

NEWPORT YACHT BASIN ASSOCIATION

NOVEMBER 16, 2010

Board members present at meeting were Karl Lang, Jeff Hoyt, Sid Rubin, Paul Shook, Jeannette Schulz

The meeting was held at Chris McKay's office in Bellevue, Washington . The purpose of this meeting was for Chris to go over her findings and recommendations after her review of the judgement of our lawsuit

Validity of QCD

1. Document was clear that the intent was to convey the property with a fee simple title. The legal description was correct.
2. Illegality of conveyance – zoning
3. Lack of consideration
4. Conveyance of unincorporated association , constructed trust

Adverse possession of slips D1 and D2 and the fuel vault

Does SBC need 70% approval of the membership to make changes to the finger piers of slips D1 and D2?

East parcel – exclusive use by NYBA for \$100.00 per year plus King County taxes.

Judgement was reversed on this issue, judgement was too broad

Restrooms and workshop

Do we file an appeal?

We do not have good facts on slips D1 and D2

Granted an easement on access through D1 and D2

Not Appeal

Exclusive use of easements

Risk – estople issue

Over statements of facts by judge Canova could be challenged in the future.

From appeals court – enforcing recorded documents

We are to contact Chris Brain to go ahead with filing the appeal. We should get a list from him of his suggestions of what issues to appeal

Tracey will contact David Tracey to notify Andy Leonard of our intent to proceed with filing of lien against property.

The meeting adjourned at 1PM

Jeanette Schuy
Secretary