

The Keith Companies, Inc., Utah Division
960 West LeVoy Drive, Suite 100
Salt Lake City, Utah 84123
Phone: (801) 743-0696
Fax: (801) 743-0697

ENT 104571; 2004 PG 1 of 7
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2004 Sep 13 12:02 pm FEE 22.00 BY AB
RECORDED FOR CLARK, MATT

WHEN RECORDED SEND TO

RECORDER'S USE

AFFIDAVIT

Matt W Clark, being first duly sworn deposes and says:

1. That he is a Professional Land Surveyor holding license No. 323716 as prescribed by the State of Utah.
2. That Eagle Crest No. 1 at SunCrest – Final Plat was prepared by Thompson-Hysell Engineers, Inc. and recorded February 7, 2003 as Entry No. 8523794 in Book 2003P at Page 34 of the Salt Lake County records and recorded February 7, 2003 as Entry No. 19498:2003 of the Utah County records.
3. That certain monuments to be set as depicted on said Eagle Crest No. 1 at SunCrest – Final Plat conflict with existing sewer manholes and can not be constructed as shown. More particularly 7 sewer manholes prevent the construction of monuments.
4. That attached Exhibits “A” – “D” depict portions of said Eagle Crest No. 1 at SunCrest – Final Plat, the locations of said monuments in conflict with sewer manholes, the locations of the relocated monuments as constructed on the ground, and the mathematical relationship between monuments constructed.
Exhibit “A” Intersection of Eagle Chase Drive and Feather Hill Court
Exhibit “B” Intersection of Eagle Chase Drive and Bald Eagle Court
Exhibit “C” Intersection of Eagle Crest Drive and Falcon Ridge Drive
Exhibit “D” Intersection of Falcon Pointe Court and Golden Eagle Drive
5. That attached Exhibit “E” is the legal description for said Eagle Crest No. 1 at SunCrest.
6. Further affiant sayeth naught.

Matt W Clark

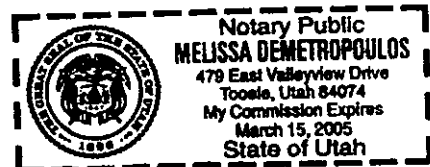
Matt W. Clark, P.L.S. 323716

STATE OF UTAH, } ss.
County of Salt Lake

On this 13th day of September, 2004, appeared before me Matt W. Clark the signer of the foregoing instrument, who duly acknowledged to me that he executed the same.

Melissa Demetropoulos

My Commission Expires: 3-15-05



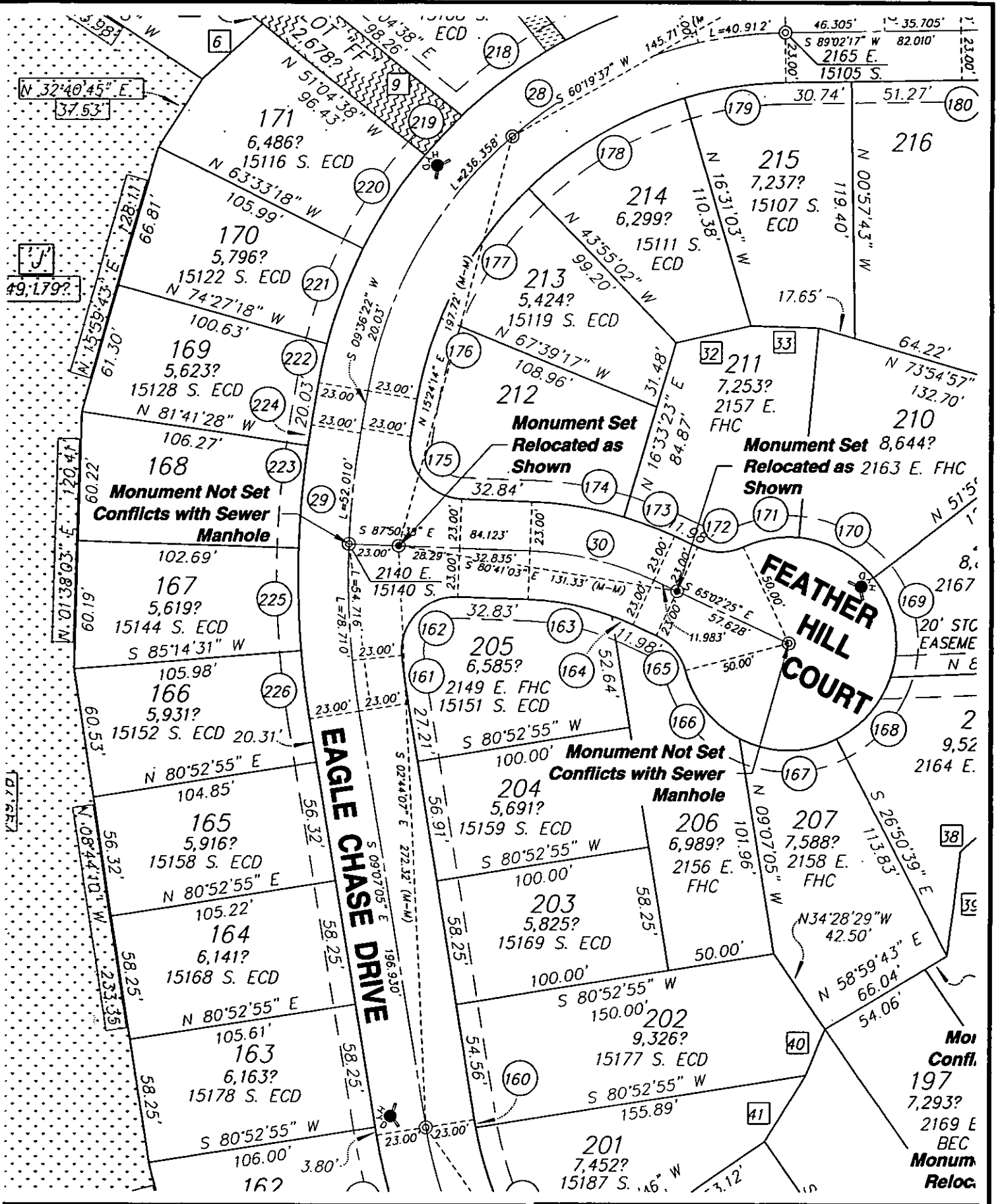


Exhibit "A"
Street Monument Relocation

The Keith Companies **TKC**

960 West LeVoy Drive, Suite 100, Taylorsville, Utah 84123
 Phone (801) 743-0696 Fax (801) 743-0697
 Water Resources Land Planning Civil Engineering Land Surveying Mapping Environmental Services

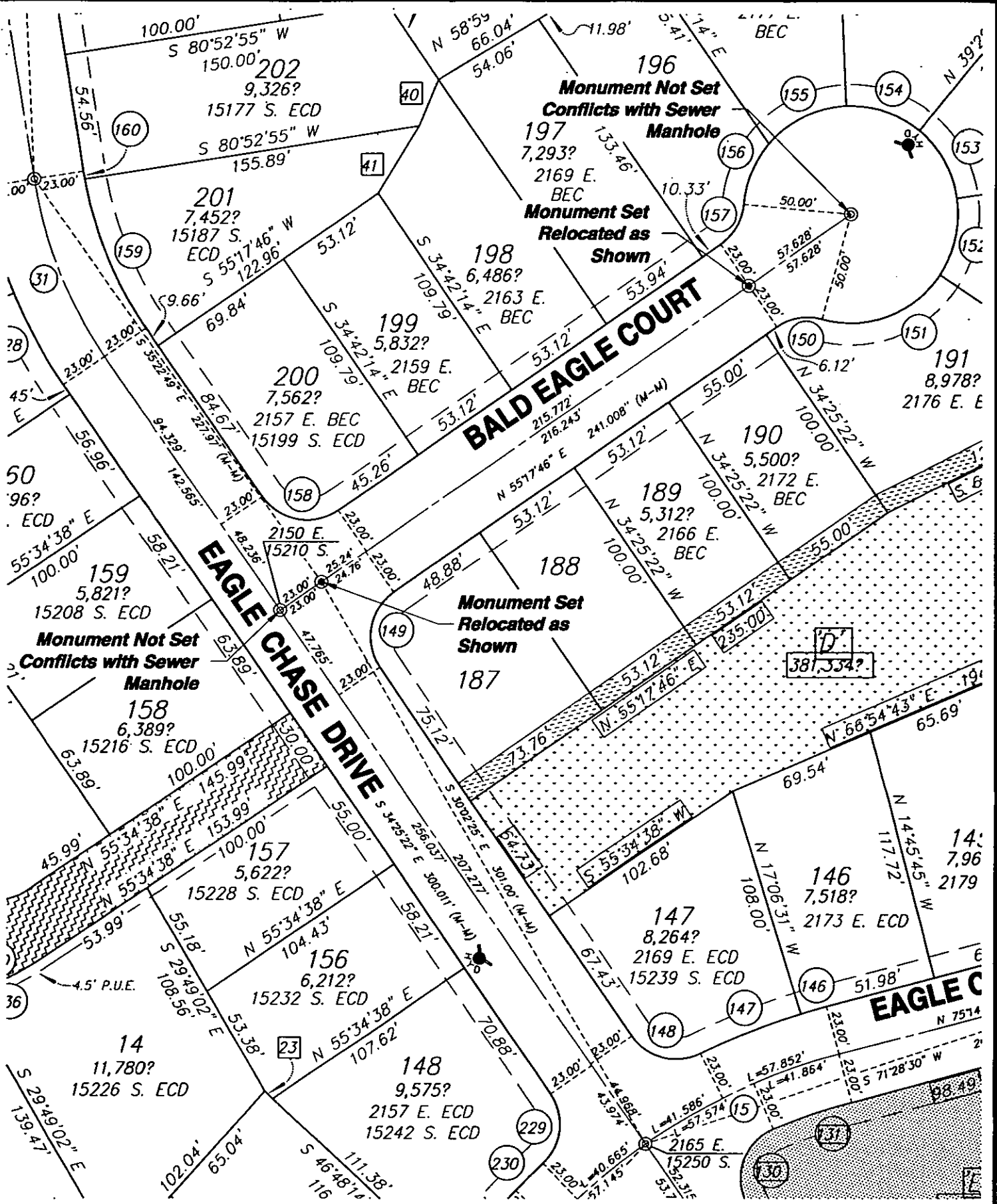


Exhibit "B"
Street Monument Relocation

The Keith C companies **TKC**

960 West LeVoy Drive, Suite 100, Taylorsville, Utah 84123
 Phone (801) 743-0596 Fax (801) 743-0597
 Water Resources Land Planning Civil Engineering Land Surveying Mapping Environmental Services

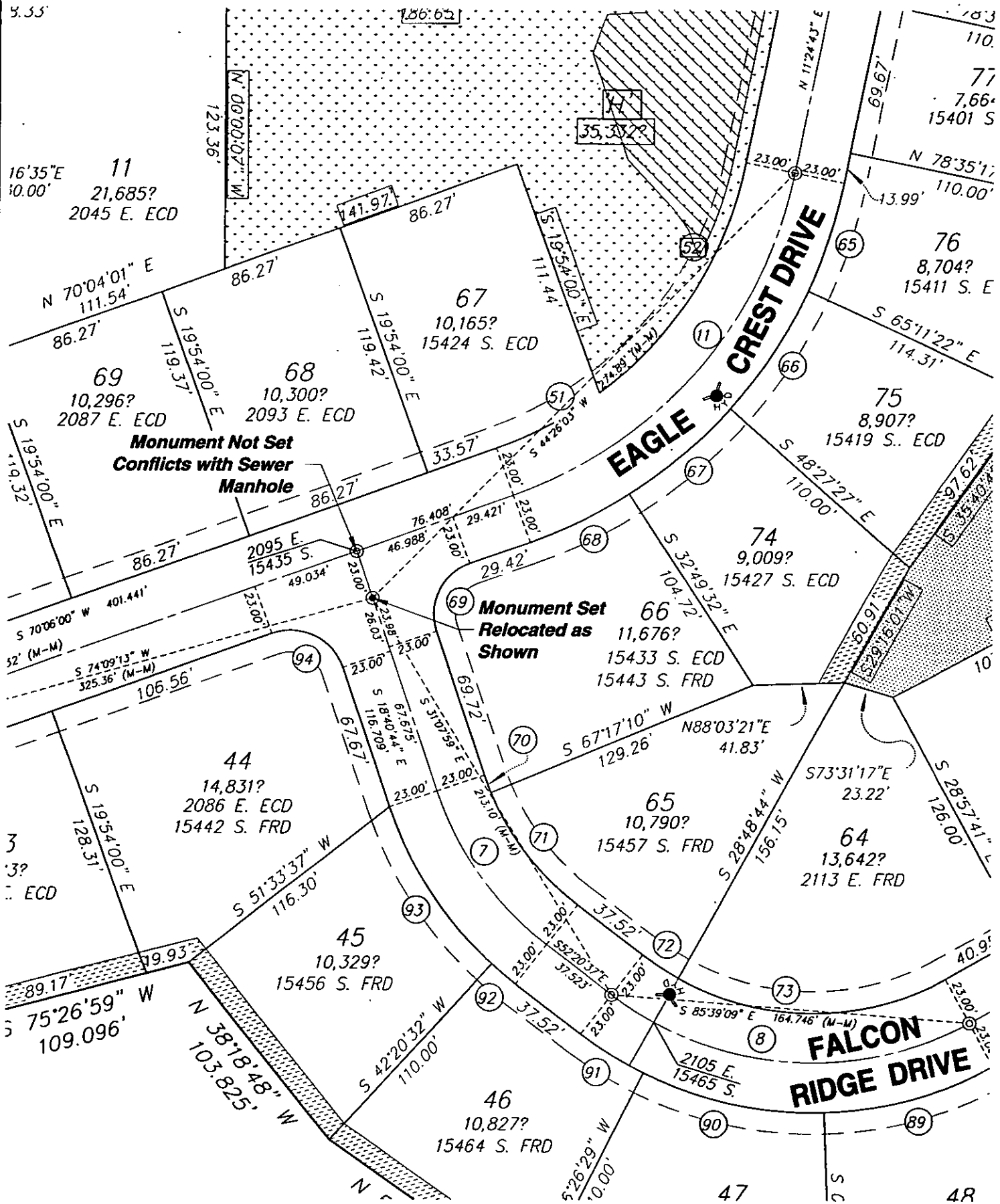


Exhibit "C"
Street Monument Relocation

The Keith Companies **TKC**

960 West LeVay Drive, Suite 100, Taylorsville, Utah 84123
 Phone (801) 743-0696 Fax (801) 743-0697
 Water Resources Land Planning Civil Engineering Land Surveying Mapping Environmental Services

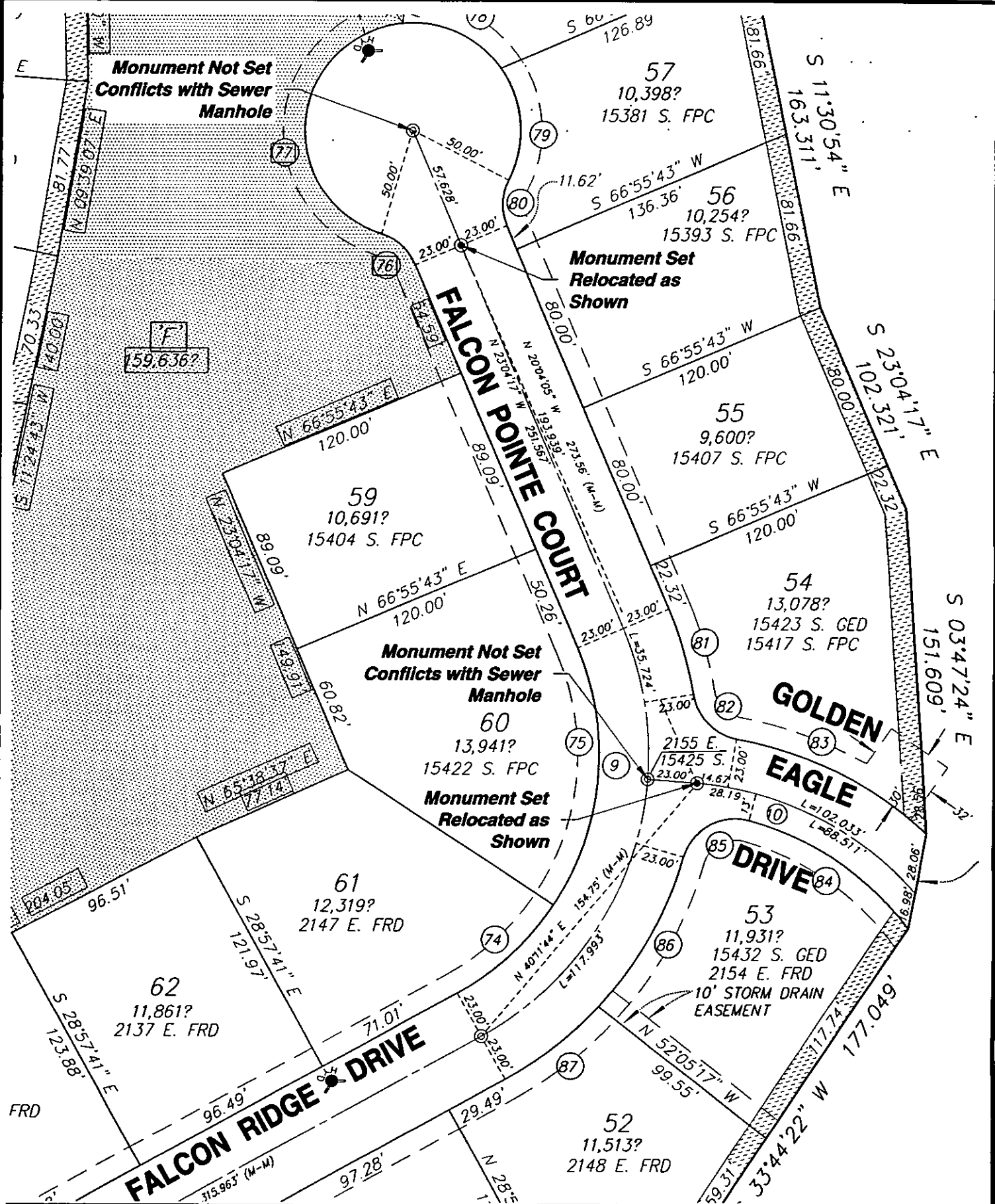


Exhibit "D"
Street Monument Relocation

The Keith C companies **TKC**

960 West LeVay Drive, Suite 100, Taylorsville, Utah 84123
 Phone (801) 743-0696 Fax (801) 743-0697
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Exhibit "E"

A parcel of land located in the Southwest Quarter of Section 10, the East Half of Section 16 and the West Half of Section 15 all in Township 4 South, Range 1 East, Salt Lake Base and Meridian and being more particularly described as follows:

BEGINNING at the West Quarter corner of Section 15, Township 4 South, Range 1 East, (Basis of Bearing being North 11°11'59" West 2719.302 feet between said West quarter corner and the Northwest corner of said Section 15) and running North 00°00'07" West 47.997 feet; thence North 89°59'56" East 1150.910 feet; thence North 00°00'07" East 2630.300 feet; thence South 89°59'56" West 409.989 feet; thence North 00°46'33" West 346.482 feet; thence North 89°13'27" East 141.526 feet; thence North 03°55'20" East 76.142 feet; thence North 17°30'25" East 76.665 feet; thence North 31°09'26" East 76.873 feet; thence North 44°42'28" East 75.552 feet; thence North 15°11'58" East 51.718 feet; thence North 11°38'04" West 110.560 feet; thence North 36°50'51" West 55.265 feet; thence North 10°07'49" West 70.456 feet; thence North 00°19'14" West 58.780 feet; thence South 89°25'25" West 906.785 feet to a point on the north boundary of Oak Vista No.6 at Suncrest as recorded in Book 2001P at Page 153 in the office of the Salt Lake County Recorder; thence North 00°34'35" West 77.000 feet along said Oak Vista No. 6 boundary and the east boundary of Oak Vista No.2 at Suncrest as recorded in Book 99-12P at Page 343 in the office of the Salt Lake County Recorder; thence North 89°25'25" East 1023.313 feet; thence along a curve to the right having a radius of 636.000 feet, a central angle of 63°33'23" (chord bears South 58°47'53" East 669.876 feet) for an arc distance of 705.495 feet; thence South 27°01'12" East 412.399 feet; thence along a curve to the left having a radius of 714.000 feet, a central angle of 33°36'17" (chord bears South 43°49'21" East 412.794 feet) for an arc distance of 418.770 feet; thence South 60°37'29" East 333.791 feet; thence along a curve to the right having a radius of 736.000 feet, a central angle of 37°13'50" (chord bears South 42°00'34" East 469.880 feet) for an arc distance of 478.249 feet; thence South 23°23'39" East 71.009 feet; thence South 66°36'21" West 77.000 feet; thence South 66°08'20" West 305.919 feet; thence South 24°07'34" East 67.670 feet; thence South 18°13'33" East 84.874 feet; thence South 77°40'19" West 110.000 feet; thence along a non-tangent curve to the right having a radius of 303.000 feet, whose center bears South 77°40'19" West, with a central angle of 45°15'38" (chord bears South 10°18'08" West 233.178 feet) for an arc distance of 239.353 feet; thence South 32°55'57" West 103.755 feet; thence South 57°04'03" East 110.000 feet; thence South 32°55'57" West 275.790 feet; thence South 34°30'22" West 77.795 feet; thence South 44°39'36" West 84.867 feet; thence South 56°11'36" West 81.122 feet; thence South 66°23'12" West 65.630 feet; thence South 74°15'16" West 67.556 feet; thence South 26°13'25" West 44.982 feet; thence South 13°02'03" East 21.789 feet; thence South 17°05'16" East 56.052 feet; thence South 13°09'57" East 76.862 feet; thence South 03°09'54" West 75.156 feet; thence South 19°17'13" West 111.554 feet; thence South 34°34'29" West 65.518 feet; thence North 62°38'07" West 97.197 feet; thence along a non-tangent curve to the right having a radius of 50.000 feet, whose center bears North 85°28'07" West, with a central angle of 57°49'32" (chord bears South 33°26'39" West 48.348 feet) for an arc distance 50.462 feet; thence South 15°40'04" West 259.520 feet; thence South 43°02'55" East 95.762 feet; thence South 11°30'54" East 163.311 feet; thence South 23°04'17" East 102.321 feet; thence South 03°47'24" East 151.609 feet; thence South 10°59'46" West 45.036 feet; thence South 33°44'22" West 177.049 feet; thence South 61°02'23" West 358.561 feet; thence South 74°41'29" West 129.938 feet; thence North 77°47'51" West 139.217 feet; thence North 54°33'02" West 115.769 feet; thence North 38°18'48" West 103.825 feet; thence South 75°26'59" West 109.096 feet; thence South 70°11'27" West 90.595 feet; thence South 82°33'14" West 128.477 feet; thence North 75°52'51" West 128.203 feet; thence North 54°39'14" West 125.241 feet; thence North 45°41'23" West 95.620 feet; thence North 51°54'43" West 76.247 feet; thence North

88°54'46" West 76.038 feet; thence North 89°38'43" West 304.952 feet; thence North 85°31'39" West 106.391 feet; thence North 79°14'13" West 100.565 feet; thence North 73°15'20" West 96.237 feet; thence North 67°35'30" West 90.127 feet; thence North 62°06'49" West 90.127 feet; thence North 56°42'28" West 88.873 feet; thence North 54°34'47" West 80.000 feet; thence North 55°13'34" West 79.425 feet; thence North 74°45'44" West 217.795 feet; thence North 00°33'05" East 137.118 feet; thence along a non-tangent curve to the left having a radius of 25.000 feet, whose center bears North 00°28'56" East, with a central angle of 88°46'17" (chord bears North 46°05'47" East 34.974 feet) for an arc distance of 38.734 feet; thence along a reverse curve to the right having a radius of 789.000 feet, a central angle of 15°18'26" (chord bears North 09°21'52" East 210.165 feet) for an arc distance of 210.791 feet; thence along a reverse curve to the left having a radius of 661.000 feet, a central angle of 33°35'45" (chord bears North 00°13'12" East 382.054 feet) for an arc distance of 387.583 feet; thence North 16°34'40" West 197.037 feet to a point on the south boundary of Oak Vista No.4 at Suncrest as recorded in Book 2000P at Page 325 in the office of the Salt Lake County Recorder; thence North 73°25'20" East along said south boundary 62.000 feet; thence South 16°34'40" East 197.037 feet; thence along a curve to the right having a radius of 723.000 feet, a central angle of 33°11'43" (chord bears South 00°01'11" West 413.049 feet) for an arc distance of 418.883 feet; thence South 73°22'57" East 176.732 feet; thence South 18°59'53" West 80.052 feet; thence South 61°43'02" East 162.457 feet; thence South 35°25'13" West 118.361 feet; thence South 54°34'47" East 129.710 feet; thence along a curve to the left having a radius of 777.000 feet, a central angle of 35°07'05" (chord bears South 72°08'19" East 468.822 feet) for an arc distance of 476.242 feet; thence South 89°41'52" East 88.515 feet; thence North 00°00'07" West 83.632 feet to the POINT OF BEGINNING. Containing 107.5525 Acres

LESS AND EXCEPTING THEREFROM any of the above described tract lying within the bounds of the 50 foot strips of land which were deeded to the Metropolitan Water District and subsequently conveyed to the United States of America by that certain Warranty Deed recorded January 13, 1950, as Entry No. 401, in Book 545, at Page 131 of Official Records of Utah County.