

**When Recorded, Return To:**

Ninigret Technology East, L.C.  
Attn: Eric Rice  
1700 South 4650 West  
Salt Lake City, Utah 84101

Parcel Nos. 15-17-276-008  
15-17-276-003  
15-17-276-009

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**NOTICE OF AMENDMENT TO SITE MANAGEMENT PLAN  
FOR THE FORMER PYRITE IMPOUNDMENT AREA**

THIS NOTICE OF AMENDMENT TO SITE MANAGEMENT PLAN FOR THE FORMER PYRITE IMPOUNDMENT AREA (this “**Notice**”) is executed this 29<sup>th</sup> day of JANUARY, 2024 (the “**Effective Date**”) by Ninigret Technology East, L.C., a Utah limited liability company (“**Ninigret**”). *ROA*

RECITALS

A. On or about April 27, 2011, Ninigret caused that certain Site Management Plan for the Former Pyrite Impoundment Area Former Engelhard Facility, UTD009073800 (the “**SMP**”), to be prepared and accepted by the Utah Department of Environmental Quality, Division of Waste Management and Radiation Control (“**DEQ**”).

B. The SMP relates to certain real property, located in Salt Lake County, Utah, which real property is more particularly described on Exhibit A, attached hereto and incorporated herein by this reference (the “**Property**”).

C. The SMP is referenced in multiple documents recorded in the Official Records of Salt Lake County, Utah, including, but not limited to, the following documents: (i) Special Warranty Deed recorded June 30, 2011, as Entry No. 11206575; and (ii) Environmental Covenant recorded June 30, 2011, as Entry No. 11206577 (collectively, the “**Recorded Documents**”).

D. The SMP included language that referenced requirements for groundwater monitoring, which groundwater monitoring program has been discontinued for this Property, pending formal approval by the Utah Department of Environmental Quality (DEQ).

E. On June 17, 2022 Ninigret, in cooperation with DEQ, caused the SMP to be updated (the “**Updated SMP**”), such that: (i) the language that had referenced groundwater monitoring obligations were removed from the SMP, (ii) all references to the overseeing DEQ agency have been updated to indicate the current name of the agency, the Division of Waste Management and Radiation Control (DWMRC), and (iii) the Updated SMP now reflects the fact that corrective action was completed and the Property has since been redeveloped.

F. Ninigret is recording this Notice to provide recorded notice to the public that the Updated SMP is now the governing SMP, as related to the Property and the Recorded Documents.

NOW, THEREFORE, Ninigret hereby provides written notice that the SMP has been replaced with the Updated SMP. A copy of the Updated SMP is available at the contact information found on the first page of this Notice.

IN WITNESS WHEREOF, Ninigret has caused this Notice to be signed as of the Effective Date.

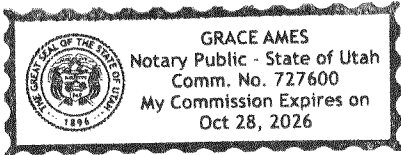
Ninigret: Ninigret Technology East, L.C.,  
a Utah limited liability company

By: The Ninigret Group, L.C.  
Its: Manager

By: Randolph G. Abood  
Randolph G. Abood, Manager

STATE OF UTAH )  
 )ss  
COUNTY OF SALT LAKE )

The foregoing instrument was acknowledged before me this 29<sup>th</sup> day of JANUARY, ~~2023~~ 2024, by Randolph G. Abood, the Manager of The Ninigret Group, L.C., which company is the Manager of Ninigret Technology East, L.C.



[Signature]  
Notary Public in the State of Utah

**EXHIBIT A**

(Description of the Property) ERIC ANNA SAID THE POB IS WRONG?

**[Property Description]**

A parcel of land including all of Lot 16 and 17, Nin Tech East VII and Lot C, Nin Tech East III and also the adjacent area of Gladiola Street in the Northeast Quarter of Section 17, Township 1 South, Range 1 West, Salt Lake Base and Meridian, Salt Lake County, Salt Lake City, Utah, more particularly described as follows:

BEGINNING at the Southwest corner of said Lot 16, which is 1664.23 feet South 89° 54' 29" West along the Section line and 2245.64 feet South 00°05' 34" East from the North Quarter corner of said Section 17, and running thence North 00°02' 49" West 342.68 feet to the northeast corner of said Lot 16; thence North 44°05' 55" West 177.12 feet along said Lot 17; thence North 00°02' 49" West 400.00 feet along said Lot 17 to a point on a 383.00 foot radius curve to the left and Ninigret Drive; thence Northeasterly 114.67 feet along the arc of said curve through a central angle of 17°09' 17" (chord bears North 49°27' 42" East 114.24 feet) along said street; thence North 40°53' 03" East 58.57 feet along said street to a point of curvature with a 25.00 foot radius curve to the right; thence Easterly 39.27 feet along the arc of said curve through a central angle of 90°00' 00" (chord bears North 85° 53' 03" East 35.36 feet); thence North 40°53' 03" East 84.00 feet to the northeasterly boundary line of Gladiola Street; thence South 49°06' 57" East 623.20 feet along said street to a point of curvature with a 852.00 foot radius curve to the right; thence Southeasterly 459.80 feet along said street and the arc of said curve through a central angle of 30° 55' 15" (chord bears South 33°39' 19" East 454.24 feet); thence South 70°17' 04" West 84.04 feet to the southwesterly boundary of said street and a point on a 768.00 foot radius curve to the left; thence Northwesterly 15.39 feet along the arc of said curve through a central angle of 01°08' 54" (chord bears North 18° 36' 10" West 15.39 feet); thence South 70°19' 43" West 153.86 feet; thence South 70°50' 16" West 207.94 feet; thence South 70°57' 18" West 212.00 feet; thence South 70°52' 14" West 199.76 feet to the POINT OF BEGINNING.

Contains 13.036 acres