

15P  
9L

**00624742**

B: 1229 P: 279 Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 1 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY

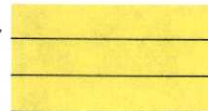


**When Recorded, Mail To:**

Corporation of the Presiding Bishop of The  
Church of Jesus Christ of Latter-day Saints  
Attn: Real Estate Services Division (PN 500-5583)  
50 East North Temple  
Salt Lake City, Utah 84150

Cross Reference Entry Nos. 00418793  
00482217

Tax Id. Nos.



**SECOND AMENDMENT TO EASEMENTS WITH COVENANTS AND  
RESTRICTIONS AFFECTING LAND**

THIS SECOND AMENDMENT TO EASEMENTS WITH COVENANTS AND RESTRICTIONS AFFECTING LAND (this "Amendment") is made by PROVIDENCE QUANTUM PARTNERS, L.C., a Utah limited liability company ("Developer"); WAL-MART REAL ESTATE BUSINESS TRUST, a Delaware statutory trust ("Wal-Mart"); and HOME DEPOT U.S.A., Inc., a Delaware corporation ("Home Depot").

**RECITALS**

A. On February 28, 2000, Wal-Mart's predecessor-in-interest and Developer executed that certain Easements with Covenants and Restrictions Affecting Land (the "Initial Restrictive Covenants"), covering real property located in Iron County, Utah, more particularly described on Exhibit A, attached hereto and incorporated by reference herein (the "Covered Property"). The Initial Restrictive Covenants were recorded on March 1, 2000, as Entry No. 00418793, in the Official Records of Iron County, Utah.

B. The Initial Restrictive Covenants have been amended, revised, and/or supplemented by that certain First Amendment to Easements with Covenants and Restrictions Affecting Land, dated April 14, 2004, and recorded on April 22, 2004, as Entry No. 00482217, in the Official Records of Iron County, Utah (collectively, the "First Amendment"). The Initial Restrictive Covenants and the First Amendment will be collectively referred to herein as the "ECR."

C. As of the date this Amendment is recorded, Developer owns that certain real property more particularly described on Exhibit B and depicted on Exhibit C, both attached hereto and incorporated by reference herein (the "DI Tract"). The DI Tract is a portion of the Developer Tract (as defined in the ECR). Should there be any discrepancy between the legal description on Exhibit B and the depiction on Exhibit C, the legal description on Exhibit B shall control.

D. Section 14 of the Initial Restrictive Covenants permits Wal-Mart and Developer (as long as Developer or its affiliate has any interest as either owner or lessor in the Developer Tract) to modify the ECR.

E. Pursuant to the First Amendment, Home Depot has the right to enforce the provisions of the ECR.

F. Developer, Wal-Mart, and Home Depot desire to amend the ECR on the terms and conditions set forth below.

### TERMS AND CONDITIONS

NOW, THEREFORE, in consideration of the foregoing, of mutual promises of the parties hereto and other good and valuable consideration, the receipt and sufficiency of which hereby are acknowledged, the Developer, Wal-Mart, and Home Depot hereby agree to amend the ECR as follows:

1. Capitalized Terms. All capitalized terms used and not otherwise defined herein shall have the meanings set forth in the ECR.

2. Amendment. Section 3 of the ECR is hereby amended so that the following shall be expressly permitted uses of the DI Tract: "primarily second-hand/thrift retail facilities (including the receipt, processing, inventory and sale of primarily second-hand items and limited new items) with associated secondary, onsite facilities and services for job/employment training, facilities and services, employment counseling and job-finding services, educational training, and classroom instruction, counseling, humanitarian services, and general office uses." In the event of any conflict or inconsistency between the permitted uses itemized in this Section and the prohibited uses itemized in the ECR, the permitted uses itemized in this Section shall control.

3. Effect of Amendment on ECR. Except as explicitly amended hereby, the ECR is hereby ratified and confirmed in all respects and shall remain in effect in accordance with its original terms.

4. Effective Date. This Amendment will take effect on the date this it is recorded at the office of the Iron County Auditor's office.  
Recorder's

5. Counterparts. This Amendment may be executed in any number of counterparts, provided each counterpart is identical in its terms. Each such counterpart, when executed and delivered will be deemed to be an original, and all such counterparts shall be deemed to constitute one and the same instrument. For convenience in recording, signature pages from multiple counterparts may be detached from their counterparts and attached to a single counterpart to be recorded.


6. Authorization. The individuals signing for the respective entities make the following representations: (i) he/she has read this Amendment, (ii) he/she has authority to act for the entity designated below, (iii) he/she shall execute this Amendment acting in said capacity.

**00624742**

7. No Additional Rights. Other than as expressly stated herein, this Amendment does not expand, amend, or modify the rights, remedies, privileges, or obligations of the parties executing this Amendment in relation to the ECR.

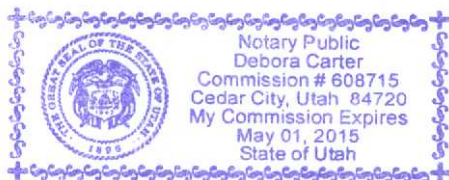
IN WITNESS THEREOF, the parties have executed this Amendment to be effective as of the date and year this Amendment is recorded.


Developer: PROVIDENCE QUANTUM PARTNERS, L.C.,  
a Utah limited liability company

By:   
Name (Print): Thomas A Pugh  
Its: Managing member

STATE OF UTAH )  
:ss.  
COUNTY OF IRON )

On this 2<sup>nd</sup> day of November, 2011, personally appeared before me Thomas Pugh, as Managing Member of PROVIDENCE QUANTUM PARTNERS, L.C., a Utah limited liability company, and acknowledged to me that said company executed the same.



  
NOTARY PUBLIC

*[Wal-Mart's Signature is on the Following Page]*

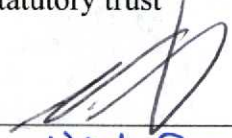
**00624742**

B: 1229 P: 281 Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 3 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY



Wal-Mart:

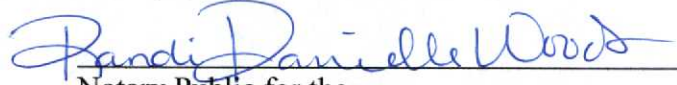
WAL-MART REAL ESTATE BUSINESS TRUST,  
a Delaware statutory trust

By:   
Name (Print): Nick Goodner  
Its: Director, Realty Management

*R. Imp*

STATE OF ARKANSAS    )  
  :SS  
COUNTY OF BENTON    )

The foregoing instrument was acknowledged before me on the 29<sup>th</sup> day of November, 2011, by Nick Goodner, the Director, of WAL-MART REAL ESTATE BUSINESS TRUST, a Delaware statutory trust, on behalf of said trust.

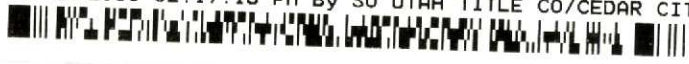
  
Notary Public for the  
State of Arkansas

*[Home Depot's Signature is on the Following Page]*

RANDI DANIELLE WOODS  
NOTARY PUBLIC  
BENTON County, Arkansas  
My Commission Expires 8/1/2019  
Commission Number 12371805

**00624742**

B: 1229 P: 282      Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 4 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY



Home Depot:

HOME DEPOT U.S.A., Inc.,  
a Delaware corporation

By: *Erika M. Strawn*  
Name (Print): Erika M. Strawn  
Its: Counsel

**ACKNOWLEDGMENT**

State of California  
County of orange

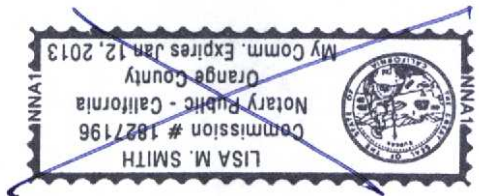
On Dec. 13, 2011 before me, Lisa M Smith, Notary Public  
(here insert name and title of the officer)  
personally appeared Erika M. Strawn

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature *Lisa M Smith*  
(Seal)



**00624742**  
B: 1229 P: 283 Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 5 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY

**EXHIBIT A**

**(Legal Description of the Covered Property)**

Real property located in Iron County, Utah, specifically described as follows:

**00624742**

B: 1229 P: 284 Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 6 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY



# WAL-MART TRACT

~~PARCEL 4~~ (19.508 Acres)

BEGINNING S01°09'20"E, 110.36 FEET ALONG THE SECTION LINE FROM THE WEST 1/4 CORNER OF SECTION 22, TOWNSHIP 36 SOUTH, RANGE 11 WEST, SLM; THENCE ALONG SOUTHWESTERLY R/W LINE OF CROSS HOLLOW ROAD AS FOLLOWS: S64°00'12"E, 275.00 FEET; THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 1250.00 FEET, A DISTANCE OF 385.44 FEET; THENCE S81°40'14"E, 99.10 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 40.00 FEET, A DISTANCE OF 62.13 FEET TO A POINT OF REVERSE CURVATURE; THENCE ALONG THE WESTERLY R/W LINE OF PROVIDENCE CENTER DRIVE AS FOLLOWS: THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 645.00 FEET, A DISTANCE OF 148.81 FEET; THENCE S05°54'04"E, 168.92 FEET; THENCE DEPARTING SAID R/W LINE S84°13'12"W, 115.33 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 56.00 FEET, A DISTANCE OF 26.94 FEET; THENCE N68°20'15"W, 89.67 FEET; THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 15.00 FEET, A DISTANCE OF 23.56 FEET; THENCE S21°39'45"W, 472.81 FEET; THENCE N68°20'15"W, 727.15 FEET; THENCE S24°06'44"W, 74.00 FEET; THENCE S22°19'39"W, 40.95 FEET; THENCE N65°56'25"W, 168.00 FEET; THENCE N2°37'28"W, 45.81 FEET; THENCE N18°15'33"E, 527.97 FEET; THENCE N27°33'14"E, 387.42 FEET TO A POINT ON THE SOUTHERLY R/W LINE OF CROSS HOLLOW ROAD; THENCE ALONG SAID R/W LINE AND THE ARC OF A NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 950.00 FEET, A DISTANCE OF 62.96 FEET, LONG CHORD FOR SAID CURVE BEARS S65°54'07"E, 62.95 FEET; THENCE S64°00'12"E, 146.91 FEET TO THE POINT OF BEGINNING.

**00624742**

B: 1229 P: 285 Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 7 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY



# DEVELOPER TRACT

~~PARCEL 6~~ (25.056 Acres)

BEGINNING AT THE SOUTHEAST CORNER OF SECTION 21, TOWNSHIP 36 SOUTH, RANGE 11 WEST, SLM; THENCE S89°51'05"W, 150.02 FEET ALONG THE SECTION LINE; THENCE N01°09'20"W, 403.91 FEET; THENCE N90°00'00"W, 362.90 FEET; THENCE N02°37'28"W, 1375.45 FEET; THENCE S65°56'25"E, 168.00 FEET; THENCE N22°19'39"E, 40.95 FEET; THENCE N24°06'44"E, 74.00 FEET; THENCE S68°20'15"E, 727.15 FEET; THENCE S21°39'45"W, 30.79 FEET; THENCE ALONG THE ARC OF A NON-TANGENT CURVE WITH A RADIUS OF 62.50 FEET, A DISTANCE OF 170.91 FEET, LONG CHORD FOR SAID CURVE BEARS S11°02'05"W, 122.42 FEET; THENCE S00°37'28"E, 147.64 FEET; THENCE S67°23'15"E, 304.31 FEET TO A POINT ON THE WEST R/W LINE OF PROVIDENCE CENTER DRIVE; THENCE ALONG SAID R/W LINE S22°36'45"W, 147.37 FEET; THENCE ALONG SAID R/W LINE AND THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1155.00 FEET, A DISTANCE OF 132.84 FEET; THENCE S29°12'09"W, 80.03 FEET; THENCE LEAVING SAID R/W LINE N89°46'50"W, 401.49 FEET; THENCE S01°09'20"E, 809.43 FEET ALONG THE SECTION LINE TO THE POINT OF BEGINNING.

# OUTPARCEL 1

~~PARCEL 2~~ (1.25 Acres)

BEGINNING S01°09'20"E, 835.24 FEET ALONG THE SECTION LINE AND N90°00'00"E, 450.38 FEET FROM THE WEST 1/4 CORNER OF SECTION 22, TOWNSHIP 36 SOUTH, RANGE 11 WEST, SLM; THENCE N21°39'45"E, 142.17 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 15.00 FEET, A DISTANCE OF 23.56 FEET; THENCE S68°20'15"E, 89.67 FEET; THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 56.00 FEET, A DISTANCE OF 26.94 FEET; THENCE N84°13'12"E, 115.33 FEET TO A POINT ON THE WESTERLY R/W LINE OF PROVIDENCE CENTER DRIVE; THENCE ALONG SAID R/W LINE S05°54'04"E, 133.51 FEET; THENCE ALONG SAID R/W LINE & THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 825.00 FEET, A DISTANCE OF 123.14 FEET; THENCE LEAVING SAID R/W LINE N65°53'16"W, 343.67 FEET TO THE POINT OF BEGINNING.

**00624742**

B: 1229 P: 286 Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 8 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY

**PARCEL 2**

~~PARCEL #3~~

BEGINNING S01°09'20"W, 991.40 FEET ALONG THE SECTION LINE AND N90°00'00"E, 385.22 FEET FROM THE W1/4 CORNER OF SECTION 22, T36S, R11W, SLM; THENCE N21°39'45"E, 167.99 FEET; THENCE S65°53'16"E, 343.67 FEET; THENCE ALONG THE WESTERLY LINE OF PROVIDENCE CENTER DRIVE AND THE ARC OF A NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 825.00 FEET, A DISTANCE OF 174.41 FEET, LONG CHORD FOR SAID CURVE BEARS S8°42'26"W, 174.09 FEET; THENCE N65°53'16"W, 382.74 FEET TO THE POINT OF BEGINNING.

# OUTPARCEL 3

~~PARCEL #4~~

BEGINNING S01°09'20"W, 991.40 FEET ALONG THE SECTION LINE AND N90°00'00"E, 385.22 FEET FROM THE W1/4 CORNER OF SECTION 22, T36S, R11W, SLM; THENCE S65°53'16"E, 382.74 FEET; THENCE ALONG THE WESTERLY LINE OF PROVIDENCE CENTER DRIVE AND THE ARC OF A NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS 825.00 FEET, A DISTANCE OF 113.01 FEET, LONG CHORD FOR SAID CURVE BEARS S18°41'17"W, 112.93 FEET; THENCE S22°36'45"W, 76.33 FEET ALONG SAID WESTERLY LINE; THENCE N67°23'15"W, 193.01 FEET; THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 300.00 FEET, A DISTANCE OF 121.67 FEET; THENCE S89°22'32"W, 20.05 FEET; THENCE ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 62.50 FEET, A DISTANCE OF 72.74 FEET, RADIUS POINT FOR SAID CURVE BEARS S89°22'32"W; THENCE N21°39'45"E, 193.44 FEET TO THE POINT OF BEGINNING.



# OUTPARCEL 4

PARCEL #5

BEGINNING S01°09'20"W, 1439.06 FEET ALONG THE SECTION LINE AND N90°00'00"E, 282.96 FEET FROM THE W1/4 CORNER OF SECTION 22, T36S. R11W. SLM; THENCE N00°37'28"W, 147.64 FEET; THENCE ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 62.50 FEET, A DISTANCE OF 98.17 FEET. RADIUS POINT FOR SAID CURVE BEARS N00°37'28"W; THENCE N89°22'32"E, 20.05 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 300.00 FEET, A DISTANCE OF 121.67 FEET; THENCE S67°23'15"E, 193.01 FEET; THENCE S22°36'45"W, 250.00 FEET ALONG THE WESTERLY LINE OF PROVIDENCE CENTER DRIVE; THENCE N67°23'15"W, 304.31 FEET TO THE POINT OF BEGINNING.

# NORTH CROSS HOLLOW

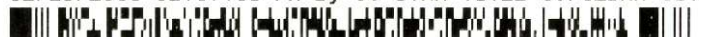
9/7/99

PARCEL + (16.648 ACRES)

BEGINNING N01°09'20"W, 2.03 FEET FROM THE WEST 1/4 CORNER OF SECTION 22, TOWNSHIP 36 SOUTH, RANGE 11 WEST, SLM; THENCE N01°09'20"W, 131.59 FEET ALONG THE SECTION LINE; THENCE N38°17'15"E, 132.30 FEET; THENCE N02°18'07"E, 178.13 FEET; THENCE N49°39'13"E, 268.90 FEET; THENCE N22°42'23"W, 450.00 FEET; THENCE N67°58'34"W, 150.02 FEET; THENCE N01°09'20"W, 301.97 FEET ALONG THE SECTION LINE TO THE SOUTHERLY LINE OF ROYAL HUNTE DRIVE AND A P.O.C. OF A NON-TANGENT CURVE; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 251.72 FEET, A DISTANCE OF 41.88 FEET, LONG CHORD BEARS S72°45'22"E, 41.83 FEET; THENCE ALONG THE SOUTHERLY AND WESTERLY LINE OF ROYAL HUNTE DRIVE AS FOLLOWS: THENCE S67°59'25"E, 277.43 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 143.00 FEET, A DISTANCE OF 113.35 FEET; THENCE S22°34'28"E, 1088.09 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 455.00 FEET, A DISTANCE OF 245.42 FEET; THENCE S08°19'46"W, 150.82 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 40.00 FEET, A DISTANCE OF 62.83 FEET; THENCE ALONG THE NORTHERLY LINE OF CROSS HOLLOW DRIVE AS FOLLOWS: THENCE N81°40'14"W, 99.00 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1150.00 FEET, A DISTANCE OF 354.60 FEET; THENCE N64°00'12"W, 326.29 FEET TO THE POINT OF BEGINNING.

**00624742**

B: 1229 P: 287 Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 9 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY



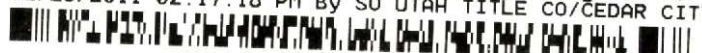
# NORTH CROSS HOLLOW (CONT.)

PARCEL #4 SOUTH POINT BLOCK (12.922 ACRES)

BEGINNING N0°09'20"W, 198.58 FEET ALONG THE SECTION LINE AND N90°00'00"E, 849.46 FEET FROM THE W 1/4 CORNER OF SECTION 22, T36S, R11W, SLM; THENCE N22°34'28"W, 157.69 FEET ALONG THE EASTERLY LINE OF ROYAL HUNTE DRIVE; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 15.00 FEET, A DISTANCE OF 23.56 FEET TO A POINT OF REVERSE CURVATURE; THENCE ALONG THE SOUTHEASTERLY LINE OF BENTLEY BOULEVARD AS FOLLOWS: THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 417.55 FEET, A DISTANCE OF 207.67 FEET; THENCE N38°55'48"E, 450.36 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 600.00 FEET, A DISTANCE OF 54.36 FEET; N44°07'15"E, 249.51 FEET; THENCE ALONG THE SOUTHWESTERLY LINE OF REGENCY ROAD AS FOLLOWS: THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 15.00 FEET, A DISTANCE OF 23.56 FEET; THENCE S48°40'24"E, 293.33 FEET; THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 230.00 FEET, A DISTANCE OF 77.65 FEET TO A POINT OF REVERSE CURVATURE; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS, OF 15.00 FEET, A DISTANCE OF 23.56 FEET; THENCE ALONG THE WESTERLY AND NORTHERLY LINE OF SAGE DRIVE AS FOLLOWS: THENCE S18°11'45"W, 67.34 FEET; THENCE S22°41'32"W, 565.49 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 250.00 FEET, A DISTANCE OF 294.59 FEET; THENCE S89°44'26"W, 185.45 FEET; THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 440.00 FEET, A DISTANCE OF 153.52 FEET TO A POINT OF REVERSE CURVATURE; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 170.00 FEET, A DISTANCE OF 57.67 FEET; THENCE S89°11'16"W, 2.80 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 15.00 FEET, A DISTANCE OF 22.36 FEET TO A POINT OF REVERSE CURVATURE AND THE EASTERLY LINE OF ROYAL HUNTE DRIVE; THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 545.00 FEET, A DISTANCE OF 163.16 FEET TO THE POINT OF BEGINNING.

**00624742**

B: 1229 P: 288 Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 10 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY



# SOUTH CROSS HOLLOW

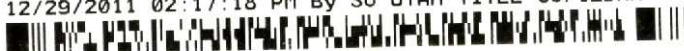
## PARCEL 2 (8.142 ACRES)

BEGINNING N01°09'20"W, 2305.63 FEET ALONG THE SECTION LINE AND EAST 874.79 FEET FROM THE SW CORNER OF SECTION 22, TOWNSHIP 36 SOUTH, RANGE 11 WEST, SLM; THENCE S81°40'14"E, 178.67 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1150.00 FEET, A DISTANCE OF 110.34 FEET TO A POINT ON THE SOUTHWESTERLY R/W LINE OF OLD ROYAL HUNTE DRIVE; THENCE S70°49'42"E, 58.25 FEET; THENCE S12°08'19"W, 1121.56 FEET TO A POINT ON THE WESTERLY LINE OF AN EXISTING UDOT FRONTAGE ROAD & ALONG FRONTAGE ROAD AS FOLLOWS: THENCE ALONG THE ARC OF A NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 246.48 FEET, A DISTANCE OF 125.86 FEET, TO AN EXISTING UDOT BRASS CAP R/W MARKER, LONG CHORD OF SAID CURVE BEARS S55°05'16"W, 124.49 FEET; THENCE ALONG THE ARC OF A REVERSE CURVE TO THE LEFT, HAVING A RADIUS OF 1084.93 FEET, A DISTANCE OF 329.97 FEET, LONG CHORD FOR SAID CURVE BEARS S61°00'11"W, 328.70 FEET TO A POINT ON THE EASTERLY R/W LINE OF PROVIDENCE CENTER DRIVE; THENCE DEPARTING SAID UDOT R/W & ALONG SAID PROVIDENCE CENTER DRIVE AND THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1245.00 FEET, A DISTANCE OF 55.27 FEET, LONG CHORD SAID CURVE BEARS N23°53'03"E, 55.26 FEET; THENCE N22°36'45"E, 473.15 FEET; THENCE ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 915.00 FEET, A DISTANCE OF 455.35 FEET; THENCE N05°54'04"W, 302.43 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 555.00 FEET, A DISTANCE OF 124.82 FEET TO A POINT OF COMPOUND CURVATURE TO THE RIGHT; THENCE ALONG SAID CURVE, HAVING A RADIUS OF 40.00 FEET, A DISTANCE OF 63.77 FEET TO THE POINT OF BEGINNING.

B-1459-1-2, B-1457, B-1459-1-3, B-1459-1-17, B-1459-1-23, B-1459-1-2-1, B-1459-1-12, B-1459-1-11, B-1459-1-14, B-1459-1-13, B-1459-1-10, B-1459-3, B-1459-4, B-1459-1-17, B-1459-1-16, B-1459-1-19, B-1459-1-3-1, B-1459-1-15, B-1459-1-21, B-1459-1-18, B-1459-1-9, B-1459-7, B-1459-8, B-1459-9, B-1459-10, B-1459-1-6, B-1459-6, B-1459-5, B-1459-1-7, B-1459-1-5, B-1135-77-4, B-1135-77-7, B-1135-77-4-5, B-1135-92, B-1135-77-4-4, B-1135-77-4-2, B-1135-77-4-3, B-1135-9-1, B-1970-1, B-1970-2, B-1970-3, B-1938-100, B-1938-103, B-1938-200, B-1938-201, B-1938-202, B-1938-203

**00624742**

B: 1229 P: 289 Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 11 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY



**EXHIBIT B**

**(Legal Description of the DI Tract)**

Real property located in Iron County, Utah, specifically described as follows:

**00624742**

B: 1229 P: 290 Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 12 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY



**EXHIBIT B (CONTINUED)**

**(Legal Description of the DI Tract)**

PARCEL 1:

Beginning at a point located North 01°09'20" West along the section line 1,278.61 feet and North 90°00'00" East 94.83 feet from the Southwest corner of Section 22, Township 36 South, Range 11 West, Salt Lake Base and Meridian; running thence North 68°18'39" West 341.61 feet; thence South 21°41'21" West 37.03 feet; thence North 68°20'15" West 99.38 feet to a curve to the left having a radius of 62.50 feet and a central angle of 45°00'00"; thence Southwesterly along said curve 49.09 feet; thence South 66°39'45" West 146.04 feet; thence South 87° 22'32" West 28.00 feet; thence North 02°37'28" West 430.86 feet; thence South 65°56'25" East 168.00 feet; thence North 22°19'39" East 40.95 feet; thence North 24°06'44" East 74.00 feet; thence South 68°20'15" East 707.65 feet; thence South 21°39'45" West 165.87 feet; thence North 68°20'15" West 56.12 feet; thence South 66°39'45" West 45.01 feet; thence South 21°39'45" West 132.93 feet to the point of beginning.

Tax Serial # B-1459-0001-0023

PARCEL 2:

An Easement for pedestrian and vehicular ingress and egress, recorded as Entry Number 420607, in Book 712, at Pages 179-235, Official Iron County Records, over and across that portion of the properties as shown in the Declaration of Easements, Covenants and Restrictions for The Providence Center.

PARCEL 3:

An Access Easement for pedestrian and vehicular ingress and egress, recorded April 13, 2011, as Entry No. 616266, in Book 1214 at Pages 721-723, Official Iron County Records, over and across that portion of the properties as shown on a reciprocal access easement agreement recorded April 22, 2004, as Entry No. 482220, in Book 926 at Pages 1179-1191, Official Iron County Records.

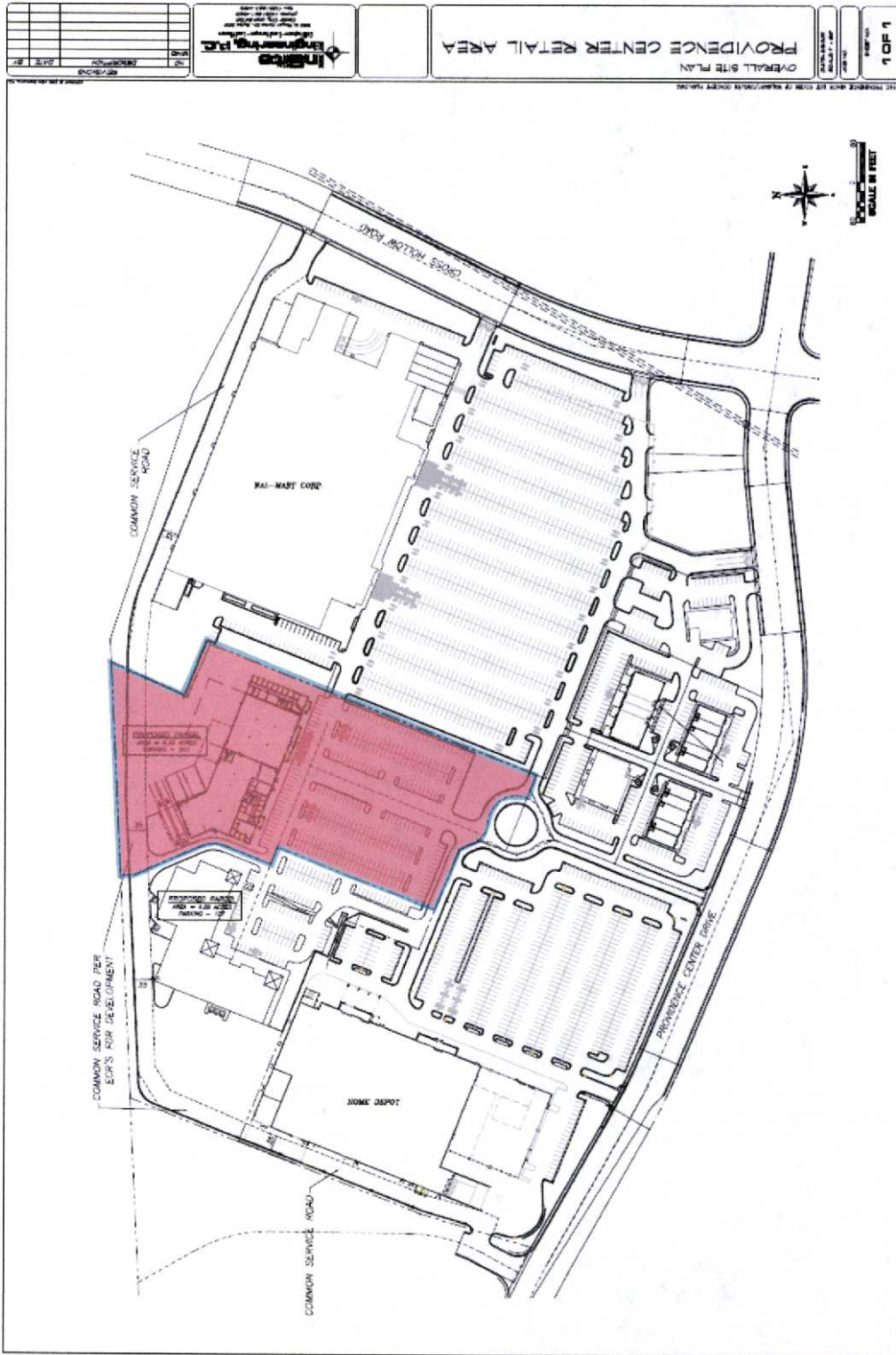
**00624742**

B: 1229 P: 291 Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 13 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY



**EXHIBIT C**

**(Depiction of the DI Tract)**



**00624742**



**00624742**

B: 1229 P: 293 Fee \$47.00  
Debbie B. Johnson, Iron County Recorder Page 15 of 15  
12/29/2011 02:17:18 PM By SO UTAH TITLE CO/CEDAR CITY

