

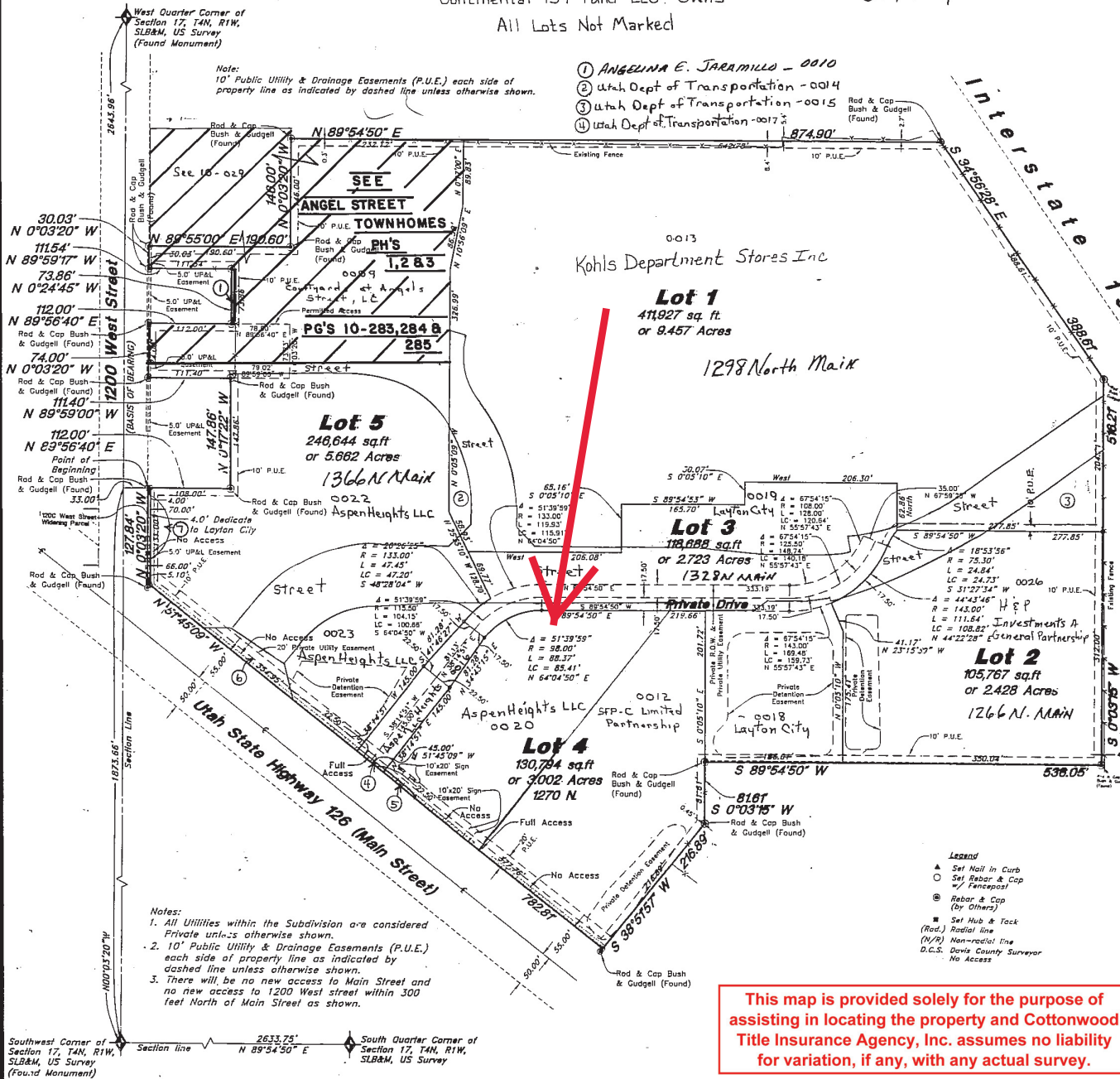
Main Street Commons Subdivision

Amendment of Lot 1 & 2 of Petersen Motor Co. Subdivision Plat
 A part of the Southwest 1/4 of Section 17, T4N, R1W, SLB&M, U.S. Survey
 Layton City, Davis County, Utah

Continental 139 Fund LLC Owns
 All Lots Not Marked

- ⑤ Utah Dept of Transportation - 0021
- ⑥ Utah Dept of Transportation - 0024
- ⑦ Layton City - 0025

- ① ANGELINA E. JARAMILLO - 0010
- ② Utah Dept of Transportation - 0014
- ③ Utah Dept of Transportation - 0015
- ④ Utah Dept of Transportation - 0017



- Notes:
1. All Utilities within the Subdivision are considered Private unless otherwise shown.
 2. 10' Public Utility & Drainage Easements (P.U.E.) each side of property line as indicated by dashed line unless otherwise shown.
 3. There will be no new access to Main Street and no new access to 1200 West street within 300 feet North of Main Street as shown.

- Legend
- ▲ Set Nail in Curb
 - Set Rebar & Cap w/ Fencepost
 - Rebar & Cap (By Others)
 - Set Hub & Tack
 - (Rad.) Radial line
 - (N/W) Non-radical line
 - D.C.S. Davis County Surveyor
 - No Access

This map is provided solely for the purpose of assisting in locating the property and Cottonwood Title Insurance Agency, Inc. assumes no liability for variation, if any, with any actual survey.

251

10

PREFIX 17
10-251

LAST #
0026



SCALE:
1" = 100'

DEVELOPMENT: MAIN STREET COMMONS SUBD.

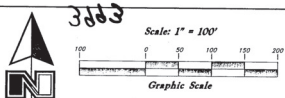
CITY: LAYTON LOTS: 1 THRU 5

SW 1/4 SEC. 17, T.4N, R. 1W

S.L.M., DAVIS COUNTY, UTAH

FILE # 3993
R 03-17-04



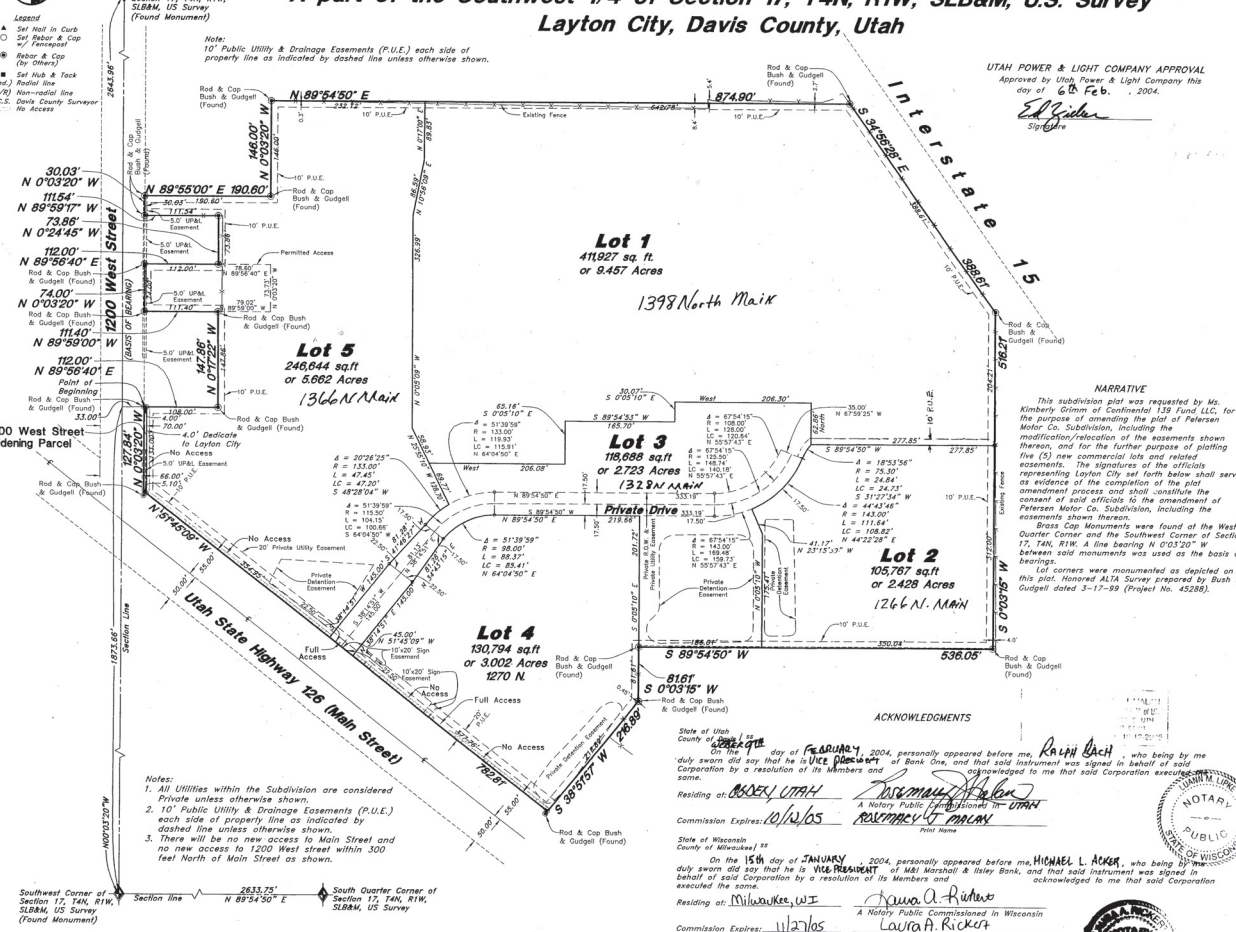


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LAYTON CITY ATTORNEY
 Approved by the Layton City Attorney
 this 14th day of February, 2004.

LAYTON CITY ENGINEER
 I hereby certify that I have carefully investigated the lines of a foregoing plat and legal description of the land embraced therein to be correct and to agree with the lines and monuments on record.
 Signed this 14th day of March, 2004.

LAYTON CITY APPROVAL
 Approved by the Layton City Engineering Commission
 this 24th day of October, 2003.

SURVEYOR'S CERTIFICATE
 I, Mark E. Bobbit, a Registered Professional Land Surveyor in the State of Utah, do hereby certify that this plat of Main Street Commons Subdivision in Layton City, Davis County, Utah, has been correctly and is a true and correct representation of the actual described lands in said subdivision based on data compiled from records in the Davis County Recorder's Office. This survey made on the ground.
 Signed this 12th day of February, 2004.

168491 License No. Mark E. Bobbit

BOUNDARY DESCRIPTION
 All of Lot 1 and 2 of Petersen Motor Co. Subdivision in Layton City, Davis County, Utah, according to the official plat thereof, more particularly described as follows:
 Beginning at a point on the East right of way line of 1200 West Street being 1873.68 feet North 0°03'20" West along North 89°56'40" East 112.00 feet; thence North 89°56'40" East 147.86 feet; thence North 89°59'00" West 111.40 feet to said East right of way line of 1200 West Street; thence North 0°03'20" West 74.00 feet along said East right of way line; thence North 89°56'40" East 112.00 feet; thence North 0°24'45" West 73.86 feet; thence North 89°59'17" West 111.54 feet to said East right of way line; thence North 0°03'20" West 30.03 feet along said East right of way line to the Western right of way line of Interstate 15; thence South 34°58'28" East 388.61 feet along said Western right of way line; thence South 0°03'15" West 516.21 feet; thence South 89°54'50" West 536.95 feet; thence South 0°03'15" West 81.61 feet; thence South 89°51'52" West 216.89 feet to a point of intersection with the Northern right of way line of U.S. Highway 89; thence North 31°45'20" West 782.81 feet along said Northern right of way line of U.S. Highway 89; thence North 0°03'20" West 120.00 feet to a point of intersection with the East right-of-way line of 1200 West Street; thence North 0°03'20" West 122.84 feet along said East right-of-way line of 1200 West Street to the point of beginning.
 Contain 23,375.6 Acres

OWNER'S DEDICATION
 We, the undersigned owners of the hereon described tract of land, do hereby set apart and subdivide the same into lots, streets, and private rights-of-way as shown on this plat, and name said tract "Main Street Commons Subdivision". In furtherance of the creation of said subdivision, we take the following action: (i) we hereby dedicate, grant and convey to Layton City, Davis County, Utah, that certain tract of land labeled on said plat as the "1200 West Street Widening Parcel" and all those parts or portions of land designated on said plat as streets, the same to be used for public utility and private thoroughfares forever, and, (ii) we create and establish those certain strips as easements for public utility and private drainage easements as shown hereon, the same to be used for the installation, maintenance and operation of public utility courses, water, gas, sewer, and electric, and, (iii) we hereby dedicate and reserve unto ourselves, our heirs, grantees and assigns, a private right-of-way and utility easement to be used in common with all others within said subdivision on, over and access all those portions or parts of land designated on said plat as private rights-of-way as access to the individual lots, to be maintained by an owner's association consisting of said owners, their grantees, successors, or assigns, the same to be used for the installation, maintenance and operation of private utility service lines and storm drainage facilities, and, (iv) we hereby terminate and extinguish those private utilities, detention basins rights-of-way, turn-around easements shown and created on the Main Street Commons Subdivision Plat labeled Petersen Motor Co. Subdivision, which was recorded on August 23, 2001 as Entry No. 1684919 in Book 2972 of Page 207 of shown on this plat.
 Signed this day of February, 2004.

NARRATIVE
 This subdivision plat was requested by Mr. Kimberly Grimm of Continental 139 Fund LLC, for the purpose of amending the plat of Petersen Motor Co. Subdivision, including the modification/relocation of the easements shown thereon, and for the further purpose of platting the (S) new commercial lots and related easements. The signatures of the officials representing Layton City set forth below shall serve as evidence of the completion of the plat amendment process and shall constitute the consent of said officials to the amendment of the Petersen Motor Co. Subdivision, including the easements shown thereon.
 Brass Cop Monuments were found at the West Quarter Corner and the Southwest Corner of Section 17, T4N, R1W, A line bearing N 0°03'20" W between said monuments was used as the basis of bearings.
 Lot corners were monumented as depicted on this plat. Honored ALTA Survey prepared by Bush & Guggel dated 3-17-99 (Project No. 5288).

Dennis J. Petersen - General Partner
 Daniel J. Minahan - Continental 139 Fund LLC
 Daniel J. Minahan - President
 Patrick E. Fowry - Senior V.P. Real Estate
 Michael H. Schupp - Secretary

ACKNOWLEDGMENTS

State of Utah
 County of Wasatch
 On the 17th day of February, 2004, personally appeared before me, Dennis J. Petersen, who being by me duly sworn did say that he is a General Partner of Petersen Investment II, and that said instrument was signed in behalf of said Limited Partnership by a resolution of its Partners and Dennis J. Petersen acknowledged to me that said Corporation executed the same.
 Residing at: BRACH, UTAH
 Commission Expires: 10/26/05

State of Wisconsin
 County of Milwaukee
 On the 14th day of January, 2004, personally appeared before me, Daniel J. Minahan, who being by me duly sworn did say that he is a General Partner of Continental Properties Company, Inc., Manager of Continental 139 Fund LLC, and that said instrument was signed in behalf of said Corporation by a resolution of its Members and Daniel J. Minahan acknowledged to me that said Corporation executed the same.
 Residing at: Fennimore, WI
 Commission Expires: 6/10/07

State of Wisconsin
 County of Milwaukee
 On the 19th day of January, 2004, personally appeared before me, Patrick E. Fowry, Richard D. Schupp, who being by me duly sworn did say that they are Senior V.P. Real Estate & Secretary respectively of Kohl's Department Stores, Inc., and that said instrument was signed in behalf of said Corporation by a resolution of its Members, Patrick E. Fowry and Richard D. Schupp acknowledged to me that said Corporation executed the same.
 Residing at: Waukesha, WI
 Commission Expires: 11-20-05

DAVIS COUNTY RECORDER
 ENTRY NO. 1972666 FEE PAID \$322
 FILED FOR RECORD AND RECORDED MARCH 17, 2004 AT 9:38 AM IN BOOK 2972 OF OFFICIAL RECORDS, PAGE 169 RECORDED FOR LAYTON CITY
 DAVIS COUNTY RECORDER
 DEPUTY