

When Recorded, Return To:

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

14199853 B: 11469 P: 2439 Total Pages: 3
01/31/2024 02:11 PM By: salvarado Fees: \$40.00
Rashelle Hobbs, Recorder, Salt Lake County, Utah
Return To: FNT UTAH DOWNTOWN SLC - 170 MAIN ST STE 135 UT 84
170 MAIN ST STE 135 SALT LAKE CITY, UT 84101

Parcel Nos. 15-16-102-002
15-16-154-003
15-17-227-004
15-17-227-001

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

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

RECITALS

A. On or about November 11, 2008, Ninigret caused that certain Site Management Plan for the Former Plant Site 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 December 31, 2008, as Entry No. 10589626; (ii) Amendment to Special Warranty Deed recorded May 18, 2009, as Entry No. 10705137; and (iii) Environmental Covenant recorded February 24, 2009, as Entry No. 10630767 (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:

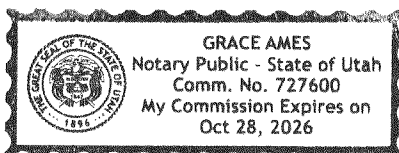
Ninigret Technology East, L.C.,
a Utah limited liability company

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 29th 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.



Grace Ames
Notary Public in the State of Utah

EXHIBIT A

(Description of the Property)

[Property Description for Nin Tech East VII – East of Gladiola Street, Lots 18-22]

A parcel land located in the Northeast Quarter of Section 17 and in the Northwest Quarter of Section 16, Township 1 South, Range 1 West, Salt Lake Base & Meridian, more particularly described as follows.

BEGINNING at a point on the Easterly boundary line of Gladiola Street as shown on that certain Official Map No. 6, 3230 West-Gladiola Connector recorded in Book 93-2P at Page 24 and the Southwest corner of Industrial Centre Park Phase 3 Subdivision as recorded in Book 97-8P at page 237 in the Office of the Salt Lake County Recorder, which is 1505.83 feet North 89°54'29" East along the Section line and 969.33 feet South 00°05'34" West and 48.91 feet North 89°54'47" East from the North Quarter corner of said Section 17 (the basis of bearings is North 89°54'29" East 2650.82 feet along said Section line between the North Quarter and Northeast corner of said Section 17, as shown on said Record of Survey Map), and running thence North 89°54'47" East 2242.55 feet along said Phase 3 Subdivision and the Southerly boundary line of Industrial Centre Park Phase 2 Subdivision, recorded in Book 89-6P at Page 60 to a point, which is 13.20 feet South 89°54'47" West from the Southeast corner of said Phase 2 Subdivision; thence South 00°14'55" East 46.80 feet along the East line of the property described in Book 8187 at Page 3208; thence South 70°38'29" West 171.24 feet along said property; thence South 00°19'39" East 546.19 feet to the Southeast corner of said property; thence South 72°47'05" West 1159.93 feet along the Southerly line of said property to the Southwest corner; thence South 70°17'04" West 53.49 feet along the Southerly line of the property described in Book 6031 at Page 2704 to said Easterly boundary line of Gladiola Street and a point on a 852.00 foot radius curve to the left; thence Northwesterly 459.80 feet along the arc of said curve through a central angle of 30°55'15" (chord bears North 33°39'19" West 454.24 feet) to a tangent line; thence North 49°06'57" West 693.73 feet to a point of curvature with a 768.00 foot radius curve to the right; thence Northwesterly 231.60 feet along the arc of said curve through a central angle of 17°16'43" (chord bears North 40°28'35" West 230.73 feet) to the POINT OF BEGINNING.

Contains 32 acres.