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03/03/2005 02:14 PM \$22.00  
Book - 9101 Pg - 2823-2829A-B  
GARY W. OTT  
RECORDER, SALT LAKE COUNTY, UTAH  
PEPS ENGINEERING  
76 East 6790 South  
MIDVALE UT 84047  
BY: JLJ, DEPUTY - WI / P.  
9

When recorded return to:  
Thomas E. Halter  
Gust Rosenfeld P.L.C.  
201 East Washington, Suite 800  
Phoenix, AZ 85004-2327

South Jordan, UT #2307-01

**LOT LINE ADJUSTMENT AGREEMENT**

This Lot Line Adjustment Agreement ("Agreement") is entered into as of the 1st day of February, 2005 by and between WAL-MART STORES, INC., a Delaware corporation ("Stores"), and WAL-MART REAL ESTATE BUSINESS TRUST, a Delaware statutory trust ("REIT").

RECITALS.

WAL-MART STORES, INC. and WAL-MART REAL ESTATE BUSINESS TRUST are the owners of that certain real property, separated, for Salt Lake County plat purposes, into 2 separate parcels graphically depicted on Exhibit A attached hereto and incorporated herein by this reference (collectively the "Property").

The parties wish to acknowledge and agree to adjustments in lot lines as provided for below.

NOW THEREFORE, in consideration of the premises and promises contained herein and other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

AGREEMENTS.

1. Accuracy of the Recitals. The parties hereby acknowledge the accuracy of the Recitals, which are incorporated herein by this reference.
2. Lot Line Adjustment. The parties hereby acknowledge and agree that lot lines are hereby adjusted within the Property such that 2 parcels remain, but in the configuration graphically depicted on Exhibit B attached hereto and incorporated herein by this reference. Parcel 1 identified on Exhibit B is legally described on Exhibit C attached hereto and incorporated herein by this reference and is owned by WAL-MART STORES, INC. Parcel 2 identified on Exhibit B is legally described on Exhibit D attached hereto and incorporated herein by this reference and is owned by WAL-MART REAL ESTATE BUSINESS TRUST.

3. Purpose of Agreement. The parties have entered into this Agreement for the purpose of acknowledging and agreeing to the lot line adjustment described in Section 2 above and for the purpose of complying with the provisions of Utah Code Section 10-9-103.

4. Counterparts. This Agreement may be executed in one or more counterparts, each of which in the aggregate shall constitute on and the same instrument.

**IN WITNESS WHEREOF**, the parties have executed this Agreement as of the date and year first set forth above.

**WAL-MART STORES, INC.**, a Delaware corporation

By

Its

Assistant Vice President

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

By

Its

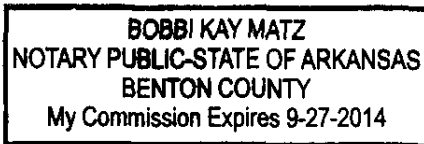
Assistant Vice President

State of Arkansas

County of Benton

The foregoing instrument was acknowledged before me this 18<sup>th</sup> day of February, 2005, by John E. Clarke, the assistant vice president of Wal-Mart Stores, Inc., a Delaware corporation, on behalf of the corporation.

(Seal and Expiration Date)



Bobbi Kay Matz  
Notary Public

Approved as to legal terms only

by MJC  
WAL-MART LEGAL DEPT.

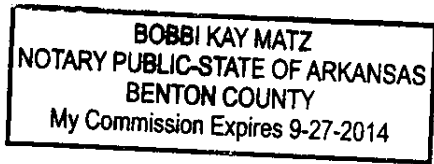
Date: 1/31/05

State of Arkansas

County of Benton

The foregoing instrument was acknowledged before me this 1st day of February, 2005, by John E. Clarke, the assistant vice president of Wal-Mart Real Estate Business Trust, a Delaware statutory trust, on behalf of the trust.

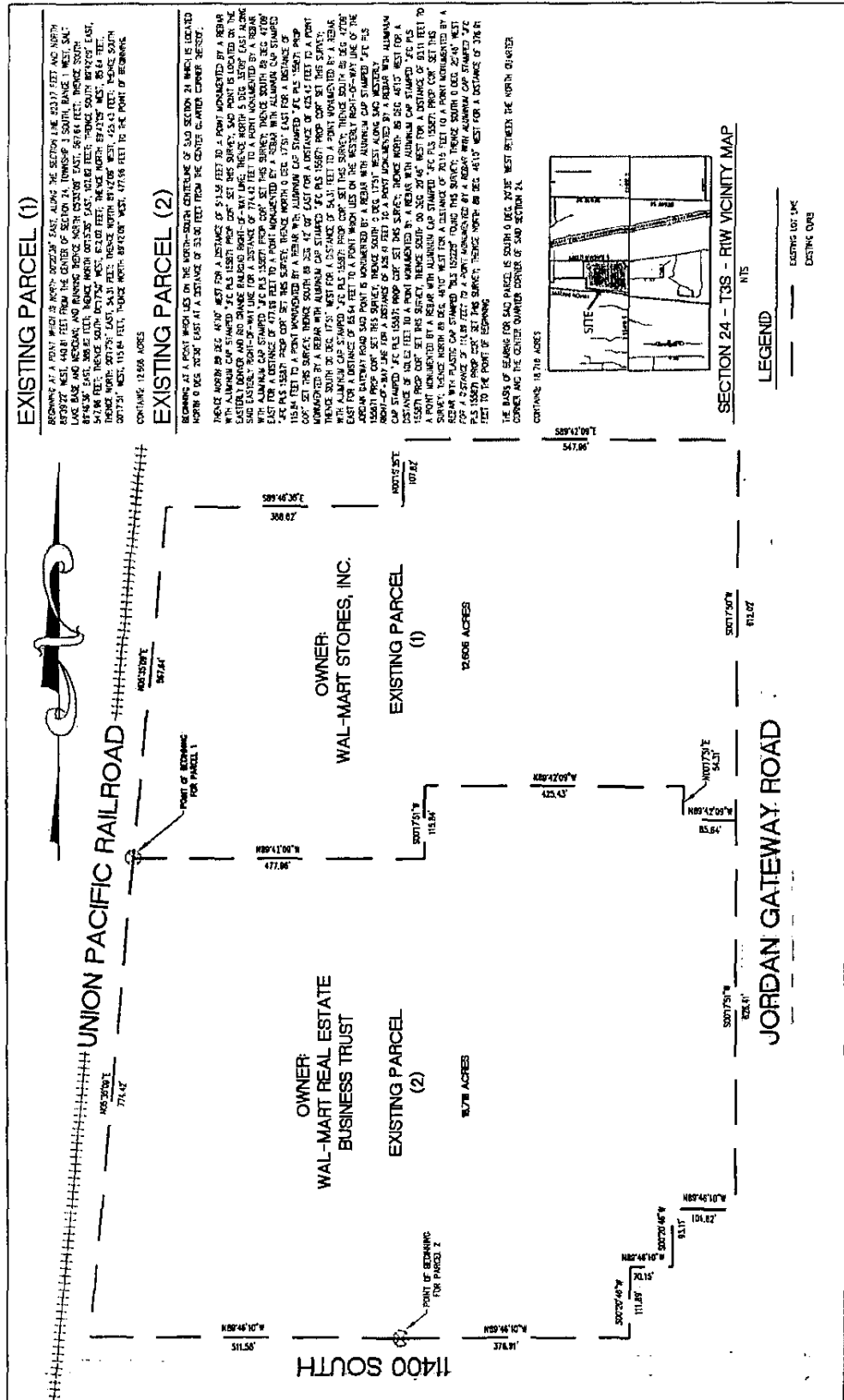
(Seal and Expiration Date)



Bobbi Kay Matz  
Notary Public

**EXHIBIT A**

**Graphic Depiction of Parcels Prior to Lot Line Adjustment**

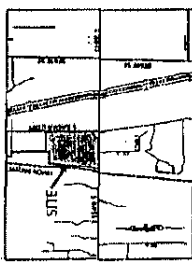


**EXISTING PARCEL (1)**

BEGINNING AT A POINT WHICH IS NORTH-WEST-CORNER EAST ALONG THE SECTION LINE 233.77 FEET AND NORTH 100.00 FEET FROM THE CENTER OF SECTION 24, TOWNSHIP 3 SOUTH, RANGE 1 WEST, SAL...  
 89° 42' 09.7" EAST, 118.87 FEET, THENCE NORTH 89° 42' 09.7" EAST, 118.87 FEET, THENCE SOUTH 89° 42' 09.7" EAST, 118.87 FEET, THENCE SOUTH 89° 42' 09.7" EAST, 118.87 FEET, THENCE NORTH 89° 42' 09.7" WEST, 118.87 FEET, THENCE SOUTH 89° 42' 09.7" WEST, 118.87 FEET, THENCE NORTH 89° 42' 09.7" WEST, 118.87 FEET TO THE POINT OF BEGINNING, CONTAINING 12.006 ACRES.

**EXISTING PARCEL (2)**

BEGINNING AT A POINT WHICH LIES ON THE NORTH-SOUTH CENTERLINE OF SAID SECTION 24 WHICH IS LOCATED NORTH 0 DEG. 30' 34" EAST AT A DISTANCE OF 31.04 FEET FROM THE CENTER CORNER CORNER BEARING...  
 THENCE NORTH 89 DEG. 42' 09.7" WEST FOR A DISTANCE OF 51.15 FEET TO A POINT MONUMENTED BY A REBAR WITH ALUMINUM CAP STAMPED "J.C. PLS 15587" FROM COR. SET THIS SURVEY, SAID POINT IS LOCATED ON THE CENTERLINE OF SAID SECTION 24, TOWNSHIP 3 SOUTH, RANGE 1 WEST, SAL...  
 89° 42' 09.7" EAST, 118.87 FEET, THENCE NORTH 89° 42' 09.7" EAST, 118.87 FEET, THENCE SOUTH 89° 42' 09.7" EAST, 118.87 FEET, THENCE NORTH 89° 42' 09.7" WEST, 118.87 FEET, THENCE SOUTH 89° 42' 09.7" EAST, 118.87 FEET, THENCE NORTH 89° 42' 09.7" WEST, 118.87 FEET, THENCE SOUTH 89° 42' 09.7" EAST, 118.87 FEET, THENCE NORTH 89° 42' 09.7" WEST, 118.87 FEET TO THE POINT OF BEGINNING, CONTAINING 12.006 ACRES.



SECTION 24 - TSS - RW VICINITY MAP

N15

LEGEND

EXISTING LOT LINE

EXISTING CORNER

**PAC LAND**

1144 Eastlake Ave. E  
 Suite 601  
 Seattle, WA 98109

T (206) 522-9510  
 F (206) 522-8844  
 WWW.PACLAND.COM

STORES #2307-01 AND #4718-00

SOUTH JORDAN, UTAH

PARCELS PRIOR TO

LOT LINE ADJUSTMENT

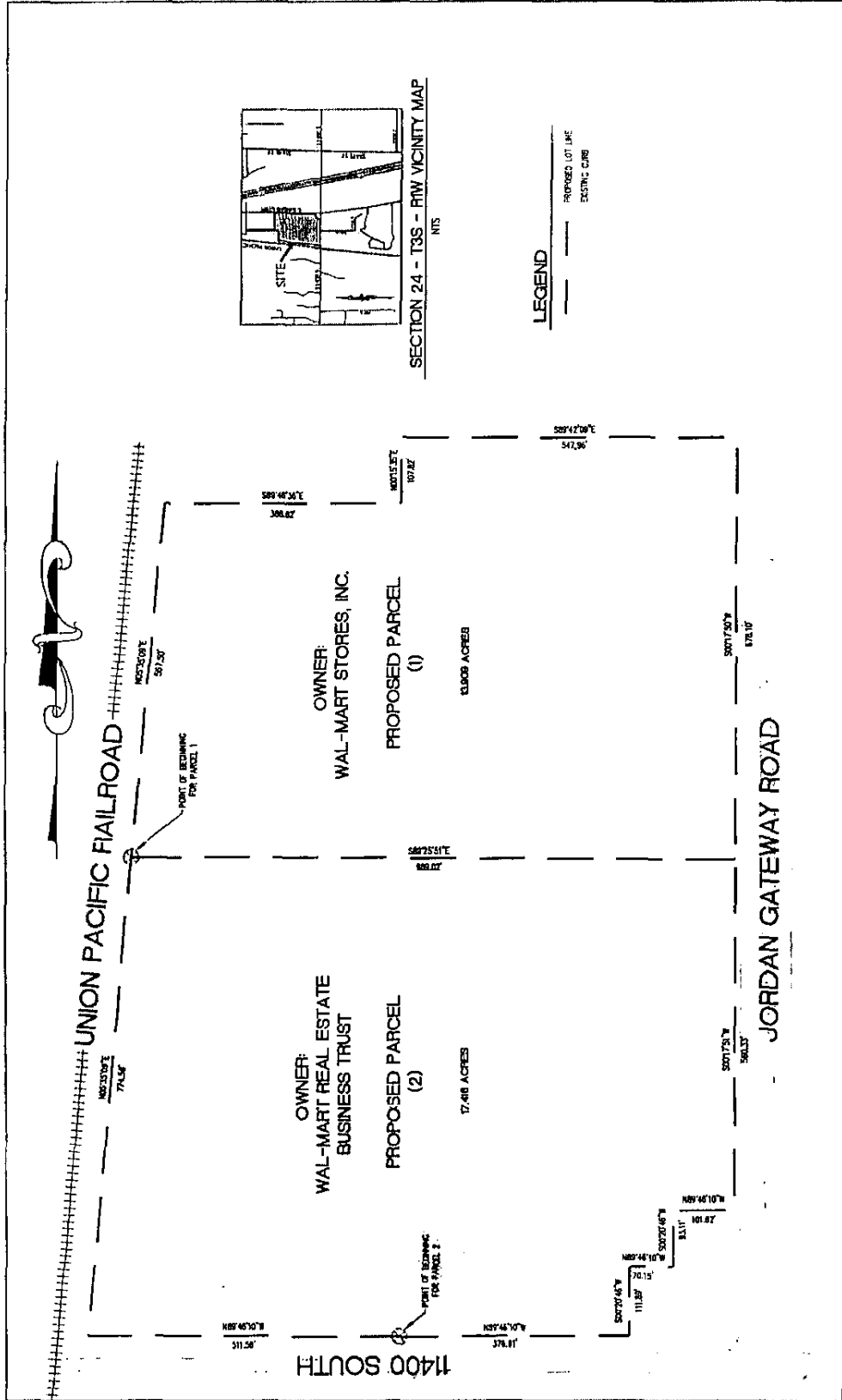
SCALE: 1" = 250'

EXHIBIT A

1/17/05

**EXHIBIT B**

**Graphic Depiction of Parcels After Lot Line Adjustment**



 <p>1144 Eastlake Ave. E        Suite 601        Seattle, WA 98109</p> <p>T (206) 522-9510        F (206) 522-4344        www.PacLand.com</p>	<p><b>STORES #2307-01 AND #4718-00</b>  <b>SOUTH JORDAN, UTAH</b>  <b>PARCELS AFTER</b>  <b>LOT LINE ADJUSTMENT</b></p> <p>SCALE:        1" = 250'</p>	<p><b>EXHIBIT B</b></p> <p>1/17/05</p>
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**EXHIBIT C**

**Legal Description of Parcel 1**

Beginning at a point which is North 00°20'38" East, along the section line 821.58 feet and North 89°25'51" West, 440.80 feet from the Center of Section 24, Township 3 South, Range 1 West, Salt Lake Base and Meridian; and running thence North 05°35'09" East, 567.50 feet; thence South 89°46'36" East, 388.82 feet; thence North 00°15'35" East, 107.82 feet; thence South 89°42'09" East, 547.96 feet; thence South 00°17'50" West, 678.10 feet; thence North 89°25'51" West, 989.02 feet to the point of beginning.

Contains: 13.909 Acres



**EXHIBIT D**

**Legal Description of Parcel 2**

Beginning at a point which is North 00°20'38" East, along the section line 53.00 feet from the Center of Section 24, Township 3 South, Range 1 West, Salt Lake Base and Meridian; and running thence North 89°46'10" West, 511.56 feet; thence North 05°35'09" East, 774.56 feet; thence South 89°25'51" East, 989.02 feet; thence South 00°17'51" West, 560.33 feet; thence North 89°46'10" West, 101.62 feet; thence South 00°20'46" West, 93.11 feet; thence North 89°46'10" West, 70.15 feet; thence South 00°20'46" West, 111.89 feet; thence North 89°46'10" West, 376.91 feet to the point of beginning.

Contains: 17.416 Acres