

08-403-0001 Ann 12/14

RETURNED  
DEC 13 2006

2227503  
BK 4178 PG 1098

### Affidavit

King Creeks Subdivision  
Kaysville City, Davis County, Utah  
Part of the North Half of Section 4, T.3N., R.1W., S.10E. DBL CO. UTAH RECORDER

E 2227503 B 4178 P 1098  
RICHARD T. MAUGHAN  
12/13/2006 03:35 PM  
FFC \$19.00 Pgs: 1  
DEP RT REC'D FOR KING CREEKS LLC

Whereas the Recorded Plat of King Creeks Subdivision is described as follows:

Beginning at the Southeast Corner of Lot 1 of King Farm Estates, Plat A, a part of the North Half of Section 4, T.3N., R.1W., S.L.B.& M. said point of beginning being also N89°14'53"W 57.35 ft to an Existing Brass Witness Corner Monument and N22°57'19"W 228.60 ft. to an Existing Monument at the Intersection of Flint Street and Webb Lane and S45°13'46"W 1,005.10 ft. along the centerline of said Webb Lane and S44°46'25"E 579.72 ft. from the North Quarter Corner of said Section 4 and running thence N41°35'35"E 125.19 ft. to the Center of the North Fork of Holmes Creek; thence N35°11'45"W 330.92 ft. along the centerline of said creek; thence S55°29'20"E 991.32 ft. along the South Boundary of Whit's End Subdivision; thence S51°49'00"W 245.74 ft.; thence S54°47'30"W 233.67 ft.; to the Northeast Corner of Lot 11 of King's Way Subdivision; thence along the boundary of said King's Way Subdivision in the following seven courses to the point of beginning: (i) N48°24'25"W 272.13 ft., (ii) N41°35'35"E 78.35 ft., (iii) N48°24'25"W 183.29 ft., (iv) Northwesterly 54.09 ft. along the arc of a 65.00 ft. radius curve to the right through a central angle of 47°40'52" (chord bears N24°33'59"W 52.55 ft.), (v) N0°43'33"W 43.25 ft., (vi) Northwesterly 34.16 ft. along the arc of a 45.00 ft. radius curve to the left through a central angle of 43°29'17" (chord bears N22°28'12"W 33.34 ft.), (vii) N44°15'44"W 2.05 ft.

Whereas the Recorded Plat of King Creeks Subdivision contains a Note 3 which reads:

(4254.00) – Represents the Elevation of the Lowest Floor Elevation. This is based on the Benchmark Elevation of 4255.20 on the Top of Curb at the Southeast Corner of Lot 10. and

Whereas each of the lots within this subdivision have a typical elevation for this "Lowest Floor Elevation" shown in parenthesis and

Whereas land drains have been installed since the recording of this plat which provide drainage for these lots that differ from the elevations on this recorded plat,

Now therefore, it is proposed that Note 3 and the elevations shown in parenthesis on each lot be hereafter voided. All homebuilders will be required to verify that the Lowest Floor Elevations of new construction can be adequately serviced by newly install land drains.

Approved:

Kaysville City Engineer: [Signature] Date: 12/12/06

These changes and revisions were made and approved by J. Scott Balling, of Balling Engineering, Inc.

[Signature] Date: Dec. 12<sup>th</sup> 2006  
Acknowledgement:

On the 12<sup>th</sup> day of December, 2006, there personally appeared before me, the undersigned notary public, J. Scott Balling, who duly acknowledged that he signed the above document freely and voluntarily and for the uses and purposed mentioned.

Notary Public: Carrie A. Leslie

Residence: Layton UT My Commission Expires: July 17, 2007

