

When Recorded Return To:

Thanksgiving Point Development Company, L.C.  
 199 North 290 West, Suite 100  
 Lindon, Utah 84042  
 7-032921

53-264-004  
 1200-492-35

**AFFIDAVIT TO CORRECT MINOR TYPOGRAPHICAL  
 OR CLERICAL ERROR IN RECORDED INSTRUMENTS**

STATE OF UTAH )  
 )  
 ss.  
 COUNTY OF UTAH )

Alan C. Ashton, upon oath, states as follows:

1. I, Alan C. Ashton, am a Member, as Trustee, of Thanksgiving Point Development Company, L.C., a Utah limited liability company ("Thanksgiving Point"), and have personal knowledge of the matters set forth hereinafter.

2. Attached hereto as **Exhibit "A"** is a true and correct copy of a Withdrawal of Property from Master Declaration of Protective Covenants, Conditions and Restrictions for Thanksgiving Point Development, Lehi, Utah, which was recorded by Thanksgiving Point on June 21, 2002, as Entry No. 70817:2002, with the Utah County Recorder (the "Thanksgiving Point Development Withdrawal"). The Thanksgiving Point Development Withdrawal was signed by me, as a member of Thanksgiving Point.

3. Attached hereto as **Exhibit "B"** is a true and correct copy of a Withdrawal of


Property from Master Declaration of Protective Covenants, Conditions and Restrictions for Thanksgiving Point Business Park, Lehi City, Utah County, Utah, which was recorded by Thanksgiving Point on June 21, 2002, as Entry No. 70818:2002, with the Utah County Recorder (the "Thanksgiving Point Business Park Withdrawal"). The Thanksgiving Point Business Park Withdrawal was signed by me, as a member of Thanksgiving Point.

4. The Thanksgiving Point Development Withdrawal was recorded with an error. Specifically, the recording date, entry number, book and page of the Master Declaration described therein were left blank. The Master Declaration of Protective Covenants, Conditions and Restrictions for Thanksgiving Point Development, Lehi, Utah, described in the Thanksgiving Point Development Withdrawal was recorded on November 26, 1999, as Entry No. 124009, In Book 5283, at Page 601.

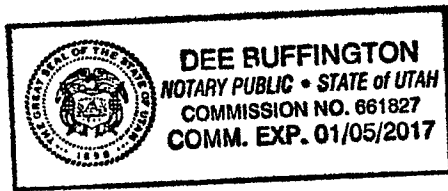
5. The Thanksgiving Point Business Park Withdrawal was recorded with an error. Specifically, the recording date, entry number, book and page of the Master Declaration described therein were left blank. The Master Declaration of Protective Covenants, Conditions and Restrictions for Thanksgiving Point Business Park, Lehi City, Utah County, Utah, described in the Thanksgiving Point Business Park Withdrawal was recorded on November 26, 1999, as Entry No. 124010, In Book 5283, at Page 634.

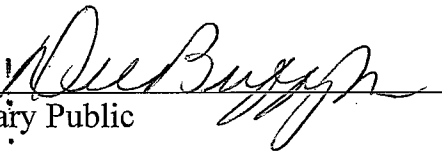
6. This Affidavit is given and recorded to correct a minor typographical or clerical error pursuant to Utah Code Ann. Section 57-3-106(9).

DATED this 22 day of January, 2014.

  
Alan C. Ashton

SUBSCRIBED AND SWORN TO before me this 22 day of January, 2014, by Alan C. Ashton.



  
Notary Public

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WITHDRAWAL OF PROPERTY FROM  
MASTER DECLARATION OF PROTECTIVE COVENANTS,  
CONDITIONS AND RESTRICTIONS FOR  
THANKSGIVING POINT DEVELOPMENT,  
LEHI, UTAH

THIS WITHDRAWAL OF PROPERTY FROM MASTER DECLARATION OF PROTECTIVE COVENANTS, CONDITIONS AND RESTRICTIONS FOR THANKSGIVING POINT DEVELOPMENT, LEHI, UTAH is made and entered into by the undersigned effective as of the \_\_\_ day of May, 2001.

RECITALS:

A. On \_\_\_\_\_, 199\_, the Master Declaration of Protective Covenants, Conditions and Restrictions for Thanksgiving Point Development, Lehi, Utah (hereinafter the "Master Declaration") was recorded in the office of the County Recorder of Utah County, State of Utah as Entry No. \_\_\_\_\_, in Book \_\_\_\_\_, at Pages \_\_\_\_\_, et seq. The Declaration encumbers or affects that certain real property located in Utah County, State of Utah and more particularly described on Exhibit "A" attached hereto and by this reference made a part hereof (hereinafter the "Affected Property"). The Affected Property includes both the "Property" and the "Expansion Property" as defined in the Declaration.

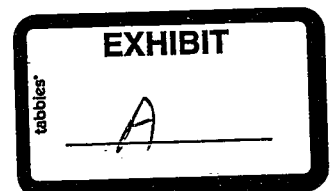
B. The undersigned are all of the "Owners" and all of the "Mortgagees" of both the "Property" and the "Expansion Property" as defined in the Declaration. The undersigned desire to withdraw all of the Affected Property from the Declaration and to terminate the Declaration in its entirety.

NOW, THEREFORE, the undersigned do hereby withdraw all of the Affected Property from the Declaration and do further terminate the Declaration and all of the rights and obligations created by or under the Declaration. The undersigned further agree that from and after date first above written the Declaration shall be of no further force or effect whatsoever.

DATED effective as of the day and year first above written.

THANKSGIVING POINT DEVELOPMENT,  
L.C., a Utah limited liability company

By: Alan C. Ashton  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_



STATE OF UTAH )

)

ss. \_\_\_\_\_

COUNTY OF UTAH )

)

The foregoing instrument was acknowledged before me this <sup>May 2002</sup> 30 day of July, 2001, by Alan C Ashton, the member of THANKSGIVING POINT DEVELOPMENT, L.C., a Utah limited liability company.

*Dee Ann Buffington*  
NOTARY PUBLIC

My Commission Expires:

1/3/05

Residing At:

Provo UT





AK Holding Co. LC

By:

Name: R. W. Rasmussen

Title: Manager, Bessmark

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 30 day of May, 2002, by Ralph W. Rasmussen, the Mgr. of Bessmark of AK Holding Co LC.

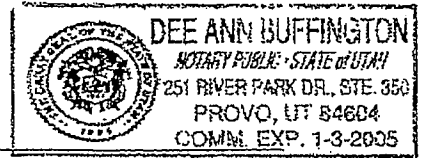
NOTARY PUBLIC

My Commission expires: 1/3/05

Residing at:

Dee Ann Buffington

Provo UT



Whistle Stop Development Corp.

By:

Name: R. W. Rasmussen

Title: Secretary

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 30 day of May, 2002, by Ralph W. Rasmussen, the Secretary of Whistle Stop Development Corp.

NOTARY PUBLIC

My Commission expires: 1/3/05

Residing at:

Dee Ann Buffington

Provo UT



North American Museum of Ancient Life LLC

By:  
Name: [Signature]

Title: Manager

STATE OF UTAH )  
) ss.  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 30 day of May, 2002, by Ralph W Rasmussen, the Manager of North American Museum of Ancient Life LLC.

NOTARY PUBLIC

My Commission expires: 1/3/05

[Signature]

Residing at:  
Provo, UT



Point Development LC

By:  
Name: [Signature]

Title: Manager

STATE OF UTAH )  
) ss.  
COUNTY OF UTAH )

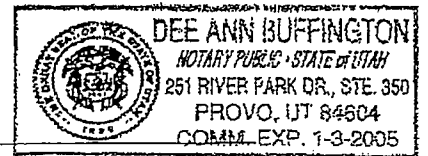
The foregoing instrument was acknowledged before me this 30 day of May, 2002, by Ralph W Rasmussen, the Manager of Point Development LC.

NOTARY PUBLIC

My Commission expires: 1/3/05

[Signature]

Residing at:  
Provo UT





Thanksgiving Point Building Three LC

By:

Name: Amy J. Ray

Title: Manager

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 28<sup>th</sup> day of May,  
2002, by Gregory Gagon, the Manager of  
Thanksgiving Point Building Three LC.

NOTARY PUBLIC Debra D. Carter

My Commission expires:

Residing at:

11-1-05

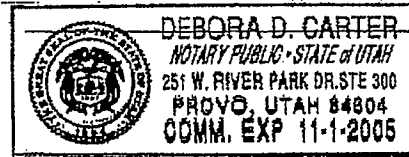


EXHIBIT "A"DESCRIPTION OF PROPERTY

That Real Property owned by Thanksgiving Point, L.C. located between the Denver & Rio Grande Western Railroad and Interstate 15, located in Lehi, Utah County, State of Utah, more particularly described as follows:

Beginning at a point on the Westerly right-of-way line of a Frontage Road, 40.00 feet opposite Engineer Station 88+30.08, said point being located N89°58'00"W along the 1/4 Section line 140.24 feet from the East 1/4 Corner of Section 36 T4S, R1W, S.L.B. & M.; thence S41°44'00"E along said right-of way 1,799.48 feet; thence S49°35'37"W 1,387.49 feet; thence S34°11'31"W 481.54 feet; thence S0°44'30"E 667.32 feet; thence S57°47'29"E 130.97 feet to a rebar & cap (found); thence S0°11'28"W 90.21 feet to a fenceline; thence S89°10'40"W along said fenceline 41.53 feet to a concrete post at the Easterly right-of-way line of the Denver & Rio Grande Western Railroad; thence Northwesterly along the arc of a 7,850 foot radius non-tangent curve (radius bears: N48°11'45"E) 342.51 feet through a central angle of 2°30'00" (chord: N40°33'15"W 342.48 feet); thence N39°18'15"W along said Railroad 5,279.14 feet; thence N40°05'30"E along a fenceline 1,130.20 feet to the Southwesterly line of that Real Property described in Deed Book 3004 Page 743 of the Official Records of Utah County; thence S44°25'10"E along said property 469.96 feet to the Northwesterly line of that Real Property described in Deed Book 3621 Page 351 of the Official Records of Utah County; thence S39°28'50"W along said property 459.01 feet; thence S39°18'15"E 1,357.30 feet to a rebar & cap (found) at the 1/4 Section line; thence S89°58'00"E along the 1/4 Section line 1,993.62 feet to the point of beginning.

Said Parcel contains 176.92 acres and is more particularly shown on a Survey Plan dated 1/20/99 by LEI Consulting Engineer, Spanish Fork, Utah.

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WITHDRAWAL OF PROPERTY FROM  
MASTER DECLARATION OF PROTECTIVE COVENANTS,  
CONDITIONS AND RESTRICTIONS FOR  
THANKSGIVING POINT BUSINESS PARK,  
LEHI CITY, UTAH COUNTY, STATE OF UTAH

THIS WITHDRAWAL OF PROPERTY FROM MASTER DECLARATION OF PROTECTIVE COVENANTS, CONDITIONS AND RESTRICTIONS FOR THANKSGIVING POINT BUSINESS PARK, LEHI CITY, UTAH COUNTY, STATE OF UTAH is made and entered into by the undersigned effective as of the \_\_\_ day of May, 2001.

RECITALS:

A. On \_\_\_\_\_, 199\_, the Master Declaration of Protective Covenants, Conditions and Restrictions for Thanksgiving Point Business Park, Lehi City, Utah County, State of Utah (hereinafter the "Master Declaration") was recorded in the office of the County Recorder of Utah County, State of Utah as Entry No. \_\_\_\_\_; in Book \_\_\_\_\_, at Pages \_\_\_\_\_, et seq. The Declaration encumbers or affects that certain real property located in Utah County, State of Utah and more particularly described on Exhibit "A" attached hereto and by this reference made a part hereof (hereinafter the "Affected Property"). The Affected Property includes both the "Property" and the "Expansion Property" as defined in the Declaration.

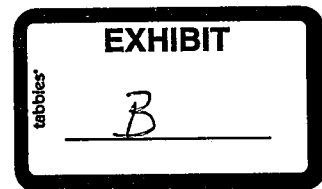
B. The undersigned are all of the "Owners" and all of the "Mortgagees" of both the "Property" and the "Expansion Property" as defined in the Declaration. The undersigned desire to withdraw all of the Affected Property from the Declaration and to terminate the Declaration in its entirety.

NOW, THEREFORE, the undersigned do hereby withdraw all of the Affected Property from the Declaration and do further terminate the Declaration and all of the rights and obligations created by or under the Declaration. The undersigned further agree that from and after date first above written the Declaration shall be of no further force or effect whatsoever.

DATED effective as of the day and year first above written.

THANKSGIVING POINT DEVELOPMENT,  
L.C., a Utah limited liability company

By: *Alan C. [Signature]*  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_



STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 30 day of <sup>May 2002</sup> ~~July~~, 2001, by Alan C. Ashton, the Member of THANKSGIVING POINT DEVELOPMENT, L.C., a Utah limited liability company.

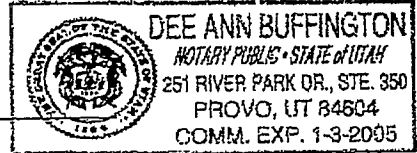
*Dee Ann Buffington*  
NOTARY PUBLIC

My Commission Expires:

1/3/05

Residing At:

Provo UT



Bush Properties LC

By:

Name: Ralph W. Rasmussen

Title: Manager

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 30 day of May, 2002, by Ralph W. Rasmussen, the Manager of Bush Properties LC.

NOTARY PUBLIC

My Commission expires: 1/3/05

Residing at:

Dee Ann Buffington

Provo UT



Thanksgiving Point Development Co.

By:

Name: Karen Ashton

Title: \_\_\_\_\_

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 30 day of May, 2002, by Karen Ashton, the Member of Thanksgiving Point Development Co.

NOTARY PUBLIC

My Commission expires: 1/3/05

Residing at:

Dee Ann Buffington

Provo UT



AK Holding Co. LC

By:

Name: Ralph W. Rasmussen

Title: Manager of Beesmark

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 30 day of May, 2002, by Ralph W. Rasmussen, the Mgr of Beesmark of AK Holding Co LC.

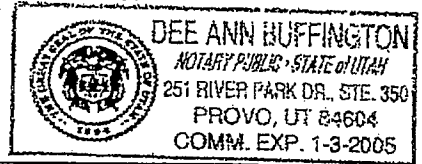
NOTARY PUBLIC

My Commission expires: 1/3/05

Dee Ann Buffington

Residing at:

Provo UT



Whistle Stop Development Corp.

By:

Name: Ralph W. Rasmussen

Title: Secretary

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 30 day of May, 2002, by Ralph W. Rasmussen, the Secretary of Whistle Stop Development Corp.

NOTARY PUBLIC

My Commission expires: 1/3/05

Dee Ann Buffington

Residing at:

Provo UT



North American Museum of Ancient Life LLC

By:

Name: Ralph W Rasmussen

Title: Manager

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 30 day of May, 2002, by Ralph W Rasmussen, the Manager of North American Museum of Ancient Life LLC.

NOTARY PUBLIC

My Commission expires: 1/3/05

Dee Ann Buffington

Residing at:

Provo UT



Point Development LC

By:

Name: Ralph W Rasmussen

Title: Manager

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 30 day of May, 2002, by Ralph W Rasmussen, the Manager of Point Development LC.

NOTARY PUBLIC

My Commission expires: 1/3/05

Dee Ann Buffington

Residing at:

Provo UT



Thanksgiving Point Building Three LC

By:

Name: Gregory Gagan

Title: Manager

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

The foregoing instrument was acknowledged before me this 28<sup>th</sup> day of May 2002, by Gregory Gagan the Manager of Thanksgiving Point Building Three LC.

NOTARY PUBLIC Debra D. Carter

My Commission expires:

Residing at:

11-1-05

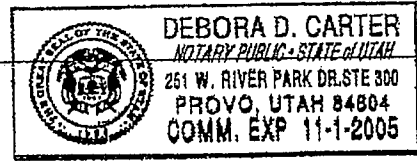




EXHIBIT "A"DESCRIPTION OF PROPERTY

That certain real property located in Utah County, State of Utah and more particularly described as follows:

Beginning at a point on the Westerly right-of-way line of a frontage road located N89°58'00"W along the 1/4 Section line 140.24 feet from the East 1/4 Corner of Section 36, Township 4 South, Range 1 West, Salt Lake Base & Meridian; thence S41°44'00"E along said frontage road 70.43 feet; thence S47°34'00"W 358.62 feet; thence along the arc of a 535.00 foot radius curve to the right 396.53 feet through a central angle of 42°28'00" (chord: S68°48'00"W 387.52 feet); thence N89°58'00"W 547.41 feet; thence S0°02'00"W 386.25 feet; thence along the arc of a 778.00 foot radius curve to the left 46.81 feet through a central angle of 3°26'51" (chord: S1°41'26"E 46.81 feet); thence S49°27'46"W 824.45 feet to the Northeasterly right-of-way line of the Denver & Rio Grande Western Railroad; thence N39°18'15"W along said right-of-way 2946.49 feet; thence N40°05'30"E 1130.20 feet; thence S44°25'10"E 469.96 feet; thence S39°28'50"W 459.01 feet; thence S39°18'15"E 1357.30 feet to the 1/4 Section line; thence S89°58'00"E along the 1/4 Section line 1593.62 feet to the point of beginning.

Contains: 73.25 acres