

WHEN RECORDED, RETURN TO:
Timothy B. Anderson
JONES, WALDO, HOLBROOK & McDONOUGH
249 E TABERNACLE
ST. GEORGE, UT 84770

**CERTIFICATE OF AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS
FOR
GATEWAY RESIDENTIAL COMMUNITY**

On December 8, 1994, the Declaration of Covenants, Conditions and Restrictions for Gateway Residential Community ("Declaration") was recorded at Book 871, Page 1, Document No. 486389 in the office of the Washington County Recorder. The Declaration affects certain real property situated in Washington County, Utah and more specifically described as follows:

**SEE REAL PROPERTY
DESCRIPTION, ATTACHMENTS A & B**

This Amendment hereby modifies the Declaration as follows:

"The specific real property described in Attachment C (attached) will pay a one time assesment in the amount of \$30,000. This one time assesment will preclude that property's obligation to pay a yearly assesment as stated on page 37, paragraph 4(a). This preclusion will stay in affect as long as the subject property is subject to the USDA-RD 515 Rural Rental Housing Program, or the State of Utah's Tax Credit Extended Use Agreement for affordable housing. Furthermore, this preclusion also negates any right of enjoyment and privliegdes the residents of the subject property have in regards to the Master Common Area and Facilities."

An election duly called pursuant to the provisions of the Articles and Bylaws was held with sixty-seven percent (67%) of the votes of the members at the election, present in person, by proxy, or by written consent, voted affirmatively for the adoption of this Amendment.

DEVELOPER:

Rick Sant Construction, Inc.
dba Sant Pacific Group

By G. Richard Sant
Its PRESIDENT

FIRST AMERICAN TITLE CO. OF UTAH
ACCOMMODATION RECORDING ONLY
NOT EXAMINED

Gateway Residential Community
Board of Trustees

By G. R. Sant
Its CHAIRMAN

Attested To:

By G. Richard Sant
Its SECRETARY

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RUSSELL SHIRTS * WASHINGTON CO RECORDER
1997 FEB 11 15:19 PM FEE \$44.00 BY JRB
FOR: FIRST AMERICAN TITLE CO

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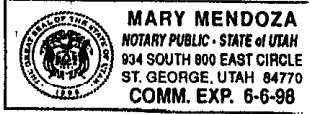
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STATE OF UTAH)
County of Washington)

On the 11th day of Feb, 1997, personally appeared before me GREGORY R. SANT who, being by me duly sworn, did say that he is the CHAIRMAN of the Gateway Residential Community, and that said instrument was signed in behalf of said Association by authority of its bylaws or a resolution of its Board of Trustees, and said person acknowledged to me that said Association executed the same.



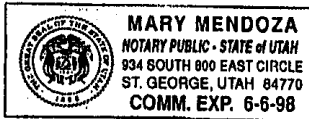
My Commission Expires:

6-6-98

Mary Mendoza
NOTARY PUBLIC
Residing at: St George

STATE OF UTAH)
County of Washington)

On the 11th day of Feb, 1997, personally appeared before me Rick Sant, who, being by me duly sworn, did say that he is the President of Rick Sant Construction, Inc., that said instrument was signed in behalf of said Corporation by authority of its bylaws or a resolution of its Board of Trustees, and said person acknowledged to me that said Association executed the same.



My Commission Expires:

6-6-98

Mary Mendoza
NOTARY PUBLIC
Residing at: St George

GATEWAY RESIDENTIAL COMMUNITY

December 8, 1994

TOWNSHIP 42 SOUTH, RANGE 14 WEST, SLB&M**Section 4**

ALL THAT PORTION OF SECTION 4 LYING SOUTH OF THE SOUTHERLY RIGHT-OF-WAY LINE OF SR-9 HIGHWAY AND SOUTHEASTERLY OF THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF HIGHWAY 91 REALIGNMENT DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 4;
THENCE N 89°44'56" E, 531.44 FEET MORE OR LESS ALONG THE SOUTH LINE OF SAID SECTION 4 TO THE **POINT OF BEGINNING**;
THENCE N 00°23'32" W, 175.37 FEET MORE OR LESS TO A CURVE CONCAVE TO THE SOUTHEASTERLY AND HAVING A 1150.00 FOOT RADIUS;
 SAID CURVE BEING ON THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF HIGHWAY 91 REALIGNMENT;
THENCE NORTHEASTERLY, 36.51 FEET MORE OR LESS ALONG THE ARC OF SAID CURVE FROM A RADIAL LINE WHICH BEARS S 12°02'59" E THROUGH A CENTRAL ANGLE OF 01°49'08";
THENCE N 79°46'09" E, 207.23 FEET MORE OR LESS ALONG SAID RIGHT-OF-WAY TO A CURVE CONCAVE TO THE NORTHWESTERLY AND HAVING A 1250.00 FOOT RADIUS;
 SAID CURVE BEING ON THE SOUTHEASTERLY LINE OF SAID RIGHT-OF-WAY;
THENCE NORTHEASTERLY, 1679.07 FEET MORE OR LESS ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 76°57'46";
THENCE N 02°48'23" E, 127.34 FEET MORE OR LESS;
THENCE N 77°48'03" E, 912.05 FEET MORE OR LESS;
THENCE S 00°23'31" E, 1698.58 FEET MORE OR LESS;
THENCE S 89°44'56" W, 2174.37 FEET MORE OR LESS TO THE **POINT OF BEGINNING**.

ALL THAT PORTION OF THE WEST HALF OF SECTION 4 LYING NORTH OF THE NORTHERLY RIGHT-OF-WAY LINE OF SR-9 HIGHWAY AND NORTH OF THE NORTHERLY RIGHT-OF-WAY LINE OF HIGHWAY 91 REALIGNMENT DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH CORNER OF SECTION 4;
 SAID NORTH CORNER ALSO BEING THE **POINT OF BEGINNING**;
THENCE S 00°23'16" E, 1789.71 FEET MORE OR LESS;
THENCE S 00°23'16" E, 369.91 FEET MORE OR LESS TO THE NORTHERLY RIGHT-OF-WAY LINE OF HIGHWAY 91 REALIGNMENT;
THENCE S 69°49'38" W, 568.22 FEET MORE OR LESS TO A CURVE CONCAVE TO A

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CURVE CONCAVE SOUTHEASTERLY AND HAVING A 650.00 FOOT RADIUS;
THENCE SOUTHWESTERLY, 760.33 FEET MORE OR LESS ALONG THE ARC OF SAID
CURVE THROUGH A CENTRAL ANGLE OF 67°01'15";
THENCE S 02°48'23" W, 125.14 FEET MORE OR LESS TO THE NORTHERLY RIGHT-
OF-WAY LINE OF SR-9 HIGHWAY;
THENCE S 77°48'03" W, 155.69 FEET MORE OR LESS ALONG SAID RIGHT-OF-WAY
TO A CURVE CONCAVE NORTHEASTERLY AND HAVING A 1709.86 FOOT RADIUS;
THENCE NORTHWESTERLY, 1555.91 FEET MORE OR LESS ALONG THE ARC OF
SAID CURVE THROUGH A CENTRAL ANGLE OF 52°08'13";
THENCE N 50°03'44" W, 132.54 FEET MORE OR LESS;
THENCE N 13°42'47" E, 185.34 FEET MORE OR LESS;
THENCE N 07°21'20" E, 261.31 FEET MORE OR LESS;
THENCE N 19°42'59" E, 198.33 FEET MORE OR LESS;
THENCE N 28°25'56" E, 269.36 FEET MORE OR LESS;
THENCE N 42°23'12" E, 215.05 FEET MORE OR LESS;
THENCE N 05°52'48" E, 190.50 FEET MORE OR LESS;
THENCE N 43°15'06" E, 337.70 FEET MORE OR LESS;
THENCE S 48°15'10" E, 79.37 FEET MORE OR LESS;
THENCE S 10°59'08" W, 144.28 FEET MORE OR LESS;
THENCE S 19°11'13" E, 51.48 FEET MORE OR LESS;
THENCE N 46°54'15" E, 175.91 FEET MORE OR LESS;
THENCE N 70°21'16" E, 93.91 FEET MORE OR LESS;
THENCE N 45°00'47" E, 122.07 FEET MORE OR LESS;
THENCE N 30°44'49" E, 90.62 FEET MORE OR LESS;
THENCE N 76°47'52" E, 211.97 FEET MORE OR LESS;
THENCE S 42°00'01" E, 84.97 FEET MORE OR LESS;
THENCE S 81°01'53" E, 81.01 FEET MORE OR LESS;
THENCE S 73°37'03" E, 74.63 FEET MORE OR LESS;
THENCE S 44°29'15" W, 162.27 FEET MORE OR LESS;
THENCE S 26°57'00" W, 144.04 FEET MORE OR LESS;
THENCE S 25°01'33" W, 240.99 FEET MORE OR LESS;
THENCE S 14°02'33" W, 194.42 FEET MORE OR LESS;
THENCE S 05°21'30" W, 252.58 FEET MORE OR LESS;
THENCE S 16°40'21" W, 184.77 FEET MORE OR LESS;
THENCE S 18°18'14" W, 182.53 FEET MORE OR LESS;
THENCE S 14°25'38" W, 50.51 FEET MORE OR LESS;
THENCE S 32°01'01" E, 26.37 FEET MORE OR LESS;
THENCE S 77°12'05" E, 31.54 FEET MORE OR LESS;
THENCE N 56°46'49" E, 48.47 FEET MORE OR LESS;
THENCE N 20°08'41" E, 44.66 FEET MORE OR LESS;
THENCE N 13°34'35" W, 41.69 FEET MORE OR LESS;
THENCE N 10°50'42" E, 200.63 FEET MORE OR LESS;
THENCE N 41°38'47" E, 33.66 FEET MORE OR LESS;

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THENCE N 51°08'10" E, 71.64 FEET MORE OR LESS;
THENCE S 23°30'29" E, 65.70 FEET MORE OR LESS;
THENCE N 45°00'47" E, 129.69 FEET MORE OR LESS;
THENCE N 22°54'54" E, 201.92 FEET MORE OR LESS;
THENCE N 30°13'22" E, 239.50 FEET MORE OR LESS;
THENCE N 55°30'13" E, 50.88 FEET MORE OR LESS;
THENCE N 84°32'00" E, 247.48 FEET MORE OR LESS;
THENCE N 39°37'24" E, 98.63 FEET MORE OR LESS;
THENCE N 09°12'03" W, 278.64 FEET MORE OR LESS;
THENCE N 04°14'18" W, 70.92 FEET MORE OR LESS;
THENCE N 09°53'54" E, 228.69 FEET MORE OR LESS;
THENCE N 54°08'02" E, 207.68 FEET MORE OR LESS;
THENCE S 50°29'25" E, 73.90 FEET MORE OR LESS;
THENCE S 71°34'22" E, 49.58 FEET MORE OR LESS;
THENCE N 64°48'32" E, 26.78 FEET MORE OR LESS;
THENCE N 06°13'06" E, 144.74 FEET MORE OR LESS;
THENCE N 38°27'59" W, 123.73 FEET MORE OR LESS;
THENCE NORTH, 94.03 FEET MORE OR LESS;
THENCE N 65°26'34" E, 109.69 FEET MORE OR LESS;
THENCE N 05°53'46" E, 222.00 FEET MORE OR LESS;
THENCE N 23°19'27" W, 141.64 FEET MORE OR LESS;
THENCE N 11°04'30" W, 200.99 FEET MORE OR LESS;
THENCE S 89°41'44" E, 528.08 FEET MORE OR LESS TO THE POINT OF BEGINNING.

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ADDITIONAL LAND

September 23, 1994

TOWNSHIP 42 SOUTH, RANGE 14 WEST, SLB&M

Section 4

ALL THAT PORTION OF SECTION 4 LYING SOUTH OF THE SOUTHERLY RIGHT-OF-WAY LINE OF SR-9 HIGHWAY AND NORTH OF THE NORTHERLY RIGHT-OF-WAY LINE OF HIGHWAY 91 REALIGNMENT LESS AND EXCEPTING THE FOLLOWING:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 4;
 THENCE N 00°31'40" W, 1282.31 FEET MORE OR LESS ALONG THE WEST LINE OF SAID SECTION 4 TO THE **POINT OF BEGINNING**;
 THENCE N 00°30'42" W, 872.78 FEET MORE OR LESS TO A CURVE CONCAVE NORTHEASTERLY AND HAVING A 2109.86 FOOT RADIUS;
 SAID CURVE ALSO BEING ON THE SOUTHERLY RIGHT-OF-WAY LINE OF SR-9 HIGHWAY;
 THENCE SOUTHEASTERLY, 1756.23 FEET MORE OR LESS ALONG THE ARC OF SAID CURVE FROM A RADIAL LINE WHICH BEARS N 35°29'36" E THROUGH A CENTRAL ANGLE OF 47°41'33";
 THENCE N 77°48'03" E, 48.47 FEET MORE OR LESS TO THE WESTERLY RIGHT-OF-WAY LINE OF HIGHWAY 91 REALIGNMENT;
 THENCE S 02°48'23" W, 100.54 FEET MORE OR LESS ALONG SAID RIGHT-OF-WAY TO A CURVE CONCAVE NORTHWESTERLY AND HAVING A 1150.00 FOOT RADIUS;
 THENCE SOUTHWESTERLY, 1544.74 FEET MORE OR LESS ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 76°57'46";
 THENCE N 50°03'44" W, 992.67 FEET MORE OR LESS TO THE **POINT OF BEGINNING**.

ALL THAT PORTION OF THE WEST HALF OF SECTION 4 LYING NORTH OF THE NORTHERLY RIGHT-OF-WAY LINE OF SR-9 HIGHWAY AND NORTH OF THE NORTHERLY RIGHT-OF-WAY LINE OF HIGHWAY 91 REALIGNMENT LESS AND EXCEPTING THE FOLLOWING:

COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 4;
 THENCE N 89°41'44" W, 527.94 FEET MORE OR LESS ALONG THE NORTH LINE OF SAID SECTION 4 TO THE **POINT OF BEGINNING**;
 THENCE S 11°04'30" E, 200.99 FEET MORE OR LESS;
 THENCE S 23°19'27" E, 141.64 FEET MORE OR LESS;
 THENCE S 05°53'46" W, 222.00 FEET MORE OR LESS;
 THENCE S 65°26'34" W, 109.69 FEET MORE OR LESS;
 THENCE SOUTH, 94.03 FEET MORE OR LESS;
 THENCE S 38°27'59" E, 123.73 FEET MORE OR LESS;

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THENCE S 06°13'06" W, 144.74 FEET MORE OR LESS;
THENCE S 64°48'32" W, 26.78 FEET MORE OR LESS;
THENCE N 71°34'22" W, 49.58 FEET MORE OR LESS;
THENCE N 50°29'25" W, 73.90 FEET MORE OR LESS;
THENCE S 54°08'02" W, 207.68 FEET MORE OR LESS;
THENCE S 09°53'54" W, 228.69 FEET MORE OR LESS;
THENCE S 04°14'18" E, 70.92 FEET MORE OR LESS;
THENCE S 09°12'03" E, 278.64 FEET MORE OR LESS;
THENCE S 39°-37'24" W, 98.63 FEET MORE OR LESS;
THENCE S 84°32'00" W, 247.48 FEET MORE OR LESS;
THENCE S 55°30'13" W, 50.88 FEET MORE OR LESS;
THENCE S 30°13'22" W, 239.50 FEET MORE OR LESS;
THENCE S 22°54'54" W, 201.92 FEET MORE OR LESS;
THENCE S 45°00'47" W, 129.69 FEET MORE OR LESS;
THENCE N 23°30'29" W, 65.70 FEET MORE OR LESS;
THENCE S 51°08'10" W, 71.64 FEET MORE OR LESS;
THENCE S 41°38'47" W, 33.66 FEET MORE OR LESS;
THENCE S 10°50'42" W, 200.63 FEET MORE OR LESS;
THENCE S 13°34'35" E, 41.69 FEET MORE OR LESS;
THENCE S 20°08'41" W, 44.66 FEET MORE OR LESS;
THENCE S 56°46'49" W, 48.47 FEET MORE OR LESS;
THENCE N 77°12'05" W, 31.54 FEET MORE OR LESS;
THENCE N 32°01'01" W, 26.37 FEET MORE OR LESS;
THENCE N 14°25'38" E, 50.51 FEET MORE OR LESS;
THENCE N 18°18'14" E, 182.53 FEET MORE OR LESS;
THENCE N 16°40'21" E, 184.77 FEET MORE OR LESS;
THENCE N 05°21'30" E, 252.58 FEET MORE OR LESS;
THENCE N 14°02'33" E, 194.42 FEET MORE OR LESS;
THENCE N 25°01'33" E, 240.99 FEET MORE OR LESS;
THENCE N 26°57'00" E, 144.04 FEET MORE OR LESS;
THENCE N 44°29'15" E, 162.27 FEET MORE OR LESS;
THENCE N 73°37'03" W, 74.63 FEET MORE OR LESS;
THENCE N 81°01'53" W, 81.01 FEET MORE OR LESS;
THENCE N 42°00'01" W, 84.97 FEET MORE OR LESS;
THENCE S 76°47'52" W, 211.97 FEET MORE OR LESS;
THENCE S 30°44'49" W, 90.62 FEET MORE OR LESS;
THENCE S 45°00'47" W, 122.07 FEET MORE OR LESS;
THENCE S 70°21'16" W, 93.91 FEET MORE OR LESS;
THENCE S 46°54'15" W, 175.91 FEET MORE OR LESS;
THENCE N 19°11'13" W, 51.48 FEET MORE OR LESS;
THENCE N 10°59'08" E, 144.28 FEET MORE OR LESS;
THENCE N 48°15'10" W, 79.37 FEET MORE OR LESS;
THENCE N 55°32'26" E, 232.05 FEET MORE OR LESS;

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THENCE N 36°32'29" E, 206.34 FEET MORE OR LESS;
THENCE N 23°58'20" E, 362.85 FEET MORE OR LESS;
THENCE N 27°17'15" E, 442.16 FEET MORE OR LESS;
THENCE N 18°03'14" E, 183.52 FEET MORE OR LESS;
THENCE S 89°41'44" E, 745.01 FEET MORE OR LESS TO THE POINT OF BEGINNING.

ALL THAT PORTION OF SECTION 4 LYING SOUTH OF THE SOUTHERLY RIGHT-OF-WAY LINE OF HIGHWAY 91 REALIGNMENT DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 4;
THENCE N 89°44'56" E, 118.91 FEET MORE OR LESS ALONG THE SOUTH LINE OF SAID SECTION 4 TO THE POINT OF BEGINNING;
SAID POINT OF BEGINNING ALSO BEING ON A CURVE CONCAVE SOUTHEASTERLY AND HAVING A 1150.00 FOOT RADIUS;
SAID CURVE BEING ON THE SOUTHERLY RIGHT-OF-WAY LINE OF HIGHWAY 91 REALIGNMENT;
THENCE NORTHEASTERLY, 451.07 FEET MORE OR LESS ALONG THE ARC OF SAID CURVE FROM A RADIAL LINE WHICH BEARS S 34°31'23" E THROUGH A CENTRAL ANGLE OF 22°28'24"
THENCE S 00°23'32" E, 175.37 FEET MORE OR LESS TO THE NORTHEAST CORNER OF SECTION 8;
THENCE S 89°44'56" W, 412.88 FEET MORE OR LESS ALONG THE SOUTH LINE OF SAID SECTION 4 TO THE POINT OF BEGINNING.

Section 5

ALL THAT PORTION OF SECTION 5 LYING SOUTHEASTERLY OF THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF INTERSTATE 15 HIGHWAY AND SOUTHWESTERLY OF THE SOUTHWESTERLY RIGHT-OF-WAY LINE SR-9 HIGHWAY LESS AND EXCEPTING THE FOLLOWING:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 5;
THENCE N 00°31'40" W, 38.38 FEET MORE OR LESS ALONG THE EAST LINE OF SAID SECTION 5 TO THE POINT OF BEGINNING;
THENCE N 50°03'44" W, 427.07 FEET MORE OR LESS;
THENCE S 39°56'16" W, 842.18 FEET MORE OR LESS;
THENCE N 50°03'44" W, 2500.00 FEET MORE OR LESS;
THENCE N 39°56'16" E, 850.00 FEET MORE OR LESS;
THENCE N 23°18'10" W, 990.65 FEET MORE OR LESS TO A CURVE CONCAVE SOUTHERLY AND HAVING A 681.09 FOOT RADIUS;
SAID CURVE ALSO BEING ON THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF SR-9 HIGHWAY;
THENCE SOUTHEASTERLY, 605.07 FEET MORE OR LESS ALONG THE ARC OF SAID CURVE FROM A RADIAL LINE WHICH BEARS S 05°54'15" E THROUGH A CENTRAL ANGLE OF 50°54'03";

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THENCE S 50°03'44 E, 2533.21 FEET MORE OR LESS TO A CURVE CONCAVE NORTHWESTERLY AND HAVING A 2109.86 FOOT RADIUS;
THENCE SOUTHEASTERLY, 163.66 FEET MORE OR LESS ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 04°26'40";
THENCE S 00°30'42" E, 872.78 FEET MORE OR LESS TO THE POINT OF BEGINNING.

Section 7

ALL OF SECTIONAL LOTS 8, 10 AND 11.

ALL OF SECTIONAL LOT 7, LESS AND EXCEPTING THAT PORTION LYING WITHIN HIGHWAY 91 REALIGNMENT RIGHT-OF-WAY.

Section 8

ALL OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER LESS AND EXCEPTING THAT PORTION LYING WITHIN HIGHWAY 91 REALIGNMENT RIGHT-OF-WAY.

ALL OF THE WEST HALF OF THE NORTHEAST QUARTER LESS AND EXCEPTING THAT PORTION LYING WITHIN HIGHWAY 91 REALIGNMENT RIGHT-OF-WAY.

ALL OF THE WEST HALF OF THE NORTHWEST QUARTER.

ALL OF THE WEST HALF OF THE SOUTHWEST QUARTER LESS AND EXCEPTING THAT PORTION LYING WITHIN HIGHWAY 91 REALIGNMENT RIGHT-OF-WAY.

ALL OF THE EAST HALF OF THE NORTHWEST QUARTER AND THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER LESS AND EXCEPTING THAT PORTION LYING WITHIN HIGHWAY 91 REALIGNMENT RIGHT-OF-WAY. ALSO LESS AND EXCEPTING THE FOLLOWING:

COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION 8;

THENCE EASTERLY, 1730.00 FEET MORE OR LESS ALONG THE CENTER SECTION LINE TO THE POINT OF BEGINNING;

THENCE N 23°19'28" W, 1004.42 FEET MORE OR LESS;

THENCE N 59°48'42" E, 1341.28 FEET MORE OR LESS TO THE CENTER SECTION LINE OF SAID SECTION 8;

THENCE SOUTHERLY, 977.69 FEET MORE OR LESS ALONG SAID CENTER SECTION LINE TO A CURVE CONCAVE NORTHWESTERLY AND HAVING A 761.55 FOOT RADIUS;

THENCE SOUTHWESTERLY, 722.85 FEET MORE OR LESS ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 54°23'04" TO A COMPOUND CURVE CONCAVE SOUTHEASTERLY AND HAVING A 3550.00 FOOT RADIUS;

SAID CURVE ALSO BEING ON THE NORTHWESTERLY RIGHT-OF-WAY LINE OF HIGHWAY 91 REALIGNMENT;

THENCE SOUTHEASTERLY, 421.28 FEET MORE OR LESS ALONG THE ARC OF SAID

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CURVE FROM A RADIAL LINE WHICH BEARS S 34°33'53" E THROUGH A CENTRAL ANGLE OF 06°47'58";
THENCE N 23°19'28" W, 282.06 FEET MORE OR LESS TO THE POINT OF BEGINNING.

TOWNSHIP 41 SOUTH, RANGE 14 WEST, SLB&M

Section 33

ALL THAT PORTION OF SECTION 33 LYING SOUTH OF INTERSTATE 15 HIGHWAY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH CORNER OF SAID SECTION 33;

SAID SOUTH CORNER ALSO BEING THE POINT OF BEGINNING;

THENCE N 89°41'44" W, 1,272.95 FEET MORE OR LESS ALONG THE SOUTH LINE OF SAID SECTION;

THENCE N 06°07'06" E, 157.97 FEET MORE OR LESS;

THENCE N 41°26'12" E, 139.23 FEET MORE OR LESS;

THENCE N 53°59'06" E, 167.07 FEET MORE OR LESS;

THENCE N 42°09'02" E, 347.83 FEET MORE OR LESS;

THENCE N 27°18'37" E, 214.21 FEET MORE OR LESS;

THENCE N 35°41'19" E, 294.82 FEET MORE OR LESS;

THENCE N 11°46'25" E, 327.23 FEET MORE OR LESS TO A CURVE CONCAVE SOUTHEASTERLY AND HAVING A 22,718.31 FOOT RADIUS;

SAID CURVE BEING ON THE SOUTHERLY RIGHT-OF-WAY LINE OF INTERSTATE 15 HIGHWAY;

THENCE NORTHEASTERLY, 551.04 FEET MORE OR LESS ALONG THE ARC OF SAID CURVE FROM A RADIAL LINE WHICH BEARS S 26°27'32" E THROUGH A CENTRAL ANGLE OF 01°23'23";

THENCE S 25°04'09" E, 1781.26 FEET MORE OR LESS ALONG THE SOUTHWESTERLY BOUNDARY LINE OF WAL-MART DISTRIBUTION CENTER 29 TO THE SOUTH LINE OF SAID SECTION 33;

THENCE S 89°57'47" W, 792.63 FEET MORE OR LESS TO THE POINT OF BEGINNING.

ALL THAT PORTION LYING NORTHERLY OF THE NORTHERLY RIGHT-OF-WAY LINE OF INTERSTATE 15 HIGHWAY.

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ATTACHMENT "C"

A PORTION OF THE SOUTHWEST 1/4 OF SECTION 4, TOWNSHIP 42 SOUTH, RANGE 14 WEST, SALT LAKE BASE & MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF THE PROPOSED REALIGNMENT OF U.S. HIGHWAY 91 AND THE NORTHERLY RIGHT-OF-WAY OF SR-9, LOCATED S0°23'37"E ALONG THE 1/4 SECTION LINE 416.95 FEET AND WEST 970.45 FEET FROM THE CENTER 1/4 CORNER OF SECTION 4, T42S, R14W, S.L.B. & M; THENCE S77°48'03"W 155.74 FEET TO A HIGHWAY RIGHT-OF-WAY MONUMENT (FOUND) AT A POINT OF CURVATURE, THENCE ALONG THE ARC OF A 1,709.86 FOOT RADIUS CURVE TO THE RIGHT 111.01 FEET (CHORD S79°39'39"W 110.99 FEET), THE PREVIOUS 2 COURSES ALONG SAID NORTHERLY RIGHT-OF-WAY; THENCE NORTH 205.77 FEET; THENCE N29°38'14"E 99.86 FEET; THENCE N15°31'49"E 110.00 FEET TO THE SOUTHERLY LINE OF A PROPOSED FUTURE ROADWAY; THENCE S74°28'11"E ALONG THE SAID SOUTHERLY LINE, 199.80 FEET TO A POINT OF CURVATURE OF A 25.00 FOOT RADIUS CURVE TO THE RIGHT, THENCE ALONG THE ARC OF SAID CURVE 39.02 FEET TO A POINT ON A 650.00 FOOT RADIUS CURVE TO THE LEFT, SAID POINT BEING ON THE WESTERLY RIGHT-OF-WAY LINE OF US HIGHWAY 91, THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE 137.76 FEET TO THE POINT OF TANGENCY, THENCE S02°48'22"W 125.98 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM to the UNITED STATES OF AMERICA all oil and gas in the land so patented; and to it, or persons authorized by it, the right to prospect for, mine, and remove such deposits from the same.