

Unified Constable's Office
2450 N. Triumph Blvd #111
Lehi, Utah 84043

The Order of the Court is stated below:

Dated: November 25, 2019 /s/ KENTHOLMBERG
02:07:35 PM

District Court Judge



Timothy J. Dance (11553)
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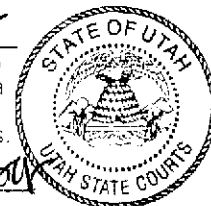
STATE OF UTAH
COUNTY OF Summit

I hereby certify that the document to which this certificate is attached is a full, true and correct copy of the original filed in the Utah State Courts.

WITNESSEMY hand and seal
this 25th day of December
2019

DISTRICT/JUVENILE COURT

Kent Holmberg CLERK



*Attorneys for Plaintiffs/Judgment Creditors
Wells Fargo Bank, N.A. and Midtown
Acquisitions, L.P.*

**IN THE THIRD DISTRICT COURT IN AND FOR
SUMMIT COUNTY, STATE OF UTAH**

Court Address: 6300 Justice Center Road, Suite A, Park City, UT 84098

WELLS FARGO BANK NATIONAL
ASSOCIATION; and MIDTOWN
ACQUISITIONS LP,

Plaintiffs,

vs.

TALISKER PARTNERSHIP; TALISKER
INVESTMENTS (CANADA) INC.;
TALISKER INVESTMENTS (U.S.) INC.;
TALISKER DEVELOPMENTS INC.;
UNITED PARK CITY MINES COMPANY;
TUHAYE LLC; TUHAYE GOLF, LLC;
MOUNTAIN RESORTS DEVELOPMENT
(PIOCHE), LLC; MOUNTAIN
DEVELOPMENTS I, INC.; TOWER CLUB,
LLC; and TUHAYE ELM, INC.,

Deferdants.

**WRIT OF EXECUTION
(Post-Judgment)**

**(REAL PROPERTY)
[Richardson West]**

Case No. 156500424

Judge Kent Holmberg

TO THE SUMMIT COUNTY SHERIFF OR CONSTABLE:

WHEREAS, the Court entered a judgment in the above-captioned case in favor of
Plaintiffs and Judgment Creditors Wells Fargo Bank National Association and Midtown

ENTRY NO. 01123830

12/17/2019 12:19:54 PM B: 2545 P: 1562

Writ PAGE 1/4

RHONDA FRANCIS, SUMMIT COUNTY RECORDER

FEE 40.00 BY UNIFIED CONSTABLES OFFICE



Acquisitions LP (“**Plaintiffs**” or “**Judgment Creditors**”) and against Defendant and Judgment Debtor Talisker Developments Inc. and/or United Park City Mines Company, a Delaware corporation (individually or collectively, the “**Judgment Debtor**”). The Judgment was entered on April 15, 2015 in this Court in the amount of \$158,597,589.50, plus interest and fees and costs (the “**Judgment**”). A copy of the Judgment is attached to the *Application of Writ of Execution* as Exhibit D. Neither Judgment Debtor nor the above-captioned defendants have yet fully satisfied this Judgment.

WHEREAS the amount still owing as of October 31, 2018, is at least \$107,391,665.48, with interest accruing at the rates set forth in the Judgment, and not including attorneys’ fees and costs incurred to date.

NOW, THEREFORE, YOU ARE HEREBY COMMANDED by this Court to: (1) seize and sell enough of the Judgment Debtor’s non-exempt Property set forth in Exhibit A (and as defined in the Application and Praecipe) to satisfy the Judgment, together with the costs of this execution, levy and seizure; to (2) serve this Writ and all attachments on the debtor and on the people named having an interest in the property; and to (3) deliver to Plaintiffs all non-exempt cash from the sale of the same.

At any sale of the Property the Judgment Creditor may bid by way of credit bid against the outstanding obligations owed to Judgment Creditor under the Judgment.

This shall be your sufficient warrant for doing so. Within ten (10) days after service of this Writ, please return this Writ, along with proof of service of the Writ and, if Property has been seized, an inventory of the Property seized and whether the Property is held by you or by your designee.

Pursuant to Rule 10(e) of the Utah Rules of Civil Procedure, this Order will be entered by the Court’s signature at the top of the first page.

EXHIBIT A

The below described real property located in Summit County, Utah

RICHARDSON WEST

RICHARDSON FLAT
PARCEL 3 WEST
APRIL 5, 2019

A parcel of land located in the Southeast quarter of Section 2, Township 2 South, Range 4 East, Salt Lake Base and Meridian, said parcel being described as follows: Beginning at a point South $00^{\circ}34'37''$ West 3977.96 feet coincident with the section line and West 188.10 feet from the Northwest corner of Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian; and running thence coincident with the South line of the North half of the Southeast quarter of Section 2 South $89^{\circ}58'53''$ West 1416.79 feet to the Easterly right-of-way of Highway US-40; thence coincident with the Easterly right-of-way of Highway US-40 North $07^{\circ}04'10''$ West 208.38 feet to a right of-way monument; thence coincident with the Easterly right-of-way of Highway US40 North $07^{\circ}06'20''$ West 361.91 feet to a right-of-way monument, said monument also being on the Southerly right-of-way of the county road (UDOT F.A.P. 93-B); thence coincident with the Southerly right-of-way of the county road (UDOT F.A.P.93-B) South $84^{\circ}07'00''$ East 649.83 feet to a point on a 2914.90 foot radius curve to the left, of which the radius point bears North $05^{\circ}53'00''$ East; thence along the arc of said curve and coincident with the county road right-of-way 658.82feet through a central angle of $12^{\circ}56'59''$; thence South $19^{\circ}56'15''$ East 537.89 feet to the point of beginning.

(Part of Tax Serial No. SS-88)

RICHARDSON FLAT
PARCEL 4 WEST
APRIL 5, 2019

A parcel of land located in the East half of Section 2, Township 2 South, Range 4 East, Salt Lake Base and Meridian, said parcel being described as follows: Beginning at an existing right-of-way monument on the Easterly right-of-way line of Highway US-40 and on the Northerly right-of-way line of the county road (UDOT F.A.P. 93-B), said point is located South $00^{\circ}34'37''$ West 3310.62 feet along the section line and West 1694.71 feet from the Northeast corner of Section 2, Township 2 South, Range 4 East, Salt Lake Base and Meridian; and running thence along the Easterly right-of-way line of Highway US-40 North $07^{\circ}04'14''$ West 735.04 feet to a right-of-way monument; thence along the Easterly right-of-way line of Highway US-40 North $07^{\circ}03'24''$ West 599.61 feet to a right-of-way monument; thence along the Easterly right-of-way line of Highway US-40 North $01^{\circ}32'36''$ East 203.30 feet to a right of-way monument; thence along the Easterly right of-way line of Highway US-40 North $07^{\circ}06'15''$ West 47.91 feet; thence along the Southerly line of the abandoned Union Pacific Railroad right-of-way North $34^{\circ}31'10''$ East 799.27 feet to a point on a 1959.86 foot radius curve to the left, of which the radius point bears North $55^{\circ}28'50''$ West; thence along the arc of said

curve and the railroad right-of-way 591.39 feet through a central angle of $17^{\circ}17'21''$; thence along the Westerly line of the abandoned Union Pacific Railroad right-of-way (Keetley Spur) South $01^{\circ}53'50''$ East 645.54 feet to a point on a 1482.41 foot radius curve to the left, of which the radius point bears North $88^{\circ}06'10''$ East; thence along the arc of said curve and railroad right of-way 466.75 feet through a central angle of $18^{\circ}02'25''$; thence South $19^{\circ}56'15''$ East 1837.59 feet to a point on a 2814.90 foot radius curve to the right, of which the radius point bears North $06^{\circ}36'03''$ West; thence along the arc of said curve and the county road right-of-way line 613.34 feet through a central angle of $12^{\circ}29'03''$; thence along the county road right-of-way line North $84^{\circ}07'00''$ West 672.90 feet to the point of beginning.

(Part of Tax Serial No. SS-88)