

# AMENDMENT TO AFFORDABLE HOUSING AGREEMENT

This Affordable Housing Agreement is entered into this 24<sup>th</sup> day of FEBRUARY, 2004, by and between Wasatch County, a political subdivision of the State of Utah (hereinafter "the County") and Tuhaye LLC a limited liability company (hereinafter "the Developer"). This Agreement replaces and supercedes Exhibit B to the Tuhaye Development Agreement dated May 15, 2003.

## RECITALS

WHEREAS, the Developer is the owner of certain real property in Wasatch County, State of Utah, which property is more particularly described in Exhibit A, attached hereto and incorporated by reference herein; and

WHEREAS, the Developer has applied to the County to subdivide said real property and for approval of a clustered development on said property consisting of up to 900 Equivalent Residential Units (hereinafter "the Project"); and

WHEREAS, the Project is more fully described in a Plat entitled "Tuhaye Ranch" on file at the Wasatch County Recorder's Office (hereinafter "the Plat"), which Plat is incorporated by reference herein.

WHEREAS, the Wasatch County Code requires that the Developer enter into an Affordable Housing Agreement with Wasatch County as a condition of approval of the Project;

NOW THEREFORE, in consideration of the mutual covenants and promises described above and otherwise contained herein, the sufficiency of which is expressly acknowledged by the parties to this agreement, the parties now enter into the following:

## AGREEMENT

1. **Incorporation of Recitals:** The Recitals set forth above are incorporated into the body of this Agreement.
2. **Affordable Housing Requirements:** The Wasatch County Code requires that 10% of the Equivalent Residential Units in the Project be affordable housing units, or that the Developer pay to the County a fee-in-lieu to be used to promote affordable housing in Wasatch County.

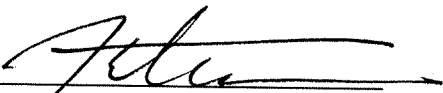
Ent 268796 Bk 0679 Pg 0545-0551  
ELIZABETH M PALMIER, Recorder  
WASATCH COUNTY CORPORATION  
2004 MAR 4 4:04pm Fee 79.00 EMP  
FOR TUHAYE LLC

3. **Developer's Obligations:** Developer agrees to meet the foregoing affordable housing requirement as follows:
- Phase I of the Project shall consist of 52 units. It is agreed that the Developer must provide for five (5) Affordable Housing Units for this Phase. The in lieu payment for each unit is \$26,750.00. Therefore, the in lieu payment is  $\$26,750.00 \times 5 = \$133,750.00$ . Developer shall pay  $\frac{1}{2}$  or \$66,845.00 at the time the plat is filed and the remaining \$66,845.00 before the twenty seventh lot in Phase I is sold. In lieu of making these payments, Developer may surrender or apply any fully vested and irrevocable Affordable Housing Units (AHU) for Phase I of the Project or for any later phases. Without otherwise limiting this provision, AHU Credits vested under the Affordable Housing Agreement dated June 1, 2001 between the Wasatch County Housing Authority on the one hand, and Blue Ledge Corporation and Fox Bay Condominiums on the other, meet these qualifications.
4. **Satisfaction of Affordable Housing Requirements:** Performance of the Developer's obligations under this Agreement satisfies the Developer's obligation for affordable housing under the Wasatch County Code as applied to the development of the land described in Exhibit A, and the Project as described above and in the Plat.
5. **Remedies:** Failure by the Developer to perform in accordance with this Agreement will constitute failure to satisfy the affordable housing requirements of the Wasatch County Code. In the event of default by the Developer, the County shall have authority to exercise any and all remedies available at law or in equity, including the withholding of building permits for the lots shown on the Plat, to enforce the terms and conditions of this Agreement.
6. **Hold Harmless:** Developer agrees to indemnify, defend, and hold harmless (without limit as to amount) the County and its elected officials, officers, employees, and agents acting in their official capacity, from and against all loss, risk of loss, or damage, including reasonable attorney's fees, sustained or incurred because of or by reason of any claim, demand, suit, or cause of action arising out of or in any manner pertaining to Developer's actions or defaults under this Agreement.
7. **Entire Agreement:** This Agreement constitutes the entire Agreement between the parties, and no modification shall be binding unless reduced to writing and signed by the parties hereto.
8. **Duration of Agreement:** This Agreement shall terminate and become null and void upon the substantial completion of all affordable housing units to be constructed or renovated by the Developer.

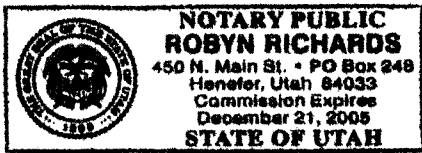
- 9. **Successors:** This Agreement shall run with the land on which the Developer constructs or renovates the required affordable housing units. The Agreement shall be binding upon all successive owners of said land.
- 10. **Severability:** In the event any provision of this Agreement is held invalid, void, or unenforceable by a court of competent jurisdiction, the remaining provisions of this Agreement shall nevertheless remain in full force and effect.

IN WITNESS WHEREOF, the parties have hereunto set their hands this 24 day of Feb, 2004.

TUHAYE LLC  
 By TALISKER INVESTMENTS (U.S.) INC.  
 a Utah corporation and  
 Manager of Tuhaye LLC

  
 By: ~~Jeff Levine~~ T. James Tadeson  
 Its: ~~Manager/Member~~


State of Utah  
 County of Summit  
 Subscribed and sworn to (or affirmed) before me this 24<sup>th</sup> day of February,  
2004, by T. James Tadeson.

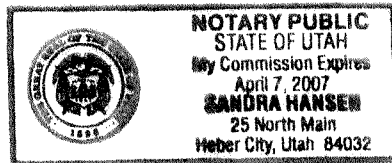


  
 Notary Public

My commission expires: Dec. 21, 2005

For WASATCH COUNTY:

  
 Mike Davis  
 Wasatch County Manager



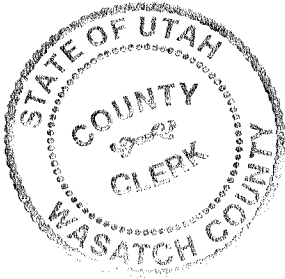
State of Utah  
County of Wasatch

Subscribed and sworn to (or affirmed) before me this 24<sup>th</sup> day of February,  
2004, by: Michael Davis.

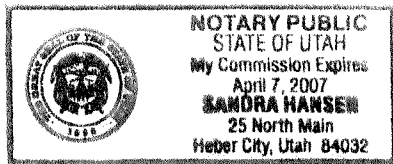
Sandra Hansen  
Notary Public

My commission expires: Apr. 7, 2007

Attest:



Brent R. Titcomb  
Brent Titcomb  
Wasatch County Clerk-Auditor

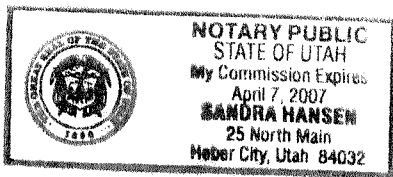


State of Utah  
County of Wasatch

Subscribed and sworn to (or affirmed) before me this 24<sup>th</sup> day of February,  
2004, by Brent R. Titcomb.

Sandra Hansen  
Notary Public

My commission expires: Apr. 7, 2007



SINGLE FAMILY RESIDENTIAL LOTS

Beginning at the West Quarter Corner of Section 22, Township 2 South, Range 5 East, Salt Lake Base and Meridian (Basis of Bearing being North 00°04'35" East 2669.92 feet between said West Quarter Corner and the Northwest Corner of said Section 22, both being found monuments); and running thence along the West line of said Section 22, North 00°04'35" East 405.21 feet; thence South 89°55'25" East 280.69 feet; thence South 66°54'43" East 1476.80 feet; thence South 18°38'50" East 524.54 feet; thence South 76°34'44" East 288.58 feet; thence South 30°16'53" West 428.56 feet to a non-tangent point of curvature of a 500.00-foot radius curve to the left, the center of which bears North 44°50'08" East; thence along the arc of said curve 88.65 feet through a central angle of 10°09'30"; thence South 34°40'38" West 50.00 feet; thence South 34°40'38" West 144.38 feet; thence South 18°10'26" East 206.11 feet; thence South 71°49'34" West 650.12 feet; thence South 22°25'13" East 50.09 feet to a point of curvature of a non-tangent 664.00-foot radius curve to the left, the center of which bears North 71°00'48" East; thence along the arc of said curve 897.49 feet through a central angle of 77°26'36"; thence North 87°00'14" East 100.18 feet; thence North 83°34'13" East 456.69 feet to a point of curvature of a 970.00-foot radius curve to the left, the center of which bears North 6°25'47" West; thence along the arc of said curve 146.14 feet through a central angle of 8°37'56"; thence North 74°56'17" East 265.08 feet to a point of curvature of a 1530.00-foot radius curve to the right, the center of which bears South 15°03'43" East; thence along the arc of said curve 1471.36 feet through a central angle of 55°05'59"; thence South 49°57'44" East 278.62 feet to a point of curvature of a 230.00-foot radius curve to the right, the center of which bears South 40°02'16" West; thence along the arc of said curve 628.03 feet through a central angle of 156°27'00"; thence North 73°30'45" West 152.67 feet to a point of curvature of a 170.00-foot radius curve to the left, the center of which bears South 16°29'15" West; thence along the arc of said curve 193.65 feet through a central angle of 65°16'05"; thence South 41°13'10" West 301.62 feet to a point of curvature of a 430.00-foot radius curve to the right, the center of which bears North 48°46'50" West; thence along the arc of said curve 169.33 feet through a central angle of 22°33'45"; thence South 63°46'55" West 100.00 feet to a point of curvature of a 145.00-foot radius curve to the left, the center of which bears South 26°13'05" East; thence along the arc of said curve 114.32 feet through a central angle of 45°10'16"; thence South 18°36'39" West 64.85 feet to a point of curvature of a 15.50-foot radius curve to the left, the center of which bears South 71°23'21" East; thence along the arc of said curve 27.05 feet through a central angle of 100°00'00"; thence South 81°23'21" East 46.04 feet to a point of curvature of a 200.00-foot radius curve to the right, the center of which bears South 8°36'39" West; thence along the arc of said curve 262.26 feet through a central angle of 75°07'52"; thence South 6°15'29" East 82.13 feet; thence South 83°44'31" West 50.00 feet; thence South 6°15'29" East 267.76 feet; thence South 22°25'04" West 164.64 feet; thence South 61°10'26" West 140.00 feet; thence South 86°12'38" West 239.38 feet; thence North 89°36'11" West 232.71 feet; thence North 82°30'26" West 250.81 feet; thence North 56°19'26" West 231.16 feet; thence North 29°49'45" West 293.63 feet; thence North 0°18'07" West 212.61 feet; thence North 87°32'51" West 443.65 feet; thence North 2°27'09" East 187.23 feet; thence North 6°11'18" East 50.00 feet; thence North 10°49'19" West 271.64 feet; thence South 86°44'51" East 787.99 feet; thence South 74°49'06" East 479.17 feet; thence South 10°49'19" East 223.18 feet to a point of non-tangent curvature of a 375.00-foot radius curve to the right, the center of which bears South 19°11'29" East; thence along the arc of said curve 144.05 feet through a central angle of 22°00'35" to a point of reverse curvature of a 15.50-foot radius to the left, the center of which bears North 2°49'06" East; thence along the arc of said curve 20.08 feet through a central angle of 74°12'27"; thence North 18°36'39" East 82.92 feet to a point of curvature of a 205.00-foot radius curve to the right, the center of which bears South 71°23'21" East; thence along the arc of said curve 161.62 feet through a central angle of 45°10'16"; thence North 63°46'55" East 100.00 feet to a point of curvature of a 370.00-foot radius curve to the left, the center of which bears North 26°13'05" West; thence along the arc of said curve 145.70 feet through a central angle of 22°33'45"; thence North 41°13'10" East 301.62 feet to a point of curvature of a 230.00-foot radius curve to the right, the center of which bears South 48°46'50" East; thence along the arc of said curve 262.00 feet through a central angle of 65°16'05"; thence South 73°30'45" East 152.67 feet to a point of curvature of a 170.00-foot radius curve to the left, the center of which bears North 16°29'15" East; thence along the arc of said curve 464.20 feet through a central angle of 156°27'00"; thence North 49°57'44" West 278.62 feet to a point of curvature of a 1470.00-foot radius curve to the left, the center of which bears South 40°02'16" West; thence along the arc of said curve 1413.66 feet through a central angle of 55°05'59"; thence South 74°56'17" West 265.08 feet to a point of curvature of a 1030.00-foot radius curve to the right, the center of which bears North 15°03'43" West; thence along the arc of said curve 155.18 feet through a central angle of 8°37'56"; thence South 83°34'13" West 456.69 feet; thence South 80°08'11" West 100.18 feet to a point of non-tangent curvature of a 736.00-foot radius curve to the right, the center of which bears North 6°25'47" West; thence along the arc of said curve 994.81 feet through a central angle of 77°26'36"; thence North 15°33'11" West 100.18 feet; thence North 18°59'12" West 199.53 feet to a point of curvature of a 245.00-foot radius curve to the left, the center of which bears South 71°00'48" West; thence along the arc of said curve 177.20 feet through a central angle of 41°26'28"; thence North 60°25'40" West 186.95 feet to a point of curvature of a 305.00-foot radius curve to the right, the center of which bears North 29°34'20" East; thence along the arc of said curve 541.51 feet through a central angle of 101°43'30"; thence North 41°17'50" East 237.11 feet; thence North 37°51'49" East 100.18 feet; thence North 41°17'50" East 31.31 feet to a point of curvature of a 244.00-foot radius curve to the left, the center of which bears North 48°42'10" West; thence along the arc of said curve 512.30 feet through a central angle of 120°17'54"; thence North 79°00'04" West 517.24 feet to a point of curvature of a 564.00-foot radius curve to the left, the center of which bears South 10°59'56" West; thence along the arc of said curve 87.48 feet through a central angle of 8°53'13"; thence North 87°53'17" West 367.27 feet to a point of curvature of a 211.00-foot radius curve to the right, the center of which bears North 2°06'43" East; thence along the arc of said curve 69.27 feet through a central angle of 18°48'33"; thence South 89°24'01" East 143.89 feet more or less to the POINT OF BEGINNING.

Containing 79.54 acres more or less, 52 lots.

AND TOGETHER WITH;

PHASE 1 BOUNDARY DESCRIPTION—CONTINUEDGOLF COURSE OPEN SPACE PARCEL 1, CLUBHOUSE COMPLEX

Beginning at a point of curvature of a 736.00-foot radius curve to the left, the center of which bears North 59°15'04" East, said point being South 00°06'38" West 1929.99 feet and East 1294.30 feet from the West Quarter Corner of Section 22, Township 2 South, Range 5 East, Salt Lake Base and Meridian (Basis of Bearing being South 00°06'38" West 2456.48 feet from said West Quarter Corner to the Southwest Corner of said Section 22, both being found monuments) and running thence Southeasterly along the arc of said curve 573.28 feet through a central angle of 44°37'43"; thence South 14°37'21" West 279.91 feet; thence South 89°05'51" West 186.61 feet; thence South 24°55'23" West 172.36 feet; thence North 65°04'37" West 540.00 feet; thence North 24°55'23" East 482.46 feet; thence North 59°15'04" East 197.29 feet to the POINT OF BEGINNING.

Containing 7.96 acres, more or less.

AND TOGETHER WITH;

GOLF COURSE OPEN SPACE PARCEL 2, HOLES 1 THROUGH 11 and 18

Beginning at a point South 00°06'38" West 560.84 feet from the West Quarter Corner of Section 22, Township 2 South, Range 5 East, Salt Lake Base and Meridian (Basis of Bearing being South 00°06'38" West 2456.48 feet from said West Quarter Corner to the Southwest Corner of said Section 22, both being found monuments) and running thence North 83°04'19" East 596.14 feet; thence North 84°33'58" East 221.52 feet; thence North 39°26'29" East 93.47 feet to a non-tangent point of curvature of a 530.00-foot radius curve to the left, the center of which bears North 39°26'29" East; thence Southeasterly along the arc of said curve 66.60 feet through a central angle of 7°11'57"; thence South 57°45'28" East 122.50 feet to a point of curvature of a 15.50-foot radius curve to the right, the center of which bears South 32°14'32" West; thence Southerly along the arc of said curve 25.78 feet through a central angle of 95°17'51" to a point of compound curvature of a 244.00-foot radius curve to the right, the center of which bears North 52°27'38" West; thence Southwesterly along the arc of said curve 16.00 feet through a central angle of 03°45'28"; thence South 41°17'50" West 31.31 feet; thence South 37°51'49" West 100.18 feet; thence South 41°17'50" West 237.11 feet to a point of curvature of a 305.00-foot radius curve to the left, the center of which bears South 48°42'10" East; thence Southwesterly along the arc of said curve 85.05 feet through a central angle of 15°58'35"; thence South 67°08'22" West 284.96 feet; thence South 32°02'14" East 1219.23 feet; thence South 24°55'23" West 482.46 feet; thence South 65°04'37" East 540.00 feet; thence North 24°55'23" East 172.36 feet; thence North 89°05'51" East 966.71 feet; thence South 76°58'56" East 549.17 feet; thence North 74°20'53" East 1229.27 feet to a non-tangent point of curvature of a 1470.00-foot radius curve to the right, the center of which bears South 33°46'04" West; thence Southeasterly along the arc of said curve 160.86 feet through a central angle of 6°16'11"; thence South 49°57'44" East 278.62 feet to a point of curvature of a 170.00-foot radius curve to the right, the center of which bears South 40°02'16" West; thence Southerly along the arc of said curve 384.32 feet through a central angle of 129°31'48"; thence North 51°09'02" West 399.21 feet; thence South 83°56'10" West 862.39 feet; thence South 37°52'42" West 276.01 feet; thence South 81°39'34" West 152.99 feet; thence South 42°45'27" West 249.52 feet; thence North 86°44'51" West 978.72 feet; thence South 81°07'31" West 749.79 feet; thence South 66°17'52" West 72.17 feet; thence South 39°42'06" West 195.47 feet; thence South 25°33'00" West 288.76 feet; thence South 26°38'31" East 103.99 feet; thence South 63°21'29" West 290.07 feet; thence North 08°44'48" East 586.43 feet; thence North 03°18'26" East 118.14 feet; thence North 53°53'16" West 92.67 feet; thence North 69°13'25" West 153.09 feet; thence North 87°43'38" West 78.25 feet; thence South 40°20'56" West 460.99 feet; thence South 55°33'53" West 404.43 feet; thence South 48°38'11" East 565.88 feet; thence South 10°13'33" East 113.24 feet to a non-tangent point of curvature of a 205.00-foot radius curve to the left, the center of which bears South 17°13'50" East; thence Westerly along the arc of said curve 27.32 feet through a central angle of 7°38'11"; thence South 65°07'59" West 100.00 feet to a point of curvature of a 145.00-foot radius curve to the right, the center of which bears North 24°52'01" West; thence Westerly along the arc of said curve 104.43 feet through a central angle of 41°15'58"; thence North 73°36'03" West 350.54 feet to a point of curvature of a 470.00-foot radius curve to the right, the center of which bears North 16°23'57" East; thence Northwesterly along the arc of said curve 139.01 feet through a central angle of 16°56'48"; thence North 56°39'15" West 505.83 feet; thence North 52°37'18" East 357.70 feet; thence North 55°33'53" East 631.63 feet; thence North 49°55'52" East 568.08 feet; thence North 44°07'39" West 307.89 feet; thence North 25°18'12" West 433.55 feet; thence South 80°01'42" West 260.24 feet; thence South 03°26'32" West 444.88 feet; thence South 53°15'27" West 80.27 feet; thence North 77°25'41" West 300.48 feet; thence North 40°11'26" West 101.07 feet; thence North 02°57'11" West 580.82 feet; thence North 11°15'28" West 298.82 feet; thence North 71°19'25" West 100.86 feet to a non-tangent point of curvature of a 255.00-foot curve to the left, the center of which bears North 71°19'25" West; thence Northerly along the arc of said curve 208.35 feet through a central angle of 46°48'47"; thence North 28°08'12" West 199.73 feet to a point of curvature of a 195.00-foot radius curve to the right, the center of which bears North 61°51'48" East; thence Northerly along the arc of said curve 227.48 feet through a central angle of 66°50'23"; thence North 38°42'11" East 102.75 feet to a point of curvature of a 255.00-foot radius curve to the left, the center of which bears North 51°17'49" West; thence Northerly along the arc of said curve 65.89 feet through a central angle of 14°48'15"; thence South 66°06'04" East 210.00 feet; thence North 15°36'37" East 125.59 feet; thence North 44°03'18" West 164.35 feet; thence South 82°35'16" West 93.37 feet; thence North 08°42'58" West 334.04 feet; thence North 60°05'47" East 362.86 feet; thence South 52°28'22" East 16.85 feet to a point of curvature of a 205.00-foot radius curve to the left, the center of which bears North 37°31'38" East; thence Southeasterly along the arc of said curve 82.69 feet through a central angle of 23°06'35"; thence South 02°36'20" West 202.86 feet; thence South 87°23'40" East 473.53; thence North 83°04'19" East 174.57 feet to the POINT OF BEGINNING.

Containing 149.17 acres, more or less.

AND TOGETHER WITH;

### GOLF COURSE OPEN SPACE PARCEL 3, HOLES 12 and 15 THROUGH 17

Beginning at a point South 00°06'26" West 275.04 feet from the Northwest Corner of Section 26, Township 2 South, Range 5 East, Salt Lake Base and Meridian (Basis of Bearing being South 00°06'26" West 2602.91 feet between said Northwest Corner and the West Quarter Corner of said Section 26, both being found monuments); and running thence South 76°07'24" East 415.99 feet; thence South 30°16'41" East 272.75 feet; thence North 56°37'28" East 119.05 feet to a non-tangent point of curvature of a 230.00-foot radius curve to the left, the center of which bears South 67°50'12" East; thence Southeasterly along the arc of said curve 279.99 feet through a central angle of 69°44'52"; thence South 47°35'04" East 122.32 feet; thence South 42°24'56" West 70.11 feet; thence South 14°12'39" East 239.76 feet; thence South 04°57'50" West 262.07 feet; thence North 81°28'24" East 424.83 feet; thence South 77°10'31" East 903.82 feet; thence North 44°06'08" East 115.11 feet; thence South 45°53'52" East 101.11 feet; thence South 44°06'08" West 208.45 feet; thence South 11°11'02" West 181.97 feet; thence South 80°44'09" West 75.55 feet; thence North 62°13'31" West 96.72 feet; thence South 74°20'45" West 80.58 feet; thence North 66°48'33" West 510.54 feet; thence North 84°39'12" West 447.94 feet; thence South 79°47'26" West 95.12 feet; thence South 61°41'16" West 329.61 feet; thence North 60°04'34" West 258.75 feet; thence North 32°13'47" West 290.65 feet; thence North 75°54'32" West 310.63 feet; thence North 83°29'20" West 523.62 feet; thence South 88°50'30" West 892.14 feet; thence North 06°15'29" West 122.46 feet to a point of curvature of a 200.00-foot radius curve to the left, the center of which bears South 83°44'31" West; thence Northwesterly along the arc of said curve 262.26 feet through a central angle of 75°07'52"; thence North 81°23'21" West 46.04 feet to a point of curvature of a 15.50-foot radius curve to the right, the center of which bears North 08°36'39" East; thence Northwesterly along the arc of said curve 27.05 feet through a central angle of 100°00'00"; thence North 18°36'39" East 64.85 feet to a point of curvature of a 145.00-foot radius curve to the right, the center of which bears South 71°23'21" East; thence Northeasterly along the arc of said curve 114.32 feet through a central angle of 45°10'16"; thence North 63°46'55" East 100.00 feet to a point of curvature of a 430.00-foot radius curve to the left, the center of which bears North 26°13'05" West; thence Northeasterly along the arc of said curve 169.33 feet through a central angle of 22°33'45"; thence South 61°20'27" East 632.65 feet; thence North 39°46'44" East 247.63 feet; thence North 83°53'28" East 87.17 feet; thence South 75°21'15" East 719.80 feet; thence North 44°02'46" East 210.03 feet; thence North 16°30'08" West 210.03 feet; thence North 68°19'52" West 956.14 feet to a non-tangent point of curvature of a 230.00-foot radius curve to the left, the center of which bears North 81°07'09" West; thence Northerly along the arc of said curve 58.09 feet through a central angle of 14°28'12" to a point of reverse curvature of a 15.50-foot radius curve to the right, the center of which bears North 84°24'39" East; thence Northeasterly along the arc of said curve 21.46 feet through a central angle of 79°19'09"; thence North 73°43'48" East 175.97 feet; thence South 76°07'24" East 520.55 feet to the POINT OF BEGINNING.

Containing 49.66 acres, more or less.

AND TOGETHER WITH;

E 268796 B 0679 P 0551

### GOLF COURSE OPEN SPACE PARCEL 4, HOLE 13

Beginning at a point of curvature of a 310.00-foot radius curve to the right, the center of which bears South 70°37'35" West, said point being South 00°15'46" West 688.97 feet and West 90.29 feet from the North Quarter Corner of Section 26, Township 2 South, Range 5 East, Salt Lake Base and Meridian (basis of bearing being South 00°15'46" West 5361.82 feet from the North Quarter Corner to the South Quarter Corner of said Section 26) and running thence Southerly along the arc of said curve 313.15 feet through a central angle of 57°52'38"; thence North 80°15'43" West 970.30 feet; thence North 86°29'20" West 884.86 feet to a non-tangent point of curvature of a 170.00-foot radius curve to the right, the center of which bears North 53°38'48" East; thence Northerly along the arc of said curve 173.62 feet through a central angle of 58°31'00"; thence North 84°59'34" East 930.85 feet; thence South 80°15'43" East 996.96 feet to the POINT OF BEGINNING.

Containing 11.84 acres, more or less.

AND TOGETHER WITH;

### GOLF COURSE OPEN SPACE PARCEL 5, HOLE 14

Beginning at a point South 00°15'46" West 844.43 feet from the North Quarter Corner of Section 26, Township 2 South, Range 5 East, Salt Lake Base and Meridian (basis of bearing being South 00°15'46" West 5361.82 feet from the North Quarter Corner to the South Quarter Corner of said Section 26) and running thence South 00°15'46" West 512.98 feet; thence North 89°45'22" West 127.54 feet; thence South 00°50'51" West 291.78; thence South 85°42'21" West 2.70 feet to a point of curvature of a 370.00-foot radius curve to the right, the center of which bears North 04°17'39" West; thence Westerly along the arc of said curve 312.53 feet through a central angle of 48°23'47"; thence North 45°53'52" West 68.02 feet; thence North 31°44'04" East 442.56 feet to a non-tangent point of curvature of a 360.00-foot radius curve to the left, the center of which bears North 23°33'12" West; thence Northeasterly along the arc of said curve 364.80 feet through a central angle of 58°03'37"; thence South 89°44'14" East 25.87 feet to the POINT OF BEGINNING.

Containing 4.06 acres, more or less.

AND TOGETHER WITH;

### GOLF COURSE PARCEL 6, MAINTENANCE FACILITY

Beginning at a point South 00°15'46" West 1708.85 feet and West 131.13 feet from the North Quarter Corner of Section 26, Township 2 South, Range 5 East, Salt Lake Base and Meridian (basis of bearing being South 00°15'46" West 5361.82 feet from the North Quarter Corner to the South Quarter Corner of said Section 26) and running thence South 00°50'51" West 258.50 feet; thence South 84°26'21" West 193.35 feet; thence North 62°33'34" West 137.23 feet; thence South 72°04'16" West 143.30 feet; thence North 47°32'25" West 74.18 feet; thence North 11°11'02" East 181.97 feet; thence North 44°06'08" East 208.45 feet to a non-tangent point of curvature of a 430.00 foot radius curve to the left, the center of which bears North 44°06'08" East; thence Easterly along the arc of said curve 360.51 feet through a central angle of 48°02'13" to the point of beginning.

Containing 3.22 acres, more or less.