3 7 6 5 A -	0	X	PUD HOAS	828	3±	per year X	per month
9	Property Rights Appraised X Fee Simple		describe)	-				_		
S	Intended Use To assist in establishing a			A	TV 70	700				
	Client Greg Milligan/Harney Management	the second se					-		Yes X No	
	Is the subject property currently offered for sal Report data source(s) used, offerings price(s),							the second s	Tes A NO	
	Treport data source(s) used, onemigs proe(s),	and date(s). Ofeater Lat	s veyas A	5500iau0i	I UI INCO	intors Matrix (L		9		
	I did X did not analyze the contract f	for sale for the subject purcha	ase transacti	on, Explain	the result	ts of the analysis	of the contr	act for sale o	r why the analysi	is was not
	performed. This appraisal was not perf			and an provide			The start of the start	CAT ANY COMPLEX		
5	10									
8	Contract Price \$ Date of Co	ontract Is the p	property selle	er the owner	r of public	record? Y	es No	Data Source	e(s)	-
CONTRACT	Is there any financial assistance (loan charges		wnpayment	assistance,	etc.) to b	e paid by any pa	rty on behal	f of the purch	aser? Yes	No
ដ	If Yes, report the total dollar amount and descr	ribe the items to be paid.		_	_					_
	Nata: Dass and the regist sampasition of th	a astable shand are not as	united fact				_		_	_
	Note: Race and the racial composition of th Neighborhood Characteristics	e neignbornood are not ap	and the second se	lousing Tr	onde		One-Uni	t Housing	Present Land Us	0.0/
		Iral Property Values	Increasi		Stable	Declining	PRICE	AGE	One-Unit	75 %
		nder 25% Demand/Supply	Shortag	and the second s		X Over Supply	\$ (000)	(yrs)	2-4 Unit	0 %
8	Growth Rapid X Stable Slo	the second se	Under 3		-6 mths	X Over 6 mths	214.5	ow 12	Multi-Family	0 %
Ĭ	Neighborhood Boundaries TPC Golf Cour						1. S. S. S. S. S. T.	ligh 27	Commercial	0 %
ğ	Data in this section is based on histori	and a second of a second						Pred. 22	Other Golf	25 %
H	Neighborhood Description Boundaries of	Tournament Hills are us	ed for nei	ghborhoo	d bound	daries. Howev	er, the ma	arket includ	les other guar	rd gated
EIGHBORHOOD	communities. The reason is a buyer se	earching for a guard gat	ted home	is likely to	search	in multiple gu	ard gated	d communit	ties for a prop	erty
z	that meets all their requirements. The									
	Market Conditions (including support for the at									
	prices. No market condition adjustme							and the second sec		
-	in increased supply and longer expose									
	Dimensions 100' x 170'.29 x 205 Specific Zoning Classification		2744 Description		Shape	Irregula unity District (	A	View	Golf Fronta	ge
		onconforming (Grandfathered	and the second se	No Zoning		al (describe)	Resident	ai)		
	Is the highest and best use of subject property						X Yes	No If No o	describe. The 4	1 tests
	for highest and best use have been ar									
	Utilities Public Other (describe)		Other (des			Off-site Imp		A DOMESTIC AND A DOMESTICA AND A DOME		Private
SITE	Electricity X	Water X				Street Aspha	It Paved	- 10.5		X
S	Gas X	Sanitary Sewer X			A.A.A.B. A.A.	Alley None				14,1-1
		X No FEMA Flood Zone		1		32003C214	5F	FEMA Map D	ate 11/16/201	11
	Are the utilities and/or off-site improvements ty			No If No.				tes Date 1	K Ven deserte	
	Are there any adverse site conditions or extern The Summerlin freeway is proximate (								If Yes, describe.	of the
	subject. This is atypical for high end,			* * * * * * * * *	- 1		180			
	comps found with similar external factor		1100. 11110	Idotor io	oonoldo	ind minimized	shoning vi			110
	General Description	Foundation		Exterior D	escriptio	n materials	/condition	Interior	materials/c	condition
	Units X One One with Accessory Unit	X Concrete Slab Cr	awl Space	Foundatio	n Walls	PouredConcre	ete/Good	Floors	Wd/Tile/Exc	1
	# of Stories 2.0	Full Basement X Part	ial Basement	Exterior W	alls \	WdFrmStucco	/Good	Walls	PtdTxtd Drwl	/Exc
	Type X Det. Att. S-Det./End Unit		sq. ft.	the state of the s		Tile / Good		Provide and the second second	Wood/Exc	-
		Basement Finish 100				uts None		Bath Floor		
	Design (Style) Meditteranean	Outside Entry/Exit X S				DualPane/Goo	bd		ot Tile/Exc	
	Year Built 1997 Effective Age (Yrs) 23	Evidence of Infestation Dampness Settle		Storm Sas Screens		ea None Present / Goo	d	Car Storage	A None None A None	1
	Effective Age (Yrs) 23 Attic None	Dampness Settle		Amenities		Woodstov			urface Pavers	4
	Drop Stair Stairs		N. Gas	X Firepla				X Garage		
	Floor X Scuttle	Cooling X Central Air C		X Patio/E				Carport		
ENTS	Finished Heated	Individual Other		X Pool		X Other Ho		1		Built-in
	Appliances X Refrigerator X Range/Over	n X Dishwasher X Dispo	sal X Micr			Dryer X Other (				
PROVEM	Finished area above grade contains: 1	0 Rooms 5 Be	drooms	6.1 Bath	n(s) 8	3,362 Squa	re Feet of G	iross Living A	rea Above Grade	e
8	Additional features (special energy efficient ite							ement area is	s listed on a sep	arate row
ЪЧ	in the sales grid. However, local MLS inclu	and the second sec								
₹	Describe the condition of the property (includir					Charles and the second s			a contract of the second	
	extensive remodel that cost about \$3N				1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.		the second s			
	appraisal inspection (i.e., not a home i		and the second second					the second s		
	furnished. Furniture is not included in finishes.	the value of this apprai	sal. Fleas	e see ad	uenaum	Tor detailed li	normatio	regarding	The subject's	
	Are there any physical deficiencies or adverse	conditions that affect the live	ability sound	iness or str	ructural in	tearity of the pro-	perty?	Yes X No	If Yes, describe	8
		sometions that allost the live	asing, source		aoturar (I)	asynd or the plo	porty:			~
						1-1-1-2				
	Does the property generally conform to the ne	ighborhood (functional utility,	style, condi	tion, use, co	onstructio	n, etc.)? X Ye	s No	If No, describ	be	-
			11							+1
	and the second se									

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### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 4 of 50 Advantage Appraisal Services LLC

File No. AAS012-200122

### **Residential Appraisal Report**

				Res	iden	ntia	al Apprais	sal F	Repor	t						
There are 53 con	nparable pro	perties curr	ently offe			_	subject neighbo	_	_		rom \$ 1,900.	000	to \$	6,70	0.0	00 .
						_	ne past twelve n					233.7				50,000
FEATURE		BJECT	1	COMPAR					COMPAR				_	RABLE S	_	
	rove Cres			20 Vin			27 B				sboro Ln	-		Foothi		
Las Vegas				Las Ve						100 0 0 000	VV 89134	1		erson,		<b>•</b>
Proximity to Subject	111 0010	TOOLL			00 mil					.42 mil		-		7.43 mi		
Sale Price	s		1	10.0	S		3,200,000		0	.42 min \$	2,375,000		1.1.0	S	1.1	2,950,000
Sale Price/Gross Liv. Area	\$ 0.0	0 sq. ft.	c	386.80		sq. f		s	378.1		q. ft.	S	454.		sq. ft	
Data Source(s)	0.0	o sy. ii.	9		AR#2	-		9			886249	ų	GLVAR#199			A STREET B
Verification Source(s)			1				sessor				Assessor	-	- 67 47 17	County		
VALUE ADJUSTMENTS	DESCE	RIPTION		SCRIPT		-	-) \$ Adjustment	D	SCRIPT		+(-) \$ Adjustment	DE	SCRIP		1.1.1.1	) \$ Adjustme
	DESCR	AFTION				+1	-) ə Aujustment	1 2.5	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		+(-) \$ Aujustment	10000			++(-	-) φ Aujustine
Sale or Financing Concessions			Casi	None	. 197	1		Ua	sh DOM None		-	Uds	Cash	M: 204	-	
Date of Sale/Time			8 2/0	019 C 3	12040	-		0 4/	2018 C 1	1.0.00	1	0 4/0		12/2018		
Location	Crid CHT	ourn Hills	· · · · · · · · · · · ·			+	-320,000					11.2			-	
				Gt So. I		+	-320,000	1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.			-	1		Hi Lo-E	4	
Leasehold/Fee Simple		Simple		e Simp		-	+67,100		ee Sim		105 900	· · · · · · · · · · · · · · · · · · ·	ee Sir		-	
Site View		43 sf	-	1,344 s		-	+67,100		18,73		+95,800		27,87		+	
	The second second second	rontage		f Fronta		-		1.000	olf Fron				olf From		-	005 5
Design (Style)		rranean	Me	diterrane	ean	-		IVIE	editerra	nean		1-50		diterran	+	-265,50
Quality of Construction		22	-	Q2		-		-	Q2				Q2		+	
Actual Age		3	-	10 yrs	2	+			26 yrs	5	-	-	16 y		+	
Condition		3	T-6.1	C3	Detter	+		Teres	C3	Ded		T-1 1	C3		+	
Above Grade	Total Bdm		Total I		Baths	+		Total		Baths	-		Bdrms		+	
Room Count	10 5		13	6	6.2	-		11	4	4.1		12	6	6.2	-	
Gross Living Area	8,362		8,	273	sq. ft.	-	0		5,280	sq. ft.	+424,700		,494	sq. ft	-	+381,1
Basement & Finished		Finished		None			+151,600		None	5	+151,600	and the second second		nished		
Rooms Below Grade		ement	-			-		-	-	-			Basem		+	
Functional Utility		ellent	and the second second	xceller		-		1.0	Excelle		-	and the second	Excell		-	
Heating/Cooling	1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.	Central		/A/Cen		-		1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.	WA/Ce			1	NA/Ce		-	
Energy Efficient Items		g Fans		ers, Ce		-	0	-	eiling F				eiling		-	
Garage/Carport		Gar. Att.	1	ar Gar.		-	-12,000	11 1 2 2	Car Gar		+12,000				-	-72,0
Porch/Patio/Deck		ed Patio	-	vered P		-	1		overed l				vered		-	
Pool/Spa		l/Spa	P	ool/Sp	a	-		1 2	Pool/S			1	Pool/S		-	
AdditionalLivingArea		one	-	None		-		-	None				Non		-	
Original List Price	Not Ap	plicable	\$3	8,975.00		-	0		2,480,0	000	0		3,475.		-	- 33.55.5 20
Net Adjustment (Total)	-			+ X -		S	-113,300	-	+	+	\$ 684,100	1.4.4	- Land		S	43,600
Adjusted Sale Price				dj: -4%		1			Adj: 29%		1. 2.282.232		dj: 1%		1.1	
of Comparables							3,086,700 operty and com				\$ 3,059,100	Gross	s Adj:	24%	5	2,993,600
Data source(s) Clark C My research X did Data source(s) Clark C	did not rev	veal any pric	or sales o	or transfe	ers of th	ne c	omparable sale	s for th	ne year p	rior to the	e date of sale of th	e comp	arable	sale.	-	
Report the results of the r		analysis of		r sale or	transfe	1.1.1	story of the sub OMPARABLE S				arable sales (report PARABLE SALE #					ige 3). SALE # 3
Date of Prior Sale/Transfe	er					-	5/25/201		-	5011						
Price of Prior Sale/Transf							\$0			-			-			
Data Source(s)		Clark Cou	inty As	sessor	-	Cla	ark County A	ssess	sor	Clark	County Assess	or	Cla	ark Cou	ntv	Assessor
Effective Date of Data Sol			2/2020				1/22/202				1/22/2020		2.0	1/22		
Analysis of prior sale or th	the state of the s				compa	arab			s no un	usual s		histo	ry dise			
subject or above com				and the second second												
***There are few sale	and the second sec					-					as the subject ir	n any	given	year &	that	is the
reason some comps												1700	-			1.000
Summary of Sales Compa				1.4.10												
most recent historica								1 A 1 A 1			A DECEMBER OF A					
is required for time (s		and the second s														
it brackets the subject								and the second second		and the second second						
used to show an extra			and the second second	and the second second	Street Street Street						a chart man a second			and the second second	-	
there is an overall slo						-				-						IS
atypical for guard gat		Contraction of the second s				1.00			1.1.1. I I I I I I I I I I I I I I I I I							unda d
contemporary design			and the second se	1 1 1 mm m m m m		n th	iese factors,	value	s is reco	onciled	at the pottom c	rine	comp	range &	x roi	unded.
Indicated Value by Sales			10	,000,00		<u>.</u>				-	1000000			and a second	1. 4	-
Indicated Value by: Sale	the second s									Dro	Income A				-	
The sales compariso		The second se									the second se					
because costs have i																
approach is not relev		the second se			-											
This appraisal is made completed, subject to											othetical condition					
following required inspect													comple	ieu, or L	_	subject to the
	IOII Daseu OI	i ule exuau	iunaly a	issumput	unulat	ule	condition of de	licienc	y ubes no	Junequire	alleration of repa	L.		_	_	_
		tion of the i	interior	and exte							pe of work, state			4	and	limiting
conditions, and apprais	er's certific	tion of the ation, my (d	interior our) opir	and exte										4	and	limiting
	er's certific s of	tion of the ation, my (o 1/22/20	interior : our) opin 020	and extenion of t	the man	rket	value, as defi	ned, o	f the real	propert		ect of t	his rep	ort is		

NL - Residential 5/2007

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File No. AAS012-200122

### **Residential Appraisal Report**

Comments on Las Vegas Economy

While tourism has posted positive annual gains since the recession ended, year to date & 2017 figures show some retraction, which could indicate a slowdown in tourism in the near future. January-June ytd figures show: -0.8% decrease in visitor volume; -3.1% in convention attendance; -0.8% revenue per room; -1.2% rooms occupied & positive 3.8% gaming revenue. However, the gaming drop in July was down 5.8%. 2017 figures show the following: -1.7% in visitor volume, -0.5% in citywide room occupancy, +2.7% in average daily rate, +2.0% increase in revenue per room, +5.3% in convention attendance, +2.7% in gaming revenue. Positive projects in the resort corridor are Gentig Group's current development, Fontainebleau purchase and imminent redevelopment into the Drew, recently constructed T-Mobile arena, Monte Carlo arena, & a new professional football team & stadium that will be built to house them.

Hotel and gaming performance directly impacts employment. Clark County unemployment was 4.7% for Las Vegas in July. Nevada added about 46±k jobs in the last year. There has been uneven recovery in the commercial sub markets, since the recession, but increased investment interest and sales in Las Vegas. Ongoing construction projects include large industrial parks, various multi-family developments and single family subdivisions. Population is increasing and there has been an additional 50K± residents in Nevada compared to one year ago. In-migration and job creation are the primary drivers for single family home absorption. Without strong population growth and employment, the housing market will not fully recover.

Recent instability in the stock market and rising interest rates may impact housing sales volume and prices. Nationally, the US has gone the longest period without a recession. In addition, a local Las Vegas law firm, Peters & Associates, has seen a 20 percent increase in bankruptcy filings in the last couple years, as reported in the Review Journal. The article went on to say that more than half the filings were due to credit card debt. Nevada has the highest year-over-year growth in credit card debt in the US at 9.3%, per Experian. Part of the reason is the rising population and credit card debt generally incurred when people buy a house. Some of these factors were seen prior to the most recent recession. Many market participants foresee a market correction in the near future.

December median re-sale house price was \$312,990, up 2.0% from the previous month, & up 6.0% from a year ago. Until recently, the media has stated prices are steadily increasing but the increase is not present in all types of housing. It is most prevalent in lower priced homes. Volume of sales increased in December with 2,407 sales, up 8.4% from the previous month, & up 21.8% from one year ago. There are a total of 8,882 available units. This is less than a 4-month supply. A healthy supply is considered to be six months in Las Vegas. The median price of town homes & condos was \$178,000 in December, up 1.7% from the previous month & 8.9% from one year ago. Data is taken from Greater Las Vegas Association of Realtors.

There were 6,000± new home closings through July 2018, up 20% from the same period a year earlier. July's median new home price was \$380,032, up 12.9% from one year earlier. Prices have surpassed the record high median reached in August 2007 at \$338,560 sales volume is highest since 2008. There are items that impact afford ability such as expected increase in mortgage rates, stagnant wages, and increased construction costs. Increased construction costs are impacted by lack of available developable land & labor shortages and will likely will increase with the onset of tariffs. New sales prices are approximately 31% higher than re sales, and that is higher than the approximate 20% disparity seen on the national level. Nationally, new home starts are down. Local builders are beginning to offer more affordable options with attached housing. These are some of these reasons driving the large amount of apartment building in the last few vears

### **COST APPROACH TO VALUE (if applicable)**

Support for the opinion of site value (summary of comparable land sales or other methods for estimating site value)

COMMENTS

ADDITIONAL

TAN A DATE T	1	A REAL PROPERTY AND	Transa and	W. Petrophy Concerne		
ESTIMATED	REPRODUCTION OR	REPLACEMENT COST NEW		OF SITE VALUE		=\$
Source of cost d	100.21		Dwelling	8,362	Sq. Ft. @\$	=\$
Quality rating from		Effective date of cost data	Bsmt.	743	Sq. Ft. @\$	=\$
Comments on C	Cost Approach (gross living an	ea calculations, depreciation, etc.)				
			Garage/Ca	and the second second second	Sq. Ft. @ \$	=\$
				ate of Cost-new	The second second	=\$
			Less	Physical	Functional	External
			Depreciatio		-	=\$ (
				d Cost of Impro	and the second se	=\$
			As-Is" Valu	ue of Site Impro	vements	=\$
Estimated Rema	aining Economic Life (HUD an	nd VA only)	Years Indicated V	alue By Cost A	oproach	=\$
		INCOME APPROAC				
Estimated Month	hly Market Rent \$	X Gross Multiplier	=\$		Indicated Value	by Income Approach
Summary of Inc.	ome Approach (including sup	port for market rent and GRM)				
		PROJECT INFORMAT	ION FOR PUDS	(if applicable	1	
		the second se	The second se	the second se		
		eowner's Association (HOA)?	Yes X No Unit	type(s) X	Detached	Attached
Provide the follo	owing information for PUDs Of	the second se	Yes X No Unit	type(s) X	Detached	11.0000 00000
Provide the follo Legal Name of F	owing information for PUDs Of Project	eowner's Association (HOA)?	Yes X No Unit ntrol of the HOA an	t type(s) X I id the subject p	Detached	11.0000 00000
Provide the follo Legal Name of F Total number of	owing information for PUDs Ol Project phases Total	eowner's Association (HOA)?	Yes X No Unit ntrol of the HOA an Total number of un	t type(s) X I id the subject p	Detached	11.0000 00000
Provide the follo Legal Name of F Total number of Total number of	wing information for PUDs O Project phases Tota units rented Tota	eowner's Association (HOA)?	Yes X No Unit ntrol of the HOA an Total number of un Data source(s)	type(s) X I id the subject pr its sold	Detached roperty is an atta	11.0000 00000
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Provide the follo Legal Name of F Total number of Total number of Was the project Does the project	wing information for PUDs Of Project phases Total units rented Total created by the conversion of t contain any multi-dwelling un	eowner's Association (HOA)? NLY if the developer/builder is in co I number of units I number of units for sale existing building(s) into a PUD? nits? Yes No Data source	Yes X No Unit ntrol of the HOA an Total number of un Data source(s) Yes No If e.	type(s) X I d the subject pr its sold Yes, date of co	Detached roperty is an attar	11.0000 00000
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### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 6 of 50

Advantage Appraisal Services LLC EXTRA COMPARABLES 4-5-6

File No. AAS012-200122

City	y Address 9017 Grove Las Vegas	County	Clark	State	NV	Zip Code	89134-0522
Client	Greg Milligan/Harney	Management Partner	rs LLC Address	Box 90099 , Austin TX	(, 78709		

FEATURE	1	SUBJE	CT	COM	PARABLE	SALE# 4	COMP		SALE # 5		COMPARABLE S	ALE# 6	
	rove	Crest L				Valley Pl	COMPARABLE SALE # 5				COMPARABLE SALE # 0		
Las Vegas	2 M 1 M 1 M			Las Vegas, NV 8			_						
		09134-0	0522		1.70 mile		-			-			
Proximity to Subject	e										S		
Sale Price	S	0.00		0 04	\$	and the second s	~	\$	A				
Sale Price/Gross Liv. Area	S	0.00	sq. ft.			sq. ft.	S	S	sq. ft.	S	13	sq. ft.	
Data Source(s)					GLVAR#2		-			-			
/erification Source(s)		DEGODID	TION			County Assessor	DEGODIE	TION	Lun a room		FOODIDTION		
ALUE ADJUSTMENTS	111	DESCRIP	TION		RIPTION	+(-) \$ Adjustment	DESCRIP	TION	+(-) \$ Adjustment	D	DESCRIPTION	+(-) \$ Adjustme	
Sale or Financing					DOM: 1					-			
Concessions					one								
Date of Sale/Time				S 1/2019		3				-			
ocation		rd Gt Tou			Half Ac					-		-	
easehold/Fee Simple		Fee Sin			Simple	1				-			
Site	-	27,443			63 sf	-43,100						-	
/iew		Golf From		1	al Strip	+150,000							
Design (Style)	N	Aediterra			rranean	-	-						
Quality of Construction	-	Q2	_		2		-	_				1	
Actual Age	-	23			yrs	-				_		-	
Condition		C3	1	C			1	1		-	1	-	
Above Grade	1.	al Bdrms.		Total Bdrn			Total Bdrms	s. Baths		Tota	al Bdrms. Baths		
Room Count	10		6.1	11 4		1		1		_		-	
Gross Living Area	1	8,362	sq. ft.					sq. ft.			sq. f	t.	
Basement & Finished	74	3 SF Fir	nished	442 SF	Finished	+61,400	1						
Rooms Below Grade		Basem	ent		ment	1						-	
Functional Utility		Excelle	ant		ellent	1							
leating/Cooling		FWA/Ce			Central	1	1						
Energy Efficient Items	1	Ceiling F	ans	Ceiling Fans		1						-	
Garage/Carport	4	Car Ga	r. Att.	4 Car Gar. Det.		1							
Porch/Patio/Deck	C	Covered	Patio	Covere	d Patio				-	_			
Pool/Spa		Pool/S	ра	Pool	/Spa	1	-			-			
AdditionalLivingArea		None		No	ne					-			
Original List Price	N	lot Appli	cable	\$3,29	9,000	0	1	_		-			
Net Adjustment (Total)				X +		\$ 104,900	+	+5.00	S		+ -	S	
Adjusted Sale Price				Net Adj: 3	3%		Net Adj: 0%		-	Net	Adj: 0%		
of Comparables			_	Gross Ad	j:11%	\$ 3,104,900	Gross Adj:	0%	S	Gro	ss Adj: 0%	S	
Report the results of the r	esea	rch and ar	nalysis of	the prior sal	e or transfe	er history of the subj	ject property a	and compa	arable sales	-	1	Sec. 2	
ITEM			SU	BJECT		COMPARABLE SA	LE# 4	COMP	ARABLE SALE #	5	COMPARAE	BLE SALE # 6	
Date of Prior Sale/Transfe	er	T		10					110000				
Price of Prior Sale/Transf	er												
Data Source(s)		Cla	ark Cou	inty Asses	sor	Clark County As	ssessor	-					
Effective Date of Data So	urce(s		×	2/2020		1/22/202							
Analysis of prior sale or tr					and comp			inusual :	sales or transfe	r hist	tory discovere	d for the above	
comparable.										120			
								_					
					_					_			
Summary of Sales Compa	arison	Annroaci	h Con	on 4 had s	trin view	from a small no	rtion of the	second	floor (game roo	m &	halcony)		
outliniary of oales compe	11501	Trippiodol	0011	ip + nau s	inp view	nom a sman por	ruon or uno	Jecona	noor (game roo	ma	barconyj.		
-													
										_			

### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 7 of 50

Advantage Appraisal Services LLC EXTRA LISTING 1-2-3

File No. AAS012-200122

Owner Hillary R. Badrow, Trustee of the J Trust

Property	Address 9017 Grove C	Crest Ln				-	
City	Las Vegas	County	Clark	State	NV	Zip Code	89134-0522
Client	Greg Milligan/Harney	Management Partners LLC	Address	Box 90099, Austi	n TX, 78709		

FEATURE	SL	JBJEC	T	L	ISTING #	1	1	L	STING #	2			LISTING #	3
Address 9017 Gi	ove Cre	est Ln	0	9812	2 Moon V	/alle	ev Place		5 Yorkrid	dge (	Ct			
Las Vegas,	NV 89	134-0	522		Vegas,				derson, I			_		
Proximity to Subject					1.78 mil		11.2.4		19.41 mil	les S	SE			
ist Price	S		-		S		3,000,000		S	2	,999,000		S	1
ist Price/Gross Liv. Area	\$ 0.	.00	sq. ft.	\$ 43	5.10	sq. f	t.	\$ 454	.05 s	sq. ft.		S		sq. ft.
Data Source(s)					SLVAR#2	216	0864	G	LVAR#2	17				
/erification Source(s)				Clar	k Count	v As	ssessor	Clar	k County	Ass	sessor			-
ALUE ADJUSTMENTS	DES	CRIPT	ION		RIPTION	-	-) \$ Adjustment			1	\$ Adjustment	DE	SCRIPTION	+(-) \$ Adjustm
ale or Financing					OM: 33		-210,000	17 million and a set		1	-209,900			1
Concessions					Offered			No						
Date of Sale/Time				Active	Listing			In Contrac	t 12/2020					
ocation	Grd G	Tour	n Hills		Half Ac			Grd Gt An	them CC					
easehold/Fee Simple	Fee	Sim	ole		Simple			Fee S						1
lite		,443			87 sf		+47,900				+153,300			
liew	1 A A	Front		No View	-	n	+300,000							
Design (Style)	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	terran			rranean	P		Mediter						
Quality of Construction		Q2			2			Q						
Actual Age	1	23			yrs			14						11
Condition		C3	_		3	1		C						
Above Grade	Total Bo		Baths	Total Bdrn			-	Total Bdrm				Total	Bdrms. Baths	
Room Count	10	5	6.1	13 5	the second s			11 5	5.2			- Aut		
Gross Living Area	8.3	62	sq. ft.	6,895		t.	+299,300		sq. ft.		+358,400		sq. ft	
asement & Finished	743 S	F Fini		1,068 SF		-		1,069 SF			-66,500			
Rooms Below Grade		seme		and the second second	ment			Baser						
unctional Utility		celler			ellent			Exce		1				
leating/Cooling	FWA	VCen	tral	FWA/0	Central			FWA/C	entral					
nergy Efficient Items		ing Fa			Fans	1		Ceiling						
Garage/Carport		r Gar.		4 Car G		1		3 Car G		1	+12,000			
Porch/Patio/Deck		red P			d Patio			Covered	Color Color					
Pool/Spa		ol/Sp			/Spa			Pool/						-
AdditionalLivingArea		None		No		1		No				1		
Driginal List Price	Not A	Applic	able		0,000	1		\$2,999		1		1		1
Net Adjustment (Total)				X +		S	370,900	X +	129	S	247,300		+	S
Adjusted List Price				Net Adj: 1	12%			Net Adj: 8	%			Net A	Adj: 0%	
of Comparables				Gross Ad		S	3,370,900			S	3,246,300			S
						-								
Report the results of the re	esearch a	nd ana	alysis of	the prior sal	e or transfe	er hi	story of the subj	ect property	and compa	arable	e sales			
ITEM				BJECT			ARABLE LISTIN				E LISTING #	2	COMPARABLE	LISTING # 3
Date of Prior Sale/Transfe	r.		-	0		-				1/2	22/2020	-	2000	
Price of Prior Sale/Transfe	er								-		\$0		-	
Data Source(s)		Clar	rk Cou	nty Asses	sor	Cla	ark County A	ssessor	Clark	Co	unty Assess	or		
Effective Date of Data Sou	irce(s)			2/2020			1/22/202	0			22/2020			
Analysis of prior sale or tra		tory of			and comp	arab			vo transf			1/22/	2020 for no c	onsideration.
		-												
										_				
		-								-		-		-
The comp sales to list	t price r	atio in	the s	ubject's m	arket are	ea h	as been 93%	in the las	t year. A	A dow	wnward 7%	adjus	stment is mad	e to the
above listings for this	ratio.	-			_				_					
	-													
						_				_				
									1.1.					
Summary of Listing Comp					the second se	and the second				1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.	and the same state of the same state of the			
ummary of Listing Comp riced considering it I lediterranean home	acks a v	view p	oremiu	m. Listing	2 is sim	nilar	to the subject	t and show	vs the pr	ice t	hat sparked	a co	ntract for a hi	gh end

SALES COMPARISON ANALYSIS

File No. AAS012-200122

This appraisal report is subject to the scope of work, intended use, intended user, definition of market value, statement of assumptions and limiting conditions, and certifications. The Appraiser may expand the scope of work to include any additional research or analysis necessary based on the complexity of this appraisal assignment.

**SCOPE OF WORK:** The scope of work for this appraisal is defined by the complexity of this appraisal assignment and the reporting requirements of this appraisal report form, including the following definition of market value, statement of assumptions and limiting conditions, and certifications. The appraiser must, at a minimum: (1) research, verify, and analyze data from reliable public and/or private sources, and (2) report his or her analysis, opinions, and conclusions in this appraisal report.

**DEFINITION OF MARKET VALUE:** The definition of market value is the most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller, each acting prudently, knowledgeably and assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby: (1) buyer and seller are typically motivated; (2) both parties are well informed or well advised, and each acting in what he or she considers his or her own best interest; (3) a reasonable time is allowed for exposure in the open market; (4) payment is made in terms of cash in U. S. dollars or in terms of financial arrangements comparable thereto; and (5) the price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions* granted by anyone associated with the sale.

*Adjustments to the comparables must be made for special or creative financing or sales concessions. No adjustments are necessary for those costs which are normally paid by sellers as a result of tradition or law in a market area; these costs are readily identifiable since the seller pays these costs in virtually all sales transactions. Special or creative financing adjustments can be made to the comparable property by comparisons to financing terms offered by a third party institutional lender that is not already involved in the property or transaction. Any adjustment should not be calculated on a mechanical dollar for dollar cost of the financing or concession but the dollar amount of any adjustment should approximate the market's reaction to the financing or concessions based on the appraiser's judgment.

STATEMENT OF ASSUMPTIONS AND LIMITING CONDITIONS: The appraiser's certification in this report is subject to the following assumptions and limiting conditions:

1. The appraiser will not be responsible for matters of a legal nature that affect either the property being appraised or the title to it, except for information that he or she became aware of during the research involved in performing this appraisal. The appraiser assumes that the title is good and marketable and will not render any opinions about the title.

2. The appraiser may have provided a sketch in this appraisal report to show the approximate dimensions of the improvements. The sketch is included only to assist the reader in visualizing the property and understanding the appraiser's determination of its size.

3. The appraiser has examined the available flood maps that are provided by the Federal Emergency Management Agency (or other data sources) and has noted in this appraisal report whether any portion of the subject site is located in an identified Special Flood Hazard Area. Because the appraiser is not a surveyor, he or she makes no guarantees, express or implied, regarding this determination.

4. The appraiser will not give testimony or appear in court because he or she made an appraisal of the property in question, unless specific arrangements to do so have been made beforehand, or as otherwise required by law.

5. The appraiser has noted in this appraisal report any adverse conditions (such as needed repairs, deterioration, the presence of hazardous wastes, toxic substances, etc.) observed during the inspection of the subject property or that he or she became aware of during the research involved in performing this appraisal. Unless otherwise stated in this appraisal report, the appraiser has no knowledge of any hidden or unapparent physical deficiencies or adverse conditions of the property (such as, but not limited to, needed repairs, deterioration, the presence of hazardous wastes, toxic substances, adverse environmental conditions, etc.) that would make the property less valuable, and has assumed that there are no such conditions and makes no guarantees or warranties, express or implied. The appraiser will not be responsible for any such conditions that do exist or for any engineering or testing that might be required to discover whether such conditions exist. Because the appraiser is not an expert in the field of environmental hazards, this appraisal report must not be considered as an environmental assessment of the property.

6. The appraiser has based his or her appraisal report and valuation conclusion for an appraisal that is subject to satisfactory completion, repairs, or alterations on the assumption that the completion, repairs, or alterations of the subject property will be performed in a professional manner.

### APPRAISER'S CERTIFICATION: I certify that, to the best of my knowledge and belief:

1. The reported analyses, opinions, and conclusions are limited only by the reported assumptions and limiting conditions, and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.

2. I have X have no present or prospective interest in the property that is the subject of this report and have X have no personal interest with respect to the parties involved.

3. I have performed X have not performed services, as an appraiser or in any other capacity, regarding the property that is the subject of this report within the three-year period immediately preceding acceptance of this assignment.

4. I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.

5. My engagement in this assignment was not contingent upon developing or reporting predetermined results.

6. My compensation for completing this assignment is not contingent upon the development or reporting of a predetermined value or direction in value that favors the cause of this client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.

7. My analyses, opinions, and conclusions, were developed, and this report has been prepared, in conformity, with the Uniform Standards of Professional Appraisal Practice

8. I X have have not made a personal inspection of the property that is the subject of this report.

9. Unless otherwise noted, no one has provided significant real property appraisal assistance to the person signing this certification.

SUPERVISORY APPRAISER'S CERTIFICATION: The Supervisory Appraiser certifies and agrees that:

1. I directly supervised the appraiser for this appraisal assignment, have read the appraisal report, and agree with the appraiser's analysis, opinions, statements, conclusions, and the appraiser's certification.

2. I accept full responsibility for the contents of this appraisal report including, but not limited to, the appraiser's analysis, opinions, statements, conclusions, and the appraiser's certification.

3. The appraiser identified in this appraisal report is either a sub-contractor or an employee of the supervisory appraiser (or the appraisal firm), is qualified to perform this appraisal, and is acceptable to perform this appraisal under the applicable state law.

4. This appraisal report complies with the Uniform Standards of Professional Appraisal Practice that were adopted and promulgated by the Appraisal Standards Board of The Appraisal Foundation and that were in place at the time this appraisal report was prepared.

5. If this appraisal report was transmitted as an "electronic record" containing my "electronic signature," as those terms are defined in applicable federal and/or state laws (excluding audio and video recordings), or a facsimile transmission of this appraisal report containing a copy or representation of my signature, the appraisal report shall be as effective, enforceable and valid as if a paper version of this appraisal report were delivered containing my original hand written signature.

APPRAISER	SUPERVISORY APPRAISER (ONLY IF REQUIRED)
Signature Grace Jonardo	Signature
Name Grace Lonardo	Name
Company Name Advantage Appraisal Services LLC	Company Name
Company Address 8550 W Desert Inn Rd., 102-496	Company Address
Las Vegas, NV 89117	
Telephone Number (702) 339-2303	Telephone Number
Email Address grace@aasnevada.com	Email Address
Date of Signature and Report 2/4/2020	Date of Signature
Effective Date of Appraisal 1/22/2020	State Certification #
State Certification # A.0205425-CG	or State License #
or State License #	State
or Other (describe) State #	Expiration Date of Certification or License
State NV	
Expiration Date of Certification or License 07/31/2020	
	SUBJECT PROPERTY
ADDRESS OF PROPERTY APPRAISED	_
9017 Grove Crest Ln	Did not inspect subject property
Las Vegas, NV 89134-0522	Did inspect exterior of subject property from street
	Date of Inspection
APPRAISED VALUE OF SUBJECT PROPERTY \$ 3,000,000	Did inspect interior and exterior of subject property
CLIENT	Date of Inspection
Contact	
Client Name Greg Milligan/Harney Management Partners LLC	COMPARABLE SALES
Client Address Box 90099	Did not inspect exterior of comparable sales from stree
Austin TX, 78709	Did inspect exterior of comparable sales from street
Email Address	Date of Inspection
NL - General Certification 5/2017 This form may be reproduced unmodified without writ	tten permission, however, Bradford Technologies, Inc. must be acknowledged and credite

This form may be reproduced unmodified without written permission, however, Bradford Technologies, Inc. must be acknowledged and credited.
Produced by ClickFORMS Software 800-622-8727 Page 7 of 48

### Case 1:18-cv-02844-RDB, Document 381-5, Filed 11/25/20 Page 10 of 50

File No. AAS012-200122 COMPLIANC IN DIA OC

Owner Not Applicable Address 9017 Grove Crest Ln		Unit No.
City Las Vegas	Cou	unty Clark State NV Zip Code 89134-0522
lient Greg Milligan/Harney Mana		
PPRAISAL AND REPORT IDEN	TIFICATION	
his Report is one of the following types:		store was a safety of the set
	en report prepared under Standards Rul	ule 2-2(a), pursuant to the Scope of Work, as disclosed elsewhere in this report).
		ule 2-2(b), pursuant to the Scope of Work, as disclosed elsewhere in this report,
		he specified client and any other named intended user(s).)
omments on Standards Rule 2-		
ertify that, to the best of my knowledge a	and belief:	
The statements of fact contained in th	his report are true and correct.	
' The reported analyses, opinions, and	conclusions are limited only by the rep	ported assumptions and are my personal, impartial, and unbiased professional analyses,
opinions, and conclusions.		
' Unless otherwise indicated, I have no	present or prospective interest in the p	property that is the subject of this report and no personal interest with respect to parties involve
' Unless otherwise indicated, I have pe	arformed no services, as an appraiser or	or in any other capacity, regarding the property that is the subject of this report within the three-y
period immediately preceding accepta	ance of this assignment.	
I have no bias with respect to the pro	perty that is the subject of this report or	r the parties involved with this assignment.
	as not contingent upon developing or re	
		e development or reporting of a predetermined value or direction in value that favors the cause
of the client, the amount of the value	opinion, the attainment of a stipulated re	result, or the occurrence of a subsequent event directly related to the intended use of
this appraisal.		
		s been prepared, in conformity with the Uniform Standards of Professional Appraisal Practice the
were in effect at the time this report w		
	ade a personal inspection of the proper	
		isal assistance to the person(s) signing this certification (if there are exceptions, the name of e
individual providing significant real pr	operty appraisal assistance is stated els	Isewhere in this report).
easonable Exposure Time	And Address of the Ad	And the second
JSPAP defines Exposure Time as the es	stimated length of time that the property	y interest being appraised would have been offered on the market prior to the hypothetical
onsummation of a sale at market value o	in the effective date of the appraisal.)	
lý Opinion of Reasonable Exposure Time	e for the subject property at the market	t value stated in this report is: six to twelve months
ote any USPAP-related issues requiring o	disclosure and any state mandated requ	
No. of the second se		
PPRAISER		SUPERVISORY APPRAISER (ONLY IF REQUIRED)
21 0		
ignature Grace Jone	rdo	Signature
lame Grace Lonardo		Name
Date of Signature 2/4/2020		
state Certification # A.0205425-CG		Date of SignatureState Certification #
r State License #		or State License #
State <u>NV</u>	07/21/2020	State
Expiration Date of Certification or License	07/31/2020	Expiration Date of Certification or License
Effective Date of Appraisal 1/22/2020	Entrates Only Day Last	
nspection of Subject: None	Exterior Only X Interior and Exte	
Date of Inspection (if applicable): 1/22/2	2020	Date of Inspection (if applicable):
PAP Compliance Addendum		Page 8 of 4

### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 11 of 50

### Advantage Appraisal Services LLC COMMENT ADDENDUM

File No. AAS012-200122

Borrower Not Applicable

 Property Address
 9017 Grove Crest Ln

 City
 Las Vegas
 County
 Clark
 State
 NV
 Zip Code
 89134-0522

 Lender/Client
 Greg Milligan/Harney Management Partners LLC
 Address
 Box 90099
 Austin TX,
 78709

### SUBJECT DESCRIPTION

The subject has delinquent real estate taxes of \$48k (see page 44). Those taxes would need to be paid upon close of escrow. The taxes expressed on page one of the report, \$28,812, are the annual net taxes.

The subject lies within the Tournament Hills guard gated community within the Summerlin master plan. It may be considered a small guard gated community and all homes are custom. It is surrounded by the TPC golf course. It has been fully developed. Most homes in the community have traditional Meditteranean inspired design and that can be attributed to the community being developed in the 1990s. Guard gated communities that have been more recently developed, and are still under development, generally reflect construction with contemporary design. The market has moved towards contemporary design in the last five to eight years. Therefore, the market may view the subject's community as somewhat dated.

The subject's lot lies in the southern portion of its community. The subject has golf course frontage. Beyond the golf course, is the Summerlin freeway. The golf course is slightly below the subject's grade and the freeway is elevated above the golf course. The result is the freeway is visible from the subject's rear yard. In addition, traffic noise can be heard from the rear yard but not the interior of the subject. The appraiser opines this is a negative external factor and it cannot be remedied. Any effort to block the freeway's sound or visibility would also block the view premium/golf course.

The noise from the freeway, and visibility of the freeway, is atypical for a high end custom home. In addition, it only impacts a very small number of homes in the subject's community so it is not a factor that is easily replicated in comp data. There are no other high end, guard gated communities that are this proximate to freeways and while some have homes adjacent to busy streets, lots/houses are generally shielded from the adjacent streets during the development process (i.e., through grading, adjacent walls). When a property has an atypical factor, and a comp cannot be found with the same factor, it is not possible to truly illustrate how the market will react to it. The subject was last sold in 2016 but that may be considered a more active and healthy market. Its last sold price, of \$315 per sq ft, is above the historical median community price of \$249 per sq ft. While that price outperforms the community median unit price, one has to consider the subject has superior characteristics when compared to many historical sales such as golf course frontage, higher quality finishes, and a larger lot size. The appraiser opines the proximate freeway can have a negative impact on value and marketing especially because the market is slowing, overall supply is increasing, and many buyers may consider the subject's Mediterranean inspired design style as dated.

The scope of work established with the client did not include measuring the subject. Measurements used to appraise the subject have been taken from public record. The public record size is what is used for marketing the subject and therefore, the public record size establishes market perception.

Note the subject has 8,362 sq ft above grade living area and a 743 sq ft finished basement. The local GLVAR (Greater Las Vegas) MLS database includes the finished basement in approximate living area because the basement is finished area. Therefore, the subject will be marketed as 9,105 sq ft the same way it had been marketed in the past.

The appraiser separates the basement in the sales grid for a few reasons. First, the appraisal form specifically separates above grade and below grade living area. Secondly, banking guidelines require that it is separated in the sales grid. Third, architectural drawings separate above grade and below grade living area. While this appraisal was not performed for lending purposes, the appraiser obides by Fannie/Freddie guidelines considering that this is a pre listing appraisal and the potential buyer may finance the subject even though the appraiser recognizes most comp sales are cash. When valuing the basement, the appraiser considers the type of improvement and size. The basement is 8.2% of the overall 9,105 total finished area. The basement is highly improved with large capacity temperature controlled wine cellar as well as adjacent wine room with storage and sink/wet bar area. The appraiser opines the market will give this space the same value as the above grade living area for a couple reasons. First, it is a small portion of the overall living area. Second, wine cellars/storage may be considered an amenity that is desired in the market and seen in both mature and new high end, custom construction. The subject's basement is also highly improved (same wall finish as above grade area & stone wall finish, tile flooring, wood cabinetry, wrought iron doors, surround sound). Third, when extracting adjustments from the market, the local market does not have adequate data on basements for regression to extract a separate basement adjustment. Part of the reason is basements are not as common in the local market as other areas of the country and there are different types of basements (i.e, unfinished, finished, true below grade, walk-out). If the size of the basement was a large portion of the home and/or there were atypical improvements (i.e., large bedroom count, finishes inferior to above grade space), than the appraiser would not likely give the basement similar value as above grade space.

The subject's design style is Mediterranean inspired on the exterior and interior. The original construction, and renovation, was completed by Merlin, a local respected contractor that builds high end, custom homes. It is typical for its community. The market has moved towards contemporary design in the last five to eight years and contemporary homes can sell for a premium. Many high end, custom homes that had traditional Mediterranean inspired design have been renovated with cohesive contemporary interiors. The subject has had a \$3M renovation but the design aesthetic did not change to a more current and preferred contemporary and/or transitional design. The appraiser opines the renovation is somewhat atypical because the interior is still traditional Mediterranean design after a recent costly remodel. The result is the market may not recognize the subject as renovated but rather as having original high end finishes. The concluded value of this report (\$3M) is not much higher than the last sales price of \$2,866,750 in September 2016. This indicates the renovation is somewhat of an over improvement because the cost exceeded contributory value. While there are still buyers that prefer traditional design, most of the market wants contemporary or transitional updates.

The subject has 2-tone paint, highly finished walls (plaster finish in most areas, wallpaper in different rooms, wood panel, sound proofing in theater room), wood and tile floors, high end/updated light fixtures, wood beamed ceilings, crown molding, extensive built-ins throughout (built-in lighting), home automation including surround sound, finished garages (built-in storage, sink, insulated garage doors), fully improved theater room with wet bar, hidden closet and en suite bath, high end kitchen (butcher block and granite counter tops, off-white & dark cabinetry, tile back splash, s/s and integrated appliances, large adjacent butler pantry with appliances & dumbwaiter) and high end baths (granite counter tops, hi end sinks, white & wood cabinetry, tile shower wainscot).

In addition to high finishes, there are design details that make the subject a high end custom home. Those include extensive

### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 12 of 50

### Advantage Appraisal Services LLC COMMENT ADDENDUM

File No. AAS012-200122

Borrower Not Applicable

Property Address	9017 Grove Crest Ln						
City Las Vega	as	County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Manag	ement Partners LLC A	Address Box 90099,	Austin TX, 787	09	50	

concrete arches in the rear yard, highly finished theater room and office, chevron laid brick in fireplaces, sinks with tile inlay, high end wall finishes, linear HVAC registers, extensive built-ins (dining area, family room, theater, home office, his & her master closets), and each bath has different finishes. Sometimes custom homes have homogenous finishes throughout but higher end, custom homes have truly individual and cohesive finishes throughout the house.

The rear yard is fully improved with pool with slide, large spa, landscape, hard scape, and extensive arches. It lies on the golf course so it has a view premium. The strip may be viewed when at the top of the pool steps (and master bedroom office) but this is not considered a true strip view because it is not easily seen from the rear yard. As stated before, the freeway is both visible and heard from the rear yard.

### COMMENTS ON SALES COMPARISON

The appraiser searched for comp sales in the subject market area included single family homes in comp guard gated communities (all Summerlin guard gates including the subject's guard gate, Canyon Gate, Spanish Hills, Spanish Trails, Southern Highlands, Seven Hills, MacDonald Highlands, Anthem Country Club) with gross living area between 7,000 and 12,000 sq ft, and built between 1990 and 2010. An additional search was performed to research if there were any applicable comps built after this time period but there were no applicable results.

Some of the comp communities may be superior to the subject and some may be inferior. It is common for buyers to search multiple guard gated communities prior to purchase. The appraiser attempted to search as many similar communities as possible to use the most similar comps in the sales grid as well as obtain enough data to extract market derived adjustments using regression analysis. The age range was used because homes built prior to 1990 tend to be perceived as very dated for the local market. Homes built after 2010 tend to be more contemporary in style, which can attract a different buyer.

The appraiser chose the most similar comps in terms of level of finishes. The level and style of finishes have a significant impact on market perception and how the market values a property. While the market has shifted towards contemporary design in the last five to eight years, there are still buyers that prefer traditional, Mediterranean inspired design seen in the subject. Finishes can be highly subjective and difficult to adjust for so all the comps used in the sales grid have been chosen for an overall similar level of finishes. Another consideration when choosing comps is bracketing all subject characteristics (i.e., gross living area & lot size, location, etc.) so the concluded value is reflective of the subject.

The appraiser chose comps by looking at all MLS photos for each comp result. Many results had a lower level of finishes that were typical for custom homes built in the 1990s and early 2000s. Some results had contemporary design, which can have different appeal. Overall, there are few sales for guard gated custom homes that have very high end Mediterranean inspired finishes like the subject. That is the reason some comps sold more than one year prior to the subject's effective date.

Comp 1 has high end Mediterranean inspired finishes and lies on the golf course like the subject. It is located in Southern Highlands, which may be considered centrally located in the central, south portion of the valley. It has 2-tone paint, travertine, wood and carpet floors, wood panelled and beamed ceilings, crown molding, wine room/closet, theater room, wood panelled office with built-ins, high end kitchen (wood and granite counter tops, wood cabinetry, s/s & integrated appliances, tile back splash) and baths (granite counter tops, wood cabinetry, tile shower wainscot). The rear yard is fully improved with hard scape, landscape, pool, spa, fire feature and built-in bbq. It had been marketed on a prior listing in 2017 & 2018 for \$4.1M & \$3.975M but expired after one full year. The most recent listing shows it was on the market 197 days. This is an example of how the days on market (exposure period) on the most recent listing may not truly represent the overall exposure period. The number of listings, their respective days on market, and list prices are important to consider when determine exposure and marketing periods.

Comp 2 is located in the subject's community. It may be considered a superior location within the community since it is not directly impacted by the Summerlin freeway like the subject. It has high end Mediterranean inspired finishes and lies on the golf course like the subject. It has 2-tone paint, stone, wood and carpet floors, wood panelled ceilings, crown molding, wine closet, theater room, high end kitchen (granite counter tops, wood cabinetry, s/s appliances and back splash) and high end baths (stone vanity in the half bath, granite counter tops, wood cabinetry, tile shower wainscot). The rear yard is fully improved with hard scape, landscape, pool, spa, fire feature and built-in bbq. It had no prior listings. Note this is a historical sale so research was completed to determine if market condition adjustments are required. Page 43 shows a trend line for unit prices in the subject community, excluding a high end outlier, since comp 2 was contracted. The trend lines reflects overall stable prices and therefore, no market condition adjustments are required.

Comp 3 has high end Mediterranean inspired finishes and some market participants may consider the finishes a little superior to the subject (i.e., 30' hand painted ceilings in the great room, main level wine cellar in addition to basement wine cellar). However, a small deviation in level of finishes does not necessarily impact value. It is located in the lower elevation of MacDonald Highlands. This area is more mature and holds both tract and mature Mediterranean inspired custom homes. Whereas, the upper elevation of MacDonald Highlands tends to be developed more recently with high end contemporary construction, which sells for a significant premium than the lower elevation in the community. Part of the reason is the level of luxury has increased in recent years for high end custom construction compared to mature custom re-sales and views in the upper elevation are superior (i.e., panoramic view of the valley including strip & community golf course). This property's potion of the community is similar to the subject's guard gated community. It has two-tone paint, highly detailed painted walls & ceilings, extensive stone wall detail, travertine, wood, tile & carpet floors, wine cellar/closet, basement wine cellar & pub, theater room, crown molding, atypical large 10-car garage capacity, high end kitchen (granite counter tops, wood cabinetry, s/s appliances, tile back splash) and high end baths (granite counter tops, wood cabinetry, tile shower wainscot). The entry courtyard area has many of the improvements generally seen in the rear yard. It is fully improved with hard scape, landscape, pool, spa, fireplace and outdoor kitchen. It was previously listed for \$3.5M for 179 days with a different agent but the listing expired and a different agent eventually sold it.

Comp 4 sold a little over one year ago. It is located in Half Acres, a guard gated community in the subject's Summerlin master plan. This community lacks a golf course and it doesn't have a true view premium from the rear yard. It has a strip view from the second floor balcony and game room. This is not considered a full view premium. It has an atypically large lot size for a Summerlin guard gated community and that may be why it has the highest adjusted price in the dataset. Like comp 3, the entry courtyard area has many of the improvements generally seen in the rear yard including pool, spa, and built-in

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### Advantage Appraisal Services LLC COMMENT ADDENDUM

File No. AAS012-200122

Borrower Not Applicable

Property Address	9017 Grove Crest Lr	ı					
City Las Vega	IS	County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Man	agement Partners LLC	Address Box 90099	Austin TX, 78	709		

bbq/outdoor kitchen. The other portions of the lot have extensive landscaping and hard scape. This house was built by the same custom builder as the subject, Merlin, and also has traditional high end Mediterranean inspired finishes. It has 2-tone paint, chevron laid wood floors, carpet & tile floors, coffered ceiling, wood beamed ceiling, crown molding, indoor basketball court, office with built-ins, wine closet, high end kitchen (two islands, granite counter tops, beige and wood cabinetry, integrated appliances) and high end baths (granite counter tops, wood cabinetry). It also has a small basement like the subject. It was on and off the market between May 2016 and September 2018 and had started off with an asking price of \$3.5M.

Since the appraiser does not have access to the comp guard gated communities to take a front photo, historical photos of comps taken by the appraiser, or MLS photos, were used for the front comp photo used in the addendum.

Adjustments were made for lot size, gla, number of stories, view, location and garage capacity. All adjustments were rounded to the nearest \$100. General market data, from Redstone (Clickforms regression program) may be found in the addendum. Three years of sales, active and contracted non-distress sales (no REOs or short sales) above 6,000 sq ft in respective comp communities were used for regression analysis. The size range was included to exclude tract homes. Tract homes are lower quality and may be considered a different market. They are not applicable when extracting market derived adjustments for the subject.

**GLA adjustments** are made. Redstone regression analysis indicates the probable gla value range is \$184 to \$224 per sq ft and the most probable is \$204 per sq ft. The P-Value is 0.0000, which shows a very high dependability. An adjustment of \$204 per sq ft is made for gla adjustments.

A lot size adjustment was made. Redstone indicates the probable lot value range is \$17.43 to \$26.76 per sq ft and the most probable is \$22.10 per sq ft. While the P-Value is 0.00000, the adjustment is high as it nears the actual unit cost of lots. There is generally not a significant adjustment for lot size as long as a property can hold typical amenities for its market area (ie, covered patio, pool, and landscaping). Also, the dataset does not show that significant adjustment is warranted. A rounded adjustment of \$11 per sq ft is made for lot size based on half of the most likely value and rounded.

A view adjustment was made. The subject lies on the golf course and has a view premium from the rear yard. Most comps also have a view premium from the rear yard. However, comp 4 only has a strip view from the game room and balcony on the second floor. The appraiser considers this a partial view.

It is difficult to extract an adjustment for view from housing sales because there are other factors that have more significant impact on value such as condition/updates/reno. Therefore, an adjustment is extracted from lot sales in guard gated communities. The appraiser opines that the price deviation for lot view premiums can be greater than home because view can be a significant factor when choosing a lot, whereas a house has more factors (ie., type of finishes, level of finishes, layout, rear yard amenities). Based on the data below, a 10% adjustment would be made to recognize the difference between view and no view premium for a home. Since comp 4 a partial view premium, half that adjustment is made. A 5% adjustment is made to comp 4.

A sampling of Howard Hughes (developer) lot sales in a relatively new Ridges subdivision, show the golf frontage lots obtained above a 90% premium on unit price and 50%± premium on overall price. It may show a large premium because they individually price lots.

52 Midnight Sky Dr - non-golf frontage - sold for \$850,000 or \$38 per sq ft 44 Crested Cloud - non-golf frontage - sold for \$925,000 or \$34 per sq ft 62 Crested Cloud - non-golf frontage - sold for \$900,000 or \$33 per sq ft 64 Crested Cloud - non-golf frontage - sold for \$975,000 or \$29 per sq ft 66 Crested Cloud - non-golf frontage - sold for \$885,000 or \$36 per sq ft

65 Crested Cloud - golf frontage - sold for \$1,500,000 or \$66 per sq ft 67 Crested Cloud - golf frontage - sold for \$1,600,000 or \$57 per sq ft 51 Crested Cloud - golf frontage - sold for \$1,695,000 or \$68 per sq ft

In Southern Highlands, there have been 4 recent lot sales (in the last year). The one lot that lies on the golf course sold for \$28 per sq ft. The other three lot sales that either lacked a view, or lie on the green belt, sold for \$14 to \$21 per sq ft. When comparing the golf f frontage lot with the highest unit price of the non-golf frontage lot, the view premium is 33%.

The appraiser looked at 14 recent lot sales in MacDonald Highlands that were listed in MLS. The 11 lots with a view had a median unit price of \$45. The only three lots with no view premium had a median price of \$8 per sq ft. However, part of the disparity in price is the non-view lots were roughly double the size and larger lots tend to sell for lower unit prices and some were at a lower elevation (i.e., older/inferior portion of the community).

A location adjustment was researched for those comps that are located outside of the subject's community. The method for analyzing location differences is extracted from three years of non-distress custom home sales in the subject and respective communities. Consideration is given to median and average unit price while also considering other factors that impact price such as age, gla and lot size. Tract homes were left out of the data since the subject's community only has custom homes while some comp guard gates have both custom and tract homes. When considering values in MacDonald Highlands, the appraiser considers there are really three different markets in the community including lower elevation tract, lower elevation custom and upper elevation, recently constructed custom. Comp 3 is located in the lower elevation of MacDonald Highlands so only its immediate area is analyzed. The data extracted from the market is below:

Tournament Hills (18 sales) median data: 6,429 sf gla; 20,038 sf lot; built 1998; price \$296 per sf (avg price \$304 per sf)

Southern Highlands (23 sales) median data: 6,928 sf gla; 25,700 sf lot; built 2006; price \$364 per sf (avg price \$350 per sf)

Lower Elevation MacDonald Highlands (30 sales) median data: 6,996 sf gla; 18,731 sf lot size; built 2006; price \$317 per sf

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### Advantage Appraisal Services LLC COMMENT ADDENDUM

File No. AAS012-200122

Borrower Not Applicable

Property Address	s 9017 Grove Crest Li	n					
City Las Veg	as	County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Man	agement Partners LLC	Address Box 90099	, Austin TX,	78709		

(avg price \$324 per sf)

Half Acres (17 sales) median data: 5,776 sf gla; 23,522 sf lot size; built 2000; price \$266 per sf (avg price \$301 per sf)

Anthem Country Club (27 sales) median data: 7,238 sf gla; 18,731 sf lot; built 2005; price \$291 per sf (avg price \$301 per sf)

The above data shows most comp communities have median and average prices that are similar enough to the subject and do not require a location adjustment. However, Southern Highlands sells for a significant premium and a rounded ten percent adjustment is made to comp one to recognize the location difference.

An adjustment was made for number of stories. The data was extracted from three years of non-distress comps. There were nine single-story sales with a median unit price o \$336 per sq ft (\$345 average price). There were nineteen two-story sales with a median unit price of \$308 per sq ft (\$314 average price). The data shows an 8% premium based on median price and 9% premium based on average price. A 9% adjustment is made to comp 3 considering there is increased interest in single-story homes.

A garage adjustment was made. Redstone indicates the probable garage value range is -\$14,406 to \$38,603 and the most probable is \$12,099. While, the P-Value is high at 0.63541, it is a reasonable adjustment as it may be considered a small factor, when compared to overall value, but the market covets garage space. A rounded \$12k adjustment is made for garage capacity.

No adjustment is made for number of bathrooms because the number of bathrooms is generally impacted by the number of bedrooms and layout. For example, many comp properties can have an en suite bath for every bedroom plus a half bath near entry. Some may have a jack and jill bath, which impacts the bath to bedroom ratio but has similar utility. Overall, the comps have a similar ratio of bedrooms and bathrooms as the subject with little deviation. In addition, Redstone indicates an adjustment for a bathroom is not warranted as the initial regression shows a negative adjustment, of -\$32,894. It is not logical that additional baths would result in negative value contribution so the regression shows a bath adjustment is not relevant in the subject's market.

### GENERAL COMMENTARY

The value in the appraisal is as of the effective date of value, which is the date of the appraisal inspection, or January 22, 2020. The appraiser cannot consider any factors that occurred after the effective date of value per USPAP guidelines.

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# Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM File No. AAS012-200122

Borrower No	t Applicable					
Property Address	9017 Grove Crest Ln					
City Las Vega	as County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099, A	ustin TX, 78709		



FRONT OF SUBJECT PROPERTY 9017 Grove Crest Ln Las Vegas, NV 89134-0522



REAR OF SUBJECT PROPERTY

STREET SCENE

left

facing west with the subject on the



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### Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM

File No. AAS012-200122

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Property Address	9017 Grove Crest Ln					
City Las Vega	s County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099,	Austin TX, 78709		



Street scene facing east with the subject on the right



View across from the subject

Front courtyard



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### Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM

File No. AAS012-200122

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City Las Veg	as County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099 , A	ustin TX, 78709		



One of the two 2-Car garages



One of the two finished garages with built-in storage and sink



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Side courtyard with fountain

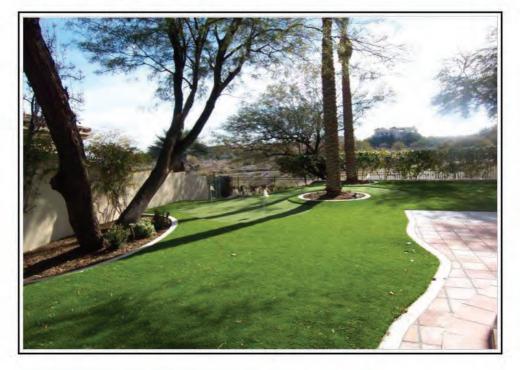
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# Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM File No. AAS012-200122

	Applicable					
Property Address	9017 Grove Crest Ln					and an
City Las Vegas	County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099, Aus	stin TX, 78709		



East side of house with built-in planters



Side yard with putting green



Additional rear view

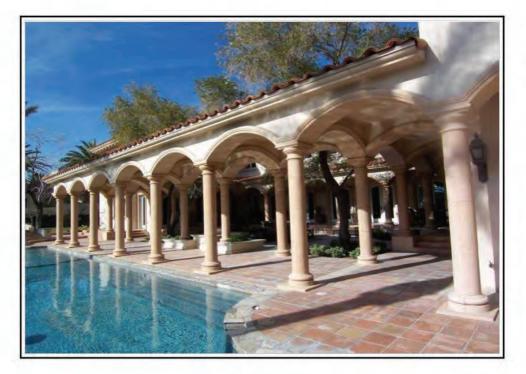


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# Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM File No. AAS012-200122

Borrower Not	Applicable					
Property Address	9017 Grove Crest Ln					
City Las Vega	s County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099, A	ustin TX, 78709		



Rear yard



Rear yard / rear view of house

Pool & spa



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# Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM File No. AAS012-200122

Property Address	9017 Grove Crest Ln			1		Sector Sector
City Las Vegas	County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners Ll	C Address	Box 90099 , Au	stin TX, 78709		



Pool and spa





Spa

Golf frontage



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### Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM

File No. AAS012-200122

Borrower Not Property Address	Applicable 9017 Grove Crest Ln		- LA.	1.3	-	
City Las Vega		Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099 , AL	stin TX, 78709		



Golf frontage / photo taken from top of pool steps



Close up view shows partial strip view & freeway from one area of rear yard

Rear yard



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### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 22 of 50

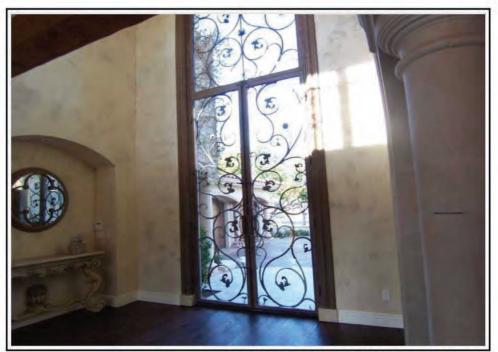
## Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM File No. AAS012-200122

Borrower No	Applicable					
Property Address	9017 Grove Crest Ln					Contraction in the local division of the loc
City Las Vega	s County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	C Address	Box 90099, A	ustin TX, 78709		



Side yard / Fenced mechanical area





View of front doors

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### Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM

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Property Address	9017 Grove Crest Ln			1		- I arrow here a
City Las Vega	as County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099, A	ustin TX, 78709		



Sitting area



Formal dining room



Butler pantry

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### Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM

File No. AAS012-200122

Borrower No	ot Applicable					
Property Addres	s 9017 Grove Crest Ln					Contraction of the
City Las Veg	as County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099, A	ustin TX, 78709		



Kitchen

Kitchen





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### Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM

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City Las Veg	as County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099, A	ustin TX, 78709		



Kitchen



Family room

Half bath



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### Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM

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Property Address	9017 Grove Crest Ln					
City Las Vega	s County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099, Au	ustin TX, 78709		



Laundry room



Bedroom 5 (First floor bedroom)



Bedroom 5 en suite bath

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### Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM

File No. AAS012-200122

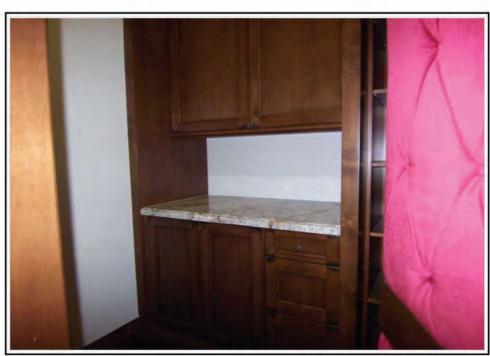
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City Las Vegas		Clark	State	NV	Zip Code	89134-0522
Lender/Client (	Greg Milligan/Harney Management Partners Ll	C Address	Box 90099 , AL	stin TX, 78709	1	



Theater room

Theater room





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Theater room hidden closet

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### Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM

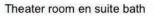
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Theater room hidden closet holds smart home tech





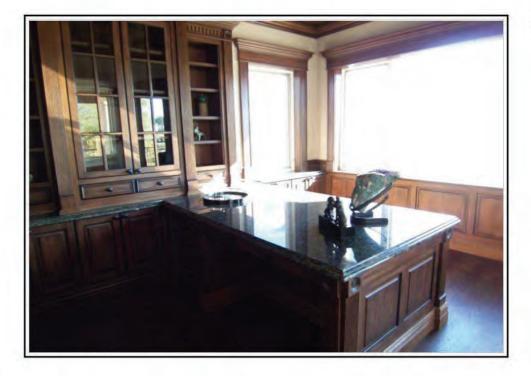
Master bedroom



### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 29 of 50

## Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM File No. AAS012-200122

Borrower No	ot Applicable					
Property Address	s 9017 Grove Crest Ln					A
City Las Veg	as County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099,	Austin TX, 78709		



Full dedicated office in master suite







Golf view from master balcony

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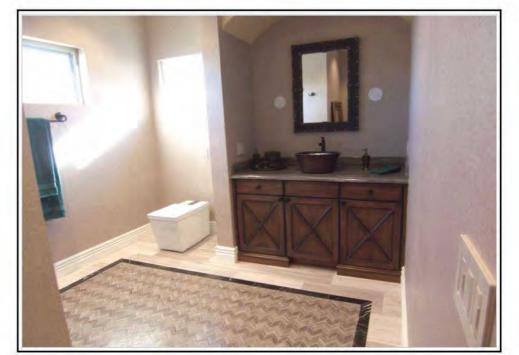
### Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM

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Property Address	s 9017 Grove Crest Ln			1		- I arrow hims
City Las Veg	as County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099 , AL	ustin TX, 78709		



His closet



His master bath

His master bath



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### Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM

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Her master closet







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Her master bath

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## Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM File No. AAS012-200122

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City Las Vega	as County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099 , AL	ustin TX, 78709	-	



Her master bath



Her master bath



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Her master bath

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## Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM File No. AAS012-200122

Borrower No	ot Applicable					
Property Address	s 9017 Grove Crest Ln			1		
City Las Vega	as County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099, Au	ustin TX, 78709		



Second floor hallway





Bedroom 2 en suite bath

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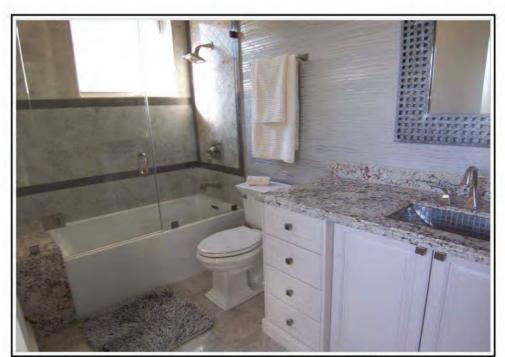
## Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM File No. AAS012-200122

Closet with built-ins in hallway

	Applicable 9017 Grove Crest Ln					
City Las Vegas		Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099 , Au	stin TX, 78709		







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Bedroom 4

Bedroom 4 en suite bath

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### Advantage Appraisal Services LLC SUBJECT PHOTO ADDENDUM

File No. AAS012-200122

Borrower No	ot Applicable					
Property Address	s 9017 Grove Crest Ln				Sec. 1.	- to the second
City Las Veg	as County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099 , Au	ustin TX, 78709		



Bedroom 3



Bedroom 3 en suite bath

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Advantage Appraisal Services LLC COMPARABLES 1-2-3

File No. AAS012-200122

1

2

3

Property Address	9017 Grove Crest Ln						
City Las Vegas	C	county	Clark	State	NV	Zip Code	89134-0522



COMPARABLE SALE # 20 Vintage Valley Dr Las Vegas, NV 89141



**COMPARABLE SALE #** 9001 Greensboro Ln Las Vegas, NV 89134

COMPARABLE SALE # 1513 Foothills Village Henderson, NV 89012



### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 37 of 50

Advantage Appraisal Services LLC COMPARABLES 4-5-6

File No. AAS012-200122

Property Address	9017 Grove Crest Ln						at any set of
City Las Vegas	C	ounty	Clark	State	NV	Zip Code	89134-0522



COMPARABLE SALE # 4 9801 Moon Valley PI Las Vegas, NV 89134

COMPARABLE SALE #	Ē
CONFARABLE SALE #	5

COMPARABLE SALE # 6

Produced by	ClickFORMS	Software	800-622-8727
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### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 38 of 50

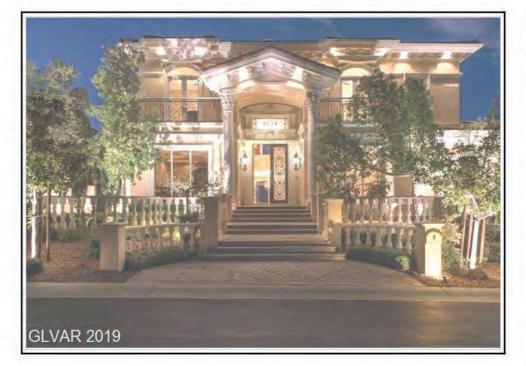
Advantage Appraisal Services LLC LISTINGS 1-2-3

File No. AAS012-200122

Property Address	9017 Grove Crest Ln				- nere	at any set of the
City Las Vegas	County	Clark	State	NV	Zip Code	89134-0522



COMPARABLE LISTING # 1 9812 Moon Valley Place Las Vegas, NV 89134

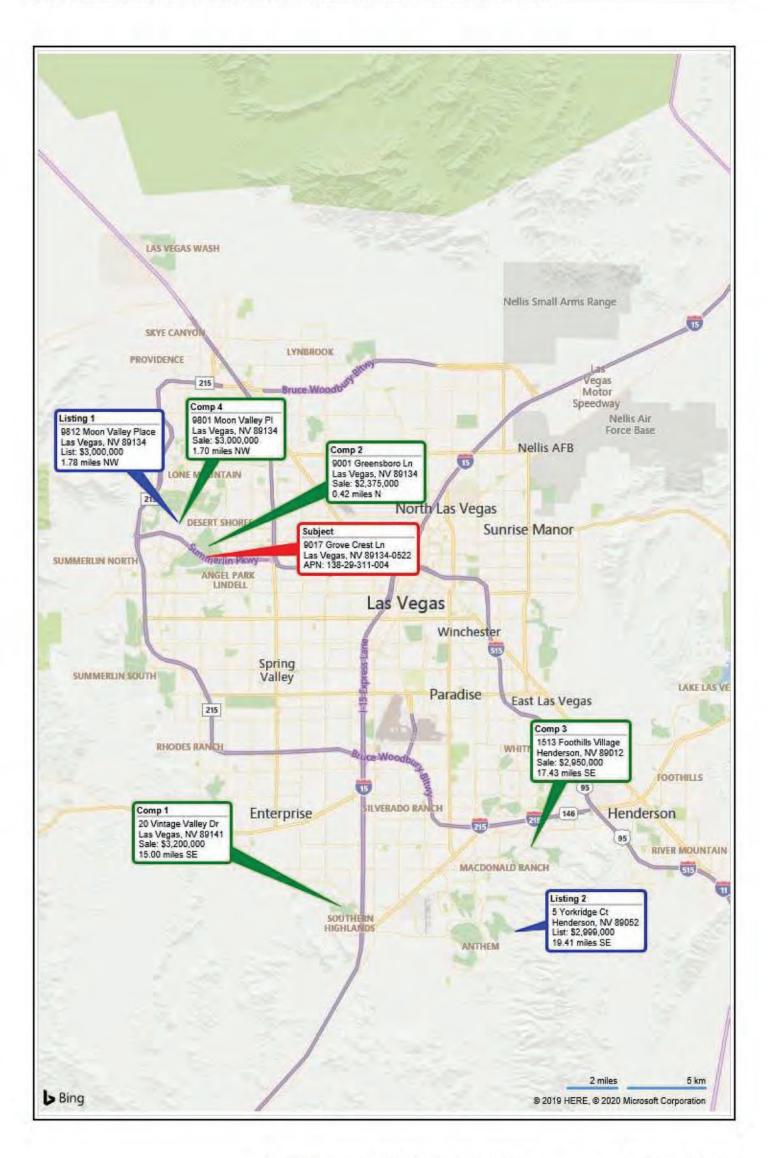


COMPARABLE LISTING # 2 5 Yorkridge Ct Henderson, NV 89052

COMPARABLE LISTING # 3

### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 39 of 50 LOCATION MAP ADDENDUM File No. AAS012-200122

Borrower N	ot Applicable					
Property Addres	ss 9017 Grove Crest Ln					
City Las Veg	as County	Clark	State	NV	Zip Code	89134-0522
Lender/Client	Greg Milligan/Harney Management Partners LLC	Address	Box 90099, Austin TX,	78709		



### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 40 of 50

#### Advantage Appraisal Services LLC FLOOD MAP ADDENDUM

Clark

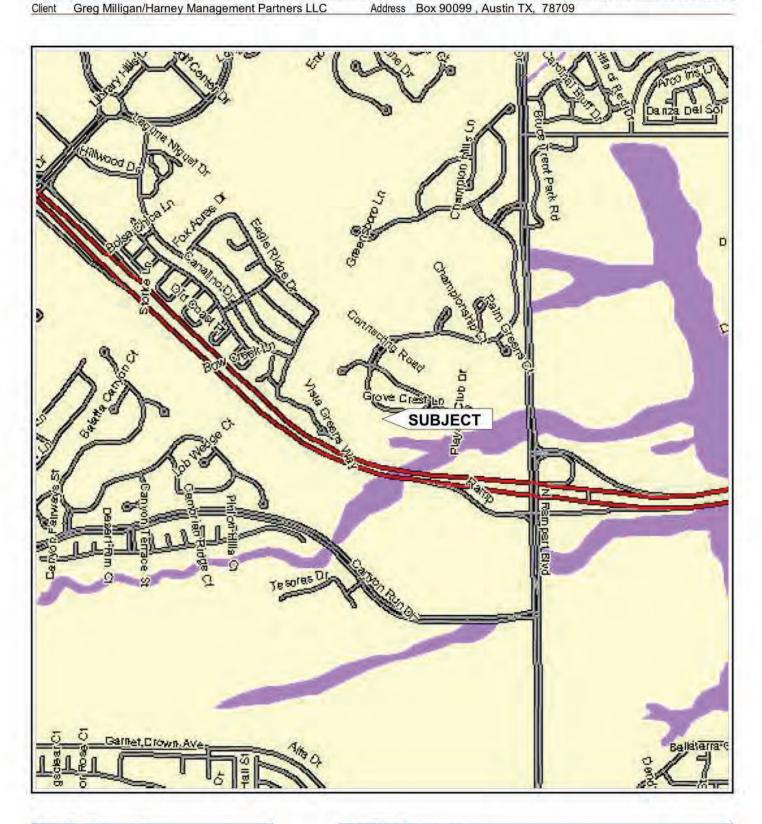
File No. AAS012-200122

Owner	Not	Applicable	
Property A	ddress	9017 Grove Crest Ln	
City Las	Vegas		County
01			-

State

NV

Zip Code 89134-0522



### Flood Map Legends

Flood Zones

Areas inundated by 500-year flooding Areas outside of the 100 and 500 year flood plains Areas inundated by 100-year flooding Areas inundated by 100-year flooding with velocity hazard Floodway areas Floodway areas with velocity hazard Areas of undetermined but possible flood hazard Areas not mapped on any published FIRM

### Flood Zone Determination

SFHA (Flo	od Zone):	_	-		Out	
Within 25	0 ft. of mul	tiple flood	zones?	_	Not withi	in 250 feet
Communi	ity:	,		32	25276	
Communi	ty Name:			LAS V	EGAS, CITY	OF
Zone:	X	Panel:	325276	2145F	Panel Date:	11/16/2011
FIPS Cod	le:	32003	Ce	nsus Tract		0032.18

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#### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 41 of 50 Subject Aerial File No. AAS012-200122

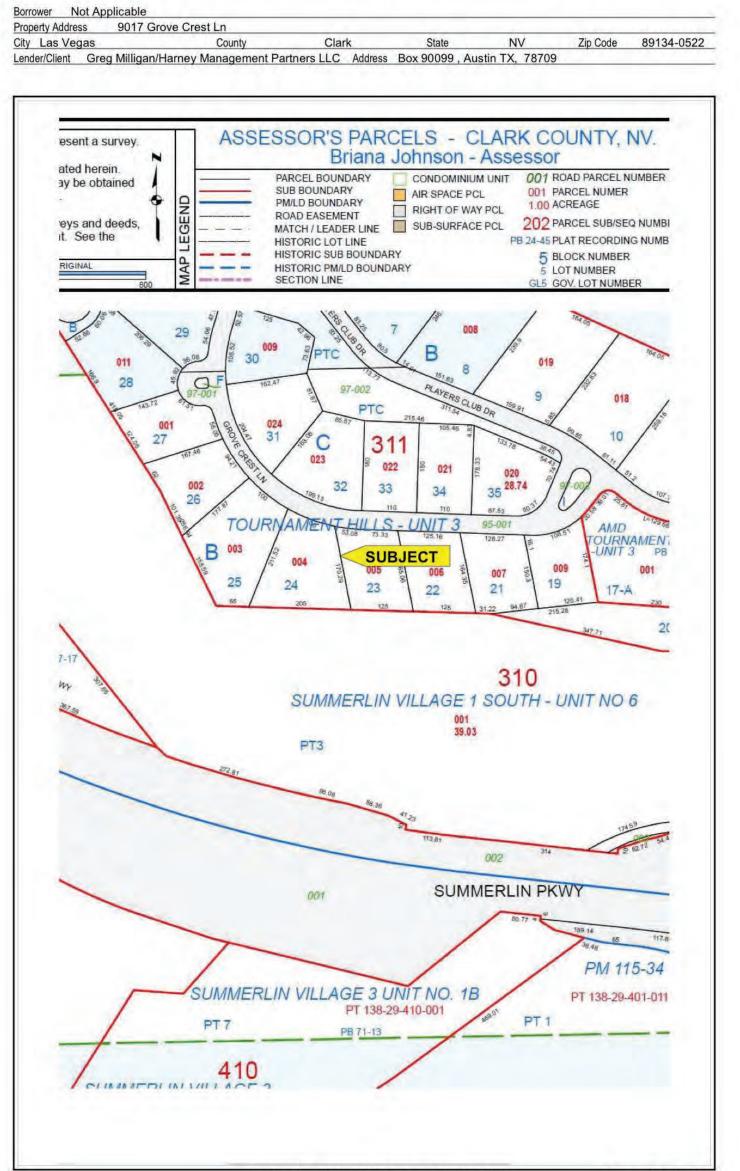
Borrower Not Applicab	le					
Property Address 9017	Grove Crest Ln	and the state of t				
City Las Vegas	County	Clark	State	NV	Zip Code	89134-0522
Lender/Client Greg Milligan/Harney Management Partners LLC		Address Box 90099, A	Austin TX, 787	709		



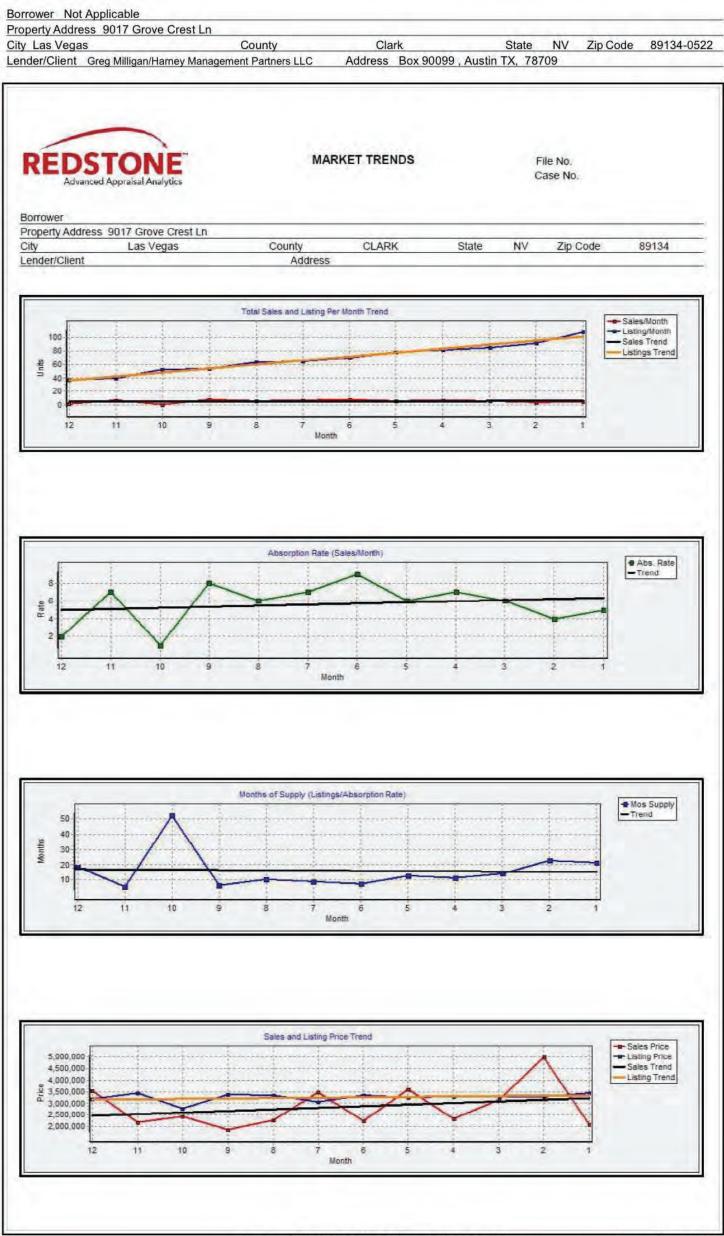
### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 42 of 50

Advantage Appraisal Services LLC PLAT MAP

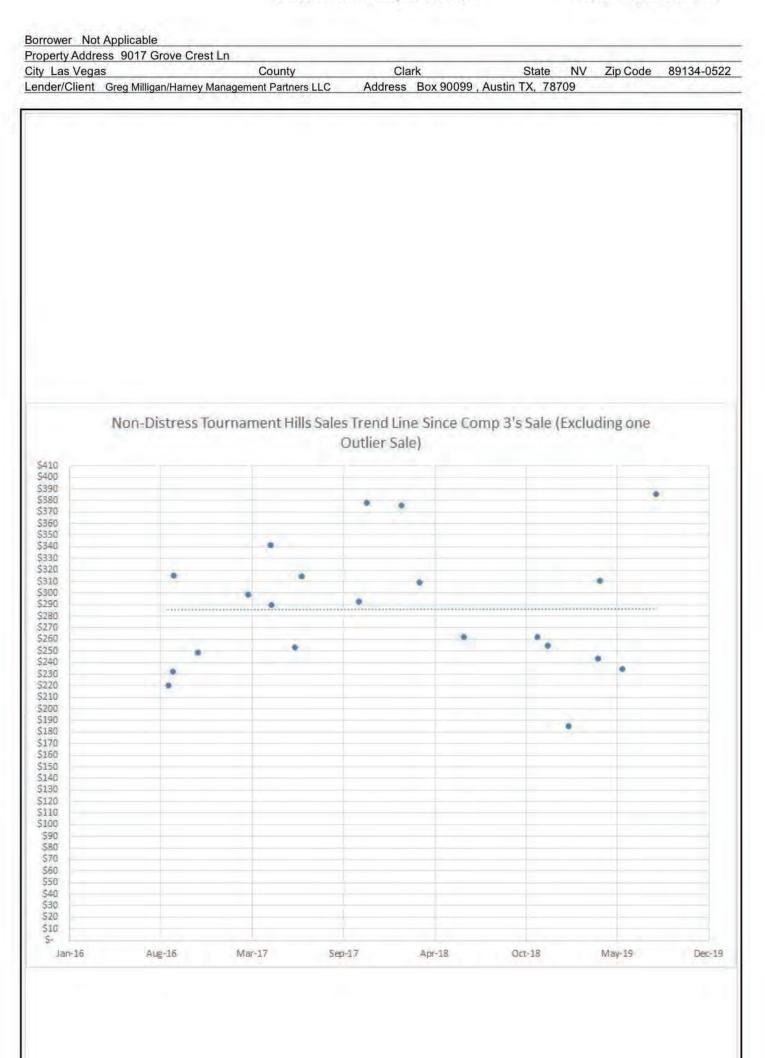
File No. AAS012-200122



### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 43 of 50 AAS012-200122



### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 44 of 50 AAS012-200122



### Case 1:18-cv-02844-RDB Document 381-5. Filed 11/25/20 Page 45 of 50 Clark County Treasurer Information AAS012-200122

Borrower Not Applicable

 Property Address
 9017 Grove Crest Ln

 City Las Vegas
 County
 Clark
 State
 NV
 Zip Code
 89134-0522

 Lender/Client
 Greg Milligan/Harney Management Partners LLC
 Address
 Box 90099
 Austin TX, 78709

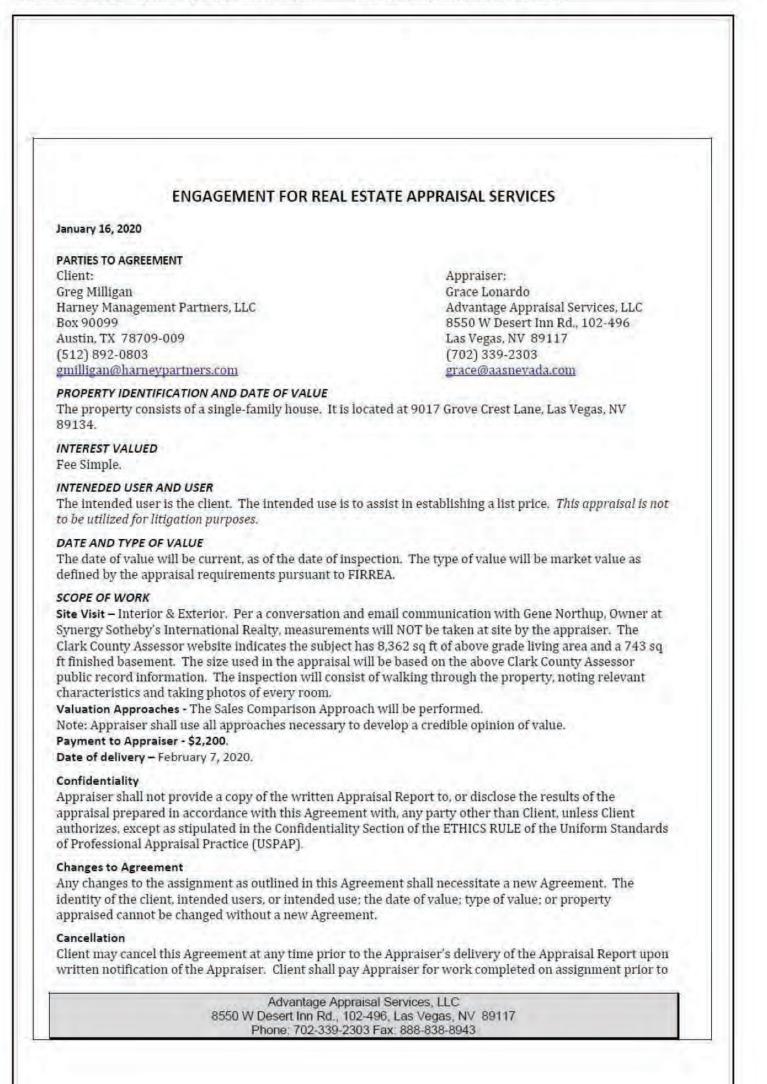
New S	earch Recor	der Tre	asurer Assesso	r c	lark County He	ome	
Parcel ID	138-29-311-004	Tax	Year 2020 Dist	trict 20	0 Rate 3	3.2782	
Situs Addres	9017 GROVE CR	EST LN LAS VE	GAS				
Legal Descr	ption ASSESSOR DES	CRIPTION: TOU	RNAMENT HILLS-UNIT 3 PL	AT BOOK 55	PAGE 25 LOT 24 BL	оск	
10 M 1 M	BGEOID: PT SW	4 NW4 SEC 29 20	0 60		A STATE OF A STATE OF A		
Status	Property C	haracteristics	Property Value	s	Property Docur	ments	
Active	Tax Cap	4.8	Land	181125		9/30/2016	
Taxable	Increase Pct.		Improvements	654240		12/2/2002	
Delinquent	Amount	23812.44	Total Assessed Value	835365		11/14/2002	
	Tax Cap	3572.50	Net Assessed Value     Exemption Value New	835365	93042300138	4/23/1993	
	Reduction	1-10 Single	Construction	0			
	Land Use	Family	New Construction - Supp Value	0			
	Cap Type	Residential	Supp value				
	Acreage	0.6300	-				
	Exemption		ī				
	Amount	0.00					
Role Nan	1	Address			Since	To	
Owner BAE	DROW HILLARY R TRS		UNT BLVD , AMARILLO, TX 7				
Owner J T	RUST	2801 PARAMO	UNT BLVD , AMARILLO, TX 7	79109 UNITE	D STATES 10/12/20	16 Current	
-		-					
Summary			Amount				
Taxes as As	sessed		\$27,384.94				
Less Cap Re	duction		\$3,572.50				
Net Taxes			\$23,812.44				
	URRENT CHARGES DU	IE TODAY			and the second s		
Tax Year	Charge Category	Real and a second		Amount	Due Today		
2020	Property Tax Princ				\$17,859.33		
2020	LV Valley Water - I			_	\$1,328.49		
2020	Property Tax Pena				\$2,104.55		
2019	Property Tax Princ	pal			\$16,361.67		
2019	New Construction	Supplemental Pr	roperty Tax	\$679.68			
2019	Property Tax Pena			\$1,817.72			
2019 2019	Advertising Fee	st		\$1,893.49			
2019	MAILING FEE			\$7.00			
CURRENT A	MOUNTS DUE as of 1/2	4/2020			\$	42,057.69	
NEXT INSTA	LLMENT AMOUNTS					-	
Tax Year	Charge Category			Installr	nent Amount Due		
2020	Property Tax Princ	1 A. A. A.				\$5,953.11	
NEXTINSIA	LLMENT DUE AMOUNT	due on 3/2/2020				\$5,953.11	
TOTAL AMO	UNTS DUE FOR ENTIR	TAX YEAR		-			
Tax Year	Charge Category			Remain	ing Balance Due	-	
	Property Tax Princ	ipal		\$23,812.4			
2020	Las Vegas Artesia			\$1.7		\$1.76	
2020 2020	LV Valley Water - I					\$1,328.49	
2020 2020		Property Tax Penalty			\$2,104.5		
2020 2020 2020		Property Tax Principal			\$16,361.6		
2020 2020 2020 2019	Property Tax Princ		roperty Tay		\$679.68		
2020 2020 2020		Supplemental P	roperty Tax				
2020 2020 2020 2019 2019	Property Tax Princ New Construction	Supplemental Pility	roperty Tax			\$1,893.49	
2020 2020 2020 2019 2019 2019	Property Tax Princ New Construction Property Tax Pena	Supplemental Pility	roperty Tax				
2020 2020 2020 2019 2019 2019 2019 2019	Property Tax Princ New Construction Property Tax Pena Property Tax Intere Advertising Fee MAILING FEE	Supplemental Pr Ity est	roperty Tax			\$1,893.49 \$7.00 \$4.00	
2020 2020 2020 2019 2019 2019 2019 2019	Property Tax Princ New Construction Property Tax Pena Property Tax Intere Advertising Fee	Supplemental Pr Ity est	roperty Tax		49	\$1,893.49 \$7.00	
2020 2020 2020 2019 2019 2019 2019 2019	Property Tax Princ New Construction Property Tax Pena Property Tax Intere Advertising Fee MAILING FEE	Supplemental Pr Ity est	roperty Tax		44	\$1,893.49 \$7.00 \$4.00	
2020 2020 2019 2019 2019 2019 2019 2019	Property Tax Princ New Construction Property Tax Pena Property Tax Intere Advertising Fee MAILING FEE OTAL AMOUNTS DUE	Supplemental Pr Ity est	roperty Tax		te te	\$1,893.49 \$7.00 \$4.00	
2020 2020 2019 2019 2019 2019 2019 2019	Property Tax Princ New Construction Property Tax Pena Property Tax Intere Advertising Fee MAILING FEE OTAL AMOUNTS DUE	Supplemental Pr Ity est			to I	\$1,893.49 \$7.00 \$4.00	
2020 2020 2019 2019 2019 2019 2019 2019	Property Tax Princ New Construction Property Tax Pena Property Tax Intere Advertising Fee MAILING FEE OTAL AMOUNTS DUE a	Supplemental Pr Ity est	s5,682.22 8/23/2018			\$1,893.49 \$7.00 \$4.00	
2020 2020 2019 2019 2019 2019 2019 2019	Property Tax Princ New Construction Property Tax Pena Property Tax Intere Advertising Fee MAILING FEE OTAL AMOUNTS DUE a	Supplemental Pr Ity est	\$5,682.22		4	\$1,893.49 \$7.00 \$4.00	
2020 2020 2019 2019 2019 2019 2019 2019	Property Tax Princ New Construction Property Tax Pena Property Tax Intere Advertising Fee MAILING FEE OTAL AMOUNTS DUE a	Supplemental Pr Ity est	\$5,682.22 8/23/2018		ţ	\$1,893.49 \$7.00 \$4.00	

### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 46 of 50 AAS012-200122

Borrower Not Applicable

 City Las Vegas
 County
 Clark
 State
 NV
 Zip Code
 89134-0522

 Lender/Client
 Greg Milligan/Harney Management Partners LLC
 Address
 Box 90099
 Austin TX, 78709



## Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 47 of 50 Engagement Letter Page 2

r/Client Greg Milligan/Harney Management Partners	LLC Address Box 90099, Austin TX, 78709
Engagement For	9017 Grove Crest Ln, Las Vegas, NV
Appraiser's receipt of written cancellation r writing.	notice, unless otherwise agreed upon by Appraiser and Client in
assignment, unless otherwise agreed by the	rs ent contractors at Appraiser's discretion to complete the parties. Notwithstanding, Appraiser shall sign the written y for the services provided as a result of this Agreement.
Agreement shall not include the Appraiser's pursuant to subpoena, any oral or written d	Client agrees that Appraiser's assignment pursuant to this s participation in or preparation for, whether voluntarily or liscovery, sworn testimony in judicial, arbitration or t any judicial, arbitration, or administrative proceeding relating
Appraiser cannot guarantee the outcome of opinion of value developed as a result of thi	ppinion that is contingent on a predetermined amount. The assignment in advance. Appraiser cannot insure that the as Assignment will serve to facilitate any specific objective by ause. Appraiser's opinion of value will be developed tiality and objectivity.
Governing Law & Jurisdiction The interpretation and enforcement of this	Agreement shall be governed by the laws of the State of Nevada.
Assumptions and Limiting Conditions The Client acknowledges that the appraisal the appraiser certification.	will contain the Assumptions and Limiting Conditions as well as
Advantage Appraisal Services, LLC	Client / Client & Intended User
Grace Jonardo	Greg Milligan
Date: 1/16/2020	Date: January 21, 2020

### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 48 of 50

### UNIFORM APPRAISAL DATASET (UAD) Property Condition and Quality Rating Definitions

File No. AAS012-200122

### Requirements - Condition and Quality Ratings Usage

Appraisers must utilize the following standardized condition and quality ratings within the appraisal report.

### **Condition Ratings and Definitions**

#### C1

The improvements have been recently constructed and have not been previously occupied. The entire structure and all components are new and the dwelling features no physical depreciation.

Note: Newly constructed improvements that feature recycled or previously used materials and/or components can be considered new dwellings provided that the dwelling is placed on a 100 percent new foundation and the recycled materials and the recycled components have been rehabilitated/remanufactured into like-new condition. Improvements that have not been previously occupied are not considered "new" if they have significant physical depreciation (that is, newly constructed dwellings that have been vacant for an extended period of time without adequate maintenance or upkeep).

#### C2

The improvements feature no deferred maintenance, little or no physical depreciation, and require no repairs. Virtually all building components are new or have been recently repaired, refinished, or rehabilitated. All outdated components and finishes have been updated and/or replaced with components that meet current standards. Dwellings in this category are either almost new or have been recently renovated and are similar in condition to new construction.

Note: The improvements represent a relatively new property that is well maintained with no deferred maintenance and little or no physical depreciation, or an older property that has been recently completely renovated.

#### C3

The improvements are well maintained and feature limited physical depreciation due to normal wear and tear. Some components, but not every major building component, may be updated or recently rehabilitated. The structure has been well maintained.

Note: The improvement is in its first-cycle of replacing short-lived building components (appliances. floor coverings, HVAC, etc.) and is being well maintained. It's estimated effective age is less than its actual age. It also may reflect a property in which the majority of short-lived building components have been replaced but not to the level of a complete renovation.

#### C4

The improvements feature some minor deferred maintenance and physical deterioration due to normal wear and tear. The dwelling has been adequately maintained and requires only minimal repairs to building components/mechanical systems and cosmetic repairs. All major building components have been adequately maintained and are functionally adequate.

Note: The estimated effective age may be close to or equal to its actual age. It reflects a property in which some of the short-lived building components have been replaced, and some short-lived building components are at or near the end of their physical life expectancy; however, they still function adequately. Most minor repairs have been addressed on an ongoing basis resulting in an adequately maintained property.

#### C5

The improvements feature obvious deferred maintenance and are in need of some significant repairs. Some building components need repairs, rehabilitation, or updating. The functional utility and overall livability are somewhat diminished due to condition, but the dwelling remains useable and functional as a residence.

Note: Some significant repairs are needed to the improvements due to the lack of adequate maintenance. It reflects a property in which many of its short-lived building components are at the end of or have exceeded their physical life expectancy but remain functional.

#### C6

The improvements have substantial damage or deferred maintenance with deficiencies or defects that are severe enough to affect the safety, soundness, or structural integrity of the improvements. The improvements are in need of substantial repairs and rehabilitation, including many or most major components.

Note: Substantial repairs are needed to the improvements due to the lack of adequate maintenance or property damage. It reflects a property with conditions severe enough to affect the safety, soundness, or structural integrity of the improvements.

### Case 1:18-cv-02844-RDB Advantage Appraisal Services LLC 11/25/20 Page 49 of 50

### UNIFORM APPRAISAL DATASET (UAD) Property Condition and Quality Rating Definitions

File No. AAS012-200122

### **Quality Ratings and Definitions**

#### Q1

Dwellings with this quality rating are usually unique structures that are individually designed by an architect for a specified user. Such residences typically are constructed from detailed architectural plans and specifications and feature an exceptionally high level of workmanship and exceptionally high-grade materials throughout the interior and exterior of the structure. The design features exceptionally high-quality exterior refinements and ornamentation, and exceptionally high-quality interior refinements. The workmanship, materials, and finishes throughout the dwelling are exceptionally high quality.

#### Q2

Dwellings with this quality rating are often custom designed for construction on an individual property owner's site. However, dwellings in this quality grade are also found in high-quality tract developments featuring residences constructed from individual plans or from highly modified or upgraded plans. The design features detailed, high-quality exterior ornamentation, high-quality interior refinements, and detail. The workmanship, materials, and finishes throughout the dwelling are generally of high or very high quality.

#### Q3

Dwellings with this quality rating are residences of higher quality built from individual or readily available designer plans in above-standard residential tract developments or on an individual property owner's site. The design includes significant exterior ornamentation and interiors that are well finished. The workmanship exceeds acceptable standards and many materials and finishes throughout the dwelling have been upgraded from "stock" standards.

#### Q4

Dwellings with this quality rating meet or exceed the requirements of applicable building codes. Standard or modified standard building plans are utilized and the design includes adequate fenestration and some exterior ornamentation and interior refinements. Materials, workmanship, finish, and equipment are of stock or builder grade and may feature some upgrades.

#### Q5

Dwellings with this quality rating feature economy of construction and basic functionality as main considerations. Such dwellings feature a plain design using readily available or basic floor plans featuring minimal fenestration and basic finishes with minimal exterior ornamentation and limited interior detail. These dwellings meet minimum building codes and are constructed with inexpensive, stock materials with limited refinements and upgrades.

#### Q6

Dwellings with this quality rating are of basic quality and lower cost; some may not be suitable for year-round occupancy. Such dwellings are often built with simple plans or without plans, often utilizing the lowest quality building materials. Such dwellings are often built or expanded by persons who are professionally unskilled or possess only minimal construction skills. Electrical, plumbing, and other mechanical systems and equipment may be minimal or non-existent. Older dwellings may feature one or more substandard or non-conforming additions to the original structure.

### Requirements - Definitions of Not Updated, Updated and Remodeled

#### Not Updated

### Little or no updating or modernization. This description includes, but is not limited to, new homes.

Residential properties of fifteen years of age or less often reflect an original condition with no updating, if no major components have been replaced or updated. Those over fifteen years of age are also considered not updated if the appliances, fixtures, and finishes are predominantly dated. An area that is 'Not Updated' may still be well maintained and fully functional, and this rating does not necessarily imply deferred maintenance or physical/functional deterioration.

#### Updated

#### The area of the home has been modified to meet current market expectations. These modifications are limited in terms of both scope and cost.

An updated area of the home should have an improved look and feel, or functional utility. Changes that constitute updates include refurbishment and/or replacing components meet existing market expectations. Updates do not include significant alterations to the existing structure.

#### Remodeled

### Significant finish and/or structural changes have been made that increase utility and appeal through complete replacement and/or expansion.

A remodeled area reflects fundamental changes that include multiple alterations. These alterations may include some or all of the following: replacement of a major component (cabinet(s), bathtub, or bathroom tile), relocation of plumbing/gas fixtures/appliances, significant structural alterations (relocating walls, and/or the addition of square footage). This would include a complete gutting and rebuild.

### Explanation of Bathroom Count

Three-quarter baths are counted as a full bath in all cases. Quarter baths (baths that feature only a toilet) are not included in the bathroom count. The number of full and half baths is reported by separating the two values using a period, where the full bath count is represented to the left of the period and the half bath count is represented to the right of the period.

#### Example:

3.2 indicates three full baths and two half baths.

### Case 1:18-cv-02844-RDB Document 381-5 Filed 11/25/20 Page 50 of 50

### UNIFORM APPRAISAL DATASET (UAD) Property Description Abbreviations Used in This Report

File No. AAS012-200122

Abbreviation	Full Name	May Appear in These Fields
4	Adverse	Location & View
ac	Acres	Area, Site
AdjPrk	Adjacent to Park	Location
AdjPwr	Adjacent to Power Lines	Location
ArmLth	Arms Length Sale	Sales or Financing Concessions
AT	Attached Structure	Design (Style)
В	Beneficial	Location & View
ba	Bathroom(s)	Basement & Finished Rooms Below Grade
br	Bedroom	Basement & Finished Rooms Below Grade
BsyRd	Busy Road	Location
C	Contracted Date	Date of Sale/Time
Cash	Cash	
		Sale or Financing Concessions
Comm	Commercial Influence	Location
Conv	Conventional	Sale or Financing Concessions
ср	Carport	Garage/Carport
CrtOrd	Court Ordered Sale	Sale or Financing Concessions
CtySky	City View Skyline View	View
CtyStr	City Street View	View
cv	Covered	Garage/Carport
DOM	Days On Market	Data Sources
DT	Detached Structure	Design (Style)
dw	Driveway	Garage/Carport
B.	Expiration Date	Date of Sale/Time
Estate	Estate Sale	Sale or Financing Concessions
FHA	Federal Housing Administration	Sale or Financing Concessions
g	Garage	Garage/Carport
ga	Attached Garage	Garage/Carport
gbi	Built-In Garages	Garage/Carport
gd	Detached Garage	Garage/Carport
Contraction of the second s		
GlfCse	Golf Course	Location
Glfvw	Golf Course View	View
GR	Garden	Design (Style)
HR	High Rise	Design (Style)
in	Interior Only Stairs	Basement & Finished Rooms Below Grade
Ind	Industrial	Location & View
Listing	Listing	Sales or Financing Concessions
Lndfl	Landfill	Location
LtdSght	Limited Sight	View
MR	Mid Rise	Design (Style)
Mtn	Mountain View	View
N	Neutral	Location & View
NonArm	Non-Arms Length Sale	Sale or Financing Concessions
0	Other	Basement & Finished Rooms Below Grade
0	Other	Design (Style)
op	Open	Garage/Carport
Prk	Park View	View
Pstrl	Pastoral View	View
PubTrn	Public Transportation	Location
PwrLn	Power Lines	View
Relo	Relocation Sale	Sale or Financing Concessions
REO	REO Sale	Sale or Financing Concessions
Res	Residential	Location & View
RH	USDA - Rural Housing	Sale or Financing Concessions
rr	Recreational (Rec) Room	Basement & Finished Rooms Below Grade
RT	Row or Townhouse	Design (Style)
		Date of Sale/Time
S	Settlement Date	
SD	Semi-detached Structure	Design (Style)
Short	Short Sale	Sale or Financing Concessions
sf	Square Feet	Area, Site, Basement
sqm	Square Meters	Area, Site
Unk	Unknown	Date of Sale/Time
VA	Veterans Administration	Sale or Financing Concessions
w	Withdrawn Date	Date of Sale/Time
WO	Walk Out Basement	Basement & Finished Rooms Below Grade
Woods	Woods View	View
Wtr	Water View	View
WtrFr	Water Frontage	Location
wu	Walk Up Basement	Basement & Finished Rooms Below Grade

# **EXHIBIT 5**

### Case 1:18-cv-02844-RDB. Document 381-6. Filed 11/25/20 Page 2 of 3 Equity Title of Nevada

2475 Village View Drive Suite 250 Henderson, NV 89074 (702) 432-1111

### Seller's Estimated Closing Statement

Property Escrow # Title #	9017 Grove Crest Lane Las Vegas, NV 89134 20-TLW-8309	Escrow Officer Tracy L Wi Seller Hillary R. Badrow, Trustee o	Closing	11/24/2020 12/17/2020 g 12/17/2020 Equity Title of Nevada
			Debit	Credit
-	arges & Credits			
Sales Price of	of Property			\$3,500,000.00
	Adjustments			
	es (\$6,351.97) 12/17/2020 to 01			\$988.08
	ster (\$50.00) 12/17/2020 to 01/	01/2021		\$23.33
0	2/17/2020 to			\$200.00
	.42) 12/17/2020 to 03/01/2021			\$58.72
Trash (\$51.5	52) 12/17/2020 to 03/01/2021			\$42.36
Payoffs/Pay				
	STIMATE - NEED DEMAND		\$1,062,191.	88
	Interest (\$136.99/day) 11/24/20	20 to 12/21/2020: \$3,698.73		
Estimated:	\$1,058,493.15			
Governmen	t Recording and Transfer Charge	5		
Recording F	ee - Recording Releases		\$294.	00
E-Recording	g Fee to Equity Title of Nevada		\$35.	00
Real Propert	ty Transfer Tax (County Deed Tax	es) to Equity Title of Nevada	\$17,850.	00
Commission	15			
Listing Agen	nt Commission to Synergy Sotheb	y's International Realty	\$105,000.	00
Selling Agen	nt Commission to BHHS Nevada I	Properties - Twain	\$105,000.	00
Escrow Cha	rges			
Reconveyan	nce Fee to Equity Title of Nevada		\$100.	00
	or Closing Fee to Equity Title of N	levada	\$1,067.	50
Owner's Title Policy to Equity Title of Nevada			\$7,466.	
Miscellaneo	ous Charges			
	saction Fee to Synergy Sotheby's	Int'l Realty	\$495.	00
HOA Deling	quent Dues to Summerlin North C	Community Association	\$2,062.	70
HOA Demar	nd Fee to Howard Hughes Prope	rties	\$165.	00
HOA Dues t	to ESTIMATED		\$2,000.	00
Home Warra	anty to Fidelity National Home W	/arranty	\$1,270.	00
Reimbursement for HOA to Gene Northrup			\$650.	00
Sewer to Cit	ty of Las Vegas Sewer		\$746.	13
Signing Fee			\$150.	00
Trash to Rep	oublic Services		\$448.	93
	to ESTIMATED		\$2,000.	00
Property Tax	xes Delinquent to Clark County T	reasurer	\$67,455.	
			Debit	Credit
Subtotals			\$1,376,447.	
Due to Selle	er		\$2,124,864.	
Totals			\$3,501,312.	49 \$3,501,312.49

### Acknowledgement Case 1:18-cv-02844-RDB Document 381-6 Filed 11/25/20 Page 3 of 3

This is an estimate only and subject to change.

We/I have carefully reviewed the Settlement Statement and find it to be a true and accurate statement of all receipts and disbursements made on my account or by me in this transaction and further certify that I have received a copy of the Settlement Statement. We/I authorize Equity Title of Nevada to cause the funds to be disbursed in accordance with this statement.

Settlement Agent

the J Trust

By:

Hillary R. Badrow, Trustee

Date

Date

### IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

SECURITIES AND EXCHANGE COMMISSION,	
Plaintiff,	:
<b>v.</b>	
KEVIN B. MERRILL, et al.,	
Defendants.	

Case No.: 1:18-cv-02844-RDB

### ORDER GRANTING RECEIVER GREGORY S. MILLIGAN'S MOTION FOR AUTHORIZATION OF SALE OF REAL PROPERTY LOCATED AT 9017 GROVE CREST LANE, LAS VEGAS, NV 89134

This matter is before the Court on the Motion for Authorization of Sale of Real Property Located at 9017 Grove Crest Lane, Las Vegas, NV 89134 (the "<u>Sale Motion</u>") (Dkt. No. 381), filed by Receiver Gregory S. Milligan (the "<u>Receiver</u>"), the Court-appointed Receiver in the above-captioned case. The Court, having considered the Sale Motion and evidence submitted in support thereof, responses or objections, if any, the arguments of counsel, and the pleadings on file, finds that the Sale Motion should be, and hereby is, GRANTED.

It is therefore ORDERED that:

1. The Sale Motion is GRANTED in its entirety.

2. The Receiver is authorized to sell the real property located at 9017 Grove Crest Lane, Las Vegas, NV 89134 (the "<u>Real Property</u>") to P&R Trust (the "<u>Buyer</u>") for \$3,500,000.00 (the "<u>Purchase Price</u>") pursuant to the Residential Purchase Agreement (the "<u>Contract</u>") attached to the Milligan Declaration as Exhibit 1.

3. The sale of the Real Property to the Buyer shall be free and clear of liens, claims, and encumbrances (with such liens, claims, and encumbrances, if any, to attach to the sales proceeds).

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4. Sotheby's International Realty, Inc. ("<u>Sotheby's</u>") is authorized to receive a 6% commission of \$210,000.00 to be paid 50% to Sotheby's and 50% to the Buyer's broker, plus an administrative fee of \$495.00, out of the Purchase Price at closing without need of further application or Court approval.

5. The Receiver is authorized to pay all other customary closing costs out of the Purchase Price at closing.

6. The remaining net proceeds from the sale of the Real Property shall be held in an interest-bearing account maintained by the Receiver pending final resolution of this SEC Action¹ or further Order of this Court.

7. The Receiver shall not close on the sale of the Real Property prior to December 26, 2020, which is the 31st day following the Receiver's filing of the Sale Motion. In the event a timely objection to the Sale Motion is filed on or before December 25, 2020, the Receiver shall not close on the sale of the Real Property without further Order of this Court.

IT IS SO ORDERED, this _____ day of _____, 2020.

HON. RICHARD D. BENNETT UNITED STATES DISTRICT JUDGE

¹ The term "<u>SEC Action</u>" herein shall mean the civil action styled *Securities and Exchange Commission v. Kevin Merrill, et al.*, Case No. 18-cv-02844-RDB, in the United States District Court for the District of Maryland.