

00682662 B: 1342 P: 251

B: 1342 P: 251 Fee \$12.00

Debbie B. Johnson, Iron County Recorder - Page 1 of 2

04/28/2016 03:45:05 PM By: AMERICAN FIRST ESCROW & TITLE

When recorded please return to:
American First Escrow and Title
970 S Sage Dr., Suite #105
Cedar City, Utah 84720

SPACE ABOVE THIS LINE (3 1/2" X 5") FOR RECORDER'S USE

Escrow No. **IR1047**

A.P.N.: Part of: D-433-1, E-64-2, E-64-4, E-64-1, E-64-3

AFFIDAVIT
Re: Minor Typographical or Clerical Error

State of UTAH)
County of Iron) ss.

Todd Sherman, being first duly sworn, deposes and says that:

1. I am of adult over the age of 21, have personal knowledge of all matters stated herein, and am in all respects competent to make this affidavit.
2. I am an employee of American First Escrow and Title Insurance Agency, in the capacity of Escrow Officer.
3. I am a Licensed Escrow Agent in the State of Utah.
4. The legal description of the land in Exhibit B affected hereby is the following:

BEGINNING AT A POINT N00°00'11"E ALONG THE SECTION LINE 106.84 FEET FROM THE WEST QUARTER CORNER SECTION 25, T34S, R12W, S.L.B.&M. THENCE CONTINUING ALONG SAID SECTION LINE N00°00'11"E 301.85 FEET; THENCE N55°55'11"E 1930.44 FEET; THENCE N89°59'31"E 2737.65 FEET; THENCE S31°32'27"E 176.45 FEET; THENCE S90°00'00"W 2605.52 FEET; THENCE S55°55'11"W 2201.43 FEET TO THE POINT OF BEGINNING.

5. The record owner of the land affected hereby is: Southern Utah Solar Property, LLC.
6. I am familiar with that certain Transmission and Access Easement Agreement, dated January 22, 2016, by and between Southern Utah Solar Property, LLC, as Owner / Grantor, and Three Peaks Power. LLC, as Grantee, recorded in the office of the Iron County Recorder on April 7, 2016 as Entry No. 00681875, in Book 1340, at Page 580 of Official Records.

7. The clerical error, which is to be correct by this affidavit:
Said Transmission and Access Easement Agreement, EXHIBIT B, wrongly specifies "R11W" in the legal description.

The correct legal description is:

EASEMENT AREA

BEGINNING AT A POINT N00°00'11"E ALONG THE SECTION LINE 106.84 FEET FROM THE WEST QUARTER CORNER SECTION 25, T34S, R12W, S.L.B.&M. THENCE CONTINUING ALONG SAID SECTION LINE N00°00'11"E 301.85 FEET; THENCE N55°55'11"E 1930.44 FEET; THENCE N89°59'31"E 2737.65 FEET; THENCE S31°32'27"E 176.45 FEET; THENCE S90°00'00"W 2605.52 FEET; THENCE S55°55'11"W 2201.43 FEET TO THE POINT OF BEGINNING.

I am providing this Affidavit to correct this clerical error.

Dated this 11 day of April, 2016

John J. Lewis

Todd Sherman

STATE OF Utah)
County of Iron)ss.

On April 18, 2016, before me, the undersigned Notary Public, personally appeared Todd Sherman, personally known to me (or 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.

WITNESS my hand and official seal.

My Commission Expires:

Ashli
Notary Public

