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Notice Page 1 of 40  
Gary Christensen Washington County Recorder  
05/09/2024 04:28:47 PM Fee \$ 70.00  
By GILMORE & BELL



WHEN RECORDED, RETURN TO:

Randall M. Larsen Gilmore  
& Bell, P.C.  
15 West South Temple, Suite 1450 Salt  
Lake City, Utah 84101

NOTICE OF ASSESSMENT INTEREST AND  
LAND USE RESTRICTION

BLACK DESERT PUBLIC INFRASTRUCTURE DISTRICT

BLACK DESERT ASSESSMENT AREA #1

(This Amended and Restated Assessment Ordinance previously recorded as Document No. 20240007361 is being re-recorded to separately record the Amended and Restated Designation Resolution and the Amended and Restated Assessment Ordinance and to correct the order of the pages within the forgoing documents.)

DATED AS OF MARCH 7, 2024

WHEN RECORDED, RETURN TO:

Randall M. Larsen  
Gilmore & Bell, P.C.  
15 West South Temple, Suite 1450  
Salt Lake City, Utah 84101

BLACK DESERT PUBLIC INFRASTRUCTURE DISTRICT

BLACK DESERT ASSESSMENT AREA #1

AMENDED AND RESTATED ASSESSMENT ORDINANCE

DATED AS OF MARCH 7, 2024

## AMENDED AND RESTATED ASSESSMENT ORDINANCE

WHEREAS, the Board of Trustees (the “Board”) of the Black Desert Public Infrastructure District (the “District”), adopted Resolution No. 2024-02 on January 11, 2024 (the “Authorizing Resolution”), pursuant to which the Board authorized and approved an Assessment Ordinance (as subsequently amended, the “Original Assessment Ordinance”) and the form of the related designation resolution (the “Designation Resolution”); and

WHEREAS, the Board adopted Resolution No. 2024-04 on March 6, 2024 (the “Authorizing Resolution”), pursuant to which the Board authorized and approved an Amended and Restated Assessment Ordinance (the “Amended and Restated Assessment Ordinance”), amending and restating the Original Assessment Ordinance, and the form of the related designation resolution (the “Assessment Ordinance”); and

WHEREAS, the District, pursuant to the Assessment Area Act, Title 11 Chapter 42, Utah Code Annotated 1953, as amended (the “Act”), and pursuant to the Authorizing Resolution and the Designation Resolution, designated the Black Desert Assessment Area #1 (the “Assessment Area”) after having obtained from the fee simple owner(s) of all the property to be assessed within the Assessment Area (the “Title Owners”) an executed Acknowledgement, Waiver and Consent Agreement (the “Waiver and Consent”) attached to the Designation Resolution; and

WHEREAS, the District plans to finance the costs of publicly owned infrastructure, facilities or systems as part of an approximately 600-acre residential and commercial development (the “Black Desert Development”). The District has previously issued its Limited Tax General Obligation Bonds, Series 2021 (the “Limited Tax Bonds”) to finance a portion of the improvements within the Black Desert Development and plans to levy the assessments to finance the remainder of the Improvements within the Black Desert Development. The District may elect in the future to issue more Limited Tax Bonds and accordingly reduce the assessments to finance the Improvements. The Board desires to assess and finance the Improvements (plus related overhead, administration, capitalized interest, reserves, permits, fees, and closing costs) benefitting the Assessment Area as follows:

-Parking improvements, including, but not limited to underground and structured parking facilities.

-Sewer mains, manholes and manhole linings, sewer cleanouts, and laterals (various sizes).

-Water mains, valves, tees/crosses, bends, thrust bonds, fire hydrants, blow offs and appurtenances (various sizes).

-Roads and roadway improvements including, but not limited to, street signage, centerline monuments, conduit crossings, street striping, streetlights and mailboxes.

-Storm drain pipes, junction boxes, inlets, culverts, trash racks, rip-rap and geotextile fabric.

-Amenities, including parks, nature centers, trails, convention centers (if any), and related improvements.

WHEREAS, the Board has (i) determined the total estimated cost of the Improvements, (ii) received an appraisal (the "Appraisal") of the property to be assessed (from an appraiser who is a member of the Appraisal Institute) and addressed to the District verifying that the market value of the property, after completion of the proposed improvements, is at least three times the amount of the assessments proposed to be levied against the property to be assessed, and (iii) desires to assess the properties within the Assessment Area, and has prepared an assessment list of the assessments to be levied to finance the cost of the Improvements (the "Assessments"); and

WHEREAS, the Board hereby finds that pursuant to the Act, the Improvements constitute a publicly owned infrastructure, facility, or system that (i) the District is authorized to provide or (ii) is necessary or convenient to enable the District to provide a service that the District is authorized to provide; and

WHEREAS, certain portions of the Parking Zone and the Residential Zone (each as defined herein) are within the same parcels, and it is anticipated that such parcels will be subdivided into condominium plats which will delineate such Assessment Zones (as defined herein); and

WHEREAS, certain Title Owners have previously encumbered certain commercial areas (the "Commercial Property") within the Assessment Area pursuant to an Amended and Restated Loan Agreement between BD Resort Center, Enlaw, LLC, and Petros PACE Finance Titling Trust, dated March 1, 2023 (the "Petros Loan Agreement"); and

WHEREAS, the Petros Loan Agreement does not encumber any portion of the Golf Zone (as defined herein) and pursuant to its terms will not encumber any residential development or parking structures; and

WHEREAS, the District and the Title Owners do not intend to assess the Commercial Property and intend to release such property from the lien of the Assessments as it is subdivided prior to any billing (provided that any release or reallocation shall only occur in accordance with the provisions of this Ordinance); and

WHEREAS, the District now desires to confirm the assessment list and to levy said Assessments in accordance with this Ordinance:

WHEREAS, the Title Owners have presented evidence to the District, and the Board hereby finds that the residential improvements and density assumed in the Appraisal are accurate, permitted and available within the Assessment Area without any diminishment from the anticipated Commercial Property; and

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE BLACK DESERT PUBLIC INFRASTRUCTURE DISTRICT:

Section 1. Definitions; Appraisal Requirement. Capitalized terms used herein but not otherwise defined shall have the meanings ascribed to such terms in the Designation Resolution. For purposes of this Ordinance:

(a) “ATV Ratio” means the Assessment to Value Ratio and shall be the ratio of (A) the remaining unpaid Assessment on a Subdivision Parcel or Remaining Subdivision parcel, as applicable, plus any other unpaid assessment liens or property tax liens on such Subdivision Parcel divided by (B) the Fair Market Value of such Subdivision Parcel.

(b) “Fair Market Value” shall be determined using either taxable value as maintained on the tax records of Washington County, Utah (the “County”) (plus the costs of the Improvements if not accounted for yet in the taxable value) or by appraised value presented by the owner of the Subdivision Parcel or Remaining Subdivision Parcel, as applicable, and determined by a certified appraiser acceptable to the District, including the costs of the Improvements and any other additions or improvements to the extent currently funded at the time of such appraisal, and meeting any other appraisal requirements of the District related to the Assessment Bonds.

(c) “Original ATV Ratio” means the ATV Ratio on a parcel, Subdivision Parcel, or Remaining Subdivision Parcel, as applicable, at the time of closing of the Assessment Bonds (as reasonably determined by the District).

(d) Whenever an appraisal is required under this Ordinance, the District and Title Owners may continue to utilize an appraisal previously delivered in connection with the Assessment Area so long as (i) such appraisal describes the intended use of the Subdivision Parcel and such parcel entitled for such intended use and/or density (as applicable), (ii) the Title Owner certifies in writing that it is not aware of any facts or circumstances that would cause the relevant values contained in such appraisal to be materially less than the market value of the Subdivision Parcel, and (iii) the District in its reasonable judgement has no reason to question such certification.

Section 2. Determination of Estimated Costs of the Improvements and Right of District to Levy Additional Assessments for Completion. The Board has determined that the estimated acquisition, construction and installation costs of the Improvements within the Assessment Area, including estimated overhead costs, administrative costs, costs of funding reserves, capitalized interest, and debt issuance costs, is estimated at \$234,870,000. Such amount to be levied is an estimate, as permitted under Section 11-42-401 of the Act. If the District issues less than the full amount of Assessment Bonds (defined herein) or the Assessments are not sufficient in amount to complete the Improvements and pay related costs as described above, the Owners shall be responsible to pay the remaining amount in order to complete the Improvements, including through funds or debt of such Owners. However, the District does not guaranty such payments from the Owners. Therefore, if for any reason the Owners do not pay such remaining amount to complete the Improvements, any and all property owners within the Assessment Area shall be responsible for paying any pro-rata share of additional costs required to complete the Improvements, including, but not limited to, an additional assessment on their property without any ability to contest such assessment.

Section 3. Approval of Assessment List; Findings. The Board confirms and adopts the assessment list for the Assessment Area, a copy of which is attached hereto as Exhibit A and incorporated herein by reference (the “Assessment List”). The Board has determined that the Assessments are levied according to the benefits to be derived by each property within the

Assessment Area and, in any case, the Owners have consented to such methodology as provided in Section 11-42-409(5) of the Act.

Section 4. Levy of Assessments. The Board does hereby levy an Assessment against each parcel of property identified in the Assessment List. Said Assessments levied upon each parcel of property therein described shall be in the amount set forth in the Assessment List, provided that initially the Assessments shall initially be allocated against the entirety of the legal descriptions for each Assessment Zone (defined herein). The amount of Assessments levied upon each parcel of property in the Assessment Area reflects an equitable portion of the benefit each parcel of property will receive from the Improvements and, in any case, the Owners have consented to such methodology as provided in Section 11-42-409(5) of the Act.

Section 5. Amount of Total Assessments. The Assessments do not exceed in the aggregate the sum of: (a) the estimated contract price of the Improvements (plus related capitalized soft costs); (b) the estimated acquisition price of the Improvements; (c) the reasonable cost of (i) utility services, maintenance, and operation to the extent permitted by the Act and (ii) labor, materials, or equipment supplied by the District, if any; (d) the price or estimated price of purchasing property; (e) overhead costs not to exceed fifteen percent (15%) of the sum of (a), (b), and (c); (f) an amount for contingencies of not more than ten percent (10%) of the sum of (a) and (c); (g) estimated interest on interim warrants and bond anticipation notes issued to finance the Improvements, if any; (h) an amount sufficient to fund a reserve fund; and (i) the capitalized interest on each assessment bond.

Section 6. Method and Rate. All benefited properties within the Assessment Area will be assessed for all of the above-described improvements and will initially be assessed as follows: (a) for the structured parking properties (the “Parking Zone”), pursuant to a per square foot of structured parking method of assessment (the “Parking Methodology”); (b) for the golf course properties (the “Golf Zone”), on a per acre methodology (the “Acreage Methodology”); and (c) for the residential and related properties (the “Residential Zone” and together with the Parking Zone and the Golf Zone, each an “Assessment Zone” and collectively, the “Assessment Zones”), pursuant to an equivalent residential unit (“ERU”) methodology (the “ERU Methodology”), each as further described below:

#### **Parking Zone**

<u>Assessment</u>	<u>Assessment Methodology</u>	<u>Anticipated Total S.F.</u>	<u>Assessment Per S.F. of Structured Parking</u>
\$34,650,000.00	Parking Methodology	513,291	\$67.51

#### **Golf Zone**

<u>Assessment</u>	<u>Assessment Methodology</u>	<u>Total Acres</u>	<u>Assessment Per Acre</u>
\$17,600,000.00	Acreage Methodology	40.88	\$430,528.38

## **Residential Zone**

<u>Assessment</u>	<u>Assessment Methodology</u>	<u>Total ERUs</u>	<u>Assessment Per ERU</u>
\$182,620,000.00	ERU Methodology	713	\$256,129.03

Notwithstanding the levy of the assessments, in order to provide additional security for the payment of assessments, the District shall require that all assessments of all properties owned by the same Owner within the Assessment Area (or an affiliate of the same Owner) be aggregated as a single unified assessment against all properties owned by the same Owner within the Assessment Area (or an affiliate of the same Owner). As used in this Ordinance, the term “affiliate” means with respect to any Owner, any person that controls, is controlled by or is under common control with such Owner, and the term “control” or “controlled” means the ownership of more than twenty percent (20%) of the outstanding voting ownership interests of the Owner in question or the power to direct the management of the Owner in question (subject to any required approvals for major decisions by anyone holding equity interests in the owner in question).

### Section 7. Payment of Assessments.

(a) The Board hereby determines that the Improvements have a weighted average useful life of not less than fifty (50) years, and has elected to have the Assessments prepaid or re-allocated upon conveyance (if any) of a parcel to an entity or person unrelated to ENLAW LLC, a Delaware limited liability company; BD Resort Center LLC, a Delaware limited liability company; or their affiliates (collectively, the “Developer”). The aggregate annual Assessment payments shall be in substantially equal amounts, subject, however, to adjustment as described herein. Interest on the unpaid balance of the Assessments shall accrue at the same rate or rates as shall be borne by the assessment bonds anticipated to be issued by the District for the Assessment Area (or any bonds which refund the same) (the “Assessment Bonds”), plus an annual administration cost incurred by the District in an amount not to exceed \$75,000 per year, plus any third party direct out of pocket costs of the District related to the administration and collection of the Assessments. The District may outsource all or a portion of the administration services, including legal costs or consulting costs as an additional out of pocket cost, including, but not limited to, all costs related to foreclosure (and other remedies) and amendments to this Ordinance.

(b) The District will collect the Assessments by directly billing each property owner rather than inclusion on a property tax notice. The bill for each Assessment payment shall be due September 1 of each year (approximately 30 days after sending such bill, which shall be sent on or prior to August 1 of each year, anticipated to commence August 1, 2025, due to estimated capitalized interest). However, failure to send any such bill by the scheduled date shall not impact the requirement of property owners to timely pay their Assessments on the due date thereof.

(c) All unpaid installments of an Assessment levied against any parcel of property may be paid prior to the dates on which they become due, but any such prepayment must include an additional amount equal to the interest which would accrue on the Assessment to the next succeeding date on which interest is payable on the Assessment Bonds, plus such additional amount as, in the opinion of the District Chair or

designee as approved by the District (the “Chair”) (with assistance from the administrator of the Assessments, if any), is necessary to assure the availability of money to pay interest on the Assessment Bonds as interest becomes due and payable, plus any premiums required to redeem the Assessment Bonds on their first available call date pursuant to the Indenture (defined herein), plus any reasonable administrative costs.

(d) The property assessed has yet to be fully subdivided as anticipated for development (including anticipated subdivision into condominium plats for the Parking Zone and the Residential Zone). The property identified on the Assessment List (whether before or after formal subdivision individually and each Assessment Zone, a “Subdivision Parcel” and collectively, the “Subdivision Parcels”) may hereafter be subdivided and re-subdivided, with the consent of the District (which consent shall not be unreasonably withheld). The owner of a Subdivision Parcel may make changes to that Subdivision Parcel including, without limitation, reducing or increasing the size of that Subdivision Parcel, modifying the boundary description of that Subdivision Parcel, and otherwise make changes necessary or appropriate to plat that Subdivision Parcel; provided that (i) the total Assessment of that Subdivision Parcel after the applicable change is unaffected and (ii) the ATV Ratio is greater than or equal to the lesser of (A) the Original ATV Ratio or (B) 33.3%. Provided, however, any adjustment of a parcel outside of the boundaries of the Assessment Area would require an amendment to this Ordinance to that effect, in accordance with the Act. Once a Subdivision Parcel is subdivided, the lien of the Assessment Area will be re-allocated to or released from, as appropriate, any property located outside the subdivided portion of that Subdivision Parcel by either the District adopting an amendment to this Ordinance or by the Chair or other authorized officer of the District authorized to make such changes and record the applicable notices (within the provisions of this Ordinance) and provided the ATV Ratio of such subdivided portion (after release of the property), is greater than or equal to the lesser of (A) the Original ATV Ratio or (B) 33.3%.

(e) An interest in a Subdivision Parcel may be sold, transferred or exchanged to any person or entity (the “Title Owner”) so long as the interest is recognized by the County and charged a distinct property tax bill by the County. A Title Owner may further subdivide or create a new Title Owner on the Subdivision Parcel and such new Subdivision Parcels are reallocated Assessments in compliance with this Ordinance. When a Title Owner of any Subdivision Parcel in the Assessment Area subdivides, re-subdivides or creates a new Title Owner, it shall allocate the responsibility to pay Assessments tied to that Subdivision Parcel among Title Owners in accordance with (i) or (ii) below. Such reallocation of Assessments must be approved by all Title Owners subject to the reallocation by execution of a form reasonably satisfactory to the Chair or other authorized officer of the District and similar in form to the Waiver and Consent, and with the consent of the Chair, which consent shall not be unreasonably withheld, conditioned or delayed, but such consent shall be limited solely to the allocation of developable acreage or other assessment method to Subdivided Parcels and withheld only where the information, assumptions and/or formula described in this section create less security for the repayment of the Assessments for the District or holders of Assessment Bonds than the security contemplated in this Section 7(e). The final plat for any Subdivision Parcel recorded after the effective date of this Ordinance must include a plat note that provides the exact

allocation of the Assessments among Title Owners and the Assessment List attached as Exhibit A to this Ordinance must be accordingly amended, and the Chair or other authorized officer of the District is hereby authorized to make such amendments, but may also seek the approval of the Board at his/her discretion. For any reallocation of Assessments tied to a Subdivision Parcel among Title Owners, the Title Owners may either:

(i) Reallocate in full the Assessments ascribed to that Subdivision Parcel(s) using the methodology of each related Assessment Zone as contemplated in this Section 7(e); or

(ii) As long as the aggregate Assessments tied to a Subdivision Parcel in the Assessment Area are allocated in full among Title Owners of that Subdivision Parcel, a Title Owner of that Subdivision Parcel may reallocate the Assessments to the interest(s) of Title Owners in such Subdivision Parcel based on either:

(A) the methodology of each related Assessment Zone or a then current Fair Market Value method, or

(B) if the Chair reasonably determines that such reallocated assessment method selected by the Title Owners will not reasonably allocate benefit among the Title Owners in such Subdivision Parcel, any other assessment method reasonably allocating benefit as determined in the reasonable discretion of the Chair or other authorized officer of the District,

so long as, following a reallocation as described in this paragraph, the then current ATV Ratio of each remaining interest in such Subdivision Parcel and all other affected parcels must be greater than or equal to the lesser of (A) the Original ATV Ratio or (B) 33.3%

(f) A release of the Assessment lien for any Subdivision Parcel will be delivered by the District for recordation with the County Recorder as soon as practicable after the Assessment balance for such subdivided parcel is paid in full. If prepayment of an Assessment prior to the Assessment payment date arises out of a need of the property owner to clear the Assessment lien from a portion (a "Release Parcel") but not all of a Subdivision Parcel, the Assessment lien on the Release Parcel shall be released by the District, as follows:

(i) The Title Owner(s) shall submit the legal description of the Release Parcel which shall include the total number of developable acres allocated to the Release Parcel pursuant to the procedure set forth in this Ordinance. If an assessment allocation method other than developable acreage has been applied to a parcel, the release procedures in this subsection (f) shall apply using the new assessment method in lieu of developable acreage.

(ii) The Title Owner(s) shall prepay an Assessment applicable to the Release Parcel calculated by the Chair (with assistance from the administrator of the Assessments, if any), which Assessment shall be the product of the following: (A) the amount of the prepayment calculated pursuant to Section 7(c) herein for the

entire Subdivision Parcel less any previously paid regularly scheduled Assessment payments, (B) multiplied by the percentage calculated by dividing the number of developable acres of the Release Parcel by the total number of developable acres of the entire Subdivision Parcel.

(iii) The partial release of lien upon payment of the prepayment amount determined under subsection (ii) above shall not be permitted, except as otherwise provided in this paragraph, if the ATV Ratio of the Subdivision Parcel, after release of the Release Parcel (the "Remaining Subdivision Parcel"), is less than the lesser of (A) the Original ATV Ratio or (B) 33.3%. If the Chair (with assistance from the administrator of the Assessments, if any) determines that the proposed partial release does not comply with the requirements of this paragraph, such partial release may still be permitted if the Title Owner(s) prepays a larger portion of the Assessment in order to clear the Assessment lien from the Release Parcel, all as determined by said Chair (with assistance from the administrator of the Assessments, if any).

(iv) Prepayments of Assessments shall be applied as provided in the indenture of trust and pledge under which the Assessment Bonds are issued (the "Indenture"). As prepayments are paid and applied against the payment of the Assessment applicable to the Release Parcel, the Release Parcel shall be released from the lien of the Assessment in accordance with this subsection (f), and the remaining unpaid Assessments levied against the Remaining Subdivision Parcel shall remain unaffected.

#### Section 8. Default in Payment.

(a) If a default occurs in the payment of any Assessment on a Subdivision Parcel when due, and such default is not cured within the period provided for in Section 8(b) herein, the Chair, on behalf of the Board, may declare the unpaid amount of such Assessment on such Subdivision Parcel to be immediately due and payable and subject to collection as provided herein. Interest shall accrue and be paid on all amounts declared to be delinquent and immediately due and payable at a rate of 10% per annum (the "Delinquent Rate"). In addition to interest charges at the Delinquent Rate, costs of collection, as approved by the Chair on behalf of the Board, including, without limitation, attorneys' fees, trustee's fees, and court costs, incurred by the District or required by law shall be charged and paid on all amounts declared to be delinquent and immediately due and payable. Until such costs of collection are recovered by the District, the District may charge such costs as an additional overhead cost against all Assessments, with a credit later upon any recovery of such costs. The District hereby waives its right to accelerate payment of the total unpaid balance of an Assessment and declare the whole of the unpaid principal and interest then due to be immediately due and payable after a default as provided in Section 11-42-505(1)(b) of the Act.

(b) Upon any default, the Chair shall give notice in writing of the default to the Title Owner(s) of the Subdivision Parcel in default as shown by the last available completed real property assessment rolls of Washington County. Notice shall be effective

upon deposit of the notice in the U.S. Mail, postage prepaid, and addressed to the Title Owner(s) as shown on the last completed real property assessment rolls of the County. The notice shall provide for a period of thirty (30) days in which the Title Owner(s) shall pay the installments then due and owing, after which the Chair, on behalf of the District, may immediately sell the Subdivision Parcel pursuant to Section 11-42-502.1(2)(a)(ii)(B) and related pertinent provisions of the Act, in the manner provided for judicial foreclosures. If at the sale no person or entity shall bid and pay the District the amount due on the Assessment plus interest and costs, the Subdivision Parcel shall be deemed sold to the District for these amounts. The District shall be permitted to bid at the sale. So long as the District affirmatively elects to retain ownership of the Subdivision Parcel, it shall pay all delinquent Assessment installments and all Assessment installments that become due, including the interest on them and shall be entitled to use amounts on deposit in the Reserve Fund (as defined herein) for such purpose. The District notes it has no current intention of owning the Subdivision Parcel and will surrender the Subdivision Parcel "as is" and without guaranty or warranty to owner(s) of the Assessment Bonds in full satisfaction of all obligations to such owner(s) of the Assessment Bonds irrespective of the owner(s) of the Assessment Bonds accepting the same.

(c) The remedies provided herein for the collection of Assessments and the enforcement of liens shall be deemed and construed to be cumulative and the use of any one method or means or remedy of collection or enforcement available at law or in equity shall not deprive the District of the use of any other method or means. The amounts of accrued interest and all costs of collection, trustee's fees, attorneys' fees, and other reasonable and related costs, shall be added to the amount of the Assessment against such Subdivision Parcel up to, and including, the date of foreclosure sale.

Section 9. Remedy of Default. If prior to the final date payment may be legally made under a final sale or foreclosure of property to collect delinquent Assessments, the Title Owner(s) pays the full amount of all unpaid installments of principal and interest which are past due and delinquent with interest on such installments at the rate or rates set forth in Section 8 herein to the payment date, plus all attorneys' fees, and other costs of collection, the Assessment of said Title Owner(s) shall be restored and the default removed, and thereafter the Title Owner(s) shall have the right to make the payments in installments as if the default had not occurred. Any payment made to cure a default shall be applied first, to the payment of attorneys' fees and other costs incurred as a result of such default; second, to interest charged on past due installments, as set forth above; third, to the interest portion of all past due Assessments; and last, to the payment of outstanding principal.

Section 10. Lien of Assessment. An Assessment or any part or installment of it, any interest accruing thereon and the penalties, trustee's fees, attorneys' fees, and other costs of collection therewith shall constitute a lien against the Subdivision Parcel upon which the Assessment is levied on the effective date of this Ordinance. Said lien shall be superior to the lien of any trust deed, mortgage, mechanic's, or materialman's lien, or other encumbrance and shall be equal to and on a parity with the lien for general property taxes. The lien shall apply without interruption, change in priority, or alteration in any manner to any reduced payment obligations and shall continue until the Assessment, reduced payment obligations, and any interest, penalties, and costs on it are paid, notwithstanding any sale of the property for or on account of a delinquent

general property tax, special tax, or other Assessment or the issuance of a tax deed, an assignment of interest by the County or a sheriff's certificate of sale or deed. Notwithstanding the seniority of the lien described herein, the land use restrictions described in section 13 of this Amended and Restated Assessment Ordinance shall survive any foreclosure hereunder.

Section 11. Reserve Fund.

(a) The District does hereby establish a reserve fund (the "Reserve Fund") in lieu of funding a guaranty fund, as additional security for the Assessment Bonds.

(b) The Reserve Fund shall be initially funded from proceeds of the Assessment Bonds in an amount not to exceed the least of (i) ten percent (10%) of the proceeds of the Assessment Bonds determined on the basis of its initial purchase price to the public, (ii) the maximum aggregate annual debt service requirement during any bond fund year for the Assessment Bonds, and (iii) 125% of the average aggregate annual debt service requirement for the Assessment Bonds (the "Reserve Requirement"). The cost of initially funding the Reserve Fund is included in the Assessments of the property in the Assessment Area. The Reserve Requirement shall be adjusted as property owners prepay their Assessments in full as provided in the Indenture. The moneys on deposit in the Reserve Fund, if any, shall be applied to the final Assessment payment obligation of the assessed properties and used to make the final payment on the Assessment Bonds. If the amounts on deposit in the Reserve Fund exceed the final Assessment obligation, any excess amounts shall be paid by the District to the owners whose properties were subject to the final Assessment payment obligation on a pro rata basis, as an excess Assessment payment.

(c) In the event insufficient Assessments are collected by the District to make the debt service payments on the Assessment Bonds, the District shall draw on the Reserve Fund to make up such deficiency, but shall have no obligation to replenish the Reserve Fund with any funds other than those collected from Assessments as described herein.

(d) Amounts recovered by exercise of any of the remedies provided herein or otherwise from delinquent Assessments (and not needed to pay amounts coming due on the Assessment Bonds) shall be used to replenish amounts drawn from the Reserve Fund.

(e) In the event the Assessment Bonds are refunded, the Reserve Requirement may be adjusted by the District and amounts in the Reserve Fund may be applied to assist in such refunding. Any refunding of the Assessment Bonds is hereby permitted so long as the structure thereof shall not increase the total cost of the Assessments in any one year.

Section 12. Investment Earnings. Except as otherwise provided in the Indenture, all investment earnings on the Reserve Fund shall be maintained in said Fund and applied in the same manner as the other moneys on deposit therein as provided in the Indenture.

Section 13. Parking Zone Land Use Restriction.

(a) The District and the Title Owners, by execution of the Waiver and Consent, agree, declare, and covenant for the benefit of themselves and each of them, and the residents and taxpayers of the District, that notwithstanding any subsequent conveyance,

lease, or foreclosure (including foreclosure under this Amended and Restated Assessment Ordinance) of any property within the Parking Zone that the parking structures within the Parking Zone (the “Parking Structures”) shall continue to be used for public parking for a period of not less than fifty (50) years following the effective date of this Ordinance (a period exceeding the current estimated useful life of the Parking Structures), such restriction to run with the land. The terms of use, applicable fees, and operation of the Parking Structures may be established pursuant to one or more management contracts or lease agreements entered into by the District.

(b) In the event of a foreclosure of the Parking Area described in herein, the new owner (whether bond trustee or otherwise) and Developer or its assignee, as applicable, shall establish fees of the Parking Structures as follows:

(i) Maintaining the fee schedule as set by the District or any management contract or lease agreement relating thereto; or

(ii) By direct negotiation with, as appropriate, the Developer; the District; or their assignees, but only, in each case, with a legal opinion of counsel that any agreement resulting from such direct negotiation does not affect the tax-exempt status of any District bonds. Upon the new owner’s election to exercise this option, the new owner, the Developer, and the District (collectively, the “Parties”) shall meet and use good faith efforts to agree upon a mutually acceptable new parking fees within thirty (30) days following completion of the foreclosure process, or as otherwise agreed upon by the Parties. If, after exercising good faith efforts, the Parties are unable to agree upon the new parking fees, then the new parking fees will be established pursuant to an ordinance or resolution of the District; or

(iii) By third-party market appraisal of regional parking rates, but only with a legal opinion of counsel that such agreement does not affect the tax-exempt status of any District bonds. Upon new owner’s election to exercise this option, the Parties will use good faith efforts to select a mutually agreed upon appraiser to complete an appraisal of regional parking rates within thirty (30) days following completion of the foreclosure process, or as otherwise agreed upon by the Parties. Upon receipt of the first appraisal, the Parties shall have fifteen (15) days to review and approve; reasonably object; or mutually modify the results to establish the new parking fees. In the event of a reasonable objection by one or more Parties, the Parties shall again use good faith efforts to select a second mutually agreed upon appraiser to complete an appraisal of regional parking rates. Upon receipt of the second appraisal, the Parties shall have fifteen (15) days to review and approve; reasonably object; or mutually modify the results to establish the new parking fees. In the event of a reasonable objection by one or more Parties, the Parties shall again use good faith efforts to select a third mutually agreed upon appraiser to review the first two appraisals and establish the new parking fees. The cost of each appraisal shall be paid equally by the Parties.

For the avoidance of doubt, while the direct negotiations or appraisal(s) is/are being completed, each user will continue paying the parking fees in place immediately prior to commencement of the foreclosure process until the new parking fees are established as set forth above.

(c) In consideration of the continued use and operation of the Parking Structure as public parking for a period exceeding its currently estimated useful life, the Board and the Parties hereby find that the lien of the Assessments on the Parking Zone does not constitute the Parking Structures being pledged as security for any bonds of the District.

Section 14. Contestability. No Assessment shall be declared invalid or set aside, in whole or in part, in consequence of any error or irregularity which does not go to the equity or justice of the Assessment or proceeding. The Owners and any succeeding property owners (whether by sale, foreclosure, or any other property transfer of title) have waived any rights to contest this Amended and Restated Assessment Ordinance. Any party who has not waived his or her objections to the same as provided by statute may commence a civil action in the district court with jurisdiction in the District against the District to enjoin the levy or collection of the Assessment or to set aside and declare unlawful this Amended and Restated Assessment Ordinance. The District notes that any action to contest the Original Assessment Ordinance must be taken in accordance with the timeline and requirements applicable thereto. Notwithstanding anything to the contrary herein, any contest actions taken as described in this section shall be applicable to only the Amended and Restated Assessment Ordinance.

Such action must be commenced and summons must be served on the District not later than sixty (60) days after the effective date of this Amended and Restated Assessment Ordinance (being the date the Amended and Restated Assessment Ordinance is posted on the Utah Public Notice Website as described below). This action shall be the exclusive remedy of any aggrieved party. No court shall entertain any complaint which the party was authorized to make by statute but did not timely make or any complaint that does not go to the equity or justice of the Assessment or proceeding.

After the expiration of the sixty (60) day period provided in this Section:

(a) The Assessment Bonds and any refunding bonds to be issued with respect to the Assessment Area and the Assessments levied in the Assessment Area shall become incontestable as to all persons who have not commenced the action and served a summons as provided for in this Section; and

(b) No suit to enjoin the issuance or payment of the Assessment Bonds or refunding assessment bonds, the levy, collection, or enforcement of the Assessments, or in any other manner attacking or questioning the legality of the Assessment Bonds or refunding assessment bonds or Assessments may be commenced, and no court shall have authority to inquire into these matters.

Section 15. Notice to Property Owners. The Owners are hereby deemed to have received notice of assessment and have waived any notice and hearing requirements under the Act.

Section 16. All Necessary Action Approved. The officials of the District are hereby authorized and directed to take all action necessary and appropriate to effectuate the provisions of this Ordinance, including the filing of a notice of assessment interest with the Washington County Recorder.

Section 17. Repeal of Conflicting Provisions; Amendment. All ordinances or parts thereof in conflict with this Ordinance are hereby repealed. The Chair (or any assigned designee of the Chair) may make any alterations, changes or additions to this Ordinance which may be necessary to conform the same to the final terms of the Assessment Bonds, to correct errors or omissions herein, to complete the same, to remove ambiguities herefrom, or to conform the same to other provisions of this Ordinance or any resolution adopted by the Board or the provisions of the laws of the State of Utah or the United States, including technical changes to the description of the boundary of the Assessment Area, so long as those changes do not change the boundaries from those depicted on the maps attached to the Designation Resolution and do not materially adversely affect the rights of the Owners hereunder without the consent of such Owners affected.

Section 18. Posting of Ordinance. This Ordinance shall be signed by the Chair and Secretary/Clerk and shall be recorded in the ordinance book kept for that purpose upon final confirmation of the property description and terms of the Assessment Area. The officials of the District are hereby authorized to make technical corrections to the legal description of the Assessment Area. Upon finalization of the legal description, copies of this Ordinance shall be posted in a public location within or near the District's boundaries that is reasonably likely to be seen by individuals who pass through or near the affected area for at least 21 days and a copy of this Ordinance shall also be posted on the Utah Public Notice Website (<http://pmn.utah.gov>) for at least 21 days. This Ordinance shall take effect immediately upon its passage and approval and posting as required by law.

Dated as of March 6, 2024.

BLACK DESERT PUBLIC  
INFRASTRUCTURE DISTRICT

By:

Patrick Manning  
Chair

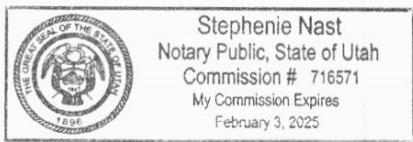
ATTEST:

By:

Stephanie Past  
Secretary/Clerk

STATE OF UTAH )  
 : ss.  
 COUNTY OF WASHINGTON )

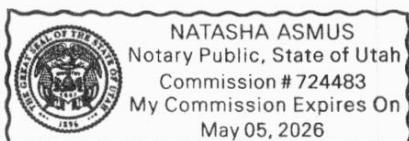
The foregoing instrument was acknowledged before me this 7 March, 2024, by Patrick Manning, the Chair of the Board of Trustees of the Black Desert Public Infrastructure District (the "District"), who represented and acknowledged that he signed the same for and on behalf of the District.



Stephenie Nast  
 NOTARY PUBLIC

STATE OF UTAH )  
 : ss.  
 COUNTY OF WASHINGTON )

The foregoing instrument was acknowledged before me this 1 March, 2024, by Stephanie Nash, the Secretary/Clerk of the Black Desert Public Infrastructure District (the "District"), who represented and acknowledged that he signed the same for and on behalf of the District.



Natasha Asmus  
 NOTARY PUBLIC

EXHIBIT A

## ASSESSMENT LIST

Assessment Method and Amount**Parking Zone**

<u>Parcel ID Nos.*</u>	<u>Assessment</u>	<u>Assessment Methodology</u>	<u>Anticipated Total S.F.</u>	<u>Assessment Per S.F. of Structured Parking</u>
I-6-2-4-143-BD1, I-BDRC-F-F1-BD1	\$34,650,000.00	Parking Methodology	513,291	\$67.51

**Golf Zone**

<u>Parcel ID Nos.*</u>	<u>Assessment</u>	<u>Assessment Methodology</u>	<u>Total Acres</u>	<u>Assessment Per Acre</u>
I-6-2-4-141-BD1	\$17,600,000.00	Acreage Methodology	40.88	\$430,528.38

**Residential Zone**

<u>Parcel ID Nos.*</u>	<u>Assessment</u>	<u>Assessment Methodology</u>	<u>Total ERUs</u>	<u>Assessment Per ERU</u>
I-6-2-4-141-BD1 thru -143-BD1, -145-BD1, -150-BD1, I-6-2-4-431-BD1, I-6-2-4-2221-BD; I-BDRC-B-B1 BD1 thru -B4-BD1 I-BDRC-1-BD1 thru -7-BD1; IBDRC-A-A14-BD1, I-BDRC-COMMON-BD1, I-BDRC-E-3100-BD1, -3102, -3104, -3106, -3108 thru -3130, -3132, -3134, -3136, -3138, -3140, -3142; I-BDRC-E-3200-BD1, -3202, -3204, -3206, -3208 thru -3230, -3232, -3234, -3236, -3238, -3240, -3242; I-BDRC-E-3300-BD1, -3302, -3304, -3306, -3308 thru -3330, -3332, -3334, -3336, -3338, -3340, -3342; I-BDRC-D-5100-BD1 thru -5107, -5109, -5111, -5113, -5115, -5117, -5119, -5121, -5123 thru -5141, -5143, -5149, -5151, -5153 thru -5162; I-BDRC-D-5100-BD1 thru -5107-BD1, -5109, -5111, -5113, -5115, -5117, -5119, -5121, -5123; I-BDRC-D-5200-BD1 thru -5207-BD1, -5209, -5211, -5213, -5215, -5217, -5219, -5221, -5223 thru -5241, -5243, -5249, -5251, -5253 thru -5262; I-BDRC-D-5300-BD1 thru -5307-BD1, -5309, -5311, -5313, -5315, -5317, -5319, -5321, -5323 thru -5341, -5343, -5349, -5351, -5353 thru -5362; I-BDRC-C-6201-BD1 thru -6211-BD1, -6213, -6215, -6217 thru -6232-BD1; I-BDRC-C-6301-BD1 thru -6311-BD1, -6313, -6315, -6317 thru -6332-BD1	\$182,620,000.00	ERU Methodology	713	\$256,129.03

\*Initially, the Assessments are allocated in aggregate to the entirety of such legal descriptions for each Assessment Zone. Includes parcels which may be entirely or partially within such Assessment Zone.

Legal Description

The Assessment Area is more particularly described as follows:

That certain real property located in Washington County, State of Utah and described as follows:

**PARKING ZONE**

THE FOLLOWING LEGAL DESCRIPTIONS ARE LESS AND EXCEPTING ANY PORTION OF SUCH LEGAL DESCRIPTIONS WHICH ARE COMMERCIAL PROPERTY (AS DEFINED IN THE AMENDED AND RESTATED ASSESSMENT ORDINANCE) AS OF THE DATE OF RECORDATION.

**Boardwalk Village #1**

S: 4 T: 42S R: 16W S: 3 T: 42S R: 16W (BOARDWALK VILLAGE)  
LESS: COMMENCING AT THE EAST 1/4 CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST, SALT LAKE BASE AND MERIDIAN; THENCE NORTH 01°14'46" EAST 1203.85 FEET ALONG THE SECTION LINE THENCE WEST 938.37 FEET TO THE POINT OF BEGINNING, SAID POINT BEING ON THE WESTERLY RIGHT OF WAY LINE OF SNOW CANYON PARKWAY, AND RUNNING THENCE SOUTH 43°53'13" EAST 587.06 FEET ALONG SAID RIGHT OF WAY LINE TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 100.00 FEET; THENCE SOUTHERLY 84.11 FEET ALONG SAD CURVE THROUGH A CENTRAL ANGLE OF 48°11'23" TO THE BEGINNING OF A REVERSE CURVE TO THE LEFT HAVING A RADIUS OF 110.00 FEET; THENCE SOUTHERLY 51.94 FEET THROUGH A CENTRAL ANGLE OF 27°03'16" TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 73.00 FEET OF WHICH THE RADIUS POINT LIES NORTH 77°52'59" WEST; THENCE SOUTHWESTERLY 43.89 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 34°26'59" AND A CHORD BEARING OF SOUTH 29°20'30" WEST 43.23 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF BLACK DESERT DRIVE; THENCE ALONG THE NORTH LINE OF SAID BLACK DESERT DRIVE THE FOLLOWING FIVE COURSES: THENCE SOUTH 46°34'00" WEST 66.12 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 23.00 FEET; THENCE WESTERLY 36.13 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00"; THENCE ALONG A LINE NON-TANGENT TO SAID CURVE, SOUTH 46°34'00" WEST, A DISTANCE OF 32.00 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE WEST, HAVING A RADIUS OF 23.00 FEET OF WHICH THE RADIUS POINT LIES SOUTH 46°34'00" WEST; THENCE SOUTHERLY 36.13 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00" AND A CHORD BEARING OF SOUTH 01°34'00" WEST 32.53 FEET; THENCE SOUTH 46°34'00" WEST 302.08 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 23.00 FEET; THENCE WESTERLY 36.13 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00" TO A POINT ON THE EAST RIGHT OF WAY LINE OF WEISKOPF WAY; THENCE ALONG SAID RIGHT OF WAY LINE OF WEISKOPF WAY THE FOLLOWING SIX COURSES: THENCE NORTH 43°26'00" WEST 36.34 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 494.00 FEET;

THENCE NORTHWESTERLY 276.23 FEET LONG SAID CURVE THROUGH A CENTRAL ANGLE OF 32°02'16"; THENCE NORTH 11°23'44"

WEST 346.72 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 284.00 FEET; THENCE NORTHERLY 285.06 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 57°30'31"; THENCE NORTH 46°06'47" EAST 37.69 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 32.00 FEET; THENCE EASTERLY 50.19 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 89°51'46" TO THE POINT OF BEGINNING

ALSO, BEGINNING AT THE EAST 1/4 CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE SOUTH 01°17'15" WEST 13.49 FEET ALONG THE SECTION LINE; THENCE SOUTH 85°59'09" WEST 568.52 FEET TO A POINT ON THE EASTERN RIGHT OF WAY LINE OF WEISKOPF WAY AND A POINT ON A NON-TANGENT CURVE CONCAVE TO THE

SOUTHWEST, HAVING A RADIUS OF 516.00 FEET OF WHICH THE RADIUS POINT LIES SOUTH 71°00'08" WEST; THENCE NORTHWESTERLY 220.06 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 24°26'08" AND A CHORD BEARING OF NORTH 31°12'56" WEST 218.40 FEET ALONG SAID RIGHT OF WAY; THENCE NORTH 43°26'00" WEST 142.06 FEET ALONG SAID RIGHT OF WAY LINE TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 23.00 FEET; THENCE NORTHERLY 36.13 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00" TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF BLACK DESERT DRIVE; THENCE ALONG THE SAID SOUTH RIGHT OF WAY LINE OF BLACK DESERT DRIVE THE FOLLOWING SIX COURSES: THENCE NORTH 46°34'00" EAST 302.08 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 23.00 FEET; THENCE EASTERLY 36.13 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00"; THENCE ALONG A LINE NON-TANGENT TO SAID CURVE, NORTH 46°34'00" EAST, A DISTANCE OF 32.00 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE EAST, HAVING A RADIUS OF 23.00 FEET OF WHICH THE RADIUS POINT LIES NORTH 46°34'00" EAST; THENCE NORTHERLY 36.13 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00" AND A CHORD BEARING OF NORTH 01°34'00" EAST 32.53 FEET; THENCE NORTH 46°34'00" EAST 66.12 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 73.00 FEET; THENCE NORtheASTERLY 45.15 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 35°26'11" TO A POINT ON THE WESTERLY RIGHT

OF WAY LINE OF SNOW CANYON PARKWAY AND A POINT ON A NON-TANGENT CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 110.00 FEET OF WHICH THE RADIUS POINT LIES NORTH 24°24'55" EAST; THENCE ALONG THE SAID RIGHT OF WAY LINE OF SNOW CANYON PARKWAY THE FOLLOWING FOUR COURSES: THENCE EASTERLY 57.69 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 30°03'01" AND A CHORD BEARING OF SOUTH 80°36'35" EAST 57.03 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE SOUTH, HAVING A RADIUS OF 100.00 FEET OF WHICH THE RADIUS POINT LIES SOUTH 03°55'25" EAST; THENCE EASTERLY 75.35 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 43°10'21" AND A CHORD BEARING OF SOUTH 72°20'14" EAST 73.58 FEET; THENCE SOUTH 50°30'18" EAST 695.12 FEET ALONG THE SOUTHERLY RIGHT OF WAY LINE OF SNOW CANYON PARKWAY; THENCE SOUTH 43°12'29" WEST 169.49 FEET; THENCE NORTH 89°06'55" WEST 133.42 FEET TO THE POINT OF BEGINNING. (INST NO 20220044761)

**Boardwalk Village #2**

S: 4 T: 42S R: 16W S: 3 T: 42S R: 16W (BOARDWALK VILLAGE)  
LESS: COMMENCING AT THE EAST 1/4 CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST, SALT LAKE BASE AND MERIDIAN; THENCE NORTH 01°14'46" EAST 1203.85 FEET ALONG THE SECTION LINE THENCE WEST 938.37 FEET TO THE POINT OF BEGINNING, SAID POINT BEING ON THE WESTERLY RIGHT OF WAY LINE OF SNOW CANYON PARKWAY, AND RUNNING THENCE SOUTH 43°53'13" EAST 587.06 FEET ALONG SAID RIGHT OF WAY LINE TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 100.00 FEET; THENCE SOUTHERLY 84.11 FEET ALONG SAD CURVE THROUGH A CENTRAL ANGLE OF 48°11'23" TO THE BEGINNING OF A REVERSE CURVE TO THE LEFT HAVING A RADIUS OF 110.00 FEET; THENCE SOUTHERLY 51.94 FEET THROUGH A CENTRAL ANGLE OF 27°03'16" TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 73.00 FEET OF WHICH THE RADIUS POINT LIES NORTH 77°52'59" WEST; THENCE SOUTHWESTERLY 43.89 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 34°26'59" AND A CHORD BEARING OF SOUTH 29°20'30" WEST 43.23 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF BLACK DESERT DRIVE; THENCE ALONG THE NORTH LINE OF SAID BLACK DESERT DRIVE THE FOLLOWING FIVE COURSES: THENCE SOUTH 46°34'00" WEST 66.12 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 23.00 FEET; THENCE WESTERLY 36.13 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00"; THENCE ALONG A LINE NON-TANGENT TO SAID CURVE, SOUTH 46°34'00" WEST, A DISTANCE OF 32.00 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE WEST, HAVING A RADIUS OF 23.00 FEET OF WHICH THE RADIUS POINT LIES SOUTH 46°34'00" WEST; THENCE SOUTHERLY 36.13 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00" AND A CHORD BEARING OF SOUTH 01°34'00" WEST 32.53 FEET; THENCE SOUTH 46°34'00" WEST 302.08 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 23.00 FEET; THENCE WESTERLY 36.13 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00" TO A POINT ON THE EAST RIGHT OF WAY LINE OF WEISKOPF WAY; THENCE ALONG SAID RIGHT OF WAY LINE OF WEISKOPF WAY THE FOLLOWING SIX COURSES: THENCE NORTH 43°26'00" WEST 36.34 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 494.00 FEET; THENCE NORTHWESTERLY 276.23 FEET LONG SAID CURVE THROUGH A CENTRAL ANGLE OF 32°02'16"; THENCE NORTH 11°23'44" WEST 346.72 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 284.00 FEET; THENCE NORTHERLY 285.06 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 57°30'31"; THENCE NORTH 46°06'47" EAST 37.69 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 32.00 FEET; THENCE EASTERLY 50.19 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 89°51'46" TO THE POINT OF BEGINNING  
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#### **I-BDRC-F-F1-BD1**

Unit F1 Building F of the Black Desert Resort Center Condominium Subdivision Plat recorded July 28, 2022 as Entry No. 20220036905 on file in the office of the Washington County Recorder, State of Utah and in the Declaration of Condominium and Declaration of Covenants, Conditions, and Restriction for Black Desert Resort Center Condominium, recorded July 28, 2022 as Entry No. 20220036906 on file in the office of the Washington County Recorder, State of Utah.

Consisting of approximately 198,324 square feet.

TOGETHER WITH the undivided ownership interest in and to the Common Areas and Facilities appurtenant to said Unit as more particularly described in said Declaration and plat.

#### **GOLF ZONE**

THE FOLLOWING LEGAL DESCRIPTIONS ARE LESS AND EXCEPTING ANY PORTION OF SUCH LEGAL DESCRIPTIONS WHICH ARE WITHIN THE BOUNDARIES OF SANTA CLARA, UTAH AS OF THE DATE OF RECORDATION.

PARCEL 1

BEGINNING AT A POINT BEING NORTH 00°23'25" EAST 3,266.77 FEET ALONG THE CENTER OF SECTION LINE AND WEST 86.34 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH 47°16'26" WEST 15.60 FEET; THENCE NORTH 48°44'23" WEST 26.83 FEET; THENCE SOUTH 86°55'36" WEST 35.16 FEET; THENCE NORTH 26°41'58" WEST 30.03 FEET; THENCE NORTH 10°58'53" EAST 58.37 FEET; THENCE NORTH 04°52'21" WEST 102.70 FEET; THENCE NORTH 15°41'59" EAST 67.81 FEET; THENCE NORTH 01°35'18" WEST 91.89 FEET; THENCE NORTH 68°25'06" EAST 78.30 FEET; THENCE NORTH 81°59'56" EAST 60.07 FEET; THENCE SOUTH 76°45'55" EAST 75.75 FEET; THENCE SOUTH 89°45'11" EAST 71.88 FEET; THENCE SOUTH 73°43'20" EAST 114.91 FEET; THENCE NORTH 87°12'06" EAST 88.83 FEET; THENCE SOUTH 84°51'25" EAST 65.64 FEET; THENCE NORTH 69°19'41" EAST 50.01 FEET; THENCE SOUTH 66°02'51" EAST 51.87 FEET; THENCE NORTH 88°07'07" EAST 66.03 FEET; THENCE SOUTH 55°41'41" EAST 32.64 FEET; THENCE NORTH 78°03'31" EAST 54.47 FEET; THENCE SOUTH 85°54'23" EAST 99.81 FEET; THENCE SOUTH 49°45'52" EAST 59.48 FEET; THENCE NORTH 31°43'23" EAST 49.17 FEET; THENCE NORTH 21°57'12" EAST 35.28 FEET; THENCE NORTH 65°21'25" EAST 51.96 FEET; THENCE NORTH 10°23'35" WEST 43.00 FEET; THENCE NORTH 03°25'06" WEST 35.42 FEET; THENCE NORTH 44°05'03" EAST 40.53 FEET; THENCE NORTH 78°57'51" EAST 64.71 FEET; THENCE SOUTH 43°05'29" EAST 32.65 FEET; THENCE SOUTH 20°53'01" EAST 39.11 FEET; THENCE SOUTH 47°43'16" EAST 64.91 FEET; THENCE SOUTH 84°54'32" EAST 20.94 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, SAID CURVE TURNING TO THE LEFT THROUGH A CENTRAL ANGLE OF 28°58'13", HAVING A RADIUS OF 457.27 FEET (RADIUS POINT BEARS NORTH 84°42'59" EAST), AND WHOSE CHORD BEARS SOUTH 19°46'07" EAST 228.75 FEET; THENCE ALONG THE ARC OF SAID CURVE 231.21 FEET; THENCE SOUTH 44°08'14" WEST 18.88 FEET; THENCE SOUTH 43°34'03" EAST 85.34 FEET; THENCE SOUTH 58°53'54" EAST 26.96 FEET; THENCE SOUTH 03°48'14" EAST 31.00 FEET; THENCE SOUTH 19°20'05" WEST 26.99 FEET; THENCE SOUTH 35°22'43" WEST 46.10 FEET; THENCE SOUTH 16°36'55" EAST 40.97 FEET; THENCE SOUTH 08°13'36" EAST 21.10 FEET; THENCE SOUTH 39°53'31" EAST 58.57 FEET; THENCE SOUTH 01°05'34" WEST 37.94 FEET; THENCE NORTH 84°39'20" WEST 24.62 FEET; THENCE NORTH 88°27'42" WEST 40.47 FEET; THENCE SOUTH 41°45'30" WEST 29.04 FEET; THENCE SOUTH 56°23'18" WEST 29.00 FEET; THENCE NORTH 74°56'17" WEST 19.51 FEET; THENCE NORTH 48°36'59" WEST 33.96 FEET; THENCE NORTH 01°19'36" WEST 26.08 FEET; THENCE NORTH 38°24'39" WEST 32.10 FEET; THENCE NORTH 74°28'58" WEST 15.79 FEET; THENCE SOUTH 77°21'49" WEST 13.24 FEET; THENCE SOUTH 50°42'35" WEST 35.26 FEET; THENCE SOUTH 86°59'19" WEST 25.27 FEET; THENCE NORTH 58°28'04" WEST 28.62 FEET; THENCE NORTH 59°25'43" WEST 0.49 FEET; THENCE SOUTH 30°39'09" WEST 25.93 FEET; THENCE SOUTH 14°54'39" WEST 16.05 FEET; THENCE SOUTH 15°09'39" EAST 21.24 FEET; THENCE SOUTH 39°34'08" EAST 18.70 FEET; THENCE SOUTH 56°55'38" EAST 45.89 FEET; THENCE SOUTH 57°12'03" EAST 35.12 FEET; THENCE SOUTH 39°47'02" EAST 31.91 FEET; THENCE SOUTH 16°37'18" EAST 25.12 FEET; THENCE SOUTH 17°58'37" EAST 22.65 FEET; THENCE SOUTH 58°02'07" EAST 80.97 FEET; THENCE SOUTH 33°30'35" EAST 25.01 FEET; THENCE SOUTH 16°18'49" EAST 20.54 FEET; THENCE SOUTH 83°02'19" WEST 15.51 FEET; THENCE NORTH 13°13'07" WEST 14.35 FEET; THENCE NORTH 37°14'17" WEST 21.14 FEET; THENCE NORTH 58°16'42" WEST 76.03 FEET; THENCE NORTH 39°41'55" WEST 14.84 FEET; THENCE NORTH 10°23'29" WEST 28.35 FEET; THENCE NORTH 30°43'10" WEST 23.32 FEET; THENCE NORTH 41°21'39" WEST 24.28 FEET;

THENCE NORTH 59°10'58" WEST 65.57 FEET; THENCE NORTH 43°56'58" WEST 32.40 FEET; THENCE NORTH 15°26'19" WEST 24.20 FEET; THENCE NORTH 08°56'14" EAST 26.86 FEET; THENCE NORTH 30°44'12" EAST 33.79 FEET; THENCE NORTH 58°02'52" WEST 26.66 FEET; THENCE NORTH 63°08'58" WEST 59.14 FEET; THENCE NORTH 66°40'51" WEST 87.07 FEET; THENCE NORTH 82°55'31" WEST 65.88 FEET; THENCE SOUTH 85°18'09" WEST 54.72 FEET; THENCE NORTH 86°24'17" WEST 97.20 FEET; THENCE NORTH 69°55'08" WEST 32.15 FEET; THENCE NORTH 51°45'31" WEST 38.39 FEET; THENCE NORTH 76°20'05" WEST 38.64 FEET; THENCE SOUTH 86°49'53" WEST 47.18 FEET; THENCE SOUTH 67°33'45" WEST 40.62 FEET; THENCE SOUTH 80°06'31" WEST 22.22 FEET; THENCE NORTH 76°22'00" WEST 35.26 FEET; THENCE NORTH 88°26'24" WEST 48.17 FEET; THENCE NORTH 73°42'47" WEST 29.45 FEET; THENCE SOUTH 73°20'30" WEST 23.75 FEET; THENCE NORTH 77°33'48" WEST 27.64 FEET; THENCE NORTH 87°06'20" WEST 37.30 FEET; THENCE NORTH 81°29'04" WEST 36.20 FEET; THENCE SOUTH 83°53'10" WEST 42.16 FEET; THENCE SOUTH 76°07'30" WEST 25.98 FEET; THENCE NORTH 88°26'04" WEST 26.56 FEET; THENCE NORTH 81°28'23" WEST 29.31 FEET; THENCE SOUTH 57°45'14" WEST 31.69 FEET; THENCE NORTH 79°06'44" WEST 25.71 FEET; THENCE NORTH 31°09'49" WEST 14.19 FEET; THENCE NORTH 78°07'18" WEST 33.22 FEET; THENCE SOUTH 05°23'43" WEST 18.52 FEET; THENCE SOUTH 49°12'50" EAST 18.20 FEET TO THE POINT OF BEGINNING.

#### PARCEL 2

BEGINNING AT A POINT BEING NORTH 00°23'25" EAST 2,658.18 FEET ALONG THE CENTER OF SECTION LINE AND EAST 994.84 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 87°32'50" EAST 21.08 FEET; THENCE SOUTH 10°05'36" WEST 51.18 FEET; THENCE SOUTH 47°57'51" WEST 56.48 FEET; THENCE SOUTH 72°07'42" WEST 28.82 FEET; THENCE SOUTH 76°19'04" WEST 51.64 FEET; THENCE SOUTH 41°24'08" EAST 34.29 FEET; THENCE SOUTH 51°01'19" WEST 28.57 FEET; THENCE NORTH 33°24'45" WEST 32.22 FEET; THENCE NORTH 42°58'44" WEST 37.27 FEET; THENCE SOUTH 48°58'40" WEST 25.23 FEET; THENCE SOUTH 61°44'02" WEST 38.69 FEET; THENCE SOUTH 88°31'45" WEST 64.07 FEET; THENCE NORTH 86°05'08" WEST 46.46 FEET; THENCE NORTH 52°15'06" WEST 24.36 FEET; THENCE NORTH 04°41'17" WEST 36.77 FEET; THENCE SOUTH 89°01'46" WEST 35.47 FEET; THENCE SOUTH 02°51'49" WEST 30.08 FEET; THENCE SOUTH 53°59'07" WEST 16.35 FEET; THENCE NORTH 68°50'52" WEST 29.97 FEET; THENCE NORTH 06°06'10" EAST 39.57 FEET; THENCE NORTH 71°12'16" WEST 88.57 FEET; THENCE SOUTH 68°38'18" WEST 29.69 FEET; THENCE SOUTH 30°46'28" EAST 73.42 FEET; THENCE SOUTH 25°20'24" WEST 112.53 FEET; THENCE SOUTH 60°24'25" WEST 45.62 FEET; THENCE SOUTH 75°18'33" WEST 37.90 FEET; THENCE NORTH 81°26'52" WEST 107.08 FEET; THENCE SOUTH 86°01'46" WEST 130.14 FEET; THENCE SOUTH 16°27'18" WEST 43.60 FEET; THENCE SOUTH 87°39'50" WEST 29.48 FEET; THENCE SOUTH 52°31'40" WEST 100.72 FEET; THENCE SOUTH 71°08'40" WEST 38.11 FEET; THENCE NORTH 73°57'48" WEST 48.91 FEET; THENCE SOUTH 69°39'59" WEST 94.22 FEET; THENCE SOUTH 08°03'59" WEST 188.57 FEET; THENCE SOUTH 75°42'22" WEST 94.90 FEET; THENCE NORTH 75°23'14" WEST 79.90 FEET; THENCE NORTH 63°26'44" WEST 61.82 FEET; THENCE NORTH 25°43'13" WEST 45.01 FEET; THENCE SOUTH 15°15'47" WEST 48.03 FEET; THENCE SOUTH 41°10'20" WEST 60.26 FEET; THENCE SOUTH 10°13'38" WEST 96.54 FEET; THENCE SOUTH 51°40'20" EAST 42.14 FEET; THENCE SOUTH 13°10'42" WEST 29.00 FEET; THENCE NORTH 86°42'34" WEST 136.06 FEET; THENCE SOUTH 77°21'41" WEST 67.23 FEET; THENCE SOUTH 76°47'53" WEST 30.25 FEET; THENCE NORTH 82°49'13" WEST 110.56 FEET; THENCE NORTH 48°01'53" WEST 164.18 FEET; THENCE NORTH 36°59'40" WEST 123.36 FEET; THENCE NORTH 11°22'30" WEST 56.38 FEET; THENCE NORTH 26°21'30" EAST 52.46 FEET; THENCE NORTH 30°49'28" EAST 70.07 FEET; THENCE NORTH 36°52'58" WEST 33.22 FEET; THENCE NORTH 72°17'04" WEST 30.76 FEET; THENCE NORTH 15°57'09" WEST 48.36 FEET;

THENCE NORTH 02°05'23" WEST 99.40 FEET; THENCE NORTH 26°18'24" EAST 70.52 FEET; THENCE NORTH 41°27'14" EAST 52.41 FEET; THENCE NORTH 53°59'04" EAST 25.99 FEET; THENCE NORTH 01°24'10" WEST 33.75 FEET; THENCE NORTH 00°50'32" WEST 40.04 FEET; THENCE NORTH 03°28'31" WEST 72.02 FEET; THENCE NORTH 16°32'05" WEST 59.72 FEET; THENCE NORTH 00°06'12" WEST 60.44 FEET; THENCE NORTH 10°09'04" EAST 52.23 FEET; THENCE NORTH 30°16'09" EAST 36.48 FEET; THENCE NORTH 14°10'33" EAST 24.54 FEET; THENCE NORTH 66°05'25" WEST 14.33 FEET; THENCE NORTH 48°06'54" WEST 50.81 FEET; THENCE NORTH 00°50'35" WEST 32.04 FEET; THENCE NORTH 22°39'54" WEST 28.78 FEET; THENCE NORTH 51°10'18" WEST 59.62 FEET; THENCE NORTH 36°13'44" WEST 28.91 FEET; THENCE NORTH 07°14'02" WEST 58.97 FEET; THENCE NORTH 04°18'46" EAST 78.35 FEET; THENCE NORTH 14°57'24" WEST 27.02 FEET; THENCE NORTH 45°10'21" WEST 59.98 FEET; THENCE NORTH 12°35'24" WEST 39.47 FEET; THENCE NORTH 30°19'02" WEST 51.40 FEET; THENCE NORTH 03°15'05" WEST 37.40 FEET; THENCE NORTH 16°17'38" WEST 30.59 FEET; THENCE SOUTH 59°04'49" WEST 22.47 FEET; THENCE SOUTH 88°20'55" WEST 22.97 FEET; THENCE NORTH 34°04'35" WEST 15.63 FEET; THENCE NORTH 02°45'46" WEST 48.79 FEET; THENCE NORTH 10°03'53" WEST 32.00 FEET; THENCE NORTH 16°20'43" EAST 35.60 FEET; THENCE NORTH 59°57'04" EAST 56.73 FEET; THENCE SOUTH 70°49'10" EAST 35.37 FEET; THENCE SOUTH 29°28'06" EAST 28.34 FEET; THENCE SOUTH 41°34'41" EAST 40.81 FEET; THENCE NORTH 59°02'11" EAST 65.25 FEET; THENCE NORTH 53°43'18" EAST 36.42 FEET; THENCE SOUTH 49°35'12" EAST 34.93 FEET; THENCE NORTH 56°50'01" EAST 18.29 FEET; THENCE SOUTH 86°04'33" EAST 30.09 FEET; THENCE NORTH 03°46'48" EAST 23.44 FEET; THENCE NORTH 65°59'22" EAST 19.20 FEET; THENCE SOUTH 85°48'35" EAST 14.09 FEET; THENCE NORTH 57°47'44" EAST 19.05 FEET; THENCE NORTH 27°00'02" EAST 47.50 FEET; THENCE NORTH 01°45'25" EAST 38.45 FEET; THENCE NORTH 25°56'33" EAST 29.77 FEET; THENCE NORTH 62°10'02" EAST 31.83 FEET; THENCE NORTH 81°22'51" EAST 33.86 FEET; THENCE SOUTH 42°55'05" EAST 25.61 FEET; THENCE SOUTH 06°08'14" WEST 15.83 FEET; THENCE SOUTH 50°43'43" EAST 22.37 FEET; THENCE SOUTH 46°22'38" EAST 34.97 FEET; THENCE SOUTH 72°01'56" EAST 23.39 FEET; THENCE NORTH 59°28'55" EAST 16.66 FEET; THENCE SOUTH 43°14'10" EAST 21.81 FEET; THENCE SOUTH 22°26'41" WEST 20.98 FEET; THENCE SOUTH 18°59'49" EAST 33.68 FEET; THENCE SOUTH 58°19'16" EAST 19.89 FEET; THENCE NORTH 74°20'15" EAST 35.69 FEET; THENCE SOUTH 50°56'40" EAST 16.11 FEET; THENCE SOUTH 04°30'02" WEST 17.83 FEET; THENCE SOUTH 20°52'53" WEST 31.17 FEET; THENCE SOUTH 32°20'53" EAST 42.81 FEET; THENCE SOUTH 27°23'27" EAST 30.07 FEET; THENCE SOUTH 48°12'52" EAST 11.85 FEET; THENCE SOUTH 16°19'53" EAST 29.05 FEET; THENCE SOUTH 33°59'25" EAST 21.60 FEET; THENCE SOUTH 04°05'42" EAST 41.26 FEET; THENCE SOUTH 52°29'13" EAST 48.46 FEET; THENCE SOUTH 10°02'33" EAST 25.15 FEET; THENCE SOUTH 35°17'26" WEST 48.25 FEET; THENCE SOUTH 43°39'11" EAST 31.52 FEET; THENCE SOUTH 32°12'13" EAST 27.84 FEET; THENCE SOUTH 67°18'56" EAST 21.04 FEET; THENCE NORTH 59°59'52" EAST 27.98 FEET; THENCE SOUTH 79°18'02" EAST 26.13 FEET; THENCE SOUTH 40°06'10" EAST 24.29 FEET; THENCE SOUTH 17°16'10" EAST 21.79 FEET; THENCE SOUTH 04°24'17" EAST 42.97 FEET; THENCE SOUTH 54°42'05" EAST 31.13 FEET; THENCE NORTH 83°04'59" EAST 44.91 FEET; THENCE SOUTH 64°11'50" EAST 41.44 FEET; THENCE SOUTH 04°24'03" EAST 22.99 FEET; THENCE SOUTH 38°12'31" EAST 29.48 FEET; THENCE SOUTH 60°14'29" EAST 46.51 FEET; THENCE SOUTH 67°03'34" EAST 53.39 FEET; THENCE SOUTH 47°26'25" EAST 62.48 FEET; THENCE NORTH 89°19'49" EAST 20.11 FEET; THENCE SOUTH 69°50'33" EAST 56.63 FEET; THENCE NORTH 85°45'58" EAST 28.62 FEET; THENCE NORTH 46°20'44" EAST 25.04 FEET; THENCE NORTH 84°07'43" EAST 28.73 FEET; THENCE SOUTH 57°54'39" EAST 44.70 FEET; THENCE SOUTH 87°40'39" EAST 75.73 FEET; THENCE SOUTH 01°52'13" WEST 89.78 FEET; THENCE SOUTH 58°46'37" EAST 54.52 FEET; THENCE NORTH 80°04'42" EAST 109.93 FEET; THENCE SOUTH 85°36'00" EAST 43.23 FEET; THENCE SOUTH 77°23'49" EAST 70.28 FEET; THENCE NORTH 87°29'04" EAST 54.80 FEET;

THENCE SOUTH 82°37'49" EAST 77.47 FEET; THENCE SOUTH 23°45'34" EAST 24.64 FEET; THENCE SOUTH 75°13'26" EAST 22.40 FEET; THENCE NORTH 17°41'31" EAST 21.78 FEET; THENCE NORTH 64°48'33" EAST 28.26 FEET; THENCE SOUTH 81°07'24" EAST 48.71 FEET; THENCE SOUTH 67°21'27" EAST 41.39 FEET; THENCE SOUTH 14°08'55" EAST 39.38 FEET; THENCE NORTH 63°43'45" EAST 27.17 FEET; THENCE SOUTH 78°24'47" EAST 47.90 FEET; THENCE SOUTH 36°32'14" EAST 43.56 FEET; THENCE SOUTH 23°24'04" WEST 70.44 FEET; THENCE SOUTH 03°24'16" WEST 55.72 FEET; THENCE SOUTH 47°10'28" EAST 135.34 FEET; THENCE NORTH 77°47'01" EAST 85.25 FEET; THENCE NORTH 47°32'34" EAST 53.00 FEET; THENCE NORTH 07°48'36" EAST 37.63 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPTING:

BEGINNING AT A POINT BEING NORTH 00°23'25" EAST 3560.65 FEET ALONG THE CENTER OF SECTION LINE AND WEST 773.87 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH 34°59'17" WEST 17.40 FEET; THENCE SOUTH 56°09'07" WEST 16.80 FEET; THENCE NORTH 82°03'48" WEST 38.44 FEET; THENCE NORTH 87°38'05" WEST 32.70 FEET; THENCE SOUTH 78°31'23" WEST 23.51 FEET; THENCE NORTH 48°45'22" WEST 13.65 FEET; THENCE NORTH 78°55'21" WEST 17.79 FEET; THENCE NORTH 35°13'48" EAST 9.36 FEET; THENCE NORTH 70°15'42" WEST 33.56 FEET; THENCE NORTH 37°51'09" EAST 12.76 FEET; THENCE SOUTH 78°27'57" EAST 22.05 FEET; THENCE NORTH 68°15'48" EAST 17.25 FEET; THENCE SOUTH 33°42'19" EAST 9.13 FEET; THENCE NORTH 83°31'12" EAST 31.89 FEET; THENCE SOUTH 75°19'49" EAST 27.35 FEET; THENCE NORTH 63°05'19" EAST 12.92 FEET; THENCE SOUTH 57°11'01" EAST 13.28 FEET; THENCE NORTH 78°19'43" EAST 13.79 FEET; THENCE SOUTH 65°15'35" EAST 29.47 FEET TO THE POINT OF BEGINNING.

AND

BEGINNING AT A POINT BEING NORTH 00°23'25" EAST 2606.11 FEET ALONG THE CENTER OF SECTION LINE AND EAST 796.71 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH 46°08'12" EAST 47.94 FEET; THENCE SOUTH 43°08'58" WEST 14.10 FEET; THENCE NORTH 86°40'02" WEST 90.47 FEET; THENCE SOUTH 87°45'08" WEST 73.52 FEET; THENCE NORTH 76°29'54" WEST 35.40 FEET; THENCE NORTH 71°27'24" WEST 69.05 FEET; THENCE NORTH 81°38'38" WEST 28.72 FEET; THENCE SOUTH 72°08'19" WEST 55.80 FEET; THENCE SOUTH 80°38'47" WEST 103.97 FEET; THENCE SOUTH 86°10'40" WEST 74.90 FEET; THENCE NORTH 67°17'10" WEST 34.26 FEET; THENCE SOUTH 78°24'20" WEST 37.26 FEET; THENCE NORTH 87°25'22" WEST 123.85 FEET; THENCE SOUTH 84°56'45" WEST 115.53 FEET; THENCE SOUTH 69°39'40" WEST 78.12 FEET; THENCE SOUTH 54°56'33" WEST 103.97 FEET; THENCE SOUTH 07°05'22" WEST 57.43 FEET; THENCE SOUTH 34°01'19" WEST 60.80 FEET; THENCE SOUTH 39°41'55" WEST 58.57 FEET; THENCE SOUTH 56°41'28" WEST 77.76 FEET; THENCE SOUTH 41°04'05" WEST 47.11 FEET; THENCE SOUTH 15°42'21" WEST 29.36 FEET; THENCE SOUTH 12°57'11" WEST 42.26 FEET; THENCE SOUTH 32°01'02" WEST 28.19 FEET; THENCE SOUTH 47°51'03" WEST 29.03 FEET; THENCE SOUTH 13°07'54" WEST 45.36 FEET; THENCE SOUTH 41°14'34" WEST 29.56 FEET; THENCE SOUTH 39°05'14" WEST 33.57 FEET; THENCE SOUTH 12°49'54" WEST 37.21 FEET; THENCE SOUTH 07°59'18" WEST 52.56 FEET; THENCE SOUTH 25°58'53" WEST 46.40 FEET; THENCE SOUTH 63°57'53" WEST 17.70 FEET; THENCE NORTH 81°56'57" WEST 51.20 FEET; THENCE SOUTH 85°56'23" WEST 33.73 FEET; THENCE SOUTH 77°00'08" WEST 56.33 FEET; THENCE NORTH 87°41'02" WEST 20.70 FEET; THENCE NORTH 60°39'55" WEST 31.96 FEET; THENCE NORTH 28°27'43" WEST 21.12 FEET; THENCE NORTH 56°22'59" WEST 31.30 FEET; THENCE NORTH 40°42'31" WEST 23.65 FEET; THENCE NORTH 42°22'14" WEST 16.50 FEET; THENCE NORTH 65°17'31" WEST 64.55 FEET; THENCE NORTH 55°17'48" WEST 62.98 FEET; THENCE NORTH 29°44'31" WEST 70.40

FEET; THENCE NORTH 12°45'04" EAST 41.17 FEET; THENCE NORTH 14°29'35" WEST 24.36 FEET; THENCE NORTH 12°33'47" EAST 30.92 FEET; THENCE NORTH 82°25'21" EAST 33.53 FEET; THENCE NORTH 63°15'56" EAST 34.01 FEET; THENCE NORTH 13°39'10" EAST 43.12 FEET; THENCE NORTH 48°12'46" EAST 54.52 FEET; THENCE NORTH 04°47'32" EAST 21.47 FEET; THENCE NORTH 52°30'15" EAST 61.19 FEET; THENCE NORTH 21°52'05" WEST 22.15 FEET; THENCE NORTH 06°16'55" EAST 37.15 FEET; THENCE NORTH 64°24'31" EAST 32.76 FEET; THENCE NORTH 23°40'39" EAST 30.67 FEET; THENCE NORTH 07°11'54" EAST 57.27 FEET; THENCE NORTH 16°33'48" EAST 46.57 FEET; THENCE NORTH 13°04'31" WEST 34.36 FEET; THENCE NORTH 13°17'35" EAST 34.33 FEET; THENCE NORTH 04°23'25" EAST 49.99 FEET; THENCE NORTH 01°08'59" WEST 41.68 FEET; THENCE NORTH 21°00'48" EAST 44.68 FEET; THENCE NORTH 18°21'53" WEST 27.71 FEET; THENCE NORTH 47°27'58" WEST 50.82 FEET; THENCE NORTH 58°25'17" WEST 52.49 FEET; THENCE SOUTH 86°09'44" WEST 17.86 FEET; THENCE NORTH 63°41'13" WEST 48.70 FEET; THENCE NORTH 29°35'22" EAST 30.51 FEET; THENCE SOUTH 74°58'08" EAST 33.18 FEET; THENCE NORTH 62°28'55" EAST 22.25 FEET; THENCE NORTH 35°22'43" EAST 51.01 FEET; THENCE NORTH 17°02'47" WEST 43.53 FEET; THENCE NORTH 24°43'35" WEST 29.14 FEET; THENCE NORTH 66°09'21" WEST 12.00 FEET; THENCE NORTH 44°42'25" WEST 39.48 FEET; THENCE NORTH 70°05'33" WEST 23.13 FEET; THENCE NORTH 38°17'04" WEST 37.84 FEET; THENCE NORTH 28°42'23" EAST 18.50 FEET; THENCE NORTH 18°26'34" EAST 18.88 FEET; THENCE NORTH 61°16'31" EAST 27.27 FEET; THENCE NORTH 01°11'39" WEST 18.33 FEET; THENCE NORTH 42°29'10" WEST 40.74 FEET; THENCE NORTH 22°33'51" WEST 64.69 FEET; THENCE NORTH 27°19'15" WEST 45.82 FEET; THENCE NORTH 17°53'02" EAST 32.34 FEET; THENCE NORTH 45°14'12" WEST 58.72 FEET; THENCE NORTH 82°21'53" WEST 19.99 FEET; THENCE SOUTH 31°40'38" WEST 33.32 FEET; THENCE NORTH 85°36'12" WEST 13.37 FEET; THENCE SOUTH 29°17'47" WEST 18.01 FEET; THENCE SOUTH 75°13'19" WEST 39.83 FEET; THENCE SOUTH 66°45'24" WEST 45.72 FEET; THENCE NORTH 45°32'09" WEST 44.35 FEET; THENCE NORTH 14°38'52" WEST 46.76 FEET; THENCE NORTH 31°19'09" WEST 38.15 FEET; THENCE NORTH 04°23'04" WEST 42.32 FEET; THENCE NORTH 21°50'56" WEST 52.77 FEET; THENCE NORTH 02°11'08" WEST 70.00 FEET; THENCE NORTH 05°42'48" WEST 24.90 FEET; THENCE SOUTH 81°41'19" EAST 25.05 FEET; THENCE SOUTH 31°40'03" EAST 29.78 FEET; THENCE SOUTH 47°21'02" EAST 26.44 FEET; THENCE SOUTH 30°53'02" WEST 40.86 FEET; THENCE SOUTH 40°14'58" EAST 25.97 FEET; THENCE NORTH 58°17'18" EAST 36.98 FEET; THENCE SOUTH 46°33'41" EAST 19.96 FEET; THENCE SOUTH 78°00'11" EAST 24.76 FEET; THENCE NORTH 79°09'37" EAST 59.85 FEET; THENCE NORTH 74°17'54" EAST 69.72 FEET; THENCE NORTH 82°31'21" EAST 38.08 FEET; THENCE SOUTH 82°10'53" EAST 47.80 FEET; THENCE SOUTH 04°55'08" EAST 17.79 FEET; THENCE SOUTH 23°15'55" EAST 25.10 FEET; THENCE SOUTH 82°42'52" EAST 16.53 FEET; THENCE NORTH 42°00'02" EAST 25.65 FEET; THENCE NORTH 33°11'27" WEST 29.61 FEET; THENCE NORTH 34°44'51" EAST 34.79 FEET; THENCE SOUTH 61°57'18" EAST 39.32 FEET; THENCE SOUTH 88°37'53" EAST 47.87 FEET; THENCE SOUTH 51°41'22" EAST 40.58 FEET; THENCE SOUTH 30°24'42" EAST 68.60 FEET; THENCE SOUTH 15°06'07" EAST 74.69 FEET; THENCE SOUTH 40°23'10" EAST 143.73 FEET; THENCE SOUTH 20°18'58" EAST 66.61 FEET; THENCE SOUTH 49°30'09" EAST 106.31 FEET; THENCE SOUTH 06°16'25" EAST 87.46 FEET; THENCE SOUTH 38°34'03" EAST 40.53 FEET; THENCE SOUTH 63°46'50" EAST 45.57 FEET; THENCE SOUTH 48°01'19" EAST 43.66 FEET; THENCE SOUTH 01°44'11" EAST 7.86 FEET; THENCE SOUTH 42°49'45" EAST 40.17 FEET; THENCE SOUTH 88°59'11" EAST 13.46 FEET; THENCE SOUTH 49°57'43" EAST 49.77 FEET; THENCE SOUTH 22°45'50" EAST 28.95 FEET; THENCE SOUTH 39°06'13" EAST 21.88 FEET; THENCE SOUTH 12°33'40" WEST 51.59 FEET; THENCE SOUTH 49°30'46" EAST 70.29 FEET; THENCE SOUTH 81°15'29" EAST 7.51 FEET; THENCE NORTH 44°16'09" EAST 10.36 FEET; THENCE NORTH 79°40'46" EAST 47.76 FEET; THENCE SOUTH 31°11'48" EAST 25.34 FEET; THENCE SOUTH 87°55'51" EAST 63.20 FEET; THENCE NORTH 14°56'17" EAST 26.57 FEET; THENCE SOUTH 58°04'09" EAST 53.69 FEET;

THENCE SOUTH 07°01'34" WEST 26.44 FEET; THENCE SOUTH 52°25'39" EAST 39.60 FEET; THENCE NORTH 89°17'03" EAST 76.10 FEET; THENCE SOUTH 78°33'27" EAST 177.52 FEET; THENCE NORTH 68°45'33" EAST 35.29 FEET; THENCE SOUTH 77°37'32" EAST 32.26 FEET; THENCE NORTH 49°15'08" EAST 65.77 FEET; THENCE SOUTH 73°44'49" EAST 18.99 FEET; THENCE SOUTH 16°02'35" EAST 32.98 FEET; THENCE SOUTH 28°55'46" EAST 34.33 FEET; THENCE SOUTH 76°45'56" EAST 46.42 FEET; THENCE NORTH 73°56'49" EAST 26.08 FEET; THENCE NORTH 21°05'34" EAST 33.77 FEET; THENCE SOUTH 87°31'46" EAST 26.42 FEET; THENCE SOUTH 39°12'02" EAST 45.06 FEET; THENCE NORTH 88°25'33" EAST 131.25 FEET TO THE POINT OF BEGINNING.

### PARCEL 3

BEGINNING AT A POINT BEING NORTH 00°23'25" EAST 1,104.75 FEET ALONG THE CENTER OF SECTION LINE AND EAST 134.52 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 11°57'35" WEST 40.13 FEET; THENCE NORTH 02°35'54" WEST 289.72 FEET; THENCE NORTH 08°11'41" EAST 96.40 FEET; THENCE NORTH 22°41'26" EAST 79.09 FEET; THENCE NORTH 00°39'24" WEST 97.89 FEET; THENCE NORTH 41°06'51" EAST 44.49 FEET; THENCE NORTH 01°07'52" EAST 80.69 FEET; THENCE NORTH 03°15'41" WEST 69.92 FEET; THENCE NORTH 47°45'15" EAST 52.89 FEET; THENCE NORTH 75°02'50" EAST 80.20 FEET; THENCE NORTH 31°15'01" EAST 66.77 FEET; THENCE NORTH 40°36'52" EAST 136.63 FEET; THENCE NORTH 47°20'01" EAST 115.91 FEET; THENCE NORTH 41°44'20" EAST 89.94 FEET; THENCE NORTH 56°29'16" EAST 111.55 FEET; THENCE NORTH 67°47'50" EAST 40.56 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, SAID CURVE TURNING TO THE LEFT THROUGH A CENTRAL ANGLE OF 26°56'41", HAVING A RADIUS OF 165.64 FEET (RADIUS POINT BEARS NORTH 01°29'39" WEST), AND WHOSE CHORD BEARS NORTH 75°02'01" EAST 77.18 FEET; THENCE ALONG THE ARC OF SAID CURVE 77.90 FEET; THENCE NORTH 82°19'03" EAST 44.08 FEET; THENCE NORTH 39°17'46" EAST 82.68 FEET; THENCE NORTH 45°08'22" EAST 30.70 FEET; THENCE NORTH 51°06'38" EAST 91.60 FEET; THENCE SOUTH 31°13'21" EAST 31.66 FEET; THENCE NORTH 76°43'08" EAST 34.95 FEET; THENCE NORTH 24°47'06" WEST 22.71 FEET; THENCE NORTH 12°36'21" EAST 17.27 FEET; THENCE NORTH 73°34'38" EAST 22.94 FEET; THENCE SOUTH 69°26'05" EAST 23.11 FEET; THENCE SOUTH 49°51'34" EAST 40.09 FEET; THENCE NORTH 60°24'25" EAST 11.09 FEET; THENCE SOUTH 83°04'13" EAST 34.55 FEET; THENCE NORTH 14°11'51" EAST 22.34 FEET; THENCE SOUTH 79°10'38" EAST 11.60 FEET; THENCE SOUTH 08°30'56" WEST 9.25 FEET; THENCE SOUTH 29°36'58" WEST 15.75 FEET; THENCE SOUTH 59°04'09" WEST 13.10 FEET; THENCE NORTH 82°34'43" WEST 8.70 FEET; THENCE NORTH 77°27'19" WEST 18.05 FEET; THENCE SOUTH 35°16'07" WEST 30.55 FEET; THENCE SOUTH 63°26'45" WEST 16.96 FEET; THENCE NORTH 89°02'14" WEST 22.98 FEET; THENCE SOUTH 77°51'40" WEST 31.85 FEET; THENCE SOUTH 61°53'01" WEST 24.24 FEET; THENCE SOUTH 01°16'32" EAST 42.07 FEET; THENCE SOUTH 24°19'59" EAST 69.10 FEET; THENCE SOUTH 13°35'30" EAST 0.03 FEET; THENCE NORTH 88°18'44" EAST 0.03 FEET; THENCE SOUTH 48°08'56" EAST 61.82 FEET; THENCE NORTH 19°13'11" WEST 10.65 FEET; THENCE NORTH 11°40'01" WEST 33.87 FEET; THENCE NORTH 25°57'25" EAST 39.07 FEET; THENCE NORTH 07°47'43" EAST 29.25 FEET; THENCE NORTH 80°45'30" WEST 17.19 FEET; THENCE NORTH 49°15'50" WEST 13.80 FEET; THENCE NORTH 11°56'19" EAST 19.55 FEET; THENCE NORTH 62°29'17" EAST 29.02 FEET; THENCE NORTH 52°53'35" EAST 40.68 FEET; THENCE SOUTH 61°16'10" EAST 3.98 FEET; THENCE SOUTH 14°29'05" WEST 111.69 FEET; THENCE SOUTH 01°17'54" EAST 26.61 FEET; THENCE SOUTH 71°46'58" EAST 67.59 FEET; THENCE SOUTH 17°06'37" EAST 39.52 FEET; THENCE SOUTH 09°34'43" WEST 45.85 FEET; THENCE SOUTH 69°56'44" EAST 22.24 FEET; THENCE SOUTH 47°40'14" WEST 30.47 FEET; THENCE NORTH 55°59'45" WEST 79.55 FEET; THENCE NORTH 28°40'17" WEST 31.52 FEET; THENCE NORTH 47°45'24" WEST 66.26 FEET; THENCE SOUTH 13°35'04" EAST 43.32 FEET;

THENCE SOUTH 01°00'29" WEST 39.59 FEET; THENCE SOUTH 15°18'27" WEST 39.91 FEET; THENCE SOUTH 33°56'40" WEST 43.02 FEET; THENCE SOUTH 37°00'10" WEST 86.63 FEET; THENCE SOUTH 20°15'54" WEST 32.52 FEET; THENCE SOUTH 10°29'58" EAST 63.39 FEET; THENCE SOUTH 07°39'01" EAST 37.55 FEET; THENCE SOUTH 15°05'29" WEST 41.52 FEET; THENCE SOUTH 49°12'36" WEST 55.89 FEET; THENCE SOUTH 13°09'49" WEST 8.97 FEET; THENCE SOUTH 65°41'27" EAST 48.93 FEET; THENCE SOUTH 11°05'56" EAST 11.79 FEET; THENCE SOUTH 43°29'27" WEST 48.30 FEET; THENCE SOUTH 08°49'51" WEST 44.36 FEET; THENCE SOUTH 34°37'12" EAST 35.22 FEET; THENCE SOUTH 01°45'41" EAST 75.52 FEET; THENCE SOUTH 28°07'07" EAST 104.71 FEET; THENCE NORTH 82°35'58" EAST 87.29 FEET; THENCE SOUTH 54°42'40" EAST 57.22 FEET; THENCE SOUTH 21°13'58" EAST 64.09 FEET; THENCE SOUTH 29°22'09" EAST 95.83 FEET; THENCE SOUTH 11°12'00" WEST 28.38 FEET; THENCE SOUTH 45°23'16" WEST 31.38 FEET; THENCE SOUTH 22°22'43" WEST 51.04 FEET; THENCE SOUTH 13°09'48" EAST 91.72 FEET; THENCE SOUTH 44°27'26" EAST 42.25 FEET; THENCE SOUTH 83°11'39" EAST 19.58 FEET; THENCE SOUTH 47°51'53" EAST 53.60 FEET; THENCE SOUTH 24°29'57" EAST 60.87 FEET; THENCE SOUTH 49°07'39" EAST 36.53 FEET; THENCE SOUTH 07°11'15" EAST 69.56 FEET; THENCE SOUTH 46°42'59" WEST 25.13 FEET; THENCE NORTH 81°42'52" WEST 44.27 FEET; THENCE SOUTH 35°48'06" WEST 30.75 FEET; THENCE SOUTH 03°34'41" WEST 41.84 FEET; THENCE SOUTH 50°29'57" EAST 36.47 FEET; THENCE SOUTH 32°58'23" EAST 116.29 FEET; THENCE SOUTH 89°31'50" EAST 70.79 FEET; THENCE SOUTH 09°19'02" EAST 91.39 FEET; THENCE SOUTH 41°22'12" WEST 54.87 FEET; THENCE NORTH 75°44'06" WEST 61.30 FEET; THENCE SOUTH 06°59'30" WEST 45.20 FEET; THENCE SOUTH 49°16'36" EAST 79.85 FEET; THENCE NORTH 63°10'58" EAST 28.23 FEET; THENCE SOUTH 53°24'20" EAST 37.87 FEET; THENCE SOUTH 30°34'21" EAST 35.30 FEET; THENCE SOUTH 32°57'26" WEST 35.67 FEET; THENCE SOUTH 04°51'27" WEST 75.23 FEET; THENCE SOUTH 42°22'51" EAST 35.66 FEET; THENCE NORTH 12°47'04" EAST 28.79 FEET; THENCE NORTH 18°04'06" WEST 28.01 FEET; THENCE NORTH 29°50'19" EAST 25.02 FEET; THENCE NORTH 84°39'48" EAST 31.12 FEET; THENCE SOUTH 35°16'58" EAST 115.38 FEET; THENCE SOUTH 52°02'17" EAST 102.10 FEET; THENCE SOUTH 07°27'50" WEST 24.52 FEET; THENCE SOUTH 54°19'21" WEST 25.31 FEET; THENCE NORTH 56°04'08" WEST 72.59 FEET; THENCE NORTH 37°06'47" WEST 43.19 FEET; THENCE NORTH 83°50'15" WEST 83.66 FEET; THENCE NORTH 48°32'27" WEST 59.89 FEET; THENCE SOUTH 87°00'53" WEST 33.35 FEET; THENCE SOUTH 37°36'48" WEST 31.79 FEET; THENCE SOUTH 07°18'33" WEST 56.90 FEET; THENCE SOUTH 27°35'57" EAST 36.25 FEET; THENCE SOUTH 17°55'19" EAST 32.99 FEET; THENCE SOUTH 23°56'33" WEST 56.37 FEET; THENCE SOUTH 02°57'44" EAST 50.43 FEET; THENCE SOUTH 08°02'46" WEST 78.73 FEET; THENCE NORTH 66°55'53" WEST 72.39 FEET; THENCE SOUTH 20°07'44" WEST 51.09 FEET; THENCE SOUTH 36°51'58" WEST 57.69 FEET; THENCE SOUTH 45°41'20" EAST 39.35 FEET; THENCE SOUTH 14°27'46" WEST 29.69 FEET; THENCE NORTH 88°22'39" WEST 188.51 FEET; THENCE SOUTH 00°33'31" WEST 155.26 FEET; THENCE SOUTH 41°26'04" WEST 45.59 FEET; THENCE SOUTH 54°02'13" WEST 60.69 FEET; THENCE SOUTH 09°42'00" EAST 36.44 FEET; THENCE SOUTH 34°19'39" EAST 41.30 FEET; THENCE SOUTH 05°46'37" WEST 16.14 FEET; THENCE SOUTH 58°53'22" WEST 22.36 FEET; THENCE SOUTH 21°47'08" WEST 37.98 FEET; THENCE SOUTH 13°59'56" WEST 57.48 FEET; THENCE SOUTH 13°45'40" EAST 16.86 FEET; THENCE NORTH 58°41'45" EAST 83.24 FEET; THENCE SOUTH 89°01'30" EAST 21.23 FEET; THENCE SOUTH 00°33'31" WEST 54.03 FEET; THENCE SOUTH 71°06'55" WEST 52.84 FEET; THENCE SOUTH 05°38'02" EAST 87.17 FEET; THENCE SOUTH 05°24'08" EAST 117.43 FEET; THENCE SOUTH 00°32'15" WEST 137.46 FEET; THENCE SOUTH 07°59'19" WEST 72.85 FEET; THENCE SOUTH 07°52'45" EAST 64.51 FEET; THENCE SOUTH 06°50'20" WEST 64.11 FEET; THENCE SOUTH 11°45'54" WEST 113.38 FEET; THENCE SOUTH 19°41'44" WEST 163.58 FEET; THENCE SOUTH 25°49'53" EAST 48.66 FEET; THENCE SOUTH 06°58'20" EAST 69.90 FEET; THENCE SOUTH 24°27'14" WEST 45.53 FEET; THENCE SOUTH 31°49'44" EAST 75.94 FEET; THENCE SOUTH 06°14'00" EAST 108.49 FEET;

THENCE SOUTH  $19^{\circ}58'04''$  WEST 92.52 FEET; THENCE SOUTH  $01^{\circ}44'49''$  WEST 77.27 FEET; THENCE SOUTH  $19^{\circ}47'05''$  WEST 44.55 FEET; THENCE SOUTH  $35^{\circ}51'50''$  EAST 90.08 FEET; THENCE SOUTH  $18^{\circ}57'42''$  EAST 91.40 FEET; THENCE SOUTH  $07^{\circ}26'05''$  WEST 87.39 FEET; THENCE SOUTH  $89^{\circ}30'53''$  WEST 55.60 FEET; THENCE NORTH  $45^{\circ}09'32''$  WEST 90.87 FEET; THENCE NORTH  $41^{\circ}17'36''$  WEST 83.77 FEET; THENCE NORTH  $14^{\circ}57'26''$  WEST 68.13 FEET; THENCE NORTH  $44^{\circ}49'29''$  WEST 49.17 FEET; THENCE NORTH  $24^{\circ}06'15''$  WEST 15.98 FEET; THENCE NORTH  $06^{\circ}13'08''$  EAST 52.83 FEET; THENCE NORTH  $24^{\circ}13'35''$  EAST 26.21 FEET; THENCE NORTH  $08^{\circ}30'00''$  EAST 18.07 FEET; THENCE NORTH  $34^{\circ}35'21''$  WEST 31.50 FEET; THENCE NORTH  $27^{\circ}41'55''$  EAST 50.40 FEET; THENCE SOUTH  $89^{\circ}36'10''$  EAST 68.19 FEET; THENCE NORTH  $04^{\circ}38'33''$  EAST 35.29 FEET; THENCE NORTH  $32^{\circ}22'23''$  WEST 40.97 FEET; THENCE NORTH  $01^{\circ}13'03''$  WEST 75.46 FEET; THENCE NORTH  $41^{\circ}12'42''$  WEST 83.26 FEET; THENCE NORTH  $33^{\circ}36'21''$  WEST 67.93 FEET; THENCE NORTH  $15^{\circ}10'05''$  EAST 18.34 FEET; THENCE NORTH  $24^{\circ}40'39''$  WEST 16.97 FEET; THENCE NORTH  $09^{\circ}35'57''$  WEST 61.01 FEET; THENCE NORTH  $19^{\circ}02'26''$  EAST 31.17 FEET; THENCE NORTH  $12^{\circ}58'06''$  EAST 44.53 FEET; THENCE NORTH  $21^{\circ}17'29''$  WEST 48.59 FEET; THENCE NORTH  $17^{\circ}00'43''$  WEST 10.18 FEET; THENCE NORTH  $00^{\circ}28'53''$  EAST 40.15 FEET; THENCE NORTH  $29^{\circ}44'02''$  WEST 36.16 FEET; THENCE NORTH  $20^{\circ}04'18''$  EAST 13.98 FEET; THENCE NORTH  $19^{\circ}31'30''$  WEST 30.10 FEET; THENCE NORTH  $62^{\circ}34'54''$  WEST 23.69 FEET; THENCE SOUTH  $40^{\circ}19'00''$  WEST 57.21 FEET; THENCE SOUTH  $54^{\circ}41'23''$  WEST 33.29 FEET; THENCE NORTH  $88^{\circ}06'26''$  WEST 21.08 FEET; THENCE NORTH  $59^{\circ}15'45''$  WEST 15.53 FEET; THENCE SOUTH  $59^{\circ}58'33''$  WEST 69.80 FEET; THENCE SOUTH  $05^{\circ}50'46''$  EAST 25.02 FEET; THENCE SOUTH  $52^{\circ}49'20''$  WEST 14.27 FEET; THENCE SOUTH  $84^{\circ}45'34''$  WEST 21.46 FEET; THENCE SOUTH  $27^{\circ}56'35''$  WEST 14.64 FEET; THENCE SOUTH  $61^{\circ}01'43''$  WEST 29.05 FEET; THENCE SOUTH  $30^{\circ}36'37''$  WEST 20.94 FEET; THENCE SOUTH  $18^{\circ}48'59''$  EAST 15.42 FEET; THENCE SOUTH  $51^{\circ}09'13''$  WEST 16.29 FEET; THENCE SOUTH  $48^{\circ}27'54''$  WEST 25.17 FEET; THENCE SOUTH  $31^{\circ}09'06''$  WEST 31.88 FEET; THENCE NORTH  $81^{\circ}47'08''$  WEST 26.89 FEET; THENCE SOUTH  $16^{\circ}56'36''$  WEST 29.25 FEET; THENCE SOUTH  $45^{\circ}00'26''$  WEST 25.54 FEET; THENCE SOUTH  $08^{\circ}02'42''$  EAST 18.23 FEET; THENCE SOUTH  $68^{\circ}19'59''$  EAST 32.53 FEET; THENCE SOUTH  $11^{\circ}03'06''$  EAST 33.79 FEET; THENCE SOUTH  $36^{\circ}09'55''$  WEST 18.96 FEET; THENCE SOUTH  $57^{\circ}34'12''$  WEST 24.89 FEET; THENCE SOUTH  $28^{\circ}10'33''$  WEST 40.74 FEET; THENCE SOUTH  $40^{\circ}01'38''$  WEST 33.57 FEET; THENCE SOUTH  $55^{\circ}33'15''$  WEST 43.11 FEET; THENCE SOUTH  $66^{\circ}39'53''$  WEST 31.21 FEET; THENCE SOUTH  $10^{\circ}41'48''$  WEST 46.54 FEET; THENCE SOUTH  $71^{\circ}19'55''$  WEST 147.97 FEET; THENCE SOUTH  $45^{\circ}17'40''$  WEST 47.05 FEET; THENCE SOUTH  $22^{\circ}58'49''$  WEST 32.87 FEET; THENCE SOUTH  $52^{\circ}48'36''$  WEST 116.42 FEET; THENCE SOUTH  $64^{\circ}30'07''$  WEST 101.35 FEET; THENCE SOUTH  $02^{\circ}23'25''$  WEST 184.96 FEET; THENCE SOUTH  $22^{\circ}34'52''$  WEST 42.18 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, SAID CURVE TURNING TO THE LEFT THROUGH A CENTRAL ANGLE OF  $02^{\circ}16'34''$ , HAVING A RADIUS OF 423.00 FEET (RADIUS POINT BEARS SOUTH  $17^{\circ}11'24''$  EAST), AND WHOSE CHORD BEARS SOUTH  $71^{\circ}40'19''$  WEST 16.80 FEET; THENCE ALONG THE ARC OF SAID CURVE 16.80 FEET; THENCE SOUTH  $70^{\circ}32'02''$  WEST 47.75 FEET; THENCE NORTH  $21^{\circ}06'58''$  WEST 11.73 FEET; THENCE SOUTH  $83^{\circ}13'25''$  WEST 66.97 FEET; THENCE NORTH  $11^{\circ}07'50''$  WEST 113.22 FEET; THENCE NORTH  $08^{\circ}33'23''$  EAST 59.40 FEET; THENCE NORTH  $36^{\circ}49'45''$  EAST 99.30 FEET; THENCE NORTH  $74^{\circ}16'12''$  EAST 129.07 FEET; THENCE NORTH  $18^{\circ}14'58''$  EAST 130.68 FEET; THENCE NORTH  $15^{\circ}01'32''$  EAST 104.09 FEET; THENCE NORTH  $29^{\circ}46'50''$  EAST 226.66 FEET; THENCE NORTH  $71^{\circ}00'43''$  EAST 64.51 FEET; THENCE SOUTH  $36^{\circ}02'24''$  EAST 56.91 FEET; THENCE NORTH  $14^{\circ}16'04''$  EAST 143.40 FEET; THENCE NORTH  $38^{\circ}03'24''$  EAST 266.40 FEET; THENCE NORTH  $80^{\circ}48'55''$  EAST 96.10 FEET; THENCE NORTH  $59^{\circ}02'53''$  EAST 70.49 FEET; THENCE NORTH  $17^{\circ}56'42''$  EAST 188.95 FEET; THENCE NORTH  $73^{\circ}59'12''$  EAST 48.86 FEET; THENCE NORTH  $36^{\circ}37'11''$  EAST 40.54 FEET; THENCE NORTH  $10^{\circ}43'23''$  WEST 197.52 FEET; THENCE NORTH  $45^{\circ}34'42''$  EAST 89.21 FEET; THENCE NORTH  $01^{\circ}05'53''$  WEST 233.00 FEET; THENCE NORTH  $19^{\circ}08'52''$  EAST 98.65 FEET; THENCE NORTH  $61^{\circ}42'27''$  WEST 79.44 FEET; THENCE NORTH  $10^{\circ}18'34''$  WEST 38.94 FEET;

THENCE NORTH  $38^{\circ}35'22''$  EAST 53.47 FEET; THENCE NORTH  $11^{\circ}13'51''$  EAST 59.33 FEET; THENCE NORTH  $54^{\circ}43'37''$  EAST 60.52 FEET; THENCE NORTH  $10^{\circ}35'22''$  EAST 49.97 FEET; THENCE NORTH  $45^{\circ}01'19''$  EAST 47.96 FEET; THENCE NORTH  $05^{\circ}32'10''$  EAST 68.90 FEET; THENCE NORTH  $65^{\circ}50'52''$  EAST 59.59 FEET; THENCE NORTH  $54^{\circ}13'08''$  WEST 104.34 FEET; THENCE NORTH  $25^{\circ}29'40''$  WEST 34.44 FEET; THENCE NORTH  $32^{\circ}04'10''$  EAST 33.94 FEET; THENCE NORTH  $89^{\circ}14'35''$  EAST 65.99 FEET; THENCE SOUTH  $41^{\circ}34'16''$  EAST 54.75 FEET; THENCE NORTH  $47^{\circ}12'23''$  EAST 48.32 FEET; THENCE NORTH  $50^{\circ}17'14''$  WEST 35.14 FEET; THENCE NORTH  $38^{\circ}17'10''$  WEST 40.34 FEET; THENCE NORTH  $31^{\circ}54'44''$  EAST 33.54 FEET; THENCE NORTH  $47^{\circ}03'01''$  WEST 108.82 FEET; THENCE NORTH  $06^{\circ}54'52''$  EAST 38.63 FEET; THENCE SOUTH  $81^{\circ}40'21''$  EAST 140.41 FEET; THENCE NORTH  $66^{\circ}31'53''$  EAST 58.66 FEET; THENCE NORTH  $03^{\circ}17'44''$  EAST 80.90 FEET; THENCE NORTH  $32^{\circ}31'36''$  EAST 58.92 FEET; THENCE NORTH  $06^{\circ}13'43''$  EAST 96.44 FEET; THENCE NORTH  $72^{\circ}09'27''$  WEST 54.05 FEET; THENCE SOUTH  $41^{\circ}01'20''$  WEST 53.14 FEET; THENCE NORTH  $70^{\circ}36'47''$  WEST 66.95 FEET; THENCE NORTH  $28^{\circ}56'42''$  WEST 66.53 FEET; THENCE NORTH  $16^{\circ}34'26''$  WEST 42.05 FEET; THENCE NORTH  $11^{\circ}11'46''$  WEST 34.99 FEET; THENCE SOUTH  $89^{\circ}29'59''$  WEST 28.29 FEET; THENCE NORTH  $36^{\circ}44'35''$  WEST 32.29 FEET; THENCE NORTH  $47^{\circ}23'51''$  WEST 20.95 FEET; THENCE NORTH  $05^{\circ}29'20''$  WEST 28.57 FEET; THENCE NORTH  $54^{\circ}26'04''$  WEST 40.54 FEET; THENCE SOUTH  $84^{\circ}55'39''$  WEST 32.12 FEET; THENCE NORTH  $69^{\circ}46'10''$  WEST 18.33 FEET; THENCE NORTH  $13^{\circ}39'33''$  WEST 50.73 FEET; THENCE NORTH  $70^{\circ}52'01''$  WEST 66.58 FEET; THENCE SOUTH  $64^{\circ}03'41''$  WEST 65.68 FEET; THENCE NORTH  $65^{\circ}41'52''$  WEST 136.55 FEET; THENCE SOUTH  $39^{\circ}14'35''$  WEST 64.41 FEET; THENCE NORTH  $50^{\circ}07'23''$  WEST 82.70 FEET; THENCE NORTH  $89^{\circ}17'47''$  WEST 161.32 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPTING:

BEGINNING AT A POINT BEING NORTH  $00^{\circ}23'25''$  EAST 1,145.47 FEET ALONG THE CENTER OF SECTION LINE AND EAST 281.82 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH  $31^{\circ}08'03''$  EAST 7.57 FEET; THENCE SOUTH  $59^{\circ}27'51''$  EAST 17.33 FEET; THENCE SOUTH  $82^{\circ}41'04''$  EAST 26.89 FEET; THENCE NORTH  $28^{\circ}31'00''$  EAST 18.08 FEET; THENCE NORTH  $22^{\circ}32'20''$  WEST 28.53 FEET; THENCE NORTH  $57^{\circ}51'35''$  WEST 40.36 FEET; THENCE NORTH  $32^{\circ}29'00''$  WEST 20.37 FEET; THENCE NORTH  $33^{\circ}16'35''$  EAST 56.64 FEET; THENCE NORTH  $14^{\circ}05'44''$  EAST 51.33 FEET; THENCE NORTH  $23^{\circ}13'49''$  WEST 47.03 FEET; THENCE NORTH  $02^{\circ}18'44''$  WEST 43.57 FEET; THENCE NORTH  $08^{\circ}04'57''$  EAST 43.06 FEET; THENCE NORTH  $34^{\circ}27'52''$  EAST 40.73 FEET; THENCE NORTH  $22^{\circ}03'26''$  EAST 42.13 FEET; THENCE NORTH  $15^{\circ}34'35''$  EAST 48.79 FEET; THENCE NORTH  $06^{\circ}25'03''$  EAST 33.20 FEET; THENCE NORTH  $58^{\circ}39'17''$  EAST 14.64 FEET; THENCE NORTH  $57^{\circ}48'59''$  EAST 49.84 FEET; THENCE NORTH  $32^{\circ}25'50''$  EAST 48.80 FEET; THENCE NORTH  $08^{\circ}03'44''$  WEST 25.13 FEET; THENCE NORTH  $62^{\circ}19'48''$  WEST 26.90 FEET; THENCE NORTH  $35^{\circ}09'22''$  EAST 36.29 FEET; THENCE NORTH  $15^{\circ}47'17''$  WEST 13.67 FEET; THENCE NORTH  $65^{\circ}58'47''$  WEST 33.57 FEET; THENCE NORTH  $53^{\circ}44'10''$  WEST 26.40 FEET; THENCE NORTH  $00^{\circ}49'29''$  EAST 27.14 FEET; THENCE NORTH  $80^{\circ}19'52''$  EAST 34.87 FEET; THENCE NORTH  $67^{\circ}08'22''$  EAST 40.33 FEET; THENCE NORTH  $40^{\circ}23'20''$  EAST 37.68 FEET; THENCE NORTH  $48^{\circ}57'30''$  EAST 64.22 FEET; THENCE NORTH  $19^{\circ}57'05''$  EAST 22.94 FEET; THENCE NORTH  $15^{\circ}24'37''$  EAST 39.69 FEET; THENCE NORTH  $55^{\circ}18'55''$  EAST 29.27 FEET; THENCE NORTH  $62^{\circ}04'42''$  EAST 32.93 FEET; THENCE NORTH  $36^{\circ}08'53''$  EAST 15.23 FEET; THENCE NORTH  $63^{\circ}09'36''$  EAST 35.02 FEET; THENCE NORTH  $07^{\circ}39'18''$  EAST 58.64 FEET; THENCE NORTH  $66^{\circ}19'40''$  EAST 53.18 FEET; THENCE NORTH  $42^{\circ}08'17''$  EAST 19.13 FEET; THENCE NORTH  $05^{\circ}15'37''$  WEST 19.97 FEET; THENCE NORTH  $09^{\circ}35'14''$  WEST 19.06 FEET; THENCE NORTH  $40^{\circ}33'43''$  EAST 14.45 FEET; THENCE SOUTH  $45^{\circ}20'54''$  EAST 14.76 FEET; THENCE SOUTH  $57^{\circ}56'40''$  WEST 11.95 FEET; THENCE SOUTH  $08^{\circ}50'01''$  EAST 12.72 FEET; THENCE SOUTH  $21^{\circ}22'47''$  EAST 18.08 FEET; THENCE SOUTH  $82^{\circ}30'27''$  EAST 14.04 FEET; THENCE NORTH  $48^{\circ}53'30''$  EAST 10.21 FEET;

THENCE NORTH 06°36'11" WEST 14.86 FEET; THENCE NORTH 54°18'22" EAST 4.81 FEET; THENCE SOUTH 57°44'11" EAST 16.46 FEET; THENCE NORTH 52°39'48" EAST 5.83 FEET; THENCE NORTH 05°11'49" EAST 9.43 FEET; THENCE NORTH 62°42'41" WEST 17.03 FEET; THENCE NORTH 26°34'32" WEST 14.46 FEET; THENCE NORTH 44°18'21" EAST 6.99 FEET; THENCE SOUTH 44°12'50" EAST 18.56 FEET; THENCE NORTH 76°48'37" EAST 14.05 FEET; THENCE NORTH 17°26'33" EAST 15.48 FEET; THENCE NORTH 40°36'58" EAST 30.59 FEET; THENCE NORTH 21°33'51" EAST 36.87 FEET; THENCE NORTH 07°18'29" WEST 22.06 FEET; THENCE NORTH 09°49'56" EAST 15.73 FEET; THENCE NORTH 49°49'16" EAST 18.53 FEET; THENCE SOUTH 66°55'28" EAST 24.28 FEET; THENCE NORTH 85°59'06" EAST 43.56 FEET; THENCE NORTH 69°10'03" EAST 62.34 FEET; THENCE SOUTH 61°02'51" EAST 64.53 FEET; THENCE SOUTH 05°28'43" EAST 39.88 FEET; THENCE SOUTH 44°34'09" WEST 11.22 FEET; THENCE SOUTH 03°02'59" WEST 20.81 FEET; THENCE SOUTH 30°00'56" WEST 53.87 FEET; THENCE SOUTH 37°50'04" WEST 65.79 FEET; THENCE SOUTH 31°10'30" WEST 36.35 FEET; THENCE SOUTH 03°56'00" WEST 30.49 FEET; THENCE SOUTH 13°14'15" EAST 68.77 FEET; THENCE SOUTH 04°26'46" EAST 23.80 FEET; THENCE SOUTH 18°21'41" WEST 27.33 FEET; THENCE SOUTH 48°07'21" WEST 25.31 FEET; THENCE SOUTH 46°27'58" WEST 30.01 FEET; THENCE SOUTH 63°07'42" WEST 12.41 FEET; THENCE NORTH 81°15'28" WEST 19.21 FEET; THENCE SOUTH 63°11'45" WEST 25.61 FEET; THENCE SOUTH 45°06'27" WEST 33.10 FEET; THENCE SOUTH 23°03'45" WEST 36.11 FEET; THENCE SOUTH 65°22'40" WEST 30.94 FEET; THENCE SOUTH 07°07'08" WEST 63.44 FEET; THENCE SOUTH 40°03'46" WEST 28.30 FEET; THENCE SOUTH 38°22'50" WEST 28.84 FEET; THENCE SOUTH 19°12'58" EAST 113.81 FEET; THENCE SOUTH 51°00'20" EAST 25.24 FEET; THENCE SOUTH 67°29'20" EAST 26.11 FEET; THENCE NORTH 52°32'12" EAST 14.83 FEET; THENCE SOUTH 83°39'46" EAST 26.64 FEET; THENCE SOUTH 14°13'49" EAST 42.40 FEET; THENCE SOUTH 35°16'47" EAST 43.47 FEET; THENCE NORTH 78°41'43" EAST 21.00 FEET; THENCE SOUTH 26°43'08" EAST 70.23 FEET; THENCE SOUTH 11°36'26" WEST 54.19 FEET; THENCE SOUTH 19°24'32" EAST 78.77 FEET; THENCE SOUTH 38°37'14" EAST 33.59 FEET; THENCE SOUTH 05°28'50" EAST 22.69 FEET; THENCE SOUTH 37°30'15" EAST 97.52 FEET; THENCE SOUTH 08°28'37" WEST 26.22 FEET; THENCE SOUTH 23°48'43" EAST 48.84 FEET; THENCE SOUTH 28°04'36" EAST 68.72 FEET; THENCE SOUTH 12°58'43" WEST 23.97 FEET; THENCE SOUTH 42°24'07" WEST 38.32 FEET; THENCE SOUTH 06°43'10" WEST 63.79 FEET; THENCE SOUTH 65°46'56" WEST 13.42 FEET; THENCE NORTH 51°21'11" WEST 7.83 FEET; THENCE NORTH 09°49'56" WEST 15.76 FEET; THENCE NORTH 26°28'50" WEST 32.93 FEET; THENCE NORTH 14°39'37" WEST 24.70 FEET; THENCE NORTH 26°34'33" WEST 24.07 FEET; THENCE NORTH 64°43'57" WEST 14.61 FEET; THENCE NORTH 88°40'50" WEST 26.56 FEET; THENCE NORTH 31°30'58" WEST 22.24 FEET; THENCE NORTH 63°17'55" WEST 25.13 FEET; THENCE NORTH 83°39'46" WEST 28.81 FEET; THENCE NORTH 72°36'51" WEST 21.28 FEET; THENCE NORTH 43°11'48" WEST 51.84 FEET; THENCE NORTH 74°34'27" WEST 39.66 FEET; THENCE SOUTH 85°16'17" WEST 35.61 FEET; THENCE NORTH 70°58'57" WEST 22.52 FEET; THENCE NORTH 35°45'41" WEST 42.13 FEET; THENCE NORTH 15°25'24" WEST 41.87 FEET; THENCE NORTH 76°13'29" WEST 24.74 FEET; THENCE SOUTH 65°09'49" WEST 27.37 FEET; THENCE NORTH 46°32'27" WEST 38.94 FEET; THENCE NORTH 75°24'26" WEST 27.18 FEET; THENCE SOUTH 79°21'03" WEST 25.15 FEET; THENCE SOUTH 82°50'34" WEST 24.54 FEET; THENCE SOUTH 32°44'20" WEST 30.16 FEET; THENCE SOUTH 10°50'20" EAST 46.20 FEET; THENCE SOUTH 28°43'02" WEST 23.43 FEET; THENCE SOUTH 60°59'32" WEST 19.17 FEET; THENCE NORTH 64°26'09" WEST 18.99 FEET; THENCE NORTH 44°29'55" WEST 57.78 FEET; THENCE NORTH 75°34'28" WEST 34.37 FEET; THENCE SOUTH 79°18'25" WEST 32.52 FEET; THENCE SOUTH 30°15'23" WEST 43.47 FEET; THENCE SOUTH 09°18'33" EAST 21.94 FEET; THENCE SOUTH 00°15'22" WEST 27.40 FEET; THENCE SOUTH 82°11'50" WEST 15.31 FEET; THENCE NORTH 50°04'30" WEST 42.93 FEET; THENCE NORTH 42°22'47" WEST 50.83 FEET TO THE POINT OF BEGINNING.

AND

BEGINNING AT A POINT BEING NORTH 00°23'25" EAST 815.56 FEET ALONG THE CENTER OF SECTION LINE AND EAST 1,087.22 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 55°46'29" EAST 12.23 FEET; THENCE SOUTH 46°08'35" EAST 35.26 FEET; THENCE SOUTH 30°42'19" EAST 61.62 FEET; THENCE SOUTH 55°53'52" EAST 39.46 FEET; THENCE SOUTH 46°26'13" EAST 31.18 FEET; THENCE SOUTH 18°32'09" EAST 17.13 FEET; THENCE SOUTH 38°53'46" EAST 41.57 FEET; THENCE SOUTH 49°54'51" EAST 111.34 FEET; THENCE SOUTH 30°13'50" EAST 28.99 FEET; THENCE SOUTH 20°12'07" EAST 27.22 FEET; THENCE SOUTH 35°30'37" EAST 23.49 FEET; THENCE SOUTH 42°44'09" EAST 35.03 FEET; THENCE SOUTH 00°44'22" EAST 21.79 FEET; THENCE SOUTH 24°56'19" WEST 22.02 FEET; THENCE SOUTH 72°05'43" WEST 29.27 FEET; THENCE SOUTH 69°29'35" WEST 10.54 FEET; THENCE NORTH 11°48'13" WEST 34.15 FEET; THENCE NORTH 43°05'54" WEST 41.39 FEET; THENCE NORTH 06°16'12" WEST 23.70 FEET; THENCE NORTH 53°46'37" WEST 37.77 FEET; THENCE NORTH 44°43'08" WEST 32.70 FEET; THENCE NORTH 72°34'22" WEST 20.93 FEET; THENCE SOUTH 64°47'40" WEST 11.49 FEET; THENCE NORTH 23°25'00" WEST 23.68 FEET; THENCE NORTH 78°27'07" WEST 20.32 FEET; THENCE NORTH 32°29'18" WEST 21.02 FEET; THENCE NORTH 14°21'57" EAST 14.19 FEET; THENCE NORTH 11°28'08" WEST 23.26 FEET; THENCE NORTH 30°22'06" WEST 24.91 FEET; THENCE NORTH 29°46'39" WEST 19.75 FEET; THENCE NORTH 10°19'43" EAST 23.31 FEET; THENCE NORTH 41°14'20" WEST 26.33 FEET; THENCE NORTH 45°52'37" WEST 50.54 FEET; THENCE NORTH 04°29'00" WEST 19.92 FEET; THENCE NORTH 26°34'33" WEST 37.68 FEET TO THE POINT OF BEGINNING.

AND

BEGINNING AT A POINT BEING NORTH 00°23'25" EAST 648.25 FEET ALONG THE CENTER OF SECTION LINE AND EAST 986.57 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 64°36'52" EAST 30.90 FEET; THENCE SOUTH 10°25'56" EAST 41.27 FEET; THENCE SOUTH 32°37'10" EAST 22.75 FEET; THENCE SOUTH 16°10'21" EAST 31.90 FEET; THENCE SOUTH 22°37'46" WEST 20.16 FEET; THENCE SOUTH 17°48'52" EAST 13.34 FEET; THENCE NORTH 77°35'04" WEST 57.02 FEET; THENCE NORTH 05°22'45" WEST 48.13 FEET; THENCE NORTH 08°38'23" EAST 48.83 FEET TO THE POINT OF BEGINNING.

AND

BEGINNING AT A POINT BEING NORTH 00°23'25" EAST 501.49 FEET ALONG THE CENTER OF SECTION LINE AND EAST 889.77 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 73°02'29" EAST 79.71 FEET; THENCE SOUTH 83°44'22" EAST 26.65 FEET; THENCE NORTH 33°53'02" EAST 18.05 FEET; THENCE SOUTH 75°12'35" EAST 35.42 FEET; THENCE SOUTH 30°47'45" EAST 35.34 FEET; THENCE SOUTH 52°06'35" EAST 57.31 FEET; THENCE NORTH 38°09'12" EAST 61.19 FEET; THENCE SOUTH 52°08'17" EAST 73.66 FEET; THENCE SOUTH 38°37'21" WEST 57.45 FEET; THENCE SOUTH 45°22'37" EAST 59.98 FEET; THENCE SOUTH 03°02'03" EAST 48.83 FEET; THENCE NORTH 86°05'49" EAST 94.88 FEET; THENCE SOUTH 16°13'39" EAST 37.00 FEET; THENCE SOUTH 29°11'32" EAST 28.48 FEET; THENCE SOUTH 17°15'40" WEST 65.35 FEET; THENCE SOUTH 01°02'17" WEST 89.22 FEET; THENCE NORTH 70°45'44" WEST 79.39 FEET; THENCE NORTH 51°07'43" WEST 25.73 FEET; THENCE SOUTH 74°55'33" WEST 55.88 FEET; THENCE SOUTH 13°47'16" WEST 35.25 FEET; THENCE SOUTH 47°35'32" EAST 25.38 FEET; THENCE SOUTH 52°35'57" WEST 35.09 FEET; THENCE SOUTH 44°01'44" WEST 34.15 FEET; THENCE SOUTH 31°57'24" EAST 33.25 FEET; THENCE SOUTH 77°53'29" EAST 34.80 FEET; THENCE SOUTH 47°00'51" WEST 23.46 FEET; THENCE NORTH 63°12'53" WEST 35.83 FEET; THENCE SOUTH 73°27'01" WEST 24.94 FEET; THENCE SOUTH 45°00'48" WEST 37.00 FEET; THENCE NORTH 00°22'20" EAST 49.73 FEET; THENCE NORTH 86°49'18" WEST 17.47 FEET; THENCE SOUTH 04°27'21" WEST 46.99 FEET; THENCE NORTH 64°35'28" WEST 22.62 FEET; THENCE SOUTH 63°26'44" WEST 28.95 FEET;

THENCE SOUTH 07°43'31" WEST 24.08 FEET; THENCE SOUTH 16°57'10" EAST 27.06 FEET; THENCE SOUTH 15°04'31" WEST 38.12 FEET; THENCE SOUTH 14°49'27" EAST 26.07 FEET; THENCE SOUTH 24°30'46" EAST 32.67 FEET; THENCE SOUTH 04°58'19" WEST 18.67 FEET; THENCE SOUTH 40°23'15" WEST 44.34 FEET; THENCE SOUTH 64°21'26" WEST 34.11 FEET; THENCE SOUTH 38°24'52" WEST 32.60 FEET; THENCE SOUTH 00°39'59" EAST 34.78 FEET; THENCE SOUTH 28°49'58" EAST 53.45 FEET; THENCE SOUTH 44°22'45" WEST 38.80 FEET; THENCE SOUTH 09°58'27" WEST 52.61 FEET; THENCE SOUTH 14°35'55" WEST 34.67 FEET; THENCE SOUTH 12°41'03" WEST 14.56 FEET; THENCE SOUTH 26°41'26" WEST 6.77 FEET; THENCE NORTH 56°13'12" WEST 86.12 FEET; THENCE SOUTH 66°05'43" WEST 19.19 FEET; THENCE SOUTH 35°54'47" WEST 58.69 FEET; THENCE SOUTH 89°31'42" WEST 75.48 FEET; THENCE NORTH 30°53'36" WEST 30.73 FEET; THENCE NORTH 00°15'03" WEST 197.98 FEET; THENCE NORTH 19°11'34" EAST 72.65 FEET; THENCE NORTH 73°21'11" EAST 118.36 FEET; THENCE NORTH 59°59'11" EAST 61.63 FEET; THENCE NORTH 26°20'54" EAST 36.40 FEET; THENCE NORTH 11°12'11" WEST 64.85 FEET; THENCE NORTH 20°23'06" EAST 84.40 FEET; THENCE NORTH 11°30'56" WEST 152.13 FEET; THENCE NORTH 67°49'09" EAST 53.03 FEET; THENCE NORTH 17°08'52" EAST 72.32 FEET; THENCE NORTH 23°13'09" WEST 21.30 FEET; THENCE NORTH 37°29'21" WEST 61.05 FEET; THENCE NORTH 17°40'22" EAST 53.21 FEET; THENCE NORTH 08°36'00" WEST 56.17 FEET; THENCE NORTH 45°41'43" WEST 38.37 FEET TO THE POINT OF BEGINNING.

AND

BEGINNING AT A POINT BEING SOUTH 00°18'39" WEST 930.02 FEET ALONG THE CENTER OF SECTION LINE AND EAST 723.74 FEET FROM THE NORTH QUARTER CORNER OF SECTION 9, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 49°57'48" EAST 51.60 FEET; THENCE NORTH 32°58'54" WEST 25.24 FEET; THENCE NORTH 29°58'25" EAST 56.15 FEET; THENCE SOUTH 83°02'39" EAST 24.95 FEET; THENCE NORTH 76°31'24" EAST 31.64 FEET; THENCE NORTH 40°19'16" EAST 37.07 FEET; THENCE SOUTH 48°48'07" EAST 37.46 FEET; THENCE SOUTH 32°47'56" EAST 29.25 FEET; THENCE SOUTH 19°49'29" WEST 36.92 FEET; THENCE SOUTH 02°08'55" WEST 63.05 FEET; THENCE SOUTH 33°40'04" EAST 26.69 FEET; THENCE SOUTH 03°03'34" WEST 52.49 FEET; THENCE SOUTH 55°15'14" WEST 29.94 FEET; THENCE NORTH 58°17'09" WEST 30.46 FEET; THENCE NORTH 75°19'15" WEST 61.22 FEET; THENCE SOUTH 55°23'22" WEST 27.19 FEET; THENCE NORTH 66°12'14" WEST 42.55 FEET; THENCE NORTH 02°49'01" WEST 69.90 FEET TO THE POINT OF BEGINNING.

#### PARCEL 4

BEGINNING AT A POINT BEING SOUTH 00°18'39" WEST 2,075.14 FEET ALONG THE CENTER OF SECTION LINE AND WEST 148.91 FEET FROM THE NORTH QUARTER CORNER OF SECTION 9, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH 24°19'56" EAST 76.15 FEET; THENCE SOUTH 66°41'27" EAST 124.87 FEET; THENCE SOUTH 13°08'49" EAST 48.06 FEET; THENCE SOUTH 38°58'38" EAST 97.12 FEET; THENCE SOUTH 11°13'26" WEST 90.39 FEET; THENCE SOUTH 46°12'24" EAST 74.64 FEET; THENCE SOUTH 29°25'01" EAST 68.81 FEET; THENCE SOUTH 44°44'37" EAST 33.39 FEET; THENCE SOUTH 72°35'54" EAST 72.35 FEET; THENCE SOUTH 45°30'15" EAST 243.60 FEET; THENCE SOUTH 06°19'29" EAST 39.15 FEET; THENCE SOUTH 23°43'27" EAST 127.57 FEET; THENCE SOUTH 44°12'05" EAST 111.16 FEET; THENCE SOUTH 00°36'12" WEST 51.80 FEET; THENCE SOUTH 33°49'59" EAST 60.46 FEET; THENCE SOUTH 40°14'02" EAST 134.61 FEET; THENCE SOUTH 63°47'34" EAST 67.09 FEET; THENCE SOUTH 86°29'16" EAST 121.39 FEET; THENCE SOUTH 87°43'59" EAST 91.90 FEET; THENCE NORTH 75°45'24" EAST 22.57 FEET; THENCE NORTH 15°50'16" EAST 42.52 FEET; THENCE NORTH 35°15'03" WEST 35.92 FEET; THENCE NORTH 74°40'19" WEST 50.24 FEET; THENCE NORTH 41°34'23" WEST 68.43 FEET; THENCE NORTH 11°30'24" EAST 36.05 FEET; THENCE NORTH

79°53'02" EAST 22.17 FEET; THENCE NORTH 36°08'15" EAST 49.60 FEET; THENCE NORTH 07°10'36" EAST 62.66 FEET; THENCE NORTH 38°51'14" WEST 28.13 FEET; THENCE NORTH 50°30'36" EAST 37.14 FEET; THENCE NORTH 01°51'11" WEST 95.75 FEET; THENCE NORTH 40°34'19" WEST 79.68 FEET; THENCE NORTH 16°48'50" WEST 69.81 FEET; THENCE NORTH 00°00'00" EAST 42.53 FEET; THENCE NORTH 31°37'17" EAST 85.69 FEET; THENCE NORTH 17°41'32" WEST 39.49 FEET; THENCE NORTH 10°30'53" WEST 97.71 FEET; THENCE NORTH 07°29'37" EAST 103.15 FEET; THENCE NORTH 32°11'41" EAST 49.83 FEET; THENCE NORTH 51°45'51" EAST 71.79 FEET; THENCE NORTH 22°52'47" WEST 41.63 FEET; THENCE NORTH 00°55'28" EAST 45.08 FEET; THENCE NORTH 78°03'54" EAST 51.85 FEET; THENCE SOUTH 09°18'33" EAST 32.60 FEET; THENCE SOUTH 03°27'20" WEST 111.53 FEET; THENCE SOUTH 24°52'07" EAST 88.69 FEET; THENCE SOUTH 10°31'52" EAST 163.16 FEET; THENCE SOUTH 23°26'18" WEST 29.72 FEET; THENCE SOUTH 60°35'16" WEST 60.33 FEET; THENCE SOUTH 09°19'00" WEST 28.08 FEET; THENCE SOUTH 41°29'15" EAST 81.52 FEET; THENCE SOUTH 00°25'34" EAST 74.43 FEET; THENCE SOUTH 38°57'58" EAST 61.01 FEET; THENCE SOUTH 12°50'19" WEST 85.90 FEET; THENCE SOUTH 11°18'54" EAST 73.22 FEET; THENCE SOUTH 27°28'20" WEST 45.35 FEET; THENCE SOUTH 29°05'13" EAST 48.25 FEET; THENCE SOUTH 06°06'31" WEST 78.69 FEET; THENCE SOUTH 04°27'12" WEST 103.07 FEET; THENCE SOUTH 72°15'59" WEST 145.36 FEET; THENCE NORTH 86°24'27" WEST 185.45 FEET; THENCE SOUTH 11°33'55" EAST 41.75 FEET; THENCE SOUTH 45°13'35" WEST 88.43 FEET; THENCE NORTH 40°48'05" WEST 252.07 FEET; THENCE NORTH 23°08'48" WEST 104.76 FEET; THENCE NORTH 73°34'55" WEST 105.27 FEET; THENCE NORTH 34°14'05" WEST 126.36 FEET; THENCE NORTH 37°19'46" WEST 113.89 FEET; THENCE NORTH 57°34'52" WEST 114.14 FEET; THENCE NORTH 44°26'18" WEST 154.38 FEET; THENCE NORTH 32°09'18" WEST 417.22 FEET; THENCE NORTH 01°30'50" WEST 123.22 FEET; THENCE NORTH 36°45'37" EAST 43.51 FEET; THENCE NORTH 21°06'58" WEST 61.04 FEET; THENCE NORTH 70°32'02" EAST 32.95 FEET TO THE POINT OF BEGINNING.

#### LESS AND EXCEPTING:

BEGINNING AT A POINT BEING SOUTH 00°18'39" WEST 3,041.06 FEET ALONG THE CENTER OF SECTION LINE AND EAST 985.60 FEET FROM THE NORTH QUARTER CORNER OF SECTION 9, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 74°41'38" EAST 20.46 FEET; THENCE SOUTH 18°16'33" EAST 50.96 FEET; THENCE SOUTH 80°59'58" EAST 43.54 FEET; THENCE SOUTH 19°01'05" EAST 10.32 FEET; THENCE SOUTH 05°46'46" WEST 75.95 FEET; THENCE SOUTH 55°22'17" WEST 9.83 FEET; THENCE NORTH 88°07'12" WEST 29.16 FEET; THENCE NORTH 12°51'43" WEST 49.15 FEET; THENCE NORTH 27°31'32" WEST 41.58 FEET; THENCE NORTH 16°40'15" WEST 36.04 FEET; THENCE NORTH 09°08'45" EAST 20.70 FEET TO THE POINT OF BEGINNING.

#### PARCEL 5

BEGINNING AT A POINT BEING NORTH 00°23'25" EAST 387.35 FEET ALONG THE CENTER OF SECTION LINE AND WEST 203.10 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH 13°07'44" EAST 99.33 FEET; THENCE SOUTH 16°38'54" WEST 83.93 FEET; THENCE SOUTH 28°08'48" WEST 74.28 FEET; THENCE SOUTH 09°58'00" WEST 171.53 FEET; THENCE SOUTH 07°08'18" EAST 112.30 FEET; THENCE SOUTH 02°49'40" WEST 297.16 FEET; THENCE SOUTH 18°08'45" WEST 92.63 FEET; THENCE SOUTH 73°15'14" WEST 152.20 FEET; THENCE SOUTH 25°17'39" EAST 49.70 FEET; THENCE SOUTH 00°00'00" EAST 60.71 FEET; THENCE SOUTH 54°09'40" WEST 112.90 FEET; THENCE SOUTH 10°28'04" WEST 138.43 FEET; THENCE SOUTH 45°39'43" WEST 88.90 FEET; THENCE SOUTH 58°51'09" WEST 166.89 FEET; THENCE NORTH 61°14'05" WEST 208.95 FEET; THENCE NORTH 16°14'14" WEST 42.84 FEET; THENCE NORTH 42°43'22" EAST 41.90 FEET; THENCE NORTH 17°50'00" EAST 55.55 FEET;

THENCE NORTH 03°06'23" WEST 10.19 FEET; THENCE NORTH 77°33'20" EAST 35.22 FEET; THENCE NORTH 51°40'03" EAST 19.08 FEET; THENCE NORTH 26°45'43" EAST 48.76 FEET; THENCE NORTH 60°30'23" EAST 66.08 FEET; THENCE NORTH 36°55'40" EAST 40.99 FEET; THENCE NORTH 06°28'43" EAST 91.05 FEET; THENCE NORTH 73°16'56" EAST 47.34 FEET; THENCE NORTH 53°35'09" EAST 18.89 FEET; THENCE NORTH 00°41'41" WEST 36.84 FEET; THENCE NORTH 47°25'40" WEST 52.47 FEET; THENCE NORTH 01°36'43" WEST 49.87 FEET; THENCE NORTH 11°37'22" WEST 52.51 FEET; THENCE NORTH 03°32'45" EAST 50.68 FEET; THENCE NORTH 22°12'21" EAST 128.34 FEET; THENCE NORTH 16°25'24" EAST 58.03 FEET; THENCE NORTH 02°44'24" EAST 84.07 FEET; THENCE NORTH 06°21'49" WEST 58.39 FEET; THENCE NORTH 05°10'12" WEST 84.22 FEET; THENCE NORTH 45°24'08" WEST 87.69 FEET; THENCE NORTH 16°50'42" WEST 114.63 FEET; THENCE NORTH 01°18'37" WEST 163.64 FEET; THENCE NORTH 10°28'58" WEST 41.12 FEET; THENCE NORTH 08°21'34" EAST 73.19 FEET; THENCE NORTH 68°24'33" WEST 273.08 FEET; THENCE SOUTH 33°38'56" WEST 105.07 FEET; THENCE SOUTH 16°26'23" WEST 79.79 FEET; THENCE SOUTH 25°33'09" WEST 168.53 FEET; THENCE SOUTH 13°38'11" EAST 128.10 FEET; THENCE SOUTH 15°49'25" WEST 111.50 FEET; THENCE NORTH 90°00'00" WEST 139.67 FEET; THENCE NORTH 00°14'32" EAST 698.29 FEET; THENCE NORTH 05°00'25" EAST 170.85 FEET; THENCE NORTH 11°28'00" EAST 50.30 FEET; THENCE NORTH 18°17'48" EAST 70.51 FEET; THENCE NORTH 80°46'45" EAST 178.98 FEET; THENCE SOUTH 82°56'12" EAST 22.67 FEET; THENCE NORTH 34°23'34" EAST 34.23 FEET; THENCE NORTH 59°18'49" EAST 18.63 FEET; THENCE SOUTH 70°45'49" EAST 33.28 FEET; THENCE NORTH 00°58'57" EAST 32.52 FEET; THENCE NORTH 59°02'53" EAST 21.68 FEET; THENCE SOUTH 74°22'23" EAST 45.32 FEET; THENCE NORTH 61°57'51" EAST 76.57 FEET; THENCE NORTH 89°47'55" EAST 82.86 FEET; THENCE SOUTH 43°04'55" EAST 126.21 FEET; THENCE SOUTH 11°12'48" EAST 65.64 FEET; THENCE SOUTH 82°12'24" EAST 72.21 FEET; THENCE NORTH 62°36'12" EAST 45.14 FEET; THENCE NORTH 06°00'42" WEST 45.35 FEET; THENCE NORTH 21°01'16" EAST 48.00 FEET; THENCE NORTH 47°48'05" WEST 54.93 FEET; THENCE NORTH 84°57'56" WEST 87.92 FEET; THENCE NORTH 38°35'39" WEST 33.79 FEET; THENCE NORTH 04°59'05" EAST 58.08 FEET; THENCE NORTH 40°56'01" WEST 65.73 FEET; THENCE NORTH 19°03'39" WEST 144.52 FEET; THENCE NORTH 03°26'38" EAST 39.54 FEET; THENCE NORTH 66°27'48" EAST 60.27 FEET; THENCE SOUTH 75°08'38" EAST 79.86 FEET; THENCE SOUTH 63°26'44" EAST 35.18 FEET; THENCE NORTH 73°24'33" EAST 32.22 FEET; THENCE NORTH 36°41'48" EAST 136.68 FEET; THENCE NORTH 22°50'36" WEST 55.06 FEET; THENCE NORTH 17°00'46" EAST 72.14 FEET; THENCE NORTH 23°44'34" EAST 37.60 FEET; THENCE NORTH 02°36'13" WEST 45.74 FEET; THENCE NORTH 43°16'39" WEST 41.57 FEET; THENCE NORTH 09°20'02" EAST 37.42 FEET; THENCE NORTH 89°35'51" EAST 15.84 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE LEFT THROUGH A CENTRAL ANGLE OF 04°11'00", HAVING A RADIUS OF 325.00 FEET (RADIUS POINT BEARS NORTH 00°24'09" WEST), AND WHOSE CHORD BEARS NORTH 87°30'21" EAST 23.72 FEET; THENCE ALONG THE ARC OF SAID CURVE 23.73 FEET; THENCE NORTH 85°24'51" EAST 39.08 FEET; THENCE SOUTH 20°57'53" WEST 59.65 FEET; THENCE SOUTH 73°29'30" EAST 53.26 FEET; THENCE SOUTH 14°01'02" EAST 68.65 FEET; THENCE SOUTH 71°46'25" WEST 107.21 FEET; THENCE SOUTH 26°48'08" WEST 33.58 FEET; THENCE SOUTH 41°48'33" EAST 146.98 FEET; THENCE NORTH 83°05'55" EAST 76.55 FEET; THENCE SOUTH 40°11'58" EAST 40.01 FEET; THENCE SOUTH 08°14'41" WEST 49.61 FEET; THENCE SOUTH 17°45'42" EAST 71.04 FEET; THENCE SOUTH 12°33'47" EAST 64.15 FEET; THENCE SOUTH 35°38'55" EAST 67.76 FEET; THENCE SOUTH 30°56'12" EAST 75.07 FEET; THENCE SOUTH 03°26'07" EAST 59.45 FEET; THENCE SOUTH 38°20'53" EAST 87.62 FEET; THENCE SOUTH 00°44'12" WEST 115.44 FEET; THENCE SOUTH 39°14'35" EAST 60.54 FEET; THENCE SOUTH 01°05'06" WEST 34.54 FEET; THENCE SOUTH 58°46'21" WEST 63.53 FEET; THENCE SOUTH 45°59'21" WEST 86.27 FEET; THENCE SOUTH 43°57'44" EAST 45.76 FEET; THENCE SOUTH 01°08'39" WEST 43.52 FEET; THENCE SOUTH 25°40'11" WEST 100.74 FEET; THENCE SOUTH 12°30'34" WEST 117.84 FEET;

THENCE SOUTH 06°44'13" EAST 124.00 FEET; THENCE SOUTH 64°34'10" EAST 56.24 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPTING:

BEGINNING AT A POINT BEING NORTH 00°23'25" EAST 358.00 FEET ALONG THE CENTER OF SECTION LINE AND WEST 613.13 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 13°40'39" EAST 40.06 FEET; THENCE NORTH 56°02'41" EAST 40.18 FEET; THENCE NORTH 05°34'29" EAST 43.34 FEET; THENCE NORTH 40°36'52" WEST 25.87 FEET; THENCE NORTH 52°34'27" EAST 28.28 FEET; THENCE NORTH 13°23'55" WEST 22.71 FEET; THENCE NORTH 55°54'40" WEST 40.67 FEET; THENCE NORTH 03°36'11" EAST 50.25 FEET; THENCE NORTH 68°08'09" EAST 51.79 FEET; THENCE NORTH 14°42'14" WEST 22.12 FEET; THENCE NORTH 56°05'55" WEST 74.82 FEET; THENCE NORTH 77°22'06" WEST 69.47 FEET; THENCE SOUTH 27°32'01" WEST 103.22 FEET; THENCE SOUTH 21°02'47" WEST 48.85 FEET; THENCE NORTH 67°49'48" WEST 266.73 FEET; THENCE NORTH 16°07'05" EAST 84.28 FEET; THENCE NORTH 09°43'55" WEST 39.85 FEET; THENCE NORTH 31°27'50" EAST 67.75 FEET; THENCE NORTH 55°05'53" WEST 101.99 FEET; THENCE NORTH 61°33'15" EAST 83.63 FEET; THENCE NORTH 79°08'55" EAST 83.45 FEET; THENCE NORTH 11°50'21" WEST 68.45 FEET; THENCE NORTH 28°17'18" WEST 92.39 FEET; THENCE NORTH 86°14'53" WEST 46.13 FEET; THENCE SOUTH 25°29'58" WEST 20.91 FEET; THENCE NORTH 88°31'55" WEST 8.56 FEET; THENCE NORTH 30°23'27" WEST 14.75 FEET; THENCE NORTH 84°56'55" WEST 32.39 FEET; THENCE NORTH 36°45'37" EAST 20.54 FEET; THENCE SOUTH 74°42'37" EAST 26.62 FEET; THENCE NORTH 59°55'02" EAST 22.32 FEET; THENCE NORTH 02°33'54" EAST 29.43 FEET; THENCE SOUTH 78°39'13" EAST 59.11 FEET; THENCE NORTH 75°46'36" EAST 47.33 FEET; THENCE NORTH 04°55'08" WEST 20.48 FEET; THENCE NORTH 75°53'28" EAST 38.70 FEET; THENCE SOUTH 89°13'22" EAST 48.52 FEET; THENCE SOUTH 34°05'07" EAST 72.85 FEET; THENCE SOUTH 46°37'37" EAST 44.09 FEET; THENCE SOUTH 07°07'42" EAST 47.76 FEET; THENCE SOUTH 27°15'09" EAST 24.93 FEET; THENCE SOUTH 83°59'38" EAST 83.87 FEET; THENCE SOUTH 18°09'57" EAST 15.54 FEET; THENCE SOUTH 16°52'51" WEST 48.38 FEET; THENCE SOUTH 18°10'48" EAST 30.25 FEET; THENCE SOUTH 76°26'10" EAST 58.10 FEET; THENCE SOUTH 08°37'11" WEST 50.40 FEET; THENCE SOUTH 38°18'11" EAST 19.94 FEET; THENCE NORTH 89°19'55" EAST 57.16 FEET; THENCE NORTH 42°18'08" EAST 34.89 FEET; THENCE NORTH 28°18'08" EAST 55.03 FEET; THENCE NORTH 08°43'33" WEST 27.14 FEET; THENCE NORTH 40°13'23" WEST 17.44 FEET; THENCE NORTH 34°51'48" EAST 31.95 FEET; THENCE NORTH 40°13'39" WEST 47.21 FEET; THENCE NORTH 25°13'20" WEST 38.99 FEET; THENCE NORTH 03°15'36" WEST 57.97 FEET; THENCE NORTH 47°53'52" WEST 50.16 FEET; THENCE NORTH 49°21'19" WEST 96.99 FEET; THENCE NORTH 41°44'34" WEST 20.65 FEET; THENCE NORTH 38°07'08" EAST 44.72 FEET; THENCE NORTH 01°39'34" EAST 78.87 FEET; THENCE NORTH 09°36'26" WEST 81.17 FEET; THENCE NORTH 11°44'18" WEST 29.00 FEET; THENCE NORTH 47°29'27" EAST 64.31 FEET; THENCE NORTH 38°54'16" EAST 89.09 FEET; THENCE SOUTH 61°21'07" EAST 61.49 FEET; THENCE SOUTH 35°43'25" EAST 75.59 FEET; THENCE SOUTH 16°08'14" EAST 88.53 FEET; THENCE SOUTH 20°08'25" EAST 53.21 FEET; THENCE SOUTH 40°21'05" WEST 22.59 FEET; THENCE SOUTH 04°00'50" EAST 52.66 FEET; THENCE SOUTH 32°20'59" WEST 44.96 FEET; THENCE SOUTH 25°55'50" WEST 59.70 FEET; THENCE SOUTH 04°32'32" EAST 65.35 FEET; THENCE SOUTH 36°26'06" EAST 52.47 FEET; THENCE SOUTH 12°05'24" WEST 50.92 FEET; THENCE SOUTH 12°46'55" WEST 66.48 FEET; THENCE SOUTH 18°21'03" EAST 69.09 FEET; THENCE SOUTH 47°44'23" EAST 36.50 FEET; THENCE SOUTH 00°58'57" WEST 61.38 FEET; THENCE SOUTH 43°05'37" WEST 88.85 FEET; THENCE SOUTH 05°51'09" WEST 55.21 FEET; THENCE SOUTH 14°58'24" EAST 36.67 FEET; THENCE SOUTH 24°55'17" WEST 103.25 FEET; THENCE SOUTH 15°39'17" WEST 87.17 FEET;

THENCE SOUTH 39°25'40" WEST 79.00 FEET; THENCE SOUTH 60°24'42" WEST 85.94 FEET TO THE POINT OF BEGINNING.

### RESIDENTIAL ZONE

THE FOLLOWING LEGAL DESCRIPTIONS ARE LESS AND EXCEPTING ANY PORTION OF SUCH LEGAL DESCRIPTIONS WHICH ARE COMMERCIAL SPACES AS OF THE DATE OF RECORDATION.

#### **Golf Village**

**Legal** S: 4 T: 42S R: 16W (GOLF VILLAGE) COMMENCING AT THE NORTHEAST CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST, SALT LAKE BASE AND MERIDIAN THENCE SOUTH 01°14'46" WEST 1,026.37 FEET ALONG THE SECTION LINE; THENCE WEST 1,375.54 FEET TO THE POINT OF BEGINNING SAID POINT BEING ON THE WESTERLY RIGHT OF WAY LINE OF SNOW CANYON PARKWAY, AND RUNNING THENCE SOUTH 43°53'13" EAST 524.89 FEET ALONG THE SAID RIGHT OF WAY TO A POINT ON THE NORTHERLY AND WESTERLY RIGHT OF WAY LINE OF WEISKOPF WAY AND THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE WEST, HAVING A RADIUS OF 32.00 FEET OF WHICH THE RADIUS POINT LIES SOUTH 54°03'25" WEST; THENCE ALONG THE RIGHT OF WAY LINE OF WEISKOPF WAY THE FOLLOWING SIX COURSES: SOUTHERLY 45.83 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 82°03'22" AND A CHORD BEARING OF SOUTH 05°05'06" WEST 42.01 FEET; THENCE SOUTH 46°06'47" WEST 37.70 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 316.00 FEET; THENCE SOUTHERLY 317.17 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 57°30'31"; THENCE SOUTH 11°23'44" EAST 346.72 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 526.00 FEET; THENCE SOUTHEASTERLY 294.12 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 32°02'1 6"; THENCE SOUTH 43°26'00" EAST 35.74 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 23.00 FEET; THENCE SOUTHERLY 37.30 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 92°54'28" TO A POINT ON THE NORTH RIGHT OF WAY LINE BLACK DESERT DRIVE AND THE BEGINNING OF A COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 493.00 FEET; THENCE ALONG THE SAID NORTH RIGHT OF WAY LINE OF BLACK DESERT DRIVE THE FOLLOWING NINE COURSES: WESTERLY 339.93 FEET ALONG THE ARC WITH A CENTRAL ANGLE OF 39°30'22" TO THE BEGINNING OF A COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 23.00 FEET; THENCE NORTHWESTERLY 38.00 FEET ALONG THE ARC WITH A CENTRAL ANGLE OF 94°39'31"; THENCE NORTH 89°08'20" WEST 32.04 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 23.00 FEET OF WHICH THE RADIUS POINT LIES NORTH 86°21'39" WEST; THENCE SOUTHWESTERLY 36.13 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00" AND A CHORD BEARING OF SOUTH 48°38'21" WEST 32.53 FEET; THENCE NORTH 86°21'39" WEST 101.38 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 23.00 FEET; THENCE WESTERLY 14.80 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 36°52'12" TO THE BEGINNING OF A REVERSE CURVE TO THE LEFT HAVING A RADIUS OF 39.50 FEET; THENCE WESTERLY 60.85 FEET THROUGH A CENTRAL ANGLE OF 88°15'40" TO THE BEGINNING OF A REVERSE CURVE TO THE RIGHT HAVING A RADIUS OF 23.00 FEET; THENCE WESTERLY 20.63 FEET THROUGH A CENTRAL ANGLE OF 51°23'28"; THENCE

NORTH 86°21'39" WEST 33.88 FEET TO THE BEGINNING OF A NON- TANGENT CURVE CONCAVE TO THE SOUTHEAST, HAVING A RADIUS OF 292.10 FEET OF WHICH THE RADIUS POINT LIES SOUTH 60°35'32" EAST; THENCE LEAVING SAID RIGHT OF WAY LINE OF BLACK DESERT DRIVE NORTHEASTERLY 208.73 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 40°56'31" AND A CHORD BEARING OF NORTH 49°52'44" EAST 204.31 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE WEST, HAVING A RADIUS OF 402.24 FEET OF WHICH THE RADIUS POINT LIES NORTH 43°24'15" WEST; THENCE NORtherly 708.62 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 100°56'14" AND A CHORD BEARING OF NORTH 03°52'22" WEST 620.48 FEET; THENCE SOUTH 25°27'55" WEST 215.30 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE EAST, HAVING A RADIUS OF 457.31 FEET OF WHICH THE RADIUS POINT LIES NORTH 23°24'32" EAST; THENCE NORtherly 777.54 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 97°25'01" AND A CHORD BEARING OF NORTH 17°52'58" WEST 687.21 FEET; THENCE NORTH 43°50'42" WEST 33.43 FEET; THENCE NORTH 88°47'01" WEST 72.13 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 735.50 FEET OF WHICH THE RADIUS POINT LIES NORTH 46°57'13" WEST; THENCE NORTHEASTERLY 183.34 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 14°16'57" AND A CHORD BEARING OF NORTH 35°54'19" EAST 182.87 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE SOUTHEAST, HAVING A RADIUS OF 620.26 FEET OF WHICH THE RADIUS POINT LIES SOUTH 61°15'09" EAST; THENCE NORTHEASTERLY 52.59 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 04°51'28" AND A CHORD BEARING OF NORTH 31°10'35" EAST 52.57 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE SOUTHEAST, HAVING A RADIUS OF 200.01 FEET OF WHICH THE RADIUS POINT LIES SOUTH 56°24'38" EAST; THENCE NORTHEASTERLY 172.90 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 49°31'44" AND A CHORD BEARING OF NORTH 58°21'14" EAST 167.57 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE NORTH, HAVING A RADIUS OF 132.50 FEET OF WHICH THE RADIUS POINT LIES NORTH 06°52'47" WEST; THENCE Easterly 18.52 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 08°00'28" AND A CHORD BEARING OF NORTH 79°06'59" EAST 18.50 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE SOUTH, HAVING A RADIUS OF 120.00 FEET OF WHICH THE RADIUS POINT LIES SOUTH 14°48'41" EAST; THENCE Easterly 127.69 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 60°57'49" AND A CHORD BEARING OF SOUTH 74°19'47" EAST 121.75 FEET; THENCE NORTH 46°06'53" EAST 25.00 FEET TO THE POINT OF BEGINNING.

#### **Family Village**

**Legal S: 4 T: 42S R: 16W COMMENCING AT THE EAST 1/4 CORNER OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 16 WEST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE SOUTH 01°17'15" WEST 13.49 FEET ALONG THE SECTION LINE TO THE POINT OF BEGINNING AND RUNNING THENCE SOUTH 01°17'15" WEST 52.91 FEET ALONG THE SECTION LINE TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE EAST, HAVING A RADIUS OF 1,498.67 FEET OF WHICH THE RADIUS POINT LIES SOUTH 60°48'46" EAST; THENCE SOUTHERLY 980.00 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 37°27'59" AND A CHORD BEARING OF SOUTH 10°27'14" WEST 962.63 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE WEST, HAVING A RADIUS OF 1,855.63 FEET OF WHICH THE RADIUS POINT LIES**

NORTH 85°28'38" WEST; THENCE SOUTHERLY 315.33 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 09°44'11" AND A CHORD BEARING OF SOUTH 09°23'27" WEST 314.95 FEET; THENCE ALONG A LINE NON- TANGENT TO SAID CURVE, NORTH 88°27'56" WEST, A DISTANCE OF 488.17 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 2,045.30 FEET OF WHICH THE RADIUS POINT LIES SOUTH 62°42'34" WEST; THENCE NORTHWESTERLY 593.16 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 16°36'59" AND A CHORD BEARING OF NORTH 35°35'56" WEST 591.08 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE WEST, HAVING A RADIUS OF 790.92 FEET OF WHICH THE RADIUS POINT LIES NORTH 86°48'03" WEST; THENCE NORtherly 355.32 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 25°44'25" AND A CHORD BEARING OF NORTH 09°40'15" WEST 352.34 FEET; THENCE ALONG A LINE NON- TANGENT TO SAID CURVE, NORTH 86°49'32" EAST, A DISTANCE OF 214.28 FEET; THENCE SOUTH 80°09'25" EAST 237.76 FEET; THENCE SOUTH 46°30'29" EAST 37.40 FEET; THENCE SOUTH 73°42'20" EAST 32.00 FEET; THENCE NORTH 16°17'40" EAST 187.76 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 516.00 FEET; THENCE NORtherly 317.84 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 35°17'32"; THENCE ALONG A LINE NON-TANGENT TO SAID CURVE, NORTH 85°59'09" EAST, A DISTANCE OF 568.52 FEET TO THE POINT OF BEGINNING.