

May 2, 2011

To the Chief Investigator of the Attorney General's Office, Dale Liebherr

In the last ten years residents of the Virginia City Highlands have struggled to have their County officials address the unlawful building of several large towers on a residential property in our area.

County code violations, building without permits, CC & R violations, and finally violation of a stop work order are issues that should have been addressed by officials holding office during this time. Tower structures were erected and the failure of the county to inspect and address their unlawful existence has resulted in this request to ask for an investigation into the lack of enforcement of County codes. Equal protection under the law has been denied to the residents of the VC Highlands.

A petition of 100 signatures asking for the illegal towers to be taken down and nuisance complaints filed with the county were ignored. Our officials are now in the process of negotiating with the individual that violated the law from the very beginning of this ten year ordeal. That individual never was held accountable for illegal actions he knowingly committed.

Permits, inspections and following the county codes are the avenue to building a structure. The residents of this community have recorded their attempts to ask our officials to support us in ensuring that all of the residents of our county comply equally with the existing laws and codes.

We want our county officials held accountable for their failure to enforce the law equally.

For a period of ten years residents of the VC Highlands have pursued all avenues to correct the illegal actions of the owner of these structures. In that period of time the individual sued Storey County and the VC Highlands and even though he lost his lawsuit, he has refused to pay the VC Highlands legal fees rightfully due to our association as court ordered. Residents of this

association continue asking for the towers to be taken down. The county has been asked repeatedly to address the illegal existence of the towers but years pass and the towers continue to stand.

The tower owner then felt bold enough to purchase and attempt to install two more towers; after all, our county had allowed him to break the law and build without permits and ignore county codes. When our assistant D.A. attempted to rectify the situation she issued a stop work order which was violated. This violation was reported and photographed.

The owner of the towers then sued our county in district court. He was told by the court that he hadn't attempted to work with the county and that he had to follow procedure. Now he wants the County to ignore the violations and negotiate with him.

What happened to the rights of the residents that did follow procedures who have now been sued twice by this law breaking resident? We would like our State Attorney General to investigate this situation and insure that all citizens are treated equally under the law.

We would like this issue dealt with legally and not have some sort of a back door deal passed without regards of the legal rights of the residents of Storey County.

Any decisions made by our County Commissioners now that disregard the county and state laws may have long term effects on the safety and well being of our community.

Respectfully submitted on behalf of the residents of the Virginia City Highlands.

Buddy R. Morton
Buddy R. Morton
630 Panamint Road
Virginia City Highlands, NV
89521
775-847-7968