

11105847

After Recording, Return To:
Staker & Parson Companies
1150 South Depot Drive, Suite 250
Ogden, UT 84404

11105847
12/28/2010 04:15 PM \$33.00
Book - 9893 Pg - 131-137
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
NATIONAL TITLE AGENCY LLC
5295 S COMMERCE DR #250
MURRAY UT 84107
BY: ZJM, DEPUTY - WI 7 P.

TAX PARCEL I.D. NOS.: 33-17-400-003; 33-17-400-004; 33-21-100-016;
33-20-200-004; 33-20-200-005; 33-21-100-009;
33-21-100-012; 33-21-100-017; 33-21-100-006;
33-20-200-006; 33-16-300-011; 33-20-100-001.

ASSIGNMENT OF LEASE

This Assignment of Lease ("Assignment") is made, effective December 10, 2010, by and between CMC Rock, LLC, a Utah limited liability company ("Assignor"), and Staker & Parson Companies, a Utah corporation, whose address is 1150 South Depot Drive, Suite 250, Ogden, UT 84404 ("Assignee").

UT 5357885
In consideration of the mutual covenants and purchase price set forth in the Asset Purchase Agreement between Assignor and related parties and Assignee, dated December 10, 2010, Assignor assigned and transferred and hereby assigns and transfers to Assignee all of the Assignor's right, title and interest in and to that certain Sand and Gravel Lease Agreement dated effective January 1, 2009, by and between Bank of Utah, as Trustee of the Irrevocable Jack W. Kunkler Trust A, Share B and Assignor, as executed and amended, covering land in Salt Lake County, State of Utah, described on the attached Exhibit "A" ("Lease").

Assignee accepts assignment of the Lease as of the effective date stated above and assumes and agrees to perform all the terms and conditions, covenants and agreements of the Lease as the lessee thereto. This Assignment shall be binding on the Assignee's successors and assigns.

Nothing contained herein shall in any way supersede the provisions, including the warranties, covenants and agreements of, or any of the rights, remedies or obligations of, any party set forth in the Asset Purchase Agreement.

This Assignment may be executed in one or more counterparts, each of which shall be deemed to be an original and all of which together shall be deemed to be one and the same instrument.

In witness whereof, each party of this Assignment has caused it to be executed on the date indicated below.

[Signatures and Acknowledgements to Appear on the Following Pages]

ASSIGNOR:

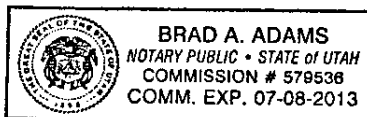
CMC ROCK, LLC,
a Utah limited liability company

By: Todd D. Cusick
Todd D. Cusick
President

STATE OF UTAH)
 : ss.
COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 15TH day of December, 2010, by Todd D. Cusick, President of CMC Rock, LLC, a Utah limited liability company.

Brad A. Adams
Notary Public



ASSIGNEE:

Staker & Parson Companies

By: Scott W. Parson
Scott W. Parson
President

STATE OF Utah)
COUNTY OF Weber) ss.

The foregoing instrument was acknowledged before me this 16 day of December, 2010, by Scott W. Parson, President of Staker & Parson Companies.

Cynthia Marie Thomas
Notary Public

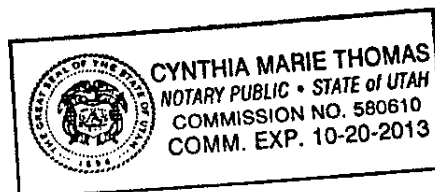


EXHIBIT "A"

Legal Description of Property Covered by Lease

A PARCEL OF LAND LOCATED IN SECTIONS 16, 20 AND 17, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SECTION CORNER COMMON TO SECTIONS 16, 17, 20 AND 21 AND RUNNING THENCE SOUTH 88° 02'32" WEST, ALONG THE SECTION LINE, A DISTANCE OF 2620.36 FEET, TO THE QUARTER CORNER COMMON TO SECTIONS 17 AND 20; THENCE SOUTH 89° 28' 20" WEST, ALONG THE SECTION LINE, A DISTANCE OF 140.22 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 200.00 FEET, THE CENTER OF WHICH BEARS SOUTH 19° 21' 20" EAST, THROUGH A CENTRAL ANGLE OF 09° 35' 15", A DISTANCE OF 33.47 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF A 500.00 FOOT RADIUS CURVE TO THE LEFT, THE CENTER OF WHICH BEARS NORTH 9° 44' 51" WEST, THROUGH A CENTRAL ANGLE OF 44° 07' 09", A DISTANCE OF 385.01 FEET; THENCE NORTH 36° 07' 53" EAST, A DISTANCE OF 286.80 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 300.00 FEET, THE CENTER OF WHICH BEARS NORTH 36° 07' 53" EAST, THROUGH A CENTRAL ANGLE OF 31° 30' 18", A DISTANCE OF 164.96 FEET; THENCE SOUTH 85° 22' 21" EAST, A DISTANCE OF 409.26 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF A 500.00 FOOT RADIUS CURVE TO THE RIGHT, THROUGH A CENTRAL ANGLE OF 37° 47' 00", A DISTANCE OF 329.72 FEET; THENCE SOUTH 47° 46' 30" EAST, A DISTANCE OF 92.37 FEET; THENCE NORTH 61° 43' 40" EAST, A DISTANCE OF 1907.23 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 400.00 FEET, THE CENTER OF WHICH BEARS NORTH 57° 21' 58" EAST, THROUGH A CENTRAL ANGLE OF 52° 25' 22", A DISTANCE OF 365.98 FEET, TO THE NORTH-SOUTH 10 ACRE LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 16; THENCE SOUTH 0° 35' 35" WEST, ALONG SAID NORTH-SOUTH 10 ACRE LINE, A DISTANCE OF 796.68 FEET, TO THE NORTH LINE OF GOVERNMENT LOT 4; THENCE SOUTH 89° 08' 29" EAST, ALONG SAID NORTH LINE, A DISTANCE OF 329.98 FEET, TO THE NORTHEAST CORNER THEREOF; THENCE SOUTH 00°36'08" WEST, ALONG THE NORTH-SOUTH LINE COMMON TO GOVERNMENT LOTS 3 AND 4, A DISTANCE OF 435.09 FEET; THENCE NORTH 89° 23' 44" WEST, A DISTANCE OF 991.41 FEET, TO THE SECTION LINE; THENCE NORTH 00° 36'16" EAST, ALONG SAID SECTION LINE, A DISTANCE OF 439.48 FEET, TO THE POINT OF BEGINNING. CONSISTING OF 45 ACRES, MORE OR LESS.

BEING PART OF:

Parcel Identification No. 33-16-300-009
Parcel Identification No. 33-16-300-010
Parcel Identification No. 33-17-300-002
Parcel Identification No. 33-17-400-003
Parcel Identification No. 33-17-400-004
Parcel Identification No. 33-21-100-016

A PARCEL OF LAND LOCATED IN SECTIONS 20 AND 21, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 21 AND RUNNING THENCE SOUTH 0° 36' 59" EAST, ALONG THE LINE COMMON TO GOVERNMENT LOTS 2 AND 3 OF SAID SECTION 21, A DISTANCE OF 1344.12 FEET, TO THE SOUTHERLY CORNER THEREOF; THENCE NORTH 89° 33' 30" WEST, ALONG THE SOUTHERLY LINE OF SAID GOVERNMENT LOT 3, A DISTANCE OF 1334.92 FEET, TO THE SOUTHERLY CORNER COMMON TO GOVERNMENT LOTS 3 AND 4 OF SAID SECTION 21 AND THE POINT OF BEGINNING FOR THIS DESCRIPTION AND RUNNING THENCE NORTH 89° 33' 30" WEST, ALONG THE SOUTH LINE OF SAID GOVERNMENT LOT 4, A DISTANCE OF 541.12 FEET; THENCE NORTH 0° 06' 53" EAST, A DISTANCE OF 339.36 FEET; THENCE NORTH 89° 27' 18" WEST, A DISTANCE OF 792.00 FEET, TO THE SECTION LINE; THENCE SOUTH 0° 25' 12" WEST, ALONG THE SECTION LINE, A DISTANCE OF 340.78 FEET, TO THE EAST-WEST 40 ACRE LINE OF THE NORTHEAST QUARTER OF SAID SECTION 21; THENCE SOUTH 89° 13' 13" WEST, ALONG SAID 40 ACRE LINE, A DISTANCE OF 2593.54 FEET, MORE OR LESS TO THE NORTH SIXTEENTH CORNER OF SAID SECTION 20; THENCE NORTH 0° 40' 49" WEST, ALONG THE NORTH-SOUTH CENTER QUARTER LINE, A DISTANCE OF 1308.95 FEET, TO THE NORTH QUARTER CORNER OF SAID SECTION 20; THENCE NORTH 88° 02' 32" EAST, ALONG THE SECTION LINE, A DISTANCE OF 2620.36 FEET, TO THE SECTION CORNER COMMON TO SECTIONS 16, 21, 20 AND 17; THENCE SOUTH 0° 36' 16" WEST, ALONG THE SECTION LINE, A DISTANCE OF 439.48 FEET; THENCE SOUTH 89° 23' 44" EAST, A DISTANCE OF 991.41 FEET; THENCE NORTH 00° 36' 08" EAST, A DISTANCE OF 435.09 FEET, TO THE SECTION LINE; THENCE SOUTH 89° 08' 29" EAST, ALONG SAID SECTION LINE, A DISTANCE OF 331.42 FEET, TO THE NORTHERLY CORNER COMMON TO GOVERNMENT LOTS 3 AND 4; THENCE SOUTH 0° 05' 40" EAST, A DISTANCE OF 1353.56 FEET, TO THE POINT OF BEGINNING. CONSISTING OF 105 ACRES, MORE OR LESS.

BEING PART OF:

Parcel Identification No. 33-20-200-004
Parcel Identification No. 33-20-200-005
Parcel Identification No. 33-21-100-009
Parcel Identification No. 33-21-100-012
Parcel Identification No. 33-21-100-017

A PARCEL OF LAND LOCATED IN SECTION 21, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF NORTHWEST QUARTER NORTHWEST QUARTER (NW¼NW¼), SECTION 21, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; AND RUNNING THENCE NORTH 330 FEET; THENCE EAST 792 FEET; THENCE SOUTH 330 FEET; THENCE WEST 792 FEET TO THE POINT OF BEGINNING.

Salt Lake County Parcel # 33-21-100-006

LESS AND EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 21 AND THE NORTHEAST QUARTER OF SECTION 20, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN:

BEGINNING AT A POINT ON THE WESTERLY LINE GRANTOR'S PROPERTY SAID POINT BEING LOCATED NORTH 0° 44' 11" WEST 890.47 FEET MORE OR LESS FROM THE MONUMENT (STAMPED N 1/16 SECTION 20); AND RUNNING THENCE SOUTH 75° 45' 26" EAST 894.20 FEET TO A POINT OF CURVATURE OF A 430.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE CONTINUING 158.81 FEET ALONG THE ARC OF SAID CURVE THROUGH A

CENTRAL ANGLE OF 21°09'38"; THENCE SOUTH 54°35'49" EAST 452.83 FEET TO A POINT OF CURVATURE OF A 770.00 FOOT RADIUS CURVE TO THE LEFT; THENCE CONTINUING 524.19 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 39°00'18"; THENCE NORTH 86°23'53" EAST 778.80 FEET TO THE POINT OF CURVATURE OF A 780.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE CONTINUING 151.37 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 11°07'09"; THENCE SOUTH 82°28'58" EAST 433.46 FEET TO A POINT OF CURVATURE OF A 370 FOOT RADIUS CURVE TO THE LEFT; THENCE CONTINUING 63.24 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 9°47'37"; THENCE NORTH 87°43'25" EAST 644.90 FEET MORE OR LESS TO THE EASTERLY LINE OF GRANTOR'S PROPERTY; THENCE SOUTH 0°09'44" EAST 185.44 FEET TO THE SOUTHEAST CORNER OF GRANTOR'S LAND, THENCE ALONG THE SOUTH LINE OF GRANTOR'S PROPERTY THE FOLLOWING 2 COURSES; NORTH 89°33'21" WEST 1334.96 FEET MORE OR LESS; THENCE SOUTH 89°12'46" WEST 2593.53 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF GRANTOR'S PROPERTY; THENCE NORTH 0°44'11" WEST 890.47 FEET ALONG THE GRANTOR'S WESTERLY LINE TO THE POINT OF BEGINNING.

Portions of Salt Lake County Parcels # 33-20-200-006 and 33-21-100-006

LESS AND EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN:

BEGINNING AT A POINT ON THE EAST LINE OF THE GRANTOR'S PROPERTY, SAID POINT BEING LOCATED WEST 1322.44 FEET AND SOUTH 809.47 FEET FROM THE NORTH QUARTER CORNER OF SAID SECTION 21; THENCE SOUTH 0°09'44" EAST 337.32 FEET TO A POINT ON THE NORTH LINE OF PROPOSED ROADWAY; THENCE THE FOLLOWING 3 COURSES ALONG THE NORTH LINE OF SAID ROADWAY, SOUTH 87°43'25" WEST 644.90 FEET TO A POINT OF CURVATURE OF A 370 FOOT RADIUS CURVE TO THE RIGHT; THENCE CONTINUING 63.24 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 09°47'37"; THENCE NORTH 82°28'58" WEST 14.53 FEET; THENCE NORTH 0°09'44" WEST 363.74 FEET PARALLEL WITH THE EAST LINE OF GRANTOR'S PROPERTY; THENCE SOUTH 89°33'21" EAST 722.00 FEET PARALLEL WITH THE SOUTH LINE OF GRANTOR'S PROPERTY MORE OR LESS TO THE EAST LINE OF GRANTOR'S PROPERTY AND POINT OF BEGINNING.

A Portion of Salt Lake County Parcel # 33-20-200-006

A PARCEL OF LAND LOCATED IN SECTION 16, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

ALL OF LOTS 3 & 6 AS DESCRIBED AS: BEGINNING AT A POINT SOUTH 89°23'58" EAST 660.94 FEET FROM THE SOUTHWEST CORNER OF SECTION 16, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE & MERIDIAN AND RUNNING THENCE NORTH 0°24'47" EAST 1310.84 FEET; THENCE SOUTH 89°23'58" EAST 330.47 FEET; THENCE SOUTH 0°24'4" WEST 1310.84 FEET; THENCE NORTH 89°23'58" WEST 330.47 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPTING THEREFROM THAT PORTION OF LAND CONVEYED TO THE UTAH DEPARTMENT OF TRANSPORTATION AS DISCLOSED BY WARRANTY DEED RECORDED JULY 15, 2010 AS ENTRY NO. 10991089 IN BOOK 9841 AT PAGE 243 OF OFFICIAL RECORDS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PARCEL OF LAND IN FEE FOR A HIGHWAY KNOWN AS PROJECT NO. MP-0182(6), BEING PART OF AN ENTIRE TRACT OF PROPERTY, SITUATE IN THE SOUTHWEST QUARTER OF

SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN. THE BOUNDARIES OF SAID PARCEL OF LAND ARE DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID ENTIRE TRACT, WHICH POINT IS 991.40 FEET (991.41 FEET RECORD) SOUTH 89°23'58" EAST ALONG THE SECTION LINE AND 1,315.45 FEET NORTH 0°24'49" EAST (1,310.84 FEET NORTH 0°24'4" EAST RECORD) FROM THE SOUTHWEST CORNER OF SAID SECTION 16; AND RUNNING THENCE SOUTH 0°24'49" WEST (SOUTH 0°24'4" WEST RECORD) 17.18 FEET ALONG THE EASTERLY BOUNDARY LINE TO A POINT 231.13 FEET PERPENDICULARLY DISTANT SOUTHWESTERLY FROM THE MOUNTAIN VIEW CORRIDOR RIGHT OF WAY CONTROL LINE, OF SAID PROJECT, OPPOSITE APPROXIMATE ENGINEER STATION 880+41.79; THENCE NORTH 41°53'59" WEST 23.21 FEET TO A POINT IN THE NORTHERLY BOUNDARY OF SAID ENTIRE TRACT AT A POINT 225.10 FEET PERPENDICULARLY DISTANT SOUTHWESTERLY FROM SAID CONTROL LINE OPPOSITE APPROXIMATE ENGINEER STATION 880+64.21; THENCE SOUTH 89°38'59" EAST (SOUTH 89°23'58" EAST RECORD) 15.63 FEET ALONG SAID NORTHERLY BOUNDARY LINE TO THE POINT OF BEGINNING AS SHOWN ON THE OFFICIAL MAP OF SAID PROJECT ON FILE IN THE OFFICE OF THE UTAH DEPARTMENT OF TRANSPORTATION.

(NOTE: ROTATE ALL BEARINGS IN THE ABOVE DESCRIPTION 0°15'29" CLOCKWISE TO MATCH THE ABOVE SAID RIGHT OF WAY CONTROL LINE.)

(NOTE: ENGINEER STATIONS USED IN THE ABOVE DOCUMENT ARE BASED ON THE MOUNTAIN VIEW CORRIDOR RIGHT OF WAY CONTROL LINE FOR HIGHWAY PROJECT NO. MP-0182(6))

Parcel Id. No. 33-16-300-011

A PARCEL OF LAND LOCATED IN SECTION 20, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PARCEL OF LAND LOCATED IN THE NORTH HALF OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, BEGINNING AT THE NORTHEAST CORNER OF GRANTOR'S PROPERTY SAID POINT ALSO BEING LOCATED AT THE MONUMENT (STAMPED AS THE NORTH QUARTER OF SECTION 20); AND RUNNING THENCE SOUTH 89°28'36" WEST 555.61 FEET ALONG THE NORTH LINE OF GRANTOR'S PROPERTY; THENCE SOUTH 0°40'36" EAST 392 FEET PARALLEL TO THE EAST LINE OF GRANTOR'S PROPERTY; THENCE NORTH 89°28'36" EAST 555.61 FEET BEING PARALLEL TO THE NORTH LINE OF GRANTOR'S MORE OR LESS TO THE EAST LINE OF GRANTOR'S PROPERTY; THENCE NORTH 0°40'36" WEST 392 FEET ALONG THE GRANTOR'S EASTERLY LINE TO THE POINT OF BEGINNING.

CONTAINING 5 ACRES, MORE OR LESS.

Being Part of Parcel Id. No. 33-20-100-001