

When Recorded, Mail To:  
SUTTON'S WESTERN WHOLESALE FLOORING  
823 South Main Street  
Salt Lake City, Utah 84111  
(801) 363-4563

13268406  
5/13/2020 8:48:00 AM \$40.00  
Book - 10942 Pg - 6759-6760  
RASHELLE HOBBS  
Recorder, Salt Lake County, UT  
ASSURANCE LIEN SERVICES  
BY: eCASH, DEPUTY - EF 2 P.

**NOTICE OF CONSTRUCTION LIEN**

**TO WHOM IT MAY CONCERN:**

The undersigned claimant, through its limited authorized agent, hereby gives notice of intention to hold and claim a lien and hereby claims a lien upon that certain property and improvements thereon reputed to be owned by **STATION AT GARDNER MILL, LLC., 4972 S BOABAB CIRCLE, HOLLADAY UTAH 84117** located in SALT LAKE County, State of Utah, and more particularly described as follows: Legal Description: 21-26-351-023-0000, 21-26-351-024-0000, 21-26-351-026-0000

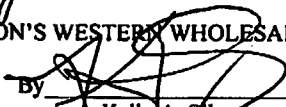
**SEE ATTACHMENT A**

The amount demanded hereby is **\$291,391.15**, the total amount of material and/or labor + Finance Charges + **\$250.00 Lien Filing Fee + Attorney Fees**, owing to the undersigned on the above-described property. SUTTON'S WESTERN WHOLESALE FLOORING, was employed by and did provide flooring, as well as, labor and equipment, at the request of ASCENT CONSTRUCTION, INC., who entered into a contract with Lien Claimant, for which work and/or materials were first provided on 10/2/2018 and finished on 5/4/2020. The unpaid portion of the work and materials entitles the undersigned to payment of \$291,391.15, together with interest, costs of \$250.00 and attorney fees, if applicable; for which demand the undersigned holds and claims a lien by virtue of the provisions of Chapter 1a, Title 38, Utah Code (1953). The Lien Claimant is identified as GIANT CARPET ONE. 823 South Main, Salt Lake City, Utah 84111 (801) 363-4563.

PROTECTION AGAINST LIENS AND CIVIL ACTION. Notice is hereby provided in accordance with Section 38-11-108 of the Utah Code that under Utah law an "owner" may be protected against liens being maintained against an "owner-occupied residence" and from other civil action being maintained to recover monies owed for "qualified services" performed or provided by suppliers and subcontractors as a part of this contract, if either section (1) or (2) is met: (1)(a) the owner entered into a written contract with an original contractor, a factory built housing retailer, or a real estate developer; (b) the original contractor was properly licensed or exempt from licensure under Title 58, Chapter 55, Utah Construction Trades Licensing Act at the time the contract was executed; and (c) the owner paid in full the contracting entity in accordance with the written contract and any written or oral amendments to the contract; or 5 (2) the amount of the general contract between the owner and the original contractor totals no more than \$5,000." (3) An owner who can establish compliance with either section (1) or (2) may perfect the owner's protection by applying for a Certificate of Compliance with the Division of Occupational and Professional Licensing. The application is available at [www.dopl.utah.gov/r/rf](http://www.dopl.utah.gov/r/rf).

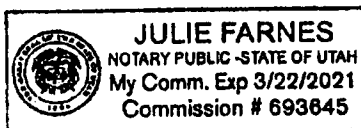
IN WITNESS THEREOF, the Undersigned Corporation has caused the document to be executed by its duly authorized agent the 13 day of MAY, 2020.

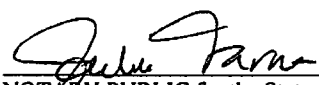
SUTTON'S WESTERN WHOLESALE FLOORING

By   
Kelly A. Silvester,  
Authorized Agent

STATE OF UTAH )  
: SS.  
COUNTY OF DAVIS )

Kelly Silvester being first duly sworn, says that he is the Limited Authorized Agent of SUTTON'S WESTERN WHOLESALE FLOORING, the claimant in the foregoing Notice of Construction Lien, and that he has read said notice and knows the contents thereof, and that the same is true of his own knowledge and executes same on behalf of said company. Subscribed and sworn to before me this 13th day of May 2020.



  
NOTARY PUBLIC for the State of Utah  
Residing at: Bountiful, Utah  
My Commission Expires: 3/22/2021

21-26-351-023-0000

LOT 1, STATION AT GARDNER MILL. LESS & EXCEPT BEG 206.25 FT N FR SW COR SEC 26, T2S, R1W, SLM; E 524.7 FT; N 315.5 FT; W 194.7 FT; S 298.65 FT; W 330 FT; S 16.5 FT TO BEG. (BEING PT LOT 1, STATION AT GARDNER MILL)

21-26-351-024-0000

BEG 206.25 FT N FR SW COR SEC 26, T2S, R1W, SLM; E 524.7 FT; N 315.5 FT; W 194.7 FT; S 298.65 FT; W 330 FT; S 16.5 FT TO BEG. LESS THAT AREA WITHIN PARCEL A, STATION AT GARDNER MILL. (BEING PT LOT 1, STATION AT GARDNER MILL)

21-26-351-026-0000

LOT 2, STATION AT GARDNER MILL ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE SALT LAKE COUNTY RECORDERS OFFICE.