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02/26/2002 02:09 PM 12.00
Book - 8570 Pg - 2399-2400
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
FIRST AMERICAN TITLE
BY: SBM, DEPUTY - WI 2 P.

AFFIDAVIT

STATE OF UTAH)
) ss:
COUNTY OF SALT LAKE)

8161099

Jack McKee being first duly sworn, on oath says:

1. He is the President of Welby Jacob Water Users Company, a Utah non-profit corporation ("Welby Jacob").

2. Welby Jacob executed an AGREEMENT COVERING THE RELOCATION OF THE WELBY CANAL AND CONSTRUCTION OF RELATED WATER DELIVERY FACILITIES WITHIN THE WELBY MANUFACTURING PARK (the "Agreement") dated January 18, 1998, and filed of record February 17, 1999, as Entry No. 7258045 in Book 8249 at Page 8243 of Official Records, in the office of the Salt Lake County Recorder.

3. Pursuant to the Agreement, Welby Jacob executed a QUIT CLAIM DEED TO A ONE ROD WIDE STRIP OF CANAL PROPERTY (the "Quit Claim Deed") on February 15, 1999, the original of which was attached to and recorded with the Agreement.

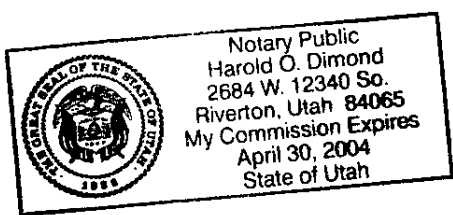
4. This Affidavit is being provided to confirm that it was the intent of Welby Jacob that the Quit Claim Deed be recorded and be an effective transfer.

WELBY JACOB WATER USERS
COMPANY

BY: Jack McKee
ITS: President

Sworn to before me this
23rd day of Feb, 2002.

Harold O. Dimond
(Notary Public)



BK8570PG2399

LEGAL DESCRIPTION

(QUIT-CLAIM DEED)

The following described tract of land located in Salt Lake County, Utah

Beginning at a point north $89^{\circ}54'00''$ west along the quarter section line 400.44 feet from the center of Section 31, Township 2 South, Range 1 West, Salt Lake Base and Meridian; thence north $89^{\circ}54'00''$ west along said quarter section line 16.52 feet to the west line of Welby Street; thence along said street line northwesterly 10.74 feet around the periphery of a curve to the left concave westerly having a radius of 1373.34 feet (chord = N $02^{\circ}56'33''$ W 10.74 feet); thence north $03^{\circ}10'00''$ west continuing along said street line 416.40 feet; thence continuing along said street line northwesterly 85.59 feet around the periphery of a curve to the right concave easterly having a radius of 1530.00 feet (chord = N $01^{\circ}33'61''$ W 85.58 feet); thence south $52^{\circ}01'52''$ east 20.99 feet; thence southeasterly 71.76 feet around the periphery of a curve to the left concave easterly having a radius of 1513.50 feet (chord = S $01^{\circ}48'30''$ E 71.76 feet); thence south $03^{\circ}10'00''$ east 416.40 feet; thence southeasterly 11.68 feet around the periphery of a curve to the right concave westerly having a radius of 1389.84 feet (chord = S $02^{\circ}55'33''$ E 11.68 feet) to the point of beginning. Containing 0.192 acres.

Tax ID NO.: 21-31-326-006
21-31-176-007