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Salt Lake City, Utah 84145-0120

00217093 BK 00434 Pg 00336-00357
WASATCH CO RECORDER-ELIZABETH H PARCELL
1999 AUG 23 11:36 AM FEE \$75.00 BY MHC
REQUEST: FIRST AMERICAN TITLE

(Space Above this Line for Recorder's Use)

GRANT AND CONFIRMATION OF EASEMENT
[Document 1]

FIRST AMERICAN TITLE
REC# 481411/2424

THIS GRANT AND CONFIRMATION OF EASEMENT ("Easement") is made and entered into this 20th day of August, 1999, by VEIGH X. CUMMINGS, also known as VEIGH CUMMINGS, TIMBER LAKES CORPORATION, a Utah corporation, which also acquired title as TIMBERLAKES CORPORATION and TIMBERLAKES INC., a Utah corporation, VEIGH CUMMINGS, doing business as CC INVESTMENTS, VEIGH CUMMINGS, doing business as VXC INVESTMENT, referred to jointly and severally as ("Grantors") and the CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF LATTER-DAY SAINTS, a Utah corporation sole, hereinafter referred to as ("Grantee") and is based upon the following:

RECITALS

- A. Grantors have sold to Grantee the property described on Exhibit "A", attached hereto and incorporated herein by reference, hereinafter referred to as (the "Property").
- B. It was a condition to the purchase of the property by Grantee that Grantee have access to its property for pedestrian, vehicular and utility access on, over, under and across the streets of the various plats in the Timber Lakes subdivision as described on Exhibit "B", attached hereto.
- C. Pursuant to: (i) an Agreement for Right of Way and Easement between Veigh Cummings, Timber Lakes Incorporated and Timber Lakes Property Owners Association, dated June 16, 1978 and recorded in the records of the Summit County Recorders Office, as Entry No. 113216 or June 16, 1978 in Book 118, at Pages 770 to 774, and (ii) a Declaration of Protective Covenants, Conditions, Restrictions and Management Policies for Timber Lakes Estates, executed by Timber Lakes Corporation, as Declarant and accepted by the Timber Lakes Owners Association, dated July 8, 1980 and recorded in the Records of the Wasatch County Recorder, as Entry No.

120374 on July 29, 1980 in Book 134 at Pages 275 through 298, and (iii) a Memorandum of Agreement by and between Timber Lakes Property Owners Association and Timber Lakes Corporation, dated July 13, 1987 and recorded July 16, 1987 as Entry No. 142886 in Book 192 at Page 715 of the Wastach County Records, Grantors reserved certain easement rights over the Timber Lakes subdivision roads.

D. Grantors now desire to confirm and grant to Grantee the easement rights obtained pursuant to the documents referred to in Item C above for the benefit of Grantee's property described on Exhibit "A."

NOW, THEREFORE, for Ten Dollars and No/100 (\$10.00) and other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, the parties hereby agree as follows:

1. Grantors hereby grants to Grantee and confirms in Grantee, an easement over the roadways in the Timber Lakes subdivision reserved by Grantee in the above-referenced agreements and hereby confirms that the property purchased by Grantee, and described on Exhibit "A" was part of the "adjacent lands" described in those documents. Grantors reserve the right to also use said easements.


2. Grantors hereby further designate Grantee and the property described on Exhibit "A," as entitled to all of the benefits of those easements pursuant to Grantor's power to so declare set forth in the above-referenced documents.

3. Grantors further confirm and warrant to Grantee that Grantee shall have no obligation to maintain and operate or install any utility systems in connection with its use and enjoyment of the easements referred to herein.

4. This Easement embodies the entire agreement between the parties regarding the subject matter of this Easement, and cannot be modified except by the written agreement of such parties.

EXECUTED on the day and year first above written.

GRANTORS:



VEIGH X. CUMMINGS, also known as
VEIGH CUMMINGS

00217093 ELK 00434 Pg 00337

TIMBER LAKES CORPORATION, a Utah corporation, which also acquired title as TIMBERLAKES CORPORATION and TIMBERLAKES INC., a Utah corporation

By: Veigh Cummings
Its: President

Veigh Cummings
VEIGH CUMMINGS, doing business as CC INVESTMENTS

Veigh Cummings
VEIGH CUMMINGS, doing business as VXC INVESTMENT

BUYER:

CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF LATTER-DAY SAINTS, a Utah corporation sole

By: F. Deane Nyman
Its: Authorized Agent



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

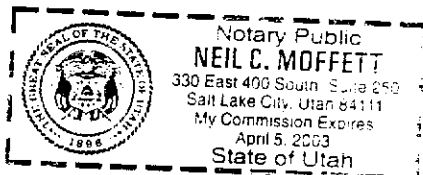
The foregoing instrument was acknowledged before me this 20 day of August, 1999 by Veigh X. Cummings, also known as Veigh Cummings.

My Commission Expires:

April 5, 2003

Neil C. Moffett

Notary Public
Residing at:



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

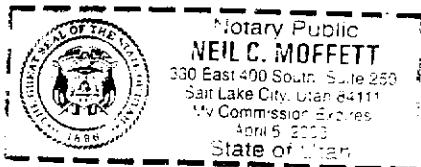
The foregoing instrument was acknowledged before me this 20 day of August, 1999 by Veigh Cummings, as President of Timber Lakes, Inc., a Utah corporation, which also acquired title as Timberlakes Corporation and Timberlakes Inc., a Utah corporation.

My Commission Expires:

April 5, 2003

Neil C. Moffett

Notary Public
Residing at:



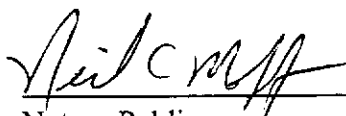
00217093 BK 00434 Pg 00339

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

The foregoing instrument was acknowledged before me this 20 day of August, 1999 by F. Keith Stepan, as Authorized Agent of Corporation of the Presiding Bishop of the Church of Latter-Day Saints, a Utah corporation sole.

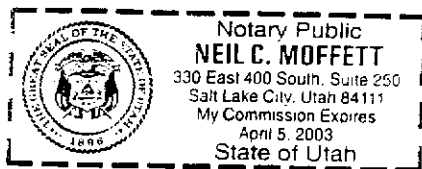
My Commission Expires:

April 5, 2003



Notary Public

Residing at:



00217093 EM 00434 PS 00341

EXHIBIT "A"

[Legal description of Grantee's Property]

EXHIBIT "A"

PARCEL ONE (Overall)

A parcel of land located in a portion of Section 13, 24 and 25, Township 4 South, Range 5 East, and a portion of Sections 6, 7, 8, 9, 14, 15, 16, 17, 18, 19, 20, 21, 23, 30 and all of Section 22, Township 4 South, Range 6 East, Salt Lake Base and Meridian, Wasatch County, Utah, for which the Basis of bearing is South 01°19'22" West along the Range line and the East quarter section line of the Southeast quarter of Section 24, Township 4 South, Range 5 East, Salt Lake Base and Meridian, as re-established by that certain dependant re-survey of the Range line of Township 4 South, Ranges 5 and 6 East, Salt Lake Base and Meridian, preformed by Kaiserman Engineering and unrecorded to date, said Parcel being described as follows:

Beginning at the Northwest corner of that certain Gravel Pit parcel, shown on that particular Record of Survey preformed by Hawkes & Associates and recorded on July 7, 1999, as file number OWC-045-024-0-0880, in the Office of the Wasatch County Recorder and a point on the Easterly 66.00 foot Right of Way line of Center Creek Road, established as a 33.00 foot offset, perpendicular to, the center line of the beaten track of said road, pursuant to Section 25-1-1117, Revised Statute of Utah, 1898. Said point being located South 01°19'22" West 34.31 feet along the East quarter section line of the Southeast quarter of Section 24, Township 4 South, Range 5 East, Salt Lake Base and Meridian, and South 8°53'51" West 1446.88 feet from the Wasatch County brass cap monument marking the East quarter corner of said Section 24, and running thence the following thirty one (31) courses along said Easterly Right of Way, (1) North 27°43'38" West 161.76 feet to a point on the arc of a 633.00 foot radius curve, (2) thence Northwesterly 260.39 feet along the arc of said 633.00 foot radius curve to the left thru a central angle of 23°34'08" (center bears South 62°15'51" West) to a point of tangency, (3) thence North 51°18'17" West 149.29 feet to a point of curvature, (4) thence Northwesterly 228.43 feet along the arc of a 1267.00 foot radius curve to the right thru a central angle of 10°19'48" (center bears North 38°41'43" East) to a point of tangency; (5) thence North 40°58'29" West 430.10 feet to a point of curvature; (6) thence Northwesterly 9.96 feet along the arc of a 283.00 foot radius curve to the left thru a central angle of 02°01'02" (center bears South 49°01'31" West) to a point of tangency; (7) thence North 42°59'31" West 181.96 feet to a point of curvature; (8) thence Northwesterly 30.83 feet along the arc of a 467.00 foot radius curve to the right thru a central angle of 03°46'57" (center bears North 47°00'29" East) to a point of tangency; (9) thence North 39°12'34" West 262.20 feet to a point of curvature; (10) thence Northwesterly 58.83 feet along the arc of a 317.00 foot radius curve to the right thru a central angle of 10°37'57" (center bears North 50°47'26" East) to a point of reverse curvature; (11) thence Northwesterly 302.30 feet along the arc of a 2533.00 foot radius curve to the left thru a central angle of 06E50'17" (center bears South 61°25'23" West) to a point of tangency; (12) thence North 35°24'54" West 274.02 feet to a point of curvature; (13) thence

Northerly 465.75 feet along the arc of a 1192.00 foot radius curve to the right thru a central angle of $22^{\circ}23'14''$ (center bears North $54^{\circ}35'06''$ East) to a point of tangency; (14) thence North $13^{\circ}01'40''$ West 35.41 feet to a point of curvature; (15) thence Northerly 233.92 feet along the arc of a 1133.00 foot radius curve to the left thru a central angle of $11^{\circ}49'46''$ (center bears South $76^{\circ}58'20''$ West) to a point of tangency; (16) thence North $24^{\circ}51'26''$ West 72.02 feet to a point of curvature; (17) thence Northerly 377.71 feet along the arc of a 2217.00 foot radius curve to the right thru a central angle of $09^{\circ}45'42''$ (center bears North $65^{\circ}08'34''$ East) to a point of tangency; (18) thence North $15^{\circ}05'44''$ West 420.92 feet to a point of curvature; (19) thence Northwesterly 380.23 feet along the arc of a 3533.00 foot radius curve to the left thru a central angle of $06^{\circ}09'59''$ (center bears South $74^{\circ}54'16''$ West) to a point of tangency; (20) thence North $21^{\circ}15'43''$ West 259.51 feet to a point of curvature; (21) thence Northerly 134.09 feet along the arc of a 367.00 foot radius curve to the right thru a central angle of $20^{\circ}55'57''$ (center bears North $68^{\circ}44'17''$ East) to a point of tangency; (22) thence North $00^{\circ}19'46''$ West 43.45 feet to a point of curvature; (23) thence Northerly 29.96 feet along the arc of a 533.00 foot radius curve to the left thru a central angle of $03^{\circ}13'16''$ (center bears South $89^{\circ}40'14''$ West) to a point of tangency; (24) thence North $03^{\circ}33'02''$ West 236.90 feet to a point of curvature; (25) thence Northwesterly 300.00 feet along the arc of a 708.00 foot radius curve to the left thru a central angle of $24^{\circ}16'39''$ (center bears South $86^{\circ}26'58''$ West) to a point of tangency; (26) thence North $27^{\circ}49'41''$ West 83.61 feet to a point of curvature; (27) thence Northwesterly 150.05 feet along the arc of a 2217.00 foot radius curve to the right thru a central angle of $03^{\circ}52'40''$ (center bears North $62^{\circ}10'19''$ East) to a point of tangency; (28) thence North $23^{\circ}57'01''$ West 386.55 feet to a point of curvature; (29) thence Northwesterly 285.62 feet along the arc of a 2283.00 foot radius curve to the left thru a central angle of $07^{\circ}10'05''$ (center bears South $66^{\circ}02'59''$ West) to a point of tangency; (30) thence North $31^{\circ}07'06''$ West 767.84 feet; (31) thence North $29^{\circ}37'35''$ West 162.11 feet to the Southwest corner of the Laura A. Handley property recorded July 31, 1998, in that certain defective Warranty Deed in Book 390 at pages 230-231, as Entry Number 00205394, said point lying North $42^{\circ}03'14''$ West 6.92 feet of a fence corner; thence North $43^{\circ}44'30''$ East 609.95 feet to a point on the Southerly boundary line of the Holmes Development property, described as Parcel No. 2 in that certain Warranty Deed recorded May 21, 1998 in Book 383 at pages 316-317 as Entry Number 00203463 of the Wasatch County Records, said point also being a point on the South line of the North half of the Northwest Quarter of Section 13, Township 4 South, Range 5 East, Salt Lake Base and Meridian, and lying 84.21 feet South and 28.75 feet East of a fence corner; thence North $89^{\circ}44'30''$ East (East per said Holmes Deed) 2041.53 feet to the Southeast corner of said Holmes parcel and a point lying South 17.13 feet and West 4.98 feet of a point of intersection of a fence line running East, West and North, said point being a common corner with the Kent G. and Judy Averett property described in that certain Warranty Deed recorded April 10, 1973, in Book 88 at page 357 as Entry Number 99320, of the Wasatch County Records: thence North $89^{\circ}42'43''$ East 676.50 feet (East 41 rods per Averett Deed), parallel to an Easterly running fence line, to a point South 17.15 feet and East 0.79 feet of a fence corner; thence North $00^{\circ}18'10''$ West 1332.43 feet (North 80 rods per Averett Deed) along the East line of said Averett property, and parallel to an existing fence line to a point lying North 1.52 feet and East 3.22 feet of a point of intersection of a fence line running East, West and South, said point also lying North

89°35'04" East 676.50 feet of a 5/8" rebar and a Sand Stone monument marking the North closing quarter corner of said Section 13; thence North 89°35'04" East 1634.02 feet along the North line of said Section 13 to the Wasatch County brass cap monument marking the Northeast corner thereof and the Southwest corner of the Donald and Sandra Horton property, described as Parcel Number 4, in that certain Warranty Deed recorded October 26, 1992, in Book 248, at pages 704-706, as Entry Number 162788 of the Wasatch County records, said point lying South 1.08 feet of a fence line; thence North 89°33'21" East 983.40 feet (East 14.90 chains per Horton Deed) along a fence line to a point lying South 0.42 feet and West 54.62 feet of a fence corner thence North 00°19'48" East 5351.20 feet along the East line of said Horton Parcel to a point on a wire fence; thence North 89°19'30" West 747.55 feet along said fence line to the Southeast corner of the Stanley D. and Sue K. Davidson property described in that certain Warranty Deed recorded June 5, 1989, in Book 209, at pages 48-49, as Entry Number 148983 of the Wasatch County Records; thence the following three (3) courses along the East line of said Davidson property (1) North 00°06'35" West 395.93 feet (North 336.00 feet per Davidson deed) to a fence corner; (2) thence North 89°49'50" East 165.96 feet (East per said deed) to a fence corner; (3) thence North 00°03'17" East 299.07 feet (North 301.48 feet per said deed) to a point on a fence line marking the South Right of Way line of Lake Creek Road; thence the following two (2) courses along said fence and Right of Way (1) South 83°32'24" East 1047.66 feet; (2) thence South 66°48'11" East 137.33 feet to the Northwest corner of the Heber Light and Power property; thence the following three (3) courses along a fence line and the boundary line of said Heber Light and Power Parcel (1) South 00°01'35" East 712.85 feet (South 718.35 feet per Heber Light and Power deed); (2) thence North 89°57'10" East 581.85 feet (East per said deed); (3) thence North 00°02'50" West 506.95 feet (North 510.00 feet per deed) to a point on the Southerly Right of Way of said Lake Creek Road; thence the following seven (7) courses along a Right of Way fence and the "as surveyed-best fit" Right of Way line of said Lake Creek Road (1) Northeasterly 383.44 feet along the arc of a 820.00 foot radius curve to the left thru a central angle of 26°47'33" (center bears North 01°32'51" West) to a point of tangency; (2) thence North 61°39'36" East 482.04 feet to a point of curvature; (3) thence Easterly 335.23 feet along the arc of a 985.00 foot radius curve to the right thru a central angle of 19°30'00" (center bears South 28°20'24" East to a point of tangency; (4) thence North 81°09'36" East 341.67 feet to a point of curvature; (5) thence Southeasterly 303.54 feet along the arc of a 544.34 foot radius curve to the right thru a central angle of 31°57'01" (center bears South 08°50'24"); (6) thence South 66°51'04" East 39.75 feet to a point on the arc of a 752.00 foot radius curve; (7) thence Southeasterly 21.52 feet along the arc of said 752.00 foot radius curve to the left thru a central angle of 01°38'23" (center bears North 21°23'44" East) to a point on the East line of the Southwest quarter of the Southeast quarter of Section 6, Township 4 South, Range 6 East, Salt Lake Base and Meridian; thence South 01°07'59" East 341.72 feet along said fractional section line to a point on the South line of the Southeast quarter of said Section 6; thence South 88°36'48" East 1331.36 feet along said South line to the Southeast corner thereof as re-established by double proportionate measurement by David E. Hawkes P.L.S. Number 98-356548-2201. record of corner restoration on file with the Wasatch County Surveyor; thence North 89°50'15" East 704.25 feet along the North line of the Northwest quarter of Section 8, Township 4 South, Range 6 East, Salt Lake Base and Meridian, to a point on the "as

Surveyed" Westerly Boundary line of Timber Lakes phase 16 common area, said point also being located South 89°50'15" West 978.69 feet from the Sand Stone monument marking the North quarter corner of said Section 8; thence South 00°29'35" East 868.13 feet to a point on the Westerly line of said Subdivision, Plat 14 Amended, thence the following seven (7) courses along said Westerly line (1) South 79°31'14" West (North 80°00'49" East per plat) 851.12 feet; (2) thence South 00°29'35" East (North 1062.10 feet per plat) 1052.10 feet; (3) thence North 89°30'25" East (West per plat) 437.58 feet; (4) thence South 00°29'35" East (North per plat) 214.81 feet; (5) thence South 37°12'14" West (North 37°41'49" East per plat) 700.00 feet; (6) thence South 52°47'46" East (North 52°18'11" West per plat) 1686.28 feet; (7) thence North 44°30'25" East (South 45° West per plat) 651.00 feet to a point on the Westerly line of said Plat 13 Amended; thence the following twelve (12) courses along said Plat 13 (1) South 31°56'05" East (North 31°26'30" West per plat) 673.03 feet; (2) thence South 00°29'35" East (North per plat) 808.45 feet; (3) thence South 43°30'25" West (North 44 East per plat) 377.30 feet; (4) thence South 46°29'35" East (North 46° West per plat) 88.19 feet; (5) thence South 43°30'25" West (North 44° East per plat) 333.47 feet; (6) thence South 46°29'35" East (North 46° West per plat) 577.31 feet; (7) thence North 77°30'25" East (South 78° West per plat) 1210.52 feet; (8) thence North 17°30'25" East (South 18° West per plat) 724.59 feet; (9) thence North 48°29'35" West (South 48° East per plat) 926.26 feet; (10) thence North 32°30'25" East (South 33° West per plat) 326.10 feet; (11) thence North 07°30'25" East (South 8° West per plat) 663.68 feet; (12) thence North 20°30'25" East (South 21° West per plat) 537.44 feet to a point on the Southerly line of Timber Lake Subdivision Plat 12 Amended; thence South 65°29'35" East (North 65° West per plat) 592.00 feet along said Southerly line to the Southwest corner of said Subdivision Common Area; thence the following three (3) courses along said Common Area boundary (1) South 79°27'58" East (South 78°58'23" per plat) 1487.96 feet; (2) thence South 02°39'32" East 13.16 feet; (3) thence North 89°25'08" East (North 89°54'43" East per plat) 1736.35 feet to a point on the center line of Deer Creek as surveyed on July 02, 1999; thence Southeasterly along the center of Deer Creek 5013 feet more or less, more particularly defined by the following twenty one (21) courses to the random points surveyed along the center line of said creek during June and July of 1999, (1) South 03°27'46" East 101.93 feet; (2) thence South 46°28'43" East 290.58 feet; (3) thence North 88°08'31" East 414.97 feet; (4) thence South 45°09'45" East 792.27 feet; (5) thence South 64°03'32" East 99.14 feet; (6) thence South 32°23'02" East 176.59 feet; (7) thence South 78°27'08" East 499.25 feet; (8) thence South 59°51'52" East 375.83 feet; (9) thence South 12°28'47" East 292.10 feet; (10) thence South 19°05'33" East 562.72 feet; (11) thence South 49°48'53" East 121.45 feet; (12) thence South 29°15'41" East 178.43 feet; (13) thence South 09°39'01" West 114.73 feet; (14) thence South 34°08'51" East 318.31 feet; (15) thence South 77°44'14" East 103.86 feet; (16) thence South 33°23'04" East 145.29 feet; (17) thence South 61°06'49" East 125.44 feet; (18) thence South 27°35'48" East 263.76 feet; (19) thence South 58°48'11" East 178.78 feet; (20) thence South 67°33'53" East 199.56 feet; (21) thence South 66°14'35" East 147.63 feet to the Southeast corner of Lot 1087 Timber Lakes Subdivision Plat 10 Amended; thence North 39°26'23" East (North 40° East per plat) 67.15 feet to the Southwest corner of Lot 1747, Timber Lakes Subdivision Plat 16A; thence the following six (6) courses along the Southerly line of said Plat 16A (1) South 47°33'36" East (North 47° West per plat) 900.00 feet; (2) thence South 50°33'36" East (North 50° West

per plat) 528.08 feet; (3) thence South $63^{\circ}40'03''$ East (North $63^{\circ}06'27''$ West per plat) 125.62 feet; (4) thence South $83^{\circ}29'57''$ East (North $82^{\circ}56'21''$ West per plat) 309.61 feet; (5) thence North $09^{\circ}16'01''$ East (South $09^{\circ}49'37''$ West per plat) 243.00 feet to a point on the Southerly right of way line of Deer Creek Drive; thence South $83^{\circ}29'57''$ East (North $82^{\circ}56'21''$ West per plat) 350.53 feet along said right of way line; (6) thence North $12^{\circ}33'36''$ West 31.74 feet to the center line of Deer Creek Drive; thence South $83^{\circ}29'57''$ East 19.48 feet to the as-built center of intersection of said Deer Creek Drive and Timber Lakes Drive; thence the following ten (10) courses along the as-built center line of said Deer Creek Drive (1) South $47^{\circ}15'14''$ East 216.08 feet to a point of curvature; (2) thence Southeasterly 147.68 feet along the arc of a 750.00 foot radius curve to the left thru a central angle of $11^{\circ}16'54''$ (center bears North $42^{\circ}44'46''$ East) to a point of tangency; (3) thence South $58^{\circ}32'08''$ East 240.69 feet; (4) thence South $47^{\circ}33'48''$ East 111.75 feet to a point of curvature; (5) thence Southeasterly 27.47 feet along the arc of a 100.00 foot radius curve to the left thru a central angle of $15^{\circ}44'26''$ (center bears North $42^{\circ}26'12''$ East) to a point of compound curvature; (6) thence Easterly 309.59 feet along the arc of a 750.00 foot radius curve to the left thru a central angle of $23^{\circ}39'05''$ (center bears North $26^{\circ}41'46''$ East) to a point of compound curvature; (7) thence Northeasterly 43.35 feet along the arc of a 100.00 foot radius curve to the left thru a central angle of $24^{\circ}50'07''$ (center bears North $03^{\circ}02'41''$ East) to a point of reverse curvature; (8) thence Easterly 26.99 feet along the arc of a 50.00 foot radius curve to the right thru a central angle of $30^{\circ}55'26''$ (center bears South $21^{\circ}47'26''$ East) to a point of reverse curvature; (9) thence Northeasterly 129.37 feet along the arc of a 100.00 foot radius curve to the left thru a central angle of $74^{\circ}07'34''$ (center bears North $09^{\circ}08'00''$ East) to a point of tangency; (10) thence North $25^{\circ}00'26''$ East 24.40 feet to a point of intersection with Club House Drive; thence the following ten (10) courses along the center line of said Club House Drive (1) South $65^{\circ}43'18''$ East 77.69 feet to a point of curvature; (2) thence Southeasterly 75.21 feet along the arc of a 400.00 foot radius curve to the right thru a central angle of $10^{\circ}46'25''$ (center bears South $24^{\circ}16'42''$ West) to a point of tangency; (3) thence South $54^{\circ}56'53''$ East 147.81 feet to a point of curvature; (4) thence Southeasterly 253.32 feet along the arc of a 1500.00 foot radius curve to the right thru a central angle of $09^{\circ}40'34''$ (center bears South $35^{\circ}03'07''$ West) to a point of tangency; (5) thence South $45^{\circ}16'19''$ East 289.17 feet to a point of curvature; (6) thence Southeasterly 223.97 feet along the arc of a 550.00 foot radius curve to the left thru a central angle of $23^{\circ}19'56''$ (center bears North $44^{\circ}43'41''$ East) to a point of tangency; (7) thence South $68^{\circ}36'15''$ East 104.01 feet; (8) thence South $65^{\circ}35'44''$ East 118.94 feet to a point of curvature; (9) thence Easterly 196.88 feet along the arc of a 220.00 foot radius curve to the left thru a central angle of $51^{\circ}16'27''$ (center bears North $24^{\circ}24'16''$ East) to a point of tangency; (10) thence North $63^{\circ}07'49''$ East 131.30 feet to a point on the Westerly Right of Way line of Blue Spruce Drive, Timber Lakes Plat 5; thence the following two (2) courses along said Right of Way; (1) thence Southerly 128.23 feet along the arc of a 284.34 foot radius curve to the right thru a central angle of $25^{\circ}50'24''$ (center bears South $68^{\circ}41'42''$ West) to a point of reverse curvature; (2) thence Southeasterly 145.68 feet along the arc of a 132.49 foot radius curve to the left thru a central angle of $63^{\circ}00'00''$ (center bears South $85^{\circ}27'54''$ East) to the Northeast corner of Lot 1718, Timber Lakes Plat 16B; thence the following seven (7) courses along the Westerly Boundary line of Plat 16 (1) South $33^{\circ}32'06''$ West (North 34° East per plat) 264.84 feet; (2) thence South

58°27'54" East (North 58° West per plat) 791.93 feet; (3) thence South 27°27'54" East (North 27° West per plat) 570.00 feet; (4) thence South 42°27'54" East (North 42° West per plat) 360.00 feet; (5) thence South 62°27'54" East (North 62° West per plat) 300.00 feet; (6) thence South 47°27'54" East (North 47° West per plat) 490.00 feet; (7) thence North 31°32'06" East (South 32° West per plat) 260.00 feet to the Southeast corner of Lot 1699 and a point on the Southerly Right of Way of said Blue Spruce Drive; thence South 61°27'55" East 200.74 feet and South 59°03'27" East 12.99 feet along said Right of Way to a point on the Westerly Right of Way of Lookout Mountain Loop, Timber Lakes Subdivision Plat 18A; thence the following five (5) courses along said plat 18A Boundary (1) South 07°49'58" East (South 07°49'55" East per plat) 381.38 feet; (2) thence South 52°48'03" East (South 52°48'00" East per plat) 692.27 feet; (3) thence South 43°14'13" East (South 43°14'10" East per plat) 727.46 feet; (4) thence South 13°35'58" East (South 13°35'55" East per plat) 554.51 feet; (5) thence North 76°16'17" East (North 76°16'20" East per plat) 303.75 feet to the Southeast corner of Lot 1855 and a point on the Westerly Right of Way line of said Blue Spruce Drive; thence South 04°38'30" East 168.24 feet to the Northwest corner of Timber Lakes Subdivision Plat 18; thence the following four (4) courses along the Westerly Boundary line of Timber Lakes Subdivision Plats 19 and 20, (1) South 35°43'45" East 325.97 feet; (2) thence South 39°50'19" East (South 39°50'16" East per plat) 623.79 feet; (3) thence South 20°02'51" East 1906.63 feet (South 20°02'29" East 1906.82 per plat); (4) thence South 33°39'21" East (South 33°39'18" East per plat) 1114.24 feet; (5) thence South 86°03'53" East 370.58 feet (South 86°03'29" East 369.97 feet per plat) to a point on the North line of the Smith Family Ranch Properties and the Northeast corner of Section 26, Township 4 South, Range 6 East, Salt Lake Base and Meridian, as shown on that particular Record of Survey performed by Hill, Jamison Associates and on file in the office of the Wasatch County Surveyor as file number OWC-046-026-1-0537; thence North 89°25'48" West (North 89°25'42" West per said Survey) 5232.86 feet along the North line of said Section 26, and said North Boundary line to a Rebar and Cap Stamped LS #6707, marking the Northwest corner of said Smith Family Ranch properties and the Northwest corner of Section 26, Township 4 South, Range 6 East, Salt Lake Base and Meridian, as shown on said Record of Survey, said point also being located South 89°30'37" West 10736.01 feet from the G.L.O. brass cap monument set in 1933 and marking the Northeast corner of Section 25, Township 4 South, Range 6 East, Salt Lake Base and Meridian and running thence the following 56 courses along an existing wire fence marking the Northerly boundary of the Garold H. Christensen Investments Properties L.C. as described in that certain Boundary Line Agreement recorded July 14, 1999 in Book 430, at pages 320-328, as Entry Number 215910, of the Wasatch County Records, (1) North 89°47'57" West 397.15 feet; (2) thence South 89°17'23" West 910.14 feet; (3) thence North 89°30'38" West 419.63 feet; (4) thence South 89°05'10" West 211.82 feet; (5) thence North 89°53'34" West 277.46 feet; (6) thence North 89°30'30" West 281.24 feet; (7) thence South 88°32'49" West 703.22 feet; (8) thence South 89°09'47" West 649.93 feet; (9) thence South 88°02'49" West 740.10 feet; (10) thence North 87°36'07" West 206.09 feet; (11) thence North 86°01'10" West 424.21 feet to a fence corner; (12) thence North 00°03'36" East 1160.91 feet; (13) thence North 00°24'46" West 833.34 feet; (14) thence North 02°41'55" West 405.42 feet; (15) thence North 01°18'27" East 214.82 feet to a fence corner; (16) thence North 89°53'43" West 1001.88 feet; (17) thence North

38°23'46" West 63.89 feet; (18) thence South 69°53'43" West 139.02 feet; (19) thence North 89°49'58" West 1482.18 feet; (20) thence South 89°57'07" West 497.85 feet to a fence corner; (21) thence North 58°07'08" West 372.53 feet; (22) thence North 57°18'20" West 568.07 feet; (23) thence North 56°58'49" West 889.18 feet to a fence corner; (24) thence North 89°36'57" West 1175.73 feet; (25) thence North 89°46'29" West 997.45 feet; (26) thence North 84°49'34" West 270.74 feet; (27) thence North 79°43'28" West 465.49 feet; (28) thence South 89°52'29" West 1025.82 feet; (29) thence North 84°33'20" West 260.60 feet; (30) thence South 78°19'40" West 139.97 feet; (31) thence South 89°28'51" West 713.91 feet; (32) thence South 89°57'35" West 671.06 feet; (33) thence South 89°56'51" West 220.59 feet; (34) thence South 89°23'13" West 529.27 feet; (35) thence South 89°59'06" West 536.11 feet to a fence corner; (36) thence South 35°23'59" West 81.91 feet to a fence corner; (37) thence South 00°10'30" West 1118.71 feet; (38) thence South 00°40'21" East 344.07 feet; (39) thence South 01°18'38" East 511.48 feet; (40) thence South 03°08'50" East 224.77 feet; (41) thence South 00°54'16" East 188.90 feet; (42) thence South 02°04'13" West 906.23 feet; (43) thence South 00°33'55" West 311.56 feet to the point of intersection of the Southerly extension of a wire fence running Northerly and Westerly extension of an Easterly running wire fence; (44) thence South 89°32'17" East 282.04 feet; (45) thence North 87°57'08" East 161.14 feet; (46) thence South 89°48'28" East 824.93 feet to a fence corner; (47) thence South 02°36'21" East 93.42 feet; (48) thence South 00°33'59" West 481.21 feet; (49) thence South 01°31'00" West 447.38 feet; (50) thence South 00°48'04" West 663.07 feet; (51) thence South 00°06'34" East 168.76 feet; (52) thence South 00°24'16" East 322.26 feet; (53) thence South 01°07'50" East 368.45 feet to a fence corner; (54) thence South 29°13'24" West 191.72 feet to a fence corner; (55) thence South 10°12'57" West 69.34 feet to a fence corner; (56) thence South 28°54'56" East 104.34 feet to a fence corner; (57) thence South 15°59'44" East 135.30 feet to the Northerly Right of Way line of said Center Creek Road; thence the following sixty six (66) courses along said Road Right of Way (1) Southwesterly 151.35 feet along the arc of a 742.00 foot radius curve to the right thru a central angle of 11°41'13" (center bears North 61°19'21" West) to a point of tangency; (2) thence South 40°21'52" West 74.64 feet to a point of curvature; (3) thence Southwesterly 120.62 feet along the arc of a 367.00 foot radius curve to the right thru a central angle of 18°49'55" (center bears North 49°38'08" West) to a point of tangency; (4) thence South 59°11'47" West 132.90 feet to a point of curvature; (5) thence Westerly 42.20 feet along the arc of a 57.00 foot radius curve to the right thru a central angle of 42°25'19" (center bears North 30°48'13" West) to a point of tangency; (6) thence North 78°22'53" West 71.80 feet to a point of curvature; (7) thence Westerly 54.54 feet along the arc of a 108.00 foot radius curve to the left thru a central angle of 28°56'20" (center bears South 11°37'06" East) to a point of tangency; (8) thence South 72°40'46" West 37.36 feet to a point of curvature; (9) thence Southwesterly 127.21 feet along the arc of a 163.00 foot radius curve to the left thru a central angle of 44°43'00" (center bears South 17°19'14" East) to a point of compound curvature; (10) thence Southerly 226.87 feet along the arc of a 253.00 foot radius curve to the left thru a central angle of 51°22'45" (center bears South 62°02'14" East) to a point of reverse curvature; (11) thence Southerly 100.78 feet along the arc of a 392.00 foot radius curve to the right thru a central angle of 14°43'49" (center bears South 66°35'01" West) to a point of tangency; (12) thence South 08°41'10" East 177.72 feet to a point of curvature; (13) thence

Southwesterly 76.15 feet along the arc of a 67.00 foot radius curve to the right thru a central angle of $65^{\circ}07'25''$ (center bears South $81^{\circ}18'50''$ West) to a point of tangency; (14) thence South $56^{\circ}26'16''$ West 101.62 feet to a point of curvature; (15) thence Southerly 230.85 feet along the arc of a 263.00 foot radius curve to the left thru a central angle of $50^{\circ}17'33''$ (center bears South $33^{\circ}33'45''$ East) to a point of tangency; (16) thence South $06^{\circ}08'42''$ West 82.84 feet to a point of curvature; (17) thence Southwesterly 109.39 feet along the arc of a 342.00 foot radius curve to the right thru a central angle of $18^{\circ}19'32''$ (center bears North $83^{\circ}51'18''$ West) to a point of tangency; (18) thence South $24^{\circ}28'14''$ West 67.73 feet to a point of curvature; (19) thence Southwesterly 25.81 feet along the arc of a 42.00 foot radius curve to the right thru a central angle of $35^{\circ}12'43''$ (center bears North $65^{\circ}31'46''$ West) to a point of tangency; (20) thence South $59^{\circ}40'57''$ West 103.33 feet to a point on the arc of a 1042.00 foot radius curve; (21) thence Southwesterly 309.25 feet along the arc of said 1042.00 foot radius curve to the right thru a central angle of $17^{\circ}00'16''$ (center bears North $25^{\circ}35'52''$ West) to a point of tangency; (22) thence South $81^{\circ}24'24''$ West 258.98 feet; (23) thence South $85^{\circ}46'13''$ West 204.76 feet to a point of curvature; (24) thence Northwesterly 106.81 feet along the arc of a 117.00 foot radius curve to the right thru a central angle of $52^{\circ}18'22''$ (center bears North $04^{\circ}13'47''$ West) to a point of tangency; (25) thence North $41^{\circ}55'25''$ West 127.29 feet; (26) thence North $36^{\circ}10'30''$ West 330.77 feet; (27) thence North $37^{\circ}27'53''$ West 138.85 feet; (28) thence North $39^{\circ}31'22''$ West 188.38 feet to a point of curvature; (29) thence Northwesterly 73.94 feet along the arc of a 717.00 foot radius curve to the right thru a central angle of $05^{\circ}54'32''$ (center bears North $50^{\circ}28'38''$ East) to a point of tangency; (30) thence North $33^{\circ}36'50''$ West 97.01 feet to a point of curvature; (31) thence Northwesterly 80.76 feet along the arc of a 333.00 foot radius curve to the left thru a central angle of $13^{\circ}53'46''$ (center bears South $56^{\circ}23'10''$ West) to a point of tangency; (32) thence North $47^{\circ}30'36''$ West 79.86 feet to a point of curvature; (33) thence Northwesterly 136.61 feet along the arc of a 233.00 foot radius curve to the left thru a central angle of $33^{\circ}35'32''$ (center bears South $42^{\circ}29'24''$ West) to a point of tangency; (34) thence North $81^{\circ}06'08''$ West 80.84 feet to a point of curvature; (35) thence Northwesterly 134.04 feet along the arc of a 242.00 foot radius curve to the right thru a central angle of $31^{\circ}44'08''$ (center bears North $08^{\circ}52'52''$ East) to a point of tangency; (36) thence North $49^{\circ}22'00''$ West 99.85 feet to a point of curvature; (37) thence Northwesterly 212.48 feet along the arc of a 508.00 foot radius curve to the left thru a central angle of $23^{\circ}57'53''$ (center bears South $40^{\circ}38'00''$ West) to a point of tangency; (38) thence North $73^{\circ}19'53''$ West 95.04 feet to a point of curvature; (39) thence Northwesterly 85.63 feet along the arc of a 242.00 foot radius curve to the right thru a central angle of $20^{\circ}16'26''$ (center bears North $16^{\circ}40'07''$ East) to a point of tangency; (40) North $53^{\circ}03'27''$ West 485.20 feet to a point of curvature; (41) thence Northwesterly 169.33 feet along the arc of a 558.00 foot radius curve to the left thru a central angle of $17^{\circ}23'1''$ (center bears South $36^{\circ}56'33''$ West) to a point of reverse curvature; (42) thence Northwesterly 108.05 feet along the arc of a 542.00 foot radius curve to the right thru a central angle of $11^{\circ}25'18''$ (center bears North $19^{\circ}33'20''$ East) to a point of tangency; (43) thence North $59^{\circ}01'22''$ West 132.93 feet to a point of curvature; (44) thence Northwesterly 185.12 feet along the arc of a 542.00 foot radius curve to the right thru a central angle of $19^{\circ}34'10''$ (center bears North $30^{\circ}58'38''$ East) to a point of tangency; (45) thence North $39^{\circ}27'12''$ West 339.48 feet to a point of curvature; (46) thence Northwesterly 107.15 feet

along the arc of a 313.00 foot radius curve to the left thru a central angle of $19^{\circ}36'52''$ (center bears South $50^{\circ}32'48''$ West) to a point of tangency; (47) thence North $59^{\circ}04'04''$ West 38.13 feet to a point of curvature; (48) thence Northwesterly 102.87 feet along the arc of a 317.00 foot radius curve to the right thru a central angle of $18^{\circ}35'36''$ (center bears North $30^{\circ}55'56''$ East) to a point of tangency; (49) thence North $40^{\circ}28'28''$ West 85.24 feet to a point of curvature; (50) thence Northwesterly 100.46 feet along the arc of a 433.00 foot radius curve to the left thru a central angle of $13^{\circ}17'36''$ (center bears South $49^{\circ}31'32''$ West) to a point of tangency; (51) thence North $53^{\circ}46'04''$ West 47.63 feet to a point of curvature; (52) thence Northwesterly 282.23 feet along the arc of a 417.00 foot radius curve to the right thru a central angle of $38^{\circ}46'42''$ (center bears North $36^{\circ}13'55''$ East) to a point of tangency; (53) thence North $14^{\circ}59'22''$ West 52.07 feet to a point of curvature; (54) thence Northwesterly 155.79 feet along the arc of a 483.00 foot radius curve to the left thru a central angle of $18^{\circ}28'51''$ (center bears South $75^{\circ}00'38''$ West) to a point of tangency; (55) thence North $33^{\circ}28'13''$ West 48.12 feet to a point of curvature; (56) thence Northerly 67.14 feet along the arc of a 167.00 foot radius curve to the right thru a central angle of $23^{\circ}02'00''$ (center bears North $56^{\circ}31'47''$ East) to a point of tangency; (57) thence North $10^{\circ}26'13''$ West 25.57 feet to a point of curvature; (58) thence Northwesterly 124.20 feet along the arc of a 308.00 foot radius curve to the left thru a central angle of $23^{\circ}06'22''$ (center bears South $79^{\circ}33'47''$ West) to a point of tangency; (59) thence North $33^{\circ}32'35''$ West 71.63 feet to a point of curvature; (60) thence Northwesterly 73.35 feet along the arc of a 242.00 foot radius curve to the right thru a central angle of $17^{\circ}21'58''$ (center bears North $56^{\circ}27'25''$ East) to a point of tangency; (61) thence North $16^{\circ}10'37''$ West 47.44 feet; (62) thence North $18^{\circ}06'07''$ West 152.45 feet; (63) thence North $11^{\circ}12'23''$ West 238.32 feet to a point of curvature; (64) thence Northwesterly 138.88 feet along the arc of a 633.00 foot radius curve to the left thru a central angle of $12^{\circ}34'13''$ (center bears South $78^{\circ}47'37''$ West) to a point of tangency; (65) thence North $23^{\circ}46'36''$ West 269.02 feet to a point of curvature; (66) thence Northwesterly 99.12 feet along the arc of a 358.00 foot radius curve to the left thru a central angle of $15^{\circ}51'54''$ (center bears South $66^{\circ}13'24''$ West) to a point on the arc of a 533.00 foot radius curve, said point also being the Southwest corner of said Gravel Pit parcel; thence the following sixteen (16) courses along the Westerly boundary line of said Gravel Pit and the Easterly Right of Way line of said Center Creek Road (1) Northwesterly 82.19 feet along the arc of a said 533.00 foot Radius Curve to the left thru a Central Angle of $08^{\circ}50'05''$ (center bears South $50^{\circ}00'56''$ West) to a point of tangency; (2) thence North $48^{\circ}49'09''$ West 185.53 feet to a point of curvature; (3) thence Northwesterly 125.93 feet along the arc of a 717.00 foot radius curve to the right thru a central angle of $10^{\circ}03'47''$ (center bears North $41^{\circ}10'51''$ East) to a point of tangency; (4) thence North $38^{\circ}45'22''$ West 262.22 feet to a point of curvature; (5) thence Northwesterly 11.21 feet along the arc of a 250.00 foot radius curve to the left thru a central angle of $02^{\circ}34'09''$ (center bears South $51^{\circ}14'38''$ West) to a point of tangency; (6) thence North $41^{\circ}19'31''$ West 160.06 feet to a point of curvature; (7) thence Northwesterly 173.20 feet along the arc of a 467.00 foot radius curve to the right thru a central angle of $21^{\circ}15'00''$ (center bears North $48^{\circ}40'29''$ East) to a point or tangency; (8) thence North $20^{\circ}04'31''$ West 95.09 feet to a point of curvature; (9) thence Northwesterly 229.92 feet along the arc of a 1533.00 foot radius curve to the left thru a central angle of $08^{\circ}35'35''$ (center bears South $69^{\circ}55'29''$ West) to a point of tangency; (10) thence North $28^{\circ}40'06''$ West 87.19

feet to a point of curvature; (11) thence Northerly 209.29 feet along the arc of a 367.00 foot radius curve to the right thru a central angle of 32°40'29" (center bears North 61°19'54" East) to a point of tangency; (12) thence North 04°00'23" East 159.68 feet to a point of curvature; (13) thence Northwesterly 399.98 feet along the arc of a 1133.00 foot radius curve to the left thru a central angle of 20°13'38" (center bears North 85°59'37" West) to a point of tangency; (14) thence North 16°13'15" West 161.49 feet to a point of curvature; (15) thence Northwesterly 486.38 feet along the arc of a 2033.00 foot radius curve to the left thru a central angle of 13°42'27" (center bears South 73°46'45" West) to a point of tangency; (16) North 29°55'42" West 228.14 feet to the point of beginning.

Less and Excepting Gravel Pit:

Per Record of Survey OWC-045-024-0-0880:

A parcel of land located in the Southeast quarter of Section 24, the Northeast quarter of the Northeast quarter of Section 25, Township 4 South, Range 5 East, Salt Lake Base and Meridian and the Southwest quarter of Section 19, the Northwest quarter of the Northwest quarter of Section 30, Township 4 South, Range 6 East, Salt Lake Base and Meridian, Wasatch County, Utah, and described as follows:

Beginning at a point on the East line of the Southeast quarter of Section 24 and a point on the Range line of Township 4 South, Ranges 5 and 6 East, Salt Lake Base and Meridian as re-established by that certain dependant re-survey of said range line, recorded in December of 1998 in the office of the Wasatch County Recorder, said point being located South 01°19'22" West 34.31 feet along said East quarter section line from the Wasatch County brass cap monument marking the East quarter corner of said Section 24, Township 4 South, Range 5 East, Salt Lake Base and Meridian and running thence North 89°53'51" East 1644.82 feet; thence South 00°06'09" East 1805.32 feet; thence South 53°36'49" West 105.43 feet to a point of curvature and a point on the center line of an existing dirt road; thence the following thirty six (36) courses along said center line; (1) thence Southwesterly 20.83 feet along the arc of a 50.00 foot radius curve to the right thru a central angle of 23°51'53" (center bears North 36°23'11" West) to a point of compound curvature; (2) thence Southwesterly 89.38 feet along the arc of a 250.00 foot radius curve to the left through a central angle of 20°29'00" (center bears South 12°31'18" East) to a point of tangency; (3) thence South 56°59'42" West 105.05 feet to a point of curvature; (4) thence Southwesterly 47.33 feet along the arc of a 100.00 foot radius curve to the right through a central angle of 27°07'06" (center bears North 33°00'18" West to a point of tangency); (5) thence South 84°06'48" West 42.63 feet to a point of curvature; (6) thence Southwesterly 78.82 feet along the arc of a 125.00 foot radius curve to the left through a central angle of 36°07'44" (center bears South 05°53'12" East) to a point of tangency; (7) thence South 47°59'03" West 136.50 feet to a point of curvature; (8) thence Southwesterly 60.30 feet along the arc of a 200.00 foot radius curve to the left through a central angle of 17°16'26" (center bears South 42°00'57" East) to a point of tangency; (9)

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thence South 30°42'37" West 106.39 feet to a point of curvature; (10) thence Southwesterly 16.61 feet along the arc of a 75.00 foot radius curve to the left through a central angle of 12°41'22" (center bears South 59°17'23" East) to a point of tangency; (11) thence South 18°01'15" West 107.57 feet to a point of curvature; (12) thence Southwesterly 19.22 feet along the arc of a 150.00 foot radius curve to the right through a central angle of 07°20'25" (center bears North 71°58'45" West) to a point of tangency; (13) thence South 25°21'40" West 60.13 feet to a point of curvature; (14) thence Southerly 48.40 feet along the arc of a 150.00 foot radius curve to the left through a central angle of 18°29'17" (center bears South 64°38'20" East) to a point of tangency; (15) thence South 06°52'23" West 51.52 feet to a point of curvature; (16) thence Southwesterly 97.17 feet along the arc of a 100.00 foot radius curve to the right through a central angle of 55°40'28" (center bears North 83°07'37" West) to a point of tangency; (17) thence South 62°32'50" West 150.96 feet to a point of curvature; (18) thence Southwesterly 3.91 feet along the arc of a 25.00 foot radius curve to the right through a central angle of 08°57'41" (center bears North 27°27'10" West) to a point of tangency; (19) thence South 71°30'32" West 110.44 feet to a point of curvature; (20) thence Westerly 184.24 feet along the arc of a 500.00 foot radius curve to the right through a central angle of 21°06'43" (center bears North 18°29'28" West) to a point of tangency; (21) thence North 87°22'45" West 255.64 feet to a point of curvature; (22) thence Northwesterly 9.45 feet along the arc of a 50.00 foot radius curve to the right through a central angle of 10°49'50" (center bears North 02°37'15" East) to a point of tangency; (23) thence North 76°32'55" 141.74 feet to a point of curvature; (24) thence Northwesterly 58.00 feet along the arc of a 150.00 foot radius curve to the right through a central angle of 22°09'23" (center bears North 13°27'05" East) to a point of tangency; (25) thence North 54°23'33" West 72.87 feet to a point on the East line of the Southeast quarter of said Section 24, said point being North 01°19'22" East 14.52 feet from the Wasatch County brass cap monument marking the Southeast corner of said Section 24; (26) thence North 54°23'33" West 11.09 feet to a point of curvature; (27) thence Northwesterly 5.19 feet along the arc of a 25.00 foot radius curve to the left thru a central angle of 11°53'41" (center bears South 35°36'27" West) to a point of tangency; (28) thence North 66°17'13" West 52.32 feet to a point of curvature; (29) thence Westerly 5.69 feet along the arc of a 25.00 foot radius curve to the left through a central angle of 13°02'18" (center bears South 23°42'47" West) to a point of tangency; (30) thence North 79°19'31" West 13.68 feet to a point of curvature; (31) thence Southwesterly 27.55 feet along the arc of a 25.00 foot radius curve to the left through a central angle of 63°08'26" (center bears South 10°40'29" West) to a point of tangency; (32) thence South 37°32'03" West 19.03 feet to a point of curvature; (33) thence Southerly 15.01 feet along the arc of a 25.00 foot radius curve to the left through a central angle of 34°23'57" (center bears South 52°27'57" East) to a point of tangency; (34) thence South 03°08'07" West 26.18 feet to a point of curvature; (35) thence Southwesterly 20.49 feet along the arc of a 25.00 foot radius curve to the right through a central angle of 46°57'48" (center bears North 86°51'53" West) to a point of tangency; (36) thence South 50°05'55" West 15.13 feet to a point on the Easterly 66.00 foot right of way line of Center Creek Road, as determined by Section 25-1-1117, revised statute of Utah, 1898 and measured from the center of the beaten track of said road, said point also being South 50°05'55" West 2.33 feet from an existing fence; thence the following sixteen (16) courses along said Easterly right of way: (1) thence Northwesterly 82.19 feet

along the arc of a 533.00 foot radius curve to the left thru a central angle of $08^{\circ}50'05''$ (center bears South $50^{\circ}00'56''$ West) to a point of tangency; (2) thence North $48^{\circ}49'09''$ West 185.53 feet to a point of curvature; (3) thence Northwesterly 125.93 feet along the arc of a 717.00 foot radius curve to the right through a central angle of $10^{\circ}03'47''$ (center bears North $41^{\circ}10'51''$ East) to a point of tangency; (4) thence North $38^{\circ}45'22''$ West 262.22 feet to a point of curvature; (5) thence Northwesterly 11.21 feet along the arc of a 250.00 foot radius curve to the left through a central angle of $02^{\circ}34'09''$ (center bears South $51^{\circ}14'38''$ West) to a point of tangency; (6) thence North $41^{\circ}19'30''$ West 160.06 feet to a point of curvature; (7) thence Northwesterly 173.20 feet along the arc of a 467.00 foot radius curve to the right through a central angle of $21^{\circ}15'00''$ (center bears North $48^{\circ}40'30''$ East) to a point of tangency; (8) thence North $20^{\circ}04'30''$ West 95.09 feet to a point of curvature; (9) thence Northwesterly 229.92 feet along the arc of a 1533.00 foot radius curve to the left through a central angle of $08^{\circ}35'35''$ (center bears South $69^{\circ}55'30''$ West) to a point of tangency; (10) thence North $28^{\circ}40'06''$ West 87.19 feet to a point of curvature; (11) thence Northerly 209.29 feet along the arc of a 367.00 foot radius curve to the right thru a central angle of $32^{\circ}40'29''$ (center bears North $61^{\circ}19'54''$ East) to a point of tangency; (12) thence North $04^{\circ}00'23''$ East 159.68 feet to a point of curvature; (13) thence Northwesterly 399.98 feet along the arc of a 1133.00 foot radius curve to the left through a central angle of $20^{\circ}13'38''$ (center bears North $85^{\circ}59'37''$ West) to a point of tangency; (14) thence North $16^{\circ}13'15''$ West 161.49 feet to a point of curvature; (15) thence Northwesterly 486.53 feet along the arc of a 2033.00 foot radius curve to the left through a central angle of $13^{\circ}42'43''$ (center bears South $73^{\circ}46'45''$ West) to a point of tangency; (16) thence North $29^{\circ}55'57''$ West 227.97 feet; thence North $89^{\circ}53'51''$ East 1446.88 feet to the point of beginning.

Less and Excepting expansion of Lots 2005 and 2006 Timber Lakes Phase 20:

A parcel of land intended to add 2 acres for the expansion of Lots 2005 and 2006 of Timber Lakes Phase 20, located in a portion of Sections 23, Township 4 South, Range 6 East, Salt Lake Base and Meridian, Wasatch County, Utah, for which the basis of bearing is South $01^{\circ}19'22''$ West along the range line and the East quarter section line of the Southeast corner of Section 24, Township 4 South, Range 5 East, Salt Lake Base and Meridian, as re-established by that certain dependant re-survey of the range line of Township 4 South, Ranges 5 and 6 East, Salt Lake Base and Meridian, preformed by Kaiserman Engineering and unrecorded to date, said parcel being described as follows:

Beginning at the Southwest corner of Lot 2006 of Timber Lakes Phase 20, recorded December 13, 1990 at the Wasatch County Recorders as Entry Number 15429, in Book 224, at page 417-432. Said point being located East 25,093.42 feet and South 873.56 feet from the East quarter corner of Section 24, Township 4 South, Range 5 East, Salt Lake Base and Meridian; thence South $80^{\circ}46'14''$ West 425.51 feet; North $20^{\circ}02'32''$ West 104.31 feet; thence South $80^{\circ}46'14''$ West 19.51 feet; thence North $20^{\circ}02'32''$ West 99.65 feet; thence North $80^{\circ}46'14''$ East 444.97 feet to the Northwest corner of Lot 2005 of said Timber Lakes Phase 20; thence

South 20°02'51" East 203.96 feet along the Westerly boundary of said Timber Lakes to the point of beginning.

Less and Excepting Veigh Cummings Parcel:

A parcel of land lying North of 1200 South Street and situated in the Northwest Quarter of Section 7 and the Southwest Quarter of Section 6, Township 4 South, Range 6 East, Salt Lake Base and Meridian, Wasatch County, Utah, comprising 17.39 Acres of that certain Parcel transferred to Veigh Cummings by Timber Lakes Corporation by Warranty Deed recorded March 10, 1987, as Entry Number 141573, in Book 188 at pages 556-567, of the deed records of Wasatch County, Utah, for which the Basis of Bearing is South 00°19'45" West 2681.44 feet between the Wasatch County brass cap monuments marking the West line of the Northwest Quarter of said Section 7, as re-established by Kaiserman Engineering in that certain dependant re-survey of the West Range line of Township 4 South, Range 6 East, Salt Lake Base and Meridian, unrecorded to date, subject parcel more particularly being described as follows:

Beginning at a point on the North 70.00 foot right of way line of 1200 South Street and a point on the Easterly line of the Stanley D. and Sue K. Davidson property described in that certain Warranty Deed recorded June 5, 1989, in Book 209, at Pages 48-49, as Entry Number 148983, of the Wasatch County Records said point being located East 232.50 feet and South 487.81 feet from the Wasatch County survey monument, set by Kaiserman Engineering, marking the Northwest corner of Section 7, Township 4 South, Range 6 East, Salt Lake Base and Meridian and running; thence the following three (3) courses along the East line of said Davidson property (1) North 00°06'35" West 386.34 feet (North 336.00 feet per Davidson deed) to a fence corner; (2) thence North 89°49'50" East 165.96 feet (East per said deed) to a fence corner; (3) thence North 00°03'17" East 299.07 feet (North 301.48 feet per said deed) to a point on a fence line marking the South Right of Way line of Lake Creek Road; thence the following two (2) courses along said fence and Right of Way (1) South 83°32'24" East 1047.66 feet; (2) thence South 66°48'11" East 61.18 feet; thence South 00°01'35" East 558.81 feet to a point on said North Right of Way line; thence North 89°19'30" West 1263.09 feet to the point of beginning.

PARCEL TWO (GATE PARCEL)

A portion of those certain parcels of land lying and being situated in the Southeast quarter of Section 5 and the Northeast quarter of Section 8, Township 4 South, Range 6 East, Salt Lake Base and Meridian, Wasatch County, Utah, comprising 14.05 acres out of that original parcel transferred to Timberlakes corporation by James F. Clyde in that certain warranty deed, recorded in Book 84 at pages 327-328 and that parcel transferred to Veigh Cummings by Timber Lakes Corporation in that certain warranty deed recorded in Book 169 at page 579, of the deed records of Wasatch County, Utah, for which the basis of bearing is North 89°50'15" East 2679.31 feet between the Northeast corner of said Section 8 as re-established by David E. Hawkes PLS #98-356548-2201, record of corner restoration on file in the office of the

Wasatch County Surveyor, and the Sand Stone Monument marking the North quarter corner of said Section 8, subject parcel more particularly described as follows:

Beginning at a point on the West line of Lot 201, Timberlakes Plat No. 2, recorded August 25, 1971, in Book 75, at pages 342-348, as Entry Number 95553 of the Wasatch County Records, said point being called the Northwest corner of Section 9, Township 4 South, Range 6 East, Salt Lake Base and Meridian on said plat, and located North 25.31 feet to a point on the North line of Timberlakes plat 12 Amended, recorded March 13, 1974, in Book 93, at pages 306-315, as Entry Number 101386 of said Wasatch County Records, and North $89^{\circ}03'49''$ East (North $89^{\circ}33'24''$ East per plat) 2379.73 feet from the sand stone monument marking the North quarter corner of Section 8, Township 4 South, Range 6 East, Salt Lake Base and Meridian and running thence along the West line of said Lot 201, South $02^{\circ}39'38''$ East (North $02^{\circ}10'03''$ West per plat) 514.55 feet to the Northwest corner of Lot 271 of said plat no. 2; thence North $55^{\circ}17'47''$ West 926.64 feet to a point 5.00 feet Southwest of the edge of oil of an asphalt road accessing said Timberlakes subdivision; thence the following three (3) courses 5.00 feet Southwesterly of the edge of oil of said road: (1) North $61^{\circ}38'23''$ West 199.51 feet to a point of curvature; (2) thence Northwesterly 255.74 feet along the arc of a 305.00 foot radius curve to the right thru a central angle of $48^{\circ}02'29''$ (center bears North $28^{\circ}21'37''$ East) to a point of tangency; (3) thence North $13^{\circ}35'54''$ West 155.87 feet to a point on the center line of Lake Creek as surveyed on July 15, 1999; thence Easterly along the center of Lake Creek 1097 feet, more or less, more particularly defined by the following thirteen (13) courses to random points surveyed along the center line of said creek on July 15, 1999: (1) North $83^{\circ}01'29''$ East 164.99 feet; (2) thence North $52^{\circ}32'08''$ East 109.05 feet; (3) thence South $75^{\circ}44'47''$ East 113.34 feet; (4) thence South $42^{\circ}22'17''$ East 122.39 feet; (5) thence South $59^{\circ}10'23''$ East 75.34 feet; (6) thence South $89^{\circ}48'13''$ East 75.80 feet; (7) thence South $42^{\circ}11'38''$ East 35.53 feet; (8) thence North $66^{\circ}27'09''$ East 180.13 feet; (9) thence South $60^{\circ}57'27''$ East 84.06 feet; (10) thence South $80^{\circ}53'35''$ East 92.31 feet; (11) thence North $74^{\circ}39'32''$ East 38.34 feet; (12) thence North $60^{\circ}36'30''$ East 141.92 feet to a point on the West line of said plat 2 common area; thence South $00^{\circ}32'18''$ East 455.74 feet (North $00^{\circ}02'43''$ West 402 feet more or less per plat) to the point of beginning.

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EXHIBIT "B"

[Description of Timber Lakes Subdivision Plats]

The Timber Lakes Development includes the following:

Timber Lakes Subdivisions

Plat No.

- 1 (Amended)
- 2
- 3
- 4
- 5
- 6
- 7
- 8 (Amended)
- 9
- 10 (Amended)
- 11 (Amended)
- 12 (Amended)
- 13 (Amended)
- 14 (Amended)
- 16 "A"
- 16 "B"
- 16 "C"
- 18
- 18 "A"
- 19
- Lots 1948 and 1947 (Amended)
- 20
- 21