



SUMMIT COUNTY SHERIFF'S OFFICE

SHERIFF JUSTIN MARTINEZ

6300 JUSTICE CENTER ROAD PARK CITY, UTAH 84098 (435) 615-3600

NOTICE OF REAL ESTATE LEVY

STATE OF UTAH

} ss. Sheriff's Office

COUNTY OF SUMMIT

Notice is hereby given, that under and by virtue of a WRIT OF EXECUTION, issued out of the Third District Court of the State of Utah, of which the annexed is a true copy, I have this day attached and levied upon all right, title, claim and interest of defendant(s), TALISKER PARTNERSHIP; TALISKER INVESTMENTS (CANADA) INC.; TALISKER INVESTMENTS (U.S.) INC.; TALISKER DEVELOPMENTS INC.; UNITED PARK CITY MINES COMPANY; TUHAYE LLC; TUHAYE GOLF, LLC; MOUNTAIN RESORTS DEVELOPMENT (PIOCHE), LLC; MOUNTAIN DEVELOPMENTS I, INC.; TOWER CLUB, LLC; and TUHAYE ELM, INC., of, in and to the following described Real Estate, standing on the records of Summit County, in the name of whose interest being sold, taken off execution and / or praecipe, and particularly described as follows:

- a. Approximate address: 1200 W Lori Lane, Kamas, UT
- b. Legal description: Richardson Flat Area Parcel

A parcel of land located in the northeast quarter of Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian.

Beginning at a point on the southerly right-of-way line of Highway U-189 and located South 00°34'37" West 975.18 feet and East 3961.53 feet from the northeast corner of Section 2, Township 2 South, Range 4 East, Salt Lake Base and Meridian; and running thence along the southerly right-of-way line of Highway U-189 the following three (3) courses: 1) North 88°34'36" East 82.10 feet to a right-of-way monument; thence 2) South 87°45'58" East 300.64 feet to a right-of-way monument; thence 3) 379.70 feet along the arc of a curve to the right having a radius of 1679.86 feet (chord bears South 78°04'35" East 378.90 feet) to a right-of-way monument located on the Summit-Wasatch County line; thence along the Summit-Wasatch County line South 15°43'12" East 622.62 feet; thence along the Summit-Wasatch County line South 30°02'07" West 491.28 feet to county monument 137; thence along the Summit-Wasatch County line South 07°49'47" East 152.51 feet; thence North 89°58'46" West 696.76 feet; thence North 1263.44 feet to the point of beginning.

ENTRY NO. 01108841

04/09/2019 04:15:15 PM B: 2503 P: 0968

Writ PAGE 1/6

SUMMIT COUNTY UTAH RECORDER

FEE 0.00 BY SUMMIT COUNTY SHERIFF OFFICE





SUMMIT COUNTY SHERIFF'S OFFICE

SHERIFF JUSTIN MARTINEZ

6300 JUSTICE CENTER ROAD PARK CITY, UTAH 84098 (435) 615-3600

DESCRIPTION OF AN ACCESS EASEMENT FOR THE RICHARDSON FLAT PARCEL LOCATED IN SUMMIT COUNTY, UTAH

An easement 20 feet wide being ten feet on either side of the centerline of an old roadway that begins at a point on the County Road located in the Richardson Flat area about 1.5 miles east of the U. S. Highway 40 overpass and about 0.5 miles from the Wasatch/Summit County line, said point lying East 3600.72 Feet and South 2893.79 Feet more or less from the section corner common to the Northeast Corner of Section 2 and the Northwest Corner of Section I, Township 2 South range 4 East Salt Lake Base and Meridian;

Thence North 32° 28' 54" East 57.17 Feet; Thence North 2° 32' 16" East 579.91 Feet; Thence North 10° 53' 24" East 97.08 Feet; Thence North 9° 5' 38" East 92.83 Feet; Thence North 3° 22' 4" West 62.44 Feet; Thence North 8° 44' 59" West 144.68 Feet; Thence North 1° 30' 29" West 139.38 Feet; Thence North 8° 58' 35" East 70.53 Feet; Thence North 17° 56' 5" East 131.03 Feet; Thence North 18° 58' 39" East 124.08 Feet; Thence North 25° 1' 33" East 60.70 Feet; Thence North 49° 46' 31" East 62.46 Feet; Thence North 86° 11' 15" East 55.14 Feet; Thence North 81° 52' 23" East 51.88 Feet; Thence South 66° 2' 46" East 36.13 Feet more or less to the westerly side line of the Richardson Flat Parcel.

c. Tax Serial No. SS-87-B-X

Justin Martinez
Sheriff of Summit County

By: [Signature]
Deputy Sheriff

Civil Case #: 156500424

SCSO #: 19-C00210

Dated: 04/09/2019

Subscribed and sworn to before me on

this 9th day of April, 2019

by Suzanne Musto



The Order of the Court is stated below:

Dated: November 26, 2018 /s/ KENT HOLMBERG
05:09:47 PM District Court Judge



Timothy J. Dance (11553)
SNELL & WILMER L.L.P.
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Salt Lake City, Utah 84101
Telephone: (801) 257-1900
Facsimile: (801) 257-1800
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*Attorneys for Plaintiffs/Judgment Creditors
Wells Fargo Bank, N.A. and Midtown
Acquisitions, L.P.*

**IN THE THIRD DISTRICT COURT IN AND FOR
SUMMIT COUNTY, STATE OF UTAH**

Court Address: 6300 Justice Center Road, Suite A, Park City, UT 84098

WELLS FARGO BANK NATIONAL
ASSOCIATION; and MIDTOWN
ACQUISITIONS LP,

Plaintiffs,

vs.

TALISKER PARTNERSHIP; TALISKER
INVESTMENTS (CANADA) INC.; TALISKER
INVESTMENTS (U.S.) INC.; TALISKER
DEVELOPMENTS INC.; UNITED PARK CITY
MINES COMPANY; TUHAYE LLC; TUHAYE
GOLF, LLC; MOUNTAIN RESORTS
DEVELOPMENT (PIOCHE), LLC; MOUNTAIN
DEVELOPMENTS I, INC.; TOWER CLUB, LLC;
and TUHAYE ELM, INC.,

Defendants.

**WRIT OF EXECUTION
(Post-Judgment)**

**(REAL PROPERTY)
[Richardson Flats Use Restriction]**

Case No. 136500424

Judge Kent Holmberg

TO THE SHERIFF OF SUMMIT COUNTY:

WHEREAS, the Court entered a judgment in the above-captioned case in favor of Plaintiffs and Judgment Creditors Wells Fargo Bank National Association and Midtown Acquisitions LP (“**Plaintiffs**” or “**Judgment Creditors**”) and against Defendant and Judgment Debtor Talisker Developments Inc. and/or United Park City Mines Company, a Delaware

corporation (individually or collectively, the "Judgment Debtor"). The Judgment was entered on April 13, 2015 in this Court in the amount of \$158,597,589.50, plus interest and fees and costs (the "Judgment"). A copy of the Judgment is attached to the *Application of Writ of Execution* as Exhibit C. Neither Judgment Debtor nor the above-captioned defendants have yet fully satisfied this Judgment.

WHEREAS the amount still owing as of December 31, 2017, is \$98,564,043.32, with interest accruing at the rates set forth in paragraph 2 of the Judgment from and after December 31, 2017, and not including attorneys' fees and costs incurred to date.

NOW, THEREFORE, YOU ARE HEREBY COMMANDED by this Court to: (1) seize and sell enough of the Judgment Debtor's non-exempt Property (as defined in the Application and Praecipe and regarding property as described in Exhibit A attached hereto) to satisfy the Judgment, together with the costs of this execution, levy and seizure; to (2) serve this Writ and all attachments on the debtor and on the people named having an interest in the property; and to (3) deliver to Plaintiffs all non-exempt cash from the sale of the same.

At any sale of the Property the Judgment Creditor may bid by way of credit bid against the outstanding obligations owed to Judgment Creditor under the Judgment.

This shall be your sufficient warrant for doing so. Within ten (10) days after service of this Writ, please return this Writ, along with proof of service of the Writ and, if Property has been seized, an inventory of the Property seized and whether the Property is held by you or by your designee.

Pursuant to Rule 10(e) of the Utah Rules of Civil Procedure, this Order will be entered by the Court's signature at the top of the first page.

EXHIBIT A - LEGAL DESCRIPTION

Richardson Flat Area Parcel

A parcel of land located in the northeast quarter of Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian.

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