

Scrivener Affidavit

STATE OF UTAH)
 : ss.
COUNTY OF UTAH)

The undersigned being first duly sworn deposes and states as follows:

- 1) That I have personal knowledge of the facts set forth herein;
- 2) That on the 19th day of November, 2010, a Quit Claim Deed was recorded as Entry Number 100794:2010, in the office of the Utah County Recorder;
- 3) That on the 18th day of January, 2011, a Scrivener Affidavit was recorded as Entry No. 5175:2011, in the office of the Utah County Recorder;
- 4) That the legal description on the above referenced instruments were recorded with a typographical error in the legal description that caused the legal description to not close;
- 5) The legal description on the above mentioned documents read as follows:

PARCEL 1

A PARCEL OF LAND LYING WITHIN THE NORTH 1/4 CORNER OF SECTION 8, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE & MERIDIAN, UTAH COUNTY, UTAH, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A UTAH COUNTY BRASS CAP MONUMENT MARKING THE NORTH 1/4 CORNER OF SAID SECTION 8; THENCE S89°37'28"E 447.89 FEET AND SOUTH 1297.50' TO THE POINT OF BEGINNING; THENCE N89°55'50"W 66.98 FEET; THENCE ALONG THE ARC OF A 100.00 FOOT RADIUS CURVE TO THE RIGHT A DISTANCE OF 7.66 FEET, (THE CHORD BEARS S87°44'12"E 7.66 FEET); THENCE N04°27'26"E 55.85 FEET; THENCE ALONG THE ARC OF A 50.00 FOOT RADIUS CURVE TO THE RIGHT A DISTANCE OF 29.15 FEET, (THE CHORD BEARS N21°09'32"E 28.74 FEET); THENCE N37°51'39"E 664.33 FEET; THENCE ALONG THE ARC OF A 100.00 FOOT RADIUS CURVE TO THE RIGHT A DISTANCE OF 91.00 FEET, (THE CHORD BEARS N63°55'49"E 87.89 FEET); THENCE EAST 99.89 FEET; THENCE S00°44'13"W 31.39 FEET; THENCE S00°27'52"E 214.59 FEET; THENCE S37°51'39"W 1117.20 FEET; THENCE N01°00'00"E 482.86 FEET TO THE POINT OF BEGINNING. CONTAINING 6.50 ACRES.

PARCEL 2

A PARCEL OF LAND LYING WITHIN THE NORTH 1/4 CORNER OF SECTION 8, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE & MERIDIAN, UTAH COUNTY, UTAH, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A UTAH COUNTY BRASS CAP MONUMENT MARKING THE NORTH 1/4 CORNER OF SAID SECTION 8; THENCE S89°37'28"E 470.54 FEET TO THE POINT OF BEGINNING;

THENCE EAST 328.07 FEET; THENCE S01°00'00"W 9.34 FEET; THENCE S89°26'37"E 333.60 FEET; THENCE S00°44'13"W 490.93 FEET; THENCE N89°59'51"W 663.96 FEET; THENCE N00°14'00"E 457.65 FEET; THENCE ALONG THE ARC OF A 25.00 RADIUS CURVE TO THE RIGHT A DISTANCE OF 14.03 FEET, (CHORD BEARING N16°18'57"E 13.85 FEET); THENCE N01°00'00"E 32.51 FEET TO THE POINT OF BEGINNING. CONTAINING 7.60 ACRES.

6) The legal description should have read as follows:

PARCEL 1

A PARCEL OF LAND LYING WITHIN THE NORTH 1/4 CORNER OF SECTION 8, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE & MERIDIAN, UTAH COUNTY, UTAH, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A UTAH COUNTY BRASS CAP MONUMENT MARKING THE NORTH 1/4 CORNER OF SAID SECTION 8; THENCE S89°37'28"E 447.89 FEET AND SOUTH 1297.50' TO THE POINT OF BEGINNING; THENCE S89°55'50"E 66.98 FEET; THENCE ALONG THE ARC OF A 100.00 FOOT RADIUS CURVE TO THE RIGHT A DISTANCE OF 7.66 FEET, (THE CHORD BEARS S87°44'12"E 7.66 FEET); THENCE N04°27'26"E 55.85 FEET; THENCE ALONG THE ARC OF A 50.00 FOOT RADIUS CURVE TO THE RIGHT A DISTANCE OF 29.15 FEET, (THE CHORD BEARS N21°09'32"E 28.74 FEET); THENCE N37°51'39"E 664.33 FEET; THENCE ALONG THE ARC OF A 100.00 FOOT RADIUS CURVE TO THE RIGHT A DISTANCE OF 91.00 FEET, (THE CHORD BEARS N63°55'49"E 87.89 FEET); THENCE EAST 99.89 FEET; THENCE S00°44'13"W 31.39 FEET; THENCE S00°27'52"E 214.59 FEET; THENCE S37°51'39"W 1117.20 FEET; THENCE N01°00'00"E 482.86 FEET TO THE POINT OF BEGINNING. CONTAINING 6.50 ACRES.

PARCEL 2

A PARCEL OF LAND LYING WITHIN THE NORTH 1/4 CORNER OF SECTION 8, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE & MERIDIAN, UTAH COUNTY, UTAH, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

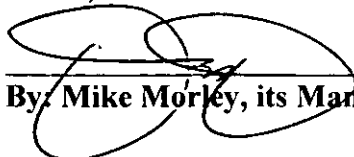
COMMENCING AT A UTAH COUNTY BRASS CAP MONUMENT MARKING THE NORTH 1/4 CORNER OF SAID SECTION 8; THENCE S89°37'28"E 470.54 FEET TO THE POINT OF BEGINNING;

THENCE EAST 328.07 FEET; THENCE S01°00'00"W 9.34 FEET; THENCE S89°26'37"E 333.60 FEET; THENCE S00°44'13"W 490.93 FEET; THENCE N89°59'51"W 661.50 FEET; THENCE N00°14'00"E 457.65 FEET; THENCE ALONG THE ARC OF A 25.00 RADIUS CURVE TO THE RIGHT A DISTANCE OF 14.03 FEET, (CHORD BEARING N16°18'57"E 13.85 FEET); THENCE N01°00'00"E 32.51 FEET TO THE POINT OF BEGINNING. CONTAINING 7.60 ACRES.

Change is underlined

7) It was the intent of the grantors in the Quit Claim Deed in Paragraph 2 and Scrivener Affidavit referred to in Paragraph 3, to convey the property as described in Paragraph 6 above.

MTM, LLC



By: Mike Morley, its Manager

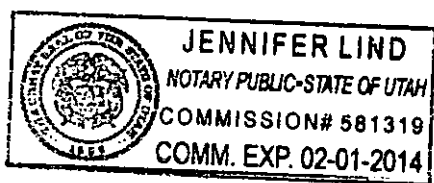
EMB, Ltd.

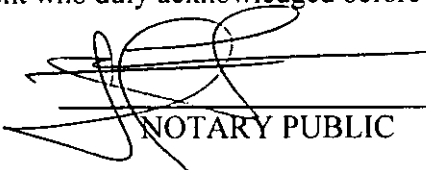


By: Ed Ballard, its General Partner

COUNTY OF UTAH)
: SS.
STATE OF UTAH)

On the 24th day of January, 2011, personally appeared before me **Ed Ballard, general partner of EMB, Ltd**, the signor(s) of the within instrument who duly acknowledged before me that he executed the same for and on behalf of said company.

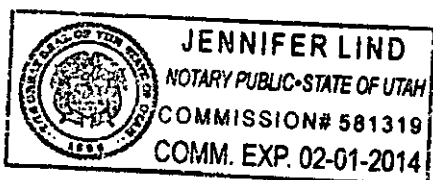


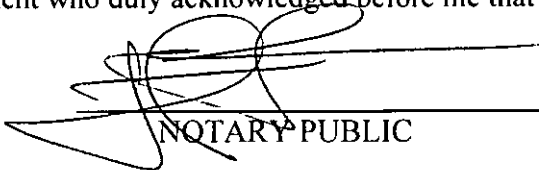


NOTARY PUBLIC

COUNTY OF UTAH)
: SS.
STATE OF UTAH)

On the 24th day of January, 2011, personally appeared before me **Mike Morley, manager of MTM, LLC**, the signor(s) of the within instrument who duly acknowledged before me that he executed the same for and on behalf of said company.





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