

When Recorded Return to:  
BRK, LLC  
1515 West 200 South #C  
Salt Lake City, Utah 84119

8236851  
05/17/2002 12:15 PM 25.00  
Book - 8599 Pg - 1168-1173  
GARY W. OTT  
RECORDER, SALT LAKE COUNTY, UTAH  
LANDMARK TITLE  
BY: TAS, DEPUTY - WI 6 P.

3

Property #508-5381

**SPECIAL WARRANTY DEED**

8236851

**CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS**

**CHRIST OF LATTER-DAY SAINTS**, a Utah corporation sole, GRANTOR, of Salt Lake City, County of Salt Lake, State of Utah, hereby conveys and warrants against all claiming by, through or under it, and against acts of itself, to **BRK, LLC**, a Utah limited liability company, GRANTEE, of 201 South Main Street, Salt Lake City, County of Salt Lake, State of Utah, for the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the following parcel of land, situate in the County of Salt Lake, State of Utah, and more particularly described as follows:

See Exhibit "A" attached hereto and made a part hereof.

Subject to easements, rights, rights-of-way, reservations, conditions, restrictions, covenants and taxes and assessments of record or enforceable in law or equity.

Subject to any survey matters including any matters disclosed by that certain survey dated May 2, 2002 prepared by J. Michael DeMass, R.L.S. 174007, of Stantec Consulting Inc., identified as Project No. 86400310.

The Grantor specifically reserves and retains a right of way and easement for the construction, maintenance, operation and other-related purposes for an irrigation line over the Northerly 15 feet of Parcel A and all of Parcel D described in Exhibit "A" attached hereto and made a part hereof. Said right of way and easement is for the benefit of property lying East of 4800 West Street and described as Parcels E, F and G in Exhibit "B" attached hereto and made a part hereof.

The Grantor specifically reserves and excepts unto itself all water rights, minerals, coal, carbons, hydrocarbons, oil, gas, chemical elements and compounds whether in solid, liquid, or gaseous form, and all steam and other forms of thermal energy on, in, or under the above-described land provided that the Grantor does not reserve the right to use the subject property or extract minerals or other substances from the subject property above a depth of 500 feet, nor does the Grantor reserve the right to use the surface of the subject property in connection with the rights reserved herein.

IN WITNESS WHEREOF, the said Grantor has hereto subscribed its name and affixed its corporate seal, by its authorized agent, this 6<sup>th</sup> day of May, 2002.



CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole

By: [Signature]  
Authorized Agent

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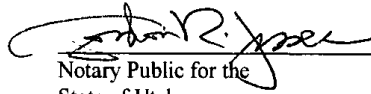
LTC # 28027

STATE OF UTAH                    )  
  :SS  
COUNTY OF SALT LAKE        )

On this 6<sup>th</sup> day of May, 2002, personally appeared before me **Edwin J. Pond**, personally known to me to be the Authorized Agent of **CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS**, a Utah corporation sole, who acknowledged before me that he signed the foregoing instrument as Authorized Agent for the **CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS**, a Utah corporation sole, and that the seal impressed on the within instrument is the seal of said Corporation; and that said instrument is the free and voluntary act of said Corporation, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument on behalf of said Corporation and that said Corporation executed the same.

WITNESS my hand and official seal.



  
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Notary Public for the  
State of Utah

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Exhibit "A"

**PARCEL "A"**

A PARCEL OF LAND SITUATED IN THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 4 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING at a point on the proposed Southerly right-of-way line of 13400 South Street (said point being 53.00 feet perpendicularly equidistant from the existing centerline of 13400 South Street), said point being North 89°53'23" West along the Section line 52.49 feet and South 00°06'37" West 53.00 feet from the Northeast Corner of Section 1, Township 4 South, Range 2 West, Salt Lake Base and Meridian, said point also being on the Westerly boundary line of THE FOOTHILLS, a recorded Subdivision, the plat of which was recorded as Entry No. 3424598, in Book 80-4, at Page 72 in the Office of the Salt County Recorder; and running thence South 00°26'28" East along the said Westerly boundary line of THE FOOTHILLS (South 0°11'40" East per plat of THE FOOTHILLS aforesaid), 992.20 feet; thence South 89°53'29" West 150.00 feet; thence South 00°26'28" East 150.00 feet; thence North 89°53'29" East 150.00 feet to the said Westerly boundary line of THE FOOTHILLS; thence South 00°26'28" East along the said Westerly boundary line of THE FOOTHILLS (South 0°11'40" East per plat of THE FOOTHILLS aforesaid), 1482.43 feet to the Southwest corner of THE FOOTHILLS aforesaid and also being on the East-West Quarter Section line of said Section 1; thence South 89°42'17" West along the Quarter Section line 2608.29 feet to an aluminum cap found marking the Center of said Section 1; thence North 00°13'27" West along the North-South Quarter Section line of said Section 1, 2082.65 feet to the Southeast corner of AUTUMN HILLS AT ROSE CREEK PHASE 1, a recorded Subdivision, the plat of which was recorded as Entry No. 7347296, in Book 99-5P, at Page 124 in the Office of the Salt Lake County Recorder; thence North 00°13'27" West along the Easterly boundary line of said AUTUMN HILLS AT ROSE CREEK PHASE 1 (North 0°17'06" West per plat of AUTUMN HILLS AT ROSE CREEK PHASE 1 aforesaid) 560.37 feet to a point on the proposed Southerly right-of-way line of 13400 South Street (said point being 53.00 feet perpendicularly equidistant from the existing centerline of 13400 South Street); thence South 89°53'23" East along the said proposed Southerly right-of-way line 2598.40 feet to the point of BEGINNING. [Basis of bearing for the foregoing description = North 89°53'23" West 2651.20 feet (as measured), being the North line of the Northeast Quarter of Section 1, Township 4 South, Range 2 West, Salt Lake Base and Meridian, between the Northeast Corner and the North Quarter Corner of said Section 1.]

**PARCEL "B" [INTENTIONALLY OMITTED]**

**PARCEL "C"**

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 1, TOWNSHIP 4 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING at the Southeast corner of AUTUMN HILLS AT ROSE CREEK PHASE 1, a recorded Subdivision, the plat of which was recorded as Entry No. 7347296, in Book 99-5P, at Page 124 in the Office of the Salt Lake County Recorder, said point also being South 00°13'27" East (South 0°17'06" East per plat of AUTUMN HILLS AT ROSE CREEK PHASE 1 aforesaid) along the North-South Quarter Section line of said Section 1, 613.37 feet from the North Quarter Corner of Section 1, Township 4 South, Range 2 West, Salt Lake Base and Meridian; and running thence South 00°13'27" East along the North-South Quarter Section line of said Section 1, 914.18 feet; thence North 89°50'55" West 983.78 feet to the Southeast corner of AUTUMN HILLS AT ROSE CREEK PHASE 2, a recorded Subdivision, the plat of which was recorded as Entry No. 7895806, in Book 2001P, at Page 112 in the Office of the Salt Lake County Recorder; thence following the Easterly boundary of said AUTUMN HILLS AT ROSE CREEK PHASE 2 the following four (4) courses: North 12°14'57" East (North 12°11'15" East per plat of AUTUMN HILLS AT ROSE CREEK PHASE 2 aforesaid) 81.59 feet; thence South 61°46'09" East (South 61°49'48" East per plat of AUTUMN HILLS AT ROSE CREEK PHASE 2 aforesaid) 16.50 feet; thence North 28°13'51" East (North 28°10'12" East per plat of AUTUMN HILLS AT ROSE

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CREEK PHASE 2 aforesaid) 362.53 feet; thence North 46°33'45" East (North 46°30'06" East per plat of AUTUMN HILLS AT ROSE CREEK PHASE 2 aforesaid) 217.40 feet to the Southernmost corner of AUTUMN HILLS AT ROSE CREEK PHASE 1, a recorded Subdivision, the plat of which was recorded as Entry No. 7347296, in Book 99-5P, at Page 124 in the Office of the Salt Lake County Recorder; thence following the Southeasterly boundary of said AUTUMN HILLS AT ROSE CREEK PHASE 1 the following two (2) courses: North 46°35'29" East (North 46°31'50" East per plat of AUTUMN HILLS AT ROSE CREEK PHASE 1 aforesaid) 199.73 feet; thence North 63°46'10" East (North 63°42'31" East per plat of AUTUMN HILLS AT ROSE CREEK PHASE 1 aforesaid) 528.31 feet to the point of BEGINNING. [Basis of bearing for the foregoing description = North 89°53'23" West 2651.20 feet (as measured) between the Northeast Corner and the North Quarter Corner of said Section 1.]

**PARCEL "D"**

A PARCEL OF THE LAND SITUATED IN THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 4 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING at the Northwest corner of THE FOOTHILLS, a recorded Subdivision, the plat of which was recorded as Entry No. 3424598, in Book 80-4, at Page 72 in the Office of the Salt Lake County Recorder, said point being North 89°53'23" West along the Section line 53.00 feet from the Northeast Corner of Section 1, Township 4 South, Range 2 West, Salt Lake Base and Meridian; and running thence South 00°26'28" East (South 0°11'40" East per plat of THE FOOTHILLS aforesaid) along the said Westerly boundary of THE FOOTHILLS 53.01 feet to a point on the proposed Southerly right-of-way line of 13400 South Street (said point being 53.00 feet perpendicularly equidistant from the existing centerline of 13400 South Street); thence North 89°53'23" West along the said proposed Southerly right-of-way line, 2598.40 feet to the Northeast corner of Lot 101 of AUTUMN HILLS AT ROSE CREEK PHASE 1, a recorded Subdivision, the plat of which was recorded as Entry No. 7347296, in Book 99-5P, at Page 124 in the Office of the Salt Lake County Recorder; thence North 00°13'27" West (North 0°17'06" West per plat of AUTUMN HILLS AT ROSE CREEK PHASE 1 aforesaid) along the Easterly boundary line of said AUTUMN HILLS AT ROSE CREEK PHASE 1, 53.00 feet to the North Quarter Corner of said Section 1; thence South 89°53'23" East along the Section line, 2598.20 feet to the point of BEGINNING. [Basis of bearing for the foregoing description = North 89°53'23" West 2651.20 feet (as measured), being the North line of the Northeast Quarter of Section 1, Township 4 South, Range 2 West, Salt Lake Base and Meridian, between the Northeast Corner and the North Quarter Corner of said Section 1.]

Exhibit "B"

**PARCEL "E"**

A PARCEL OF LAND SITUATED IN THE WEST HALF OF SECTION 6, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING at a point on the proposed Southerly right-of-way line of 13400 South Street (said point being 53.00 feet perpendicularly equidistant from the existing centerline of 13400 South Street), said point being on the Easterly boundary line of THE FOOTHILLS, a recorded Subdivision, the plat of which was recorded as Entry No. 3424598, in Book 80-4, at Page 72 in the Office of the Salt Lake County Recorder, said point also being South 00°26'28" East along the Section line, 53.00 feet from the Northwest corner of Section 6, Township 4 South, Range 1 West, Salt Lake Base and Meridian, and running thence South 89°48'45" East along the said proposed Southerly right-of-way line, 786.93 feet; thence South 00°21'38" East 304.99 feet; thence South 89°48'47" East 270.65 feet to the Southwest corner of CALDER PLACE, a recorded Subdivision, the plat of which was recorded as Entry No. 5216920, in Book 92-3, at Page 43 in the Office of the Salt Lake County Recorder; thence South 89°48'47" East along the Southerly boundary line of said CALDER PLACE, 69.71 feet; thence South 00°26'31" East 537.01 feet; thence South 89°48'47" East 468.57 feet; thence North 00°26'31" West 230.00 feet; thence South 89°48'47" East 261.42 feet; thence South 00°26'31" East 3444.43 feet, to the North line of a tract of land conveyed to DARO E HAMILTON in that certain Warranty Deed recorded April 1, 1988 as Entry No. 4605095, in Book 6016 at Page 1719, of the Official Records of the Salt Lake County Recorder; thence South 89°59'27" West 533.79 feet along said North line and its extension, to a point on an Easterly boundary of the tract of land conveyed to THE BOARD OF EDUCATION OF JORDAN SCHOOL DISTRICT in that certain Warranty Deed recorded May 14, 1998 as Entry No. 6963558, in Book 7977 at Page 2346, of the Official Records of the Salt Lake County Recorder; thence North 00°21'43" West 100.00 feet along said Easterly line to a Northeast corner of said tract of land (said point also being on the North line of the South half of the Southwest Quarter of said Section 6); thence South 89°59'27" West (said Warranty Deed read South 89°59'48" West) along said North line 960.32 feet, to the Southeast corner of the tract of land conveyed to DARO E. HAMILTON in that certain Warranty Deed recorded April 26, 1990 as Entry No. 4909230, in Book 6215 at Page 2581, of the Official Records of the Salt Lake County Recorder; thence North 00°26'31" West 364.23 feet along the East line of said tract of land (said Warranty Deed read North 361.496 feet) to the Northeast corner thereof; thence South 89°33'29" West (said Warranty Deed read West) 351.88 feet along the North line of said tract of land to the Easterly boundary line of THE FOOTHILLS-PLAT "A", a recorded Subdivision, the plat of which was recorded as Entry No. 3405905, in Book 80-2, at Page 47 in the Office of the Salt Lake County Recorder; thence North 00°04'25" West (North 0°10'36" East per plat of THE FOOTHILLS-PLAT "A" aforesaid) along the Easterly boundary line of THE FOOTHILLS-PLAT "A", 924.91 feet to the Northeast corner of THE FOOTHILLS-PLAT "A" aforesaid; thence North 89°44'23" West (North 89°29'20" West per plat of THE FOOTHILLS-PLAT "A" aforesaid) along the Northerly boundary line of THE FOOTHILLS-PLAT "A" aforesaid, 16.92 feet to the West line of said Section 6; thence North 00°26'20" West along the said Section line of Section 6, 52.00 feet to the West Quarter Corner of said Section 6, said point also being the Southeast corner of THE FOOTHILLS aforementioned; thence North 00°26'28" West along the Section line of said Section 6, 2624.22 feet to the point of BEGINNING. [Basis of bearing for the foregoing description = North 89°53'23" West 2651.20 feet (as measured) between the Northeast Corner and the North Quarter Corner of Section 6, Township 4 South, Range 2 West, Salt Lake Base and Meridian.]

**PARCEL "F"**

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 6, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING at the Northwest Corner of Section 6, Township 4 South, Range 1 West, Salt Lake Base and Meridian, and running thence South 89°48'45" East along the Section line, 787.00 feet;

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thence South 00°21'38" East 53.00 feet to the proposed Southerly right-of-way line of 13400 South Street; thence North 89°48'45" West along the said proposed Southerly right-of-way line, 786.93 feet to the West line of said Section 6, said point also being on the Easterly boundary line of THE FOOTHILLS, a recorded Subdivision, the plat of which was recorded as Entry No. 3424598, in 80-4, at Page 72 in the Office of the Salt Lake County Recorder; thence North 00°26'28" West along the West line of said Section 6, 53.00 feet to the point of BEGINNING. [Basis of bearing for the foregoing description = North 89°53'23" West 2651.20 feet (as measured) between the Northeast Corner and the North Quarter Corner of Section 1, Township 4 South, Range 2 West, Salt Lake Base and Meridian.]

**PARCEL "G"**

A PARCEL OF LAND SITUATED IN THE SOUTHWEST QUARTER OF SECTION 6, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING at a point which is South 00°26'20" East along the Section line, 52.00 feet from the West Quarter Corner of Section 6, Township 4 South, Range 1 West, Salt Lake Base and Meridian, said point being on the Northerly boundary line of THE FOOTHILLS-PLAT "A", a recorded Subdivision, the plat of which was recorded as Entry No. 3405905, in Book 80-2, at Page 47 in the Office of the Salt Lake County Recorder; and running thence South 89°44'23" East along the Northerly boundary line of THE FOOTHILLS-PLAT "A" aforesaid (South 89°29'20" East per said plat of THE FOOTHILLS-PLAT "A"), 16.92 feet to the Northeast corner of THE FOOTHILLS-PLAT "A" aforesaid; thence South 00°04'25" East along the Easterly boundary line of THE FOOTHILLS-PLAT "A" (South 0°10'36" West per said plat of THE FOOTHILLS-PLAT "A"), 924.91 feet; thence South 89°33'29" West 11.02 feet to the West line of said Section 6; thence North 00°26'20" West along the said Section line of Section 6, 925.10 feet to the point of BEGINNING. [Basis of bearing for the foregoing description = North 89°53'23" West 2651.20 feet (as measured) between the Northeast Corner and the North Quarter Corner of Section 1, Township 4 South, Range 2 West, Salt Lake Base and Meridian.]

For References Purposes Only: Tax Parcel/Serial No's 32-01-100-010, 32-01-200-001 , 32-01-200-005 and 32-01-200-007

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