

Unified Constable's Office  
3450 N. Triumph Blvd #111  
Lehi, Utah 84043

The Order of the Court is stated below:

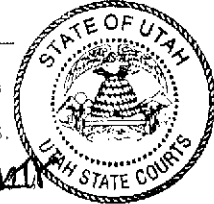
Dated: November 25, 2019 /s/ KENT HOLMBERG  
02:07:11 PM

District Court Judge



Timothy J. Dance (11553)  
**SNELL & WILMER L.L.P.**  
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Salt Lake City, Utah 84101  
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STATE OF UTAH  
COUNTY OF Summit  
I hereby certify that the document to  
which this certificate is attached is a  
full, true and correct copy of the  
original filed in the Utah State Courts.  
WITNESS my hand and seal  
this 25th day of December  
2019  
DISTRICT/JUVENILE COURT



Kent Holmberg CLERK

*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 East]**

Case No. 156500424

Judge Kent Holmberg

**TO THE SUMMIT COUNTY SHERIFF OR CONSTABLE:**

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

**ENTRY NO. 01123829**

12/17/2019 12:19:54 PM B: 2545 P: 1557

Writ PAGE 1/5  
RHONDA FRANCIS, SUMMIT COUNTY RECORDER  
FEE 40.00 BY UNIFIED CONSTABLES OFFICE



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 15, 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 D. Neither Judgment Debtor nor the above-captioned defendants have yet fully satisfied this Judgment.

WHEREAS the amount still owing as of October 31, 2018, is at least \$107,391,665.48, with interest accruing at the rates set forth in the Judgment, 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 set forth in Exhibit A (and as defined in the Application and Praecipe) 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

The below described real property located in Summit County, Utah

**RICHARDSON EAST**

RICHARDSON FLAT  
PARCEL 1 EAST  
APRIL 5, 2019

A parcel of land located in the North half of Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian, said parcel being described as follows: Beginning at a point South  $00^{\circ}44'33''$  East 2641.90 feet coincident with the section line and West 647.07 feet from the Northeast corner of Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian; and running thence along the South line of the Northeast quarter of Section 1 North  $89^{\circ}50'21''$  West 1722.59 feet; thence North  $36^{\circ}45'45''$  East 401.85 feet; thence North  $32^{\circ}35'26''$  West 1843.40 feet to a point on the Southerly right-of-way of Highway U-189; thence coincident with the Southerly right-of-way of Highway U-189 the following four (4) courses: 1) South  $81^{\circ}29'38''$  East 463.60 feet to a right of-way monument; thence 2) South  $78^{\circ}57'52''$  East 621.18 feet to a right-of-way monument; thence 3) South  $85^{\circ}29'09''$  East 193.03 feet to a right-of-way monument; thence 4) North  $88^{\circ}34'36''$  East 459.30 feet; thence South 1263.44 feet; thence South  $89^{\circ}58'46''$  East 696.77 feet to the Summit-Wasatch County line; thence coincident with the Summit-Wasatch County line South  $07^{\circ}49'47''$  East 428.95 feet to the point of beginning.  
(Tax Serial No. Part of SS-87)

RICHARDSON FLAT  
PARCEL 2  
APRIL 26,2000

A parcel of land located in the Southwest quarter of Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian, said parcel being described as follows: Beginning at point North  $00^{\circ}43'31''$  East 2218.71 feet along the center of section line from the South quarter corner of Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian; and running thence along the Northerly line of the abandoned Union Pacific Railroad right-of-way North  $76^{\circ}40'50''$  West 450.61 feet; thence along the Southerly right-of-way line of the county road (UDOT F.A.P. 93-B) North  $79^{\circ}44'00''$  East 447.99 feet; thence along the center of section line South  $00^{\circ}43'31''$  West 183.67 feet to the point of beginning.

(Tax Serial No. Part of SS-87)

RICHARDSON FLAT

PARCEL 3A  
OCTOBER 9, 2019

A parcel of land located in the Southwest quarter of Section 1, the Southeast quarter of Section 2, and the Northwest quarter of Section 12, Township 2 South, Range 4 East, Salt Lake Base and Meridian, said parcel being described as follows: Beginning at the Southwest corner of Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian; and running thence coincident with the section line North  $00^{\circ}34'37''$  East 1327.29 feet; thence coincident with the South line of the North half of the Southeast quarter of Section 2 South  $89^{\circ}58'53''$  West 188.10 feet; thence North  $19^{\circ}56'15''$  West 537.89 feet to a point on a non-tangent 2914.90 foot radius curve to the left, of which the radius point bears North  $07^{\circ}03'59''$  West, said point being on the Southerly right-of-way of the county road (UDOT F.A.P. 93-B); thence coincident with the Southerly right-of-way of the county road (UDOT F.A.P. 93-B) the following two (2) courses: 1) along the arc of said curve 162.81 feet through a central angle of  $03^{\circ}12'01''$ ; thence 2) North  $79^{\circ}44'00''$  East 236.14 feet; thence South  $71^{\circ}47'16''$  East 704.98 feet; thence South  $82^{\circ}38'01''$  East 1191.60 feet; thence North  $27^{\circ}48'26''$  East 758.25 feet to the Southerly line of the abandoned Union Pacific Railroad right-of-way; thence along the Southerly line of the abandoned Union Pacific Railroad right-of-way South  $76^{\circ}40'50''$  East 451.55 feet to the center line of Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian; thence coincident with the center line of Section 1 South  $00^{\circ}43'31''$  West 2116.24 feet to the South quarter corner of Section 1; thence coincident with the South line of Section 1 North  $89^{\circ}30'05''$  West 1326.50 feet; thence coincident with the East line of the Northwest quarter of the Northwest quarter of Section 12 South  $00^{\circ}41'29''$  East 1332.41 feet; thence coincident with the South line of the Northwest quarter of the Northwest quarter of Section 12 North  $89^{\circ}23'28''$  West 1,347.55 feet; thence coincident with the West line of the Northwest quarter of the Northwest quarter of Section 12 North  $00^{\circ}12'46''$  East 1329.54 feet to the point of beginning.

(Tax Serial No. Part of SS-87, PP-28-A and part of SS-88)

RICHARDSON FLAT  
PARCEL 6  
MARCH 25, 2019

A parcel of land located in the North half of Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian, said parcel being described as follows: Beginning at the Northwest corner of Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian; and running thence coincident with the North boundary of said Section 1 the following two (2) courses: 1) South  $89^{\circ}31'25''$  East 2666.74 feet, thence (2) North  $89^{\circ}59'53''$  East 1875.55 feet to the Summit-Wasatch county line; thence coincident with the Summit-Wasatch county line South  $03^{\circ}53'07''$  East 535.39 feet to the North right-of-way boundary of U.S. Highway 189 (also known as SR-248), said point being on a non-tangent curve to the left having a radius of 2139.86 feet, of which the radius point bears

South 10°52'23" West; thence coincident with said right-of-way the following ten (10) courses: 1) Westerly along the arc of said curve 201.77 feet through a central angle of 05°24'09"; thence 2) North 87°41'03" West 339.16 feet; thence 3) North 89°19'46" West 540.85 feet to a point on a curve to the right having a radius of 5502.89 feet, of which the radius point bears North 00°40'14" East; thence 4) along the arc of said curve 751.38 feet through a central angle of 07°49'24", thence 5) North 81°30'46" West 302.59 feet; thence 6) South 87°10'38" West 407.66 feet; thence 7) North 81°30'46" West 1224.14 feet to a point on a non-tangent curve to the right having a radius of 5579.56 feet, of which the radius point bears North 08°29'18" East; thence 8) Westerly along the arc of said curve 268.64 feet through a central angle of 02°45'31"; thence 9) North 66°59'31" West 246.59 feet to a point on a non-tangent curve to the right having a radius of 5534.58 feet, of which the radius point bears North 13°44'49" East; thence 10) Westerly along the arc of said curve 355.11 feet through a central angle of 03°40'34" to the West boundary of the Northwest quarter of said Section 1; thence coincident with said West boundary North 00°34'37" East 4.53 feet to the point of beginning.

(Tax Serial No. Part of SS-87)