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11/19/2018 3:49:00 PM \$26.00
Book - 10731 Pg - 7305-7310
ADAM GARDINER
Recorder, Salt Lake County, UT
RAY QUINNEY & NEBEKER
BY: eCASH, DEPUTY - EF 6 P.

WHEN RECORDED, RETURN TO:

Parr Brown Gee & Loveless
101 South 200 East, Suite 700
Salt Lake City, Utah 84111
Attention: Lamont Richardson, Esq.

TERMINATION OF MEMORANDUM OF RIGHT OF FIRST REFUSAL AGREEMENT

THIS TERMINATION OF MEMORANDUM OF RIGHT OF FIRST REFUSAL AGREEMENT (the "Termination") is made and entered into this 4th day of September, 2018, between G & N Wood Properties, L.L.C., a Utah limited liability company ("Wood") and Arbor Gardner, L.L.C., a Utah limited liability company ("Arbor").

RECITALS:

A. Pursuant to that certain Right of First Refusal Agreement dated February 14, 2008, as amended on April 1, 2016 (collectively, the "ROFR"), Wood granted Arbor a right of first refusal to purchase certain real property described on Exhibit "A" attached hereto

B. In connection with the ROFR, Wood and Arbor entered into that certain Memorandum of Right of First Refusal Agreement dated April 1, 2016 and recorded with the Salt Lake County Recorder's office on July 5, 2016, as Entry No. 12314521 (the "Memorandum").

C. On or around the date hereof, Wood and Arbor have agreed to terminate the ROFR.

NOW, THEREFORE, Arbor and Wood do hereby agree as follows:

1. Termination of Memorandum. The ROFR and the Memorandum are each hereby terminated and released of recorded.

2. Further Instruments. The parties hereto agree that they will execute any and all other documents or legal instruments that may be necessary or required to carry out and effectuate all of the provisions hereof.

[Signature Page Follows]

IN WITNESS WHEREOF, the parties have signed and sealed this Termination as of the date and year first above written.

“Arbor”

Arbor Gardner, L.L.C., a Utah limited liability company

By: 

Name: John Gust

Title: 

“Wood”

G & N Wood Properties, L.L.C., a Utah limited liability company

By: _____

Name:

Title:

IN WITNESS WHEREOF, the parties have signed and sealed this Termination as of the date and year first above written.

“Arbor”

Arbor Gardner, L.L.C., a Utah limited liability company

By: _____

Name: John Gust

Title:

“Wood”

G & N Wood Properties, L.L.C., a Utah limited liability company

By: 

Name: Norma G. Wood

Title: Manager

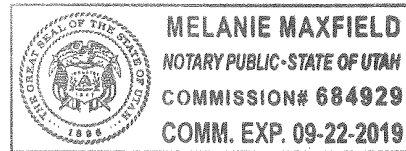
STATE OF UTAH)
 : ss.
COUNTY OF Salt Lake

On this 4 day of ~~September~~^{Oct.}, 2018, personally appeared before me
John Gust, a manager of Arbor Gardner, L.L.C., a Utah limited liability
company, who executed the foregoing instrument in my presence.



NOTARY PUBLIC
Residing at:

My Commission Expires:



STATE OF UTAH)
 : ss.
COUNTY OF _____)

On this _____ day of September, 2018, personally appeared before me _____,
a _____ of G & N Wood Properties, L.L.C., a Utah limited liability company,
who executed the foregoing instrument in my presence.

NOTARY PUBLIC
Residing at:

My Commission Expires:

STATE OF UTAH)
 : ss.
COUNTY OF _____)

On this _____ day of September, 2018, personally appeared before me _____, a manager of Arbor Gardner, L.L.C., a Utah limited liability company, who executed the foregoing instrument in my presence.

My Commission Expires: _____
NOTARY PUBLIC
Residing at: _____

STATE OF UTAH)
 : ss.
COUNTY OF Salt Lake)

On this 25th day of September, 2018, personally appeared before me Norma G. Wood, a Manager of G & N Wood Properties, L.L.C., a Utah limited liability company, who executed the foregoing instrument in my presence.

My Commission Expires: 04/25/2021
Alexis Gruninger
NOTARY PUBLIC
Residing at: Kaysville, UT



EXHIBIT "A"

The land referred to is located in Salt Lake County, UT and is described as:

LOTS 1 AND 8 SECTION 21, TOWNSHIP 2 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN.

TOGETHER WITH:

THE EAST 1120 FEET OF LOT 1 AND THE EAST 1120 FEET OF THE NORTH 1120 FEET OF LOT 2, SECTION 22, TOWNSHIP 2 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN.

TOGETHER WITH:

THE WEST 200 FEET OF LOTS 1 AND 2 AND THE SOUTH 200 FEET OF THE EAST 1120 FEET OF SAID LOT 2, SECTION 22, TOWNSHIP 2 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN.

TOTAL PARCEL AS SURVEYED DESCRIPTION

A PARCEL OF LAND SITUATED IN THE SOUTHEAST QUARTER OF SECTION 21, AND THE SOUTHWEST QUARTER OF SECTION 22, TOWNSHIP 2 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE EXISTING STONE WITH RIVET REPRESENTING THE SOUTHWEST CORNER OF SECTION 22, TOWNSHIP 2 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN.

THENCE NORTH 89°38'07" WEST 1,436.89 FEET ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 21 TO THE SOUTHWEST CORNER OF GOVERNMENT LOT 8 OF SAID SECTION 21;

THENCE NORTH 01°01'46" WEST 2,627.15 FEET ALONG THE WEST LINE OF GOVERNMENT LOTS 8 AND 1 OF SAID SECTIONS 21 TO A POINT OF INTERSECTION WITH THE SOUTH LINE OF PARCEL # 20-21-201-005.

THENCE SOUTH 89°51'58" EAST 2,728.84 FEET ALONG THE SOUTH LINE OF PARCELS # 20-21-201-005, 20-21-276-003, 20-22-151-006, AND SUNSET HILLS P.U.D. PHASE 1 AMENDED TO A POINT ON THE EAST LINE OF GOVERNMENT LOT 1 OF SAID SECTION 22;

THENCE SOUTH 01°44'31" EAST 2,681.31 FEET ALONG THE EAST LINE OF GOVERNMENT LOTS 1 AND 2 OF SAID SECTION 22 TO THE SOUTHEAST CORNER OF GOVERNMENT LOT 2 OF SAID SECTION 22;

THENCE NORTH 89°58'51" WEST 1,327.48 FEET ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 22 TO THE POINT OF BEGINNING.

CONTAINS 7,323,106 SQUARE FEET OR 168.12 ACRES.

Tax Parcel No. 20-21-4000-2000; 20-22-3000-2000