

**AFFIDAVIT REGARDING MERGERS**

THE STATE OF UTAH            §  
  §  
COUNTY OF CACHE           §

Ent 1112011 Bk 1819 Pg 1462  
Date: 28-Aug-2014 12:07 PM Fee \$54.00  
Cache County, UT  
Michael Glead, Rec. - Filed By GC  
For PORTER HEDGES

BEFORE ME, a Notary Public, on this 15<sup>th</sup> day of August, 2014, personally came and appeared Carlton L. LaBeff, Vice President of C. L. Thomas, Inc., a Texas corporation and manager of THOMAS PETROLEUM, LLC, a Texas limited liability company, whose mailing address is P.O. Box 1876, Victoria, Texas 77902, Attn: Carlton L. LaBeff, and on behalf of Thomas Petroleum, after being by me duly sworn, deposed and stated as follows:

1. "My name is Carlton L. LaBeff ("*Affiant*"), and I am Vice President of C.L. Thomas, Inc., a Texas corporation and manager of THOMAS PETROLEUM, LLC, a Texas limited liability company ("*Thomas Petroleum*").
2. A Plan of Merger (the "*Plan of Merger*") was adopted and entered into as of January 18, 2013 (the "*Closing Date*") by Thomas Petroleum. A copy of the Certificate of Merger may be obtained from the Texas Secretary of State, and a copy of the Plan of Merger may be obtained from Thomas Petroleum.
3. The following two new entities were created pursuant to the Plan of Merger: C. L. THOMAS HOLDINGS, LLC, a Texas limited liability company ("*CLT Holdings*"), and TPSS HOLDINGS, LLC, a Texas limited liability company ("*TPSS*").
4. Pursuant to the Plan of Merger, as of 12:01 a.m. on the Closing Date, the real property assets listed on Exhibit "A" attached hereto and incorporated herein were retained by Thomas Petroleum (the "*Retained Assets*"). All other real property assets owned in fee by Thomas Petroleum, other than the Retained Assets, were allocated and vested, by operation of law, in CLT Holdings as of 12:01 a.m. on the Closing Date.
5. Pursuant to the Plan of Merger, no real property assets were allocated to TPSS.

Affiant, as Vice President of C. L. Thomas, Inc., a Texas corporation and manager of Thomas Petroleum, under oath, on behalf of Thomas Petroleum, represents and certifies that the foregoing statements are true and correct to the best of his knowledge as of the Closing Date.

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This Affidavit is being filed in all applicable jurisdictions to reflect that, as a result of the adoption of the Plan of Merger, record title to the real property owned by Thomas Petroleum is allocated as provided herein.

Any conflict between the provisions of this Affidavit and the Plan of Merger shall be controlled by the provisions of the Plan of Merger.

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*[Signature Page Follows]*

**THOMAS PETROLEUM, LLC,**  
a Texas limited liability company

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By: C. L. Thomas, Inc.,  
a Texas corporation,  
its Manager

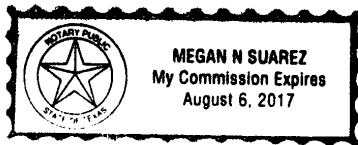
By: *Carlton L. LaBeff*  
Carlton L. LaBeff, Vice President

STATE OF TEXAS                    §  
  §  
COUNTY OF VICTORIA           §

ACKNOWLEDGED before me on the 15<sup>th</sup> day of August, 2014, by Carlton L. LaBeff, Vice President of C. L. Thomas, Inc., a Texas corporation, as Manager of Thomas Petroleum, LLC, a Texas limited liability company, for and on behalf of said limited liability company.

[SEAL]

*Megan N Suarez*  
Notary Public in and for the State of Texas



AFTER RECORDING, RETURN TO:

Kevan P. Richards  
Porter Hedges LLP  
1000 Main Street, 36<sup>th</sup> Floor  
Houston, Texas 77002-6336

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**EXHIBIT "A"**

## LEGAL DESCRIPTIONS FOR THE RETAINED ASSETS

***Location 2001; 9701 US Highway 59 N., Victoria, Victoria County, Texas:***

TRACT I

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PARCEL A: BEING a 10.693 acre tract of land situated in the James Reed Survey, Abstract No. 286, Victoria County, Texas, the same being a portion of Lot No. 114, of the Allison Richey Land Company Subdivision, as shown on map or plat of said subdivision recorded in Volume 60, Page 540-541, of the Deed Records of said county, same being a portion of that 99.859 acre tract designated as TRACT I in the deed to G. L. Sigington from Marjorie J. Patterson Evans, dated April 21, 1975, and recorded in volume 869, Page 499 of the Deed Records of said Victoria County, Texas, the said 10.693 acre tract being part of that certain 20.00 acre tract as conveyed to Land Investors by G. L. Sigington, dated May 19, 1975, and duly recorded in Volume 876, Page 566 of the Deed Records of Victoria County, Texas.

Said 10.693 acres tract of land being more particularly described by metes and bounds as follows, to-wit:

BEGINNING at an existing 5/8 inch iron rod set for the East corner of this tract, same being the East corner of the aforementioned 20.00 acre tract; said East corner being in the Northwest right-of-way of U. S. Loop No. 175 as presently fenced, 330 feet in width at this point;

THENCE S 38° 54' 05" W., a distance of 645.66 feet, with fence along said right-of-way line to a 5/8 inch iron rod set for the South corner of this tract, same being the South corner of the aforementioned 20.00 acre tract;

THENCE N 45° 28' 02" W., 756.69 feet to a spike set for the West corner of this tract set in the Southwest line of the aforementioned 20.00 acre tract;

THENCE N 44° 31' 58" E., 642.54 feet to a spike set for the North corner of this tract in existing fence line, same being the Northeast line of the aforementioned 20.00 acre tract and the Northeast line of the referred to 99.859 acre tract;

THENCE S 45° 28' 02" E., with existing fence line, same being the common lines of this tract, 20.00 acre tract and the aforementioned 99.859 acre tract, 693.23 feet to the PLACE OF BEGINNING, containing within these metes and bounds 10.693 acres, more or less.

PARCEL B: BEING a 2.00 acre tract of land situated in the James Reed Survey, Abstract No. 286, Victoria County, Texas, the same being a portion of Lot No. 114 of the Allison Richey Land Company Subdivision as shown on the map or Plat of said subdivision recorded in Volume 60, Page 540-541 of the Deed Records of said county, the same being a portion of that 9.307 acre tract of land conveyed to Gerald L. Wigington by deed Iron Land Investors Co-Partnership of Val W. Hotz, et al, dated May 5, 1976, and recorded in Volume 903, Page 311 to 313 of the

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Deed Records of said County, the said 2.00 acre tract of land being described by metes and bounds as follows:

BEGINNING at a 5/8 inch iron rod set for corner in the southeast line of said 9.307 acre tract of land, the same being S 44° 31' 58" W a distance of 222.46 feet from a 5/8 inch iron rod set at the east corner of said 9.307 acre tract of Land, the said Place of Beginning being at the east corner of said 2.00 acre tract of land herein described;

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THENCE S 44° 31' 58" W a distance of 414.08 feet along the southeast line of said 9.307 acre tract of land to a 5/8 inch iron rod set at the south corner of said 9.307 acre tract of land;

THENCE N 45° 28' 02" W a distance of 210.39 feet along the southwest line of said 9.307 acre tract of land to a 5/8 inch iron rod set for corner, the same being at the south corner of a 4.00 acre tract of land, previously described;

THENCE N 44° 34' 23" E a distance of 414.08 feet along the common line with said 4.00 acre tract of land to a 5/8 inch rod set for corner the same being at the east corner of said 4.00 acre tract of land and being in the southwest line of a 3.307 acre tract of land previously described;

THENCE S 45° 28' 02" E a distance of 210.11 feet along the common line with said 3.307 acre tract of land to the PLACE OF BEGINNING, CONTAINING: 2.00 acres Of land, more or less.

Together with an easement for purposes of ingress and egress only over and across the following described tract of land, to-wit:

BEING a 00.693 acre tract of land situated in the James Reed Survey, Abstract No. 286, of Victoria County, Texas, the same being a portion of Lot No. 114 of the Allison Richey Land Company Subdivision as shown on map or plat of said subdivision recorded in volume 60, Page 540-541 of the Deed Records of said County, same being a portion of that 99.559 acre tract designated as TRACT I in the deed to G. L. Wigington from Marjorie J. Patterson Evans, dated April 21, 1975, and recorded in Volume 869, Page 499 of the Deed Records of said Victoria County, Texas, and also being a portion of that 20.00 acre parcel of land conveyed to Land Investors by G. L. Wigington, the said 00.693 acre tract of land more particularly described as follows:

BEGINNING at a point at the South corner of a 9.307 acre tract conveyed to Dan McCue by Land Investors;

THENCE N 44° 31' 58" E a distance of 40 feet;

THENCE S 45° 28' 02" E a distance of 752.64 feet to a point for the East corner in fence line along the Northwest right of way line of U. S. Loop No. 175;

THENCE S 38° 54' 05" W a distance of 40.19 feet with fence along said right of way line to a 5/8 inch iron rod set for the South corner;

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THENCE N 45° 25' 02" W a distance of 756.59 feet parallel to the Northeast line of said 20.00 acre Land Investors tract, to a point for the West corner to the PLACE OF BEGINNING, CONTAINING 00.693 acre of land.

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***Location 2002; 2050 Utex and Williams, San Benito, Cameron County, Texas:***

Lot 1, Block 1, THOMAS PETROLEUM SUBDIVISION, San Benito, Cameron County, Texas, according to the map of said Subdivision recorded in Map Cabinet 1, Slot 1061-B, Map Records of Cameron County, Texas.

***Location 2003; 450 Airport Road, LaGrange, Fayette County, Texas:***

**TRACT I:**

All that certain tract or parcel of land situated in Fayette County, Texas, a part of the William H. Taylor League, A-97, same being part of a 48.51 acre tract of land conveyed from William Eberle, Jr., et us., to Jim McAfee, et ux., in a deed dated June 22, 1977 and recorded in Volume 504, Page 959, Deed Records, Fayette County, Texas, and described by metes and bounds as follows, to-wit:

BEGINNING at an iron pin for the South corner, same lying at the intersection of the northwest margin of County Road 126 and the southwest boundary of the said Jim McAfee, et ux. 48.51 acres;

THENCE North 44 degrees 47 ½ minutes West 396.0 feet along the southwest boundary of the said Jim McAfee, et ux. 48.51 acres to an iron pin for the West corner;

THENCE North 45 degrees 51 ½ minutes East 220.0 feet to an iron pin for the North corner;

THENCE South 44 degrees 47 ½ minutes East 396.0 feet to an iron pin for the East corner, same lying in the northwest margin of said County Road 126;

THENCE South 45 degrees 52 ½ minutes West 220.0 feet along the northwest margin of said County Road 126 to the PLACE OF BEGINNING containing 2.00 acres of land; and,

**TRACT II:**

Being a 0.994 acre tract of land, being part of the William Taylor Survey, Abstract 97 of Fayette County, Texas, and being part of that certain tract as conveyed to Fayette Savings Association as recorded in Volume 1145, Page 654, of the Official Records of Fayette County, Texas, and being more particularly described as follows:

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BEGINNING at a ½" iron rod found in the Northeast line of a P. N. Brewer 22.556 acre tract for the West corner of a Wholesale Property Owners tract (Volume 906, Page 433) for the South corner of the parent tract and the South corner hereof;

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THENCE with the Northeast line of the Brewer tract North 44 deg. 44 min. 00 sec. West 100.00 feet to a ½" iron rod set for the South corner of a 11.228 acre tract surveyed out of the parent tract on this same day and for the West corner hereof;

THENCE across the parent tract with the Southeast line of the 11.228 acre tract North 45 deg. 52 min. 00 sec. East 432.91 feet to a ½" iron rod set in the Southwest line of a Pool Production Services tract (Volume 1121, Page 688) for the Southeast corner of the 11.228 acre tract and the North corner hereof;

THENCE with the Southwest line of the Pool tract South 44 deg. 47 min. 00 sec. East 100.00 feet to a ½" iron rod set for the North corner of a J. D. Diggs tract (Volume 636, Page 336), the Southeast corner of the parent tract and the East corner hereof;

THENCE with the Northwest line of the Diggs tract and the Northwest line of the Wholesale Property tract South 45 deg. 52 min. 00 sec. West 433.00 feet to the PLACE OF BEGINNING, containing 0.994 acres of land.

***Location 2004; 13497 Port Drive, Laredo, Webb County, Texas:***

Being the property located in Laredo, Webb County, Texas, being described as the surface only of Lot No. One (1) in Block Number Nine (9), of Unitec Industrial Center Subdivision, Phase 2, a subdivision situated in Webb County, Texas, as per plat recorded in Volume 8, Page 18, Webb County Plat Records.

***Location 2005; 4632, 4636 and 4642 Daniel Drive, Robstown, Nueces County, Texas:***

Lots Seventeen (17), Eighteen (18), Nineteen (19), Twenty (20), Twenty-One (21), Twenty-Two (22), and Twenty-Three (23), Block Two (2), COLE'S INDUSTRIAL ACRES, a Subdivision near the City of Corpus Christi, Texas, as shown by the map or plat thereof recorded in Volume 47, Pages 45 and 46, Map Records of Nueces County, Texas, to which reference is here made for all pertinent purposes.

***Location 2006; 11703 W. Port Arthur Road, Beaumont, Jefferson County, Texas:***

That certain 4.000 acre tract of land out of Tract 12-C of McFaddin Partition Map No. 3 a plat recorded in Volume 8, Page 110 of the Map Records of Jefferson County, Texas, said 4.000 acre tract being more particularly described by metes and bounds as follows:

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COMMENCING at a 1" iron pipe found in the southwest line of West Port Arthur Road, for the northeast corner of said Tract 12-C thence South 30°55'57" East, a distance of 1281.70 feet (called South 30°55'57" East, Texas Department of Transportation Right of Way Map) to a 5/8" iron rod set for the northeast corner of the said 4.000 acre tract and the POINT OF BEGINNING;

THENCE South 30°55'57" East, continuing along the said southwest line of West Port Arthur Road, a distance 263.50 feet (called South 30°55'57" East) to a 5/8" iron rod set for the southeast corner of the said 4.000 acre tract;

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THENCE South 59°04'03" West at 529.65 feet pass a 5/8" iron rod set for an offset in the easterly line of Jefferson County Drainage District No. 7 right of way and continuing in all a total distance of 606.96 feet to a point in the center line of Rhodair Gully for the southwest corner of the said 4.000 acre tract;

THENCE with the meanders of Rhodair Gully the following courses and distances:

North 46°33'39" West, a distance of 72.06 feet to a point for corner;

North 51°55'24" West, a distance of 93.54 feet to a point for corner;

North 44°44'39" West, a distance of 114.51 feet to a point for corner;

THENCE North 59°04'03" East, at 59.97 feet pass a 5/8" iron rod set for an offset in the said easterly line of the Jefferson County Drainage District No. 7 right of way and continuing in all a total distance of 687.40 feet to the PLACE OF BEGINNING and containing 4.000 acres of land more or less.

***Location 2007; 10918 West I-20 East, Odessa, Midland County, Texas:***

16.27 acres of land in the southwest part of Section 18, Block 40, T-2-S, T&P RR Co. Survey, Midland County, Texas, and being described by metes and bounds as follows, to-wit:

BEGINNING, at a 1/2" iron rod set in the north boundary of Interstate Highway 20 and in the east boundary of a 60 foot wide county road No. 1236-S in the southwest part of Section 18, Block 40, T-2-S, T&P RR Co. Survey, Midland County, Texas, for the southwest corner of this tract from which point the southwest corner of Section 18 bears S 58°43'W 2336.5 feet and S 1591'30" E 123.97 feet;

THENCE, N 16°02'40" W along the east boundary of County Road No. 1286-S 1046.2 feet to a 1/2" iron rod set for the northwest corner of this tract;

THENCE N 58°43' E parallel to the north boundary of Interstate Highway 20, a distance of 702.70 feet to a 1/2" iron pipe at the northwest corner of a five acre tract of land as described in the deed of record in Volume 690, Page 49 of the Midland County Deed Records, for the northeast corner of this tract;

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THENCE S 15°57'49" E along the west boundary of said five acre tract and a 3.64 acre tract, also of record in Volume 690, Page 49, a distance of 1046.6 feet (distance called in recorded deed is 1049.31 feet) to a 1/2" iron rod in the north boundary of Interstate Highway 20 and at the southwest corner of 3.64 acre tract, for the southeast corner of this tract;

THENCE N 58°43' W along the north boundary of Interstate Highway 20 a distance of 701.21 feet to the PLACE OF BEGINNING, containing 16.27 acres of land.

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***Location 2008; 1510 E. Northeast Loop 323, Tyler, Smith County, Texas:***

All that certain lot, tract or parcel of land, part of the Hugh Wall Survey, Abstract No. 1062, Smith County, Texas, being all of that certain called 1.576 acre Tract 2, described in a deed from Tyler Marketing, Inc. to M. M. Mitchell and wife, Welda Mitchell on November 1, 1979, recorded in Volume 1767, Page 534 of the Deed Records of Smith County, Texas;

BEGINNING at a 1/2" Iron Rod (found) for the Southeast corner of the above mentioned 1.576 acre tract, in the North Right-of-Way of NNE Loop 323, said point being South 87 deg. 25 min. 17 sec. West - 180.63 ft. from a Concrete Right-of-Way Monument (found) in the intersection of same with the extended West Right-of-Way line of North Loop 323;

THENCE North 89 deg. 43 min. 04 sec. West with the North Right-of-Way of said NNE Loop 323, the South line of said 1.576 acre tract, a distance of 250.39 ft. to a 1/2" Iron Rod (set) for the Southwest corner of same;

THENCE North 00 deg. 20 min. 14 sec. East with the West line of said 1.576 acre tract, a distance of 274.42 ft. to a 1/2" Iron Rod (set) for the Northwest corner of same;

THENCE South 89 deg. 45 min. 05 sec. East with the North line of said 1.576 acre tract, a distance of 249.98 ft. to a T-Bar (found) for the Northeast corner of same;

THENCE South 00 deg. 15 min. 00 sec. West with the East line of said 1.576 acre tract, a distance of 274.57 ft. to the place of beginning, containing 1.57656 acres of land.

***Location 2009; St. Mary's Street, Hempstead, Waller, Texas:***

TRACT I:

The East ½ of Lots 1 and 2, in Block 41, of/in the town of Hempstead, Waller County, Texas, according to the accepted and recorded map or plat of said town of Hempstead, of record in Volume 106, Page 311, of the Deed Records of Waller County, Texas; and,

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## TRACT II:

A certain 0.972 acre (42,326.1 sq. ft.) tract of land situated in the Jared E. Groce Survey, A-131, City of Hempstead, Waller County, Texas. Said 0.972 acre tract of land being comprised of all of Block 15 including the 20 ft. public alley through said block as shown on the plat of the City of Hempstead, Texas recorded in Volume 106, Page 311 of the Deed Records of Waller County, Texas and as described in a deed from Henry Meyer to the H. & T. C. Railway Company dated June 21, 1876 and recorded in Volume 3, Page 12 of the Deed Records of Waller County, Texas and a portion of a tract of land of unspecified area described in a deed from John Peebles, et al to the Houston & Texas Central Railway Company dated March 20, 1888 and recorded in Volume 10, Page 417 of the Deed Records of Waller County, Texas. Said 0.972 acre tract of land being more particularly described as follows:

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BEGINNING at an iron pin set at the intersection of the East margin of 15th Street (100 ft. right-of-way) and the North margin of St. Mary's Street (80 ft. right-of-way) for the Southwest corner of said Block 15 of the City of Hempstead, Texas and the Southwest corner of the herein described tract;

THENCE: N 2° 20' 00" E along the East margin of 15th Street and the West line of said Block 15, at 103.00 ft. pass the North townsite of the said City of Hempstead, Texas, the Northwest corner of said Block 15, the Northeast corner of the right-of-way of 15th Street and the apparent Southwest corner of said tract conveyed from John Peebles, et al to the Houston & Texas Central Railway Company and continuing on a Northward projection of the West line of said Block 15 with the apparent West line of the said Peebles, et al tract to a total distance of 176.36 ft. to an iron pin found for the Northwest corner of the herein described tract and the most Southerly Southwest corner of a called 21.548 acre tract described in a deed to the City of Hempstead recorded in Volume 409, Page 887 of the Deed Records of Waller County, Texas;

THENCE: S 79° 38' 12" E along the lower South line of the said City of Hempstead tract 25 ft. to the North of and parallel with the centerline of the existing tracks of the Southern Pacific Railroad Old Austin Branch, 272.67 ft. to an iron pin set for the Northeast corner of the herein described tract;

THENCE: S 2° 20' 00" W along a Northward projection of the East line of said Block 15 of the City of Hempstead, Texas, at 34.17 ft. pass the North townsite line of the said City of Hempstead, Texas, the Northeast corner of said Block 15 and the Northwest corner of the right-of-way of 14th Street (100 ft. right-of-way) and continuing with the East line of said Block 15 and the West margin of said 14th Street to a total distance of 137.17 ft. to an iron pin set at the intersection of the West margin of 14th Street with the North margin of St. Mary's Street for the Southeast corner of said Block 15 and the Southeast corner of the herein described tract;

THENCE: N 87° 54' 00" W along the North margin of St. Mary's Street and the South line of said Block 15, at 125.00 ft. pass the Southeast corner of said 20 ft. public alley through said Block 15, at 145.00 ft. pass the Southwest corner of said 20 ft. public alley and continuing to a total distance of 270.00 ft. to the POINT OF BEGINNING containing 0.972 acres (42,326.1 sq. ft.) of land with 0.047 acres (2060 sq. ft.) belonging to this tract and lying within the 20 ft. public alley through said Block 15 included in these field notes.

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***Location 2010; 3307 W. County Road, Hobbs, Lea County, New Mexico:***

A tract of land located in Section 20, Township 18 South, Range 38 East, N.M.P.M., Lea County, New Mexico, and being more particularly described as follows:

Beginning at a ½" reinforced bar set for the SE corner of this tract, from which the East Quarter corner of said Section 20 bears S 40°06'07" E, 294.22 feet; S 00°03'37" W 400.00 feet and N 89°58'33" E 1516.63 feet;

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THENCE S 89°58'32" W, 268.27 feet to a ½" reinforced bar set for the SW corner of this tract;

THENCE N 49°17'49" W, 154.76 feet to a ½" reinforced bar found for a corner of this tract;

THENCE N 40°06'11" W, 198.90 feet (Record 238.29 feet) to a ½" reinforced bar set in the curved south right-of-way line of West County Road for the NW corner of this tract;

THENCE 153.62 feet along the said curved South Right-of-Way line of West County Road (curve data as follows: Radius-1160.27'; chord-N 49°41'06" E 153.51'; Tangent-76.92'; Delta-07°35'10") to a ½" reinforced bar set for corner of this tract;

THENCE N 53°30'20" E 76.65 feet along the South Right-of-Way line of West County Road to a ½" reinforced bar set for the NE corner of this tract;

THENCE S 40°06'08" E 520.14 feet to the place of beginning.

***Location 2011; 1306 Petroleum Parkway, Broussard, St. Martin Parish, Louisiana:***

Those certain lots or parcels of ground, containing 1.03 acres each, situated in Section 23, Township 11 South, Range 5 East, St. Martin Parish, being more particularly known and described at Lots ONE (1), TWO (2), THREE (3) and FOUR (4) of that Plat of Survey of Walter S. Comeaux, III, P.E., entitled "Plat of Survey of St. Martin Parish Industrial Park" said Plat dated June 16, 2003, and said plat being recorded in the Conveyance Records of St. Martin Parish in Conveyance Book 1386 at Page 511 under Entry number 352466. The above-described lots have those metes, bounds and distances shown on said Plat of Survey.

***Location 2012; 1709 Crittendon, Bridgeport, Wise County, Texas:***

TRACT I:

That certain real estate consisting of Lots 16-19, Block 71 of the Original Town of Bridgeport, Wise County, Texas, according to the Plat recorded in Volume 26, Page 233, Deed Records, Wise County, Texas.

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**TRACT II:**

A part of the Joshua Brumbelow Survey A-121 in Wise County, Texas, and being more particularly described as follows:

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BEGINNING 2053.75 feet North 19' East of the Southeast corner of said Brumbelow Survey, and on the East line of same;

THENCE North 76°8' West 1084 feet to a point 15 feet East of the center of the Spur Track leading to the No. 3 Mine;

THENCE with the Eastern, Southern and Western line of said right of way to the intersection of the East boundary line of the Joshua Brumbelow Survey with the West line of the C.R.I. & G. RR. Co. right of way;

THENCE South 19' West 40 feet to the place of beginning, and containing 5.34 acres of land, more or less.

***Location 2014; 2077 Scratch Gravel Road, Damascus, Arkansas:***

PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (PT. NE1/4 SE1/4), LYING NORTH OF THE CHEROKEE BOUNDARY LINE IN SECTION TWENTY-SEVEN (27), AND PART OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (PT. NW1/4 SW1/4), IN SECTION TWENTY-SIX (26), LYING NORTH OF THE CHEROKEE BOUNDARY LINE, ALL IN TOWNSHIP NINE (9) NORTH, RANGE THIRTEEN (13) WEST OF THE FIFTH PRINCIPAL MERIDIAN, VAN BUREN COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A FOUND ARKANSAS STATE LAND SURVEY DIVISION ALUMINUM CAPPED MONUMENT STAMPED PLS 1243 AT THE EAST-QUARTER CORNER OF SAID SECTION 27, HAVING ESTABLISHED GRID COORDINATES OF (Y) 384,148.03 AND (X) 1,206,391.93 OF THE ARKANSAS COORDINATE SYSTEM 1983, NORTH ZONE, THENCE S 88°47' 36" E (BEARINGS BASED ON GROUND DISTANCE) ALONG THE NORTH LINE OF NW1/4 SW1/4, SAID SECTION 26, TO THE CENTERLINE OF SCRATCH ROAD, THENCE SOUTHERLY, ALONG THE CENTERLINE OF SAID SCRATCH ROAD THE FOLLOWING COURSES (BEARING AND DISTANCE) S 00°26' 36" W 377.06 FEET, S 00°14' 15" E 91.48 FEET, S 00°01' 19" W 101.67 FEET, S 02°19' 19" W 40.41 FEET, S 04°13' 52" W 32.23 FEET, S 04°18' 35" W 14.22 FEET, THENCE DEPARTING SAID CENTERLINE N 88°08' 07" W 386.81 FEET, THENCE N 01°51' 53" E 204.27 FEET, THENCE N 88°08' 07" W 120.01 FEET, THENCE N 01°51' 53" E 453.23 FEET TO THE NORTH LINE OF THE NE1/4 SE1/4 OF SAID SECTION 27, THENCE ALONG SAID NORTH LINE, S 87°58' 57" E 449.21 FEET TO THE POINT OF BEGINNING, CONTAINED WITHIN SAID BOUNDS 7.00 ACRES, MORE OR LESS.

TOGETHER WITH AND SUBJECT TO THE FOLLOWING ACCESS EASEMENT:

3784789v6

PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (PT. NE1/4 SE1/4), LYING NORTH OF THE CHEROKEE BOUNDARY LINE IN SECTION TWENTY-SEVEN (27), TOWNSHIP NINE (9) NORTH, RANGE THIRTEEN (13) WEST OF THE FIFTH PRINCIPAL MERIDIAN, VAN BUREN COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A FOUND ARKANSAS STATE LAND SURVEY DIVISION ALUMINUM CAPPED MONUMENT STAMPED PLS 1243 AT THE EAST-QUARTER CORNER OF SAID SECTION 27, HAVING ESTABLISHED GRID COORDINATES OF (Y) 384,148.03 AND (X) 1,206,391.93 OF THE ARKANSAS COORDINATE SYSTEM 1983, NORTH ZONE, THENCE N 87° 58' 57" W (BEARINGS BASED ON GRID MERIDIAN OF SAID NORTH ZONE) 449.21 FEET (DISTANCES BASED ON GROUND DISTANCE), THENCE S 01° 51' 53" W 21.47 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF ARKANSAS STATE HIGHWAY 124, THENCE ALONG SAID SOUTH RIGHT-OF-WAY LINE, S 88° 38' 20" E 25.00 FEET, THENCE DEPARTING SAID SOUTH RIGHT-OF-WAY LINE, S 01° 51' 53" W 431.99 FEET, THENCE N 88° 08' 07" W 50.00 FEET, THENCE N 01° 51' 53" E 431.53 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF SAID ARKANSAS STATE HIGHWAY 124, THENCE ALONG SAID SOUTH RIGHT-OF-WAY LINE, S 88° 38' 46" E 25.00 FEET TO THE POINT OF BEGINNING, CONTAINING 0.50 ACRE, MORE OR LESS.

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***Location 2015; 1001 Fortune Drive, Bossier City, Louisiana:***

LOTS 5, 6, 7 and 8, HARRISON BUSINESS PARK, a subdivision of Bossier City, Bossier Parish, Louisiana, as per plat thereof recorded in Book 808, Page 98 and 99 of the Conveyance Records of Bossier Parish, Louisiana.

***Location 2018; 5930 Bicentennial Street, San Antonio, Bexar County, Texas:***

Being 4.397 acres of land, more or less, out of the Clemente Texada Survey No. 133, Abstract 743, New City Block 17980 (formerly County Block 5098), situated in Bexar County, Texas, and being that same property conveyed in a Warranty Deed recorded in Volume 13625, Page 1576, Official Public Records, of which a portion has been platted as Lots 5 and 6, Block 1, New City Block 17980, Moody Bicentennial No. 1 Subdivision, according to the map or plat thereof recorded in Volume 9610, Page 147, Deed and Plat Records, Bexar County, Texas, said 4.397 acres being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod found for the Northeast corner of this 4.397, same being the Southeast corner of Lot 7, Industrial Park Ten East Subdivision (Volume 9502, Pages 2-4) and the Northeast corner of said Lot 5, same also being in the West Right-of-Way line of Bicentennial Drive and the POINT OF BEGINNING;

THENCE along the West Right-of-Way line of said Bicentennial Drive the following courses and distances:

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Along a curve to the right having a radius of 370.00 feet, an arc length of 24.32 feet (called 23.35 feet), a chord length of 24.32 feet (called 23.35 feet), a chord bearing of South 21 degrees 50 minutes 11 seconds East (called South 21 degrees 52 minutes 39 seconds East), and a delta angle of 03 degrees 45 minutes 58 seconds (called 03 degrees 36 minutes 57 seconds) to a 1/2 inch iron rod set, for the point of tangency;

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South 19 degrees 57 minutes 12 seconds East (called South 20 degrees 04 minutes 11 seconds East), a distance of 392.55 feet to a 1/2 inch iron rod found for the upper Southeast corner of this 4.397 acres, same being the point of curvature for a curve to the right at the intersection of the West Right-of-Way line of said Bicentennial Drive and the Northwest Right-of-Way line of Interstate Highway 10 (U.S. Highway 90);

THENCE, along said curve to the right having a radius of 25.00 feet, an arc length of 39.22 feet (called 39.56 feet), a chord length of 35.32 feet (called 35.56 feet), a chord bearing South 24 degrees 46 minutes 50 seconds West (called South 25 degrees 01 minutes 13 seconds West) and a delta angle of 89 degrees 52 minutes 38 seconds (called 90 degrees 39 minutes 53 seconds) to a 1/2 inch iron rod found for the lower Southeast corner of this 4.397 acres;

THENCE continuing along the Northwest Right-of-Way line of said Interstate Highway 10, South 70 degrees 31 minutes 15 seconds West (called South 70 degrees 21 minutes 10 seconds West), a distance of 173.81 feet (called 173.61 feet) to 1/2 inch iron rod set for the South corner of this 4.397 acres, same being the Southeast corner of the Malcolm Strateman 1.240 acres (Volume 6841, Page 1259);

THENCE along the lines common to this 4.397 acres and said Strateman 1.240 acres the following courses and distances:

North 11 degrees 21 minutes 50 seconds West, a distance of 106.19 feet (called 105.50 feet) to a 1/2 inch iron rod set for an interior corner of this 4.397 acres, same being the Northeast corner of said Strateman 1.240 acres and a Southerly angle corner of said Lot 6;

North 89 degrees 59 minutes 50 seconds West, a distance of 326.44 feet (called 327.05 feet) to a 1/2 inch iron rod set for the Southwest corner of this 4.397 acres, same being the Northwest corner of said Strateman 1.240 acres and in the East line of the Commercial Contracting Co. 6.510 acres (Volume 13643, Page 1031);

THENCE along the line common to this 4.397 acres and said Contracting Co. 6.510 acres, North 05 degrees 09 Minutes 23 seconds West (called North 05 degrees 16 minutes 50 seconds West), a distance of 380.68 feet (called 380.91 feet) to a 1/2 inch iron rod found for the Northwest corner of this 4.397 acres, same being in the South line of Lot 6 of said Industrial Park Ten East Subdivision;

THENCE along the line common to this 4.397 acres and Industrial Park Ten East Subdivision, South 89 degrees 46 minutes 08 seconds East (bearing basis), a distance of 417.24 feet (called 418.05 feet) to the POINT OF BEGINNING, and containing 4.397 acres of land, more or less.

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***Location 211021; 923 Carlin Trend Drive, Carlin, Elko County, Nevada:***

Parcel 5 as shown on that certain Parcel Map for the City of Carlin, Nevada, recorded December 26, 1996 as shown as File No. 400675, filed in the Office of the County Recorder, Elko County, Nevada, containing 2.96 acres, commonly referred to as 923 Carlin Trend Road, Carlin City, Elko County, Nevada.

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***Location 211021; 2255 Griffin Street, Carlin, Elko County, Nevada:***

Parcel 12 as shown on that certain Parcel Map for The City of Carlin, Nevada filed in the office of the County Recorder of Elko County, State of Nevada, on June 30, 2005, as File No. 536727, being a portion of Section 22, TOWNSHIP 33 NORTH, RANGE 52 EAST, M.D.B. & M.

***Location 211121; 4825 North Sloan Lane, Las Vegas, Clark County, Nevada:***

A certain tract or parcel of land lying and being situate in the County of Clark, State of Nevada, and being a portion of the Southeast quarter (SE 1/4) of the Southeast quarter (SE 1/4) of Section 33 Township 19 South, Range 62 East, M.D.M., and being more particularly described as follows:

Commencing at the Southeast corner of said Section 33, the true point of beginning; thence North 02°21'20" west along the east line of said Section 33 a

distance of 433.65 feet; thence South 88°12'40" West parallel with the South line of said Section-33 a distance of 1146.77 feet to a point in the East boundary line of that certain parcel of land described in the deed to the United States of America recorded July 12, 1955, as Document No. 51727 of Official Records of Clark County, Nevada; thence South 24°22'52" East along said East boundary line a distance of 198.34 feet to the beginning of a tangent curve, concave to the Northeast, and having a radius of 1950 feet; thence continuing along said East boundary line, Southeasterly along said curve through a central angle of 08°14'50" an arc distance of 280.69 feet to a point in the South line of said Section 33; thence North 88°12'40" East along said South line a distance of 948.78 feet to the true Point of Beginning.

Excepting therefrom that portion of the land as conveyed to Clark County, Nevada by that certain Grant Deed recorded February 8, 1972 in Book 206 of Official Records, as Instrument No. 165025 in the Office of the Recorder, Clark County, Nevada.

Note: the above metes and bounds description appeared previously in that certain document recorded June 15, 1966 in Book 0723 as Instrument No. 581441, of Official Records Clark County, Nevada.

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***Location 211421; 25 Company Row/25 Spring Street, Caliente, Lincoln County, Nevada:***

That portion of the Northeast Quarter of the Northwest Quarter of Section 8, Township 4 South, Range 67 East, M.D.M., described as follows:

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Beginning at a point in the westerly right-of-way line of the Union Pacific Railroad Company's branch of the Salt Lake Division leading from Caliente, Lincoln County, Nevada to Ploche, Lincoln County, Nevada, which bears South 46°38' West 45.55 feet and South 21°00' West 64.2 feet from Engineers Station 24 plus 95.8 of tract #53 of the above mentioned line; thence along the Westerly boundary line of the lands of Alice Culverwell Dixon South 21° West 115.8 feet, South 60.00 feet to a 2"X2" stake at the Southwest corner of said lands, which stake is on the Easterly line of the Spring Street produced and 35 feet North of the Northwest corner of the most Northerly of a row of lots containing Union Pacific Railroad Company Employees Cottages; turning thence at right angles, parallel to and 35.0 feet distant from the fence marking the Northerly boundary of said mentioned lot, East 147.3 feet to a point from which a 2"X2" stake bears North 0.26 feet; thence continuing on the same course, East 39.2 feet to a point in the above mentioned right of way line, from which point Engineers Station 19 plus 88.9 on Tract 51 bears East 97.4 feet; thence along the above mentioned Westerly right of way line, parallel to and 100 feet distant from the center line of Tract Nos. 63 and 53, a distance of 222 feet, more or less, to the place of beginning.

Note: The above metes and bounds description appeared previously in that certain document recorded May 15, 1997, in Book 4866, Page 987 of the Official Records, Lincoln County, Nevada.

***Location 214021; 364 Taft Avenue, Pocatello, Bannock County, Idaho:***

The North half of Lot 11 and all of Lots 12, 13, 14, 15, 16 and 17, Block "A", and the North half of Lot 11 and all of Lots 12, 13 and 14, Block "B", all in Gray's Wholesale District, Townsite Subdivision, Bannock County, Idaho, as the same are platted on the Official Plat thereof on file in the Office of the Recorder of Bannock County, Idaho; together with that portion of what was formerly known as Gray's Avenue, in said Gray's Wholesale District, lying directly east of and adjoining the North half of Lot 11 and all of Lots 12, 13 and 14, except the North 40 feet of said Lot 14, Block "B", of said Gray's Wholesale District.

***Location: 2037 W. Main Street, Cassia County, Idaho:***

TRACT I:

All that certain property containing 0.27 acres, more or less, as described in that certain Deed recorded under Clerk's File No. 2009-006226, Office of the Recorder of Cassia County, Idaho; and,

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**TRACT II:**

All that certain property containing 0.31 acres, more or less, as described in that certain Deed recorded under Clerk's File No. 2009-006225, Office of the Recorder of Cassia County, Idaho; and,

**TRACT III:**

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All that certain property containing 0.39 acres, more or less, as described in that certain Deed recorded under Clerk's File No. 2009-006224, Office of the Recorder of Cassia County, Idaho.

***Location: SO 650 West, Cassia County, Idaho:***

TOWNSHIP 10 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY, IDAHO:

Section 30: Part of Lot 1 located in the N ½ NW ¼ of Section 30, more particularly described as follows:

From a point of beginning located North 79° 03' East 1532.9 feet, and North 10° 57' West 50.0 feet from the point of intersection between the Union Pacific Railroad right-of-way center line with the West boundary of Section 30, Township 10 South, Range 22 East of the Boise Meridian. Said point is located on the North boundary line of said railroad right-of-way.

Running thence North 10° 57' West and perpendicular to said railroad right-of-way center line 250.0 feet;

Thence North 79° 03' East and parallel to said railroad centerline 1192.9 feet, more or less, to the point of intersection with the North-South quarter section boundary;

Thence South 254.6 feet, more or less, to the point of intersection with the North railroad right-of-way boundary;

Thence South 79° 03' West along said railroad right-of-way boundary 1144.6 feet, more or less, to the Point of Beginning.

***Location 214121; 445 East 5<sup>th</sup>, Burley, Minidoka County, Idaho:***

Township 10 South, Range 23 East of the Boise Meridian, Minidoka County, Idaho.

Section 17; that part of Lot 5, described as follows:

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Beginning at the Northwest corner of said Lot 5;  
 Thence North 89°48'00" East along the North boundary of said Lot 5 for 272.94 feet;  
 Thence South 0°26'45" East 250.00 feet;  
 Thence South 89°48'00" West 272.94 feet;  
 Thence North 0°26'45" West 250.00 feet to the Point of Beginning.

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***Location 216730; 4699 Burley Drive, Chubbock, Bannock County, Idaho:***

Lot 12 of BONNIEBRAE ACRES, Bannock County, Idaho, as the same appears on the official plat thereof, filed in the office of the County Recorder of Bannock County, Idaho.

EXCEPT: Commencing at the Southwesterly corner tract 12, Bonniebrae Acres, a subdivision in the NW1/4 NE1/4 and NE1/4 NW1/4 of Section 10, Township 6 South, Range 34 East, Boise Meridian, Bannock County, Idaho; thence East following the North line of Atholl Avenue 84 feet; thence at right angles North parallel to the East line of Lot 12, a distance of 120 feet; thence at right angles parallel to Atholl Avenue, West a distance of 95 feet, more or less, to the lateral; thence in a Southeasterly direction following a lateral to the point of beginning.

ALSO EXCEPT the East 25 feet of Lot 12 of BONNIEBRAE ACRES.

ALSO EXCEPT a parcel of land located in the NE1/4 of Section 10, Township 6 South, Range 34 East, Boise Meridian, Bannock County, Idaho. It is also a portion of Lot 12 of BONNIEBRAE ACRES and is more particularly described as follows:

Beginning at the Southwest corner of said Lot 12; thence South 89°32' 08" East along the Northerly right of way line of Atholl Avenue (E. Linden Ave.) 84.00 feet to the Southeast corner of Instrument No. 95003318, the true point of beginning; thence North 0°09' 03" West parallel to the East line of Bonniebrae Acres and along the East line of Instrument No. 95003318 a distance of 120.00 feet; thence North 89°32' 08" West parallel to the Northerly right of way line of Atholl Ave. (E. Linden Ave.) 95.64 feet to the West line of said Lot 12; thence North 5°41' 03" West along the West line of said Lot 12 a distance of 42.75 feet; thence South 89°21' 11" East 184.71 feet; thence South 2°06' 41" West 161.97 feet to an intersection with an Easterly prolongation of the Northerly right of way line of Atholl Ave. (E. Linden Ave.); thence North 89°32' 08" West along a Northerly right of way line of Atholl Ave. (E. Linden Ave.) and its Easterly prolongation 78.54 feet to the true point of beginning.

***Location 214221; 1550 Jefferson, Idaho Falls, Bonneville County, Idaho:***

Township 2 North, Range 38 East of the Boise Meridian, County of Bonneville, State of Idaho.

Section 7: Beginning at a point that is S0°03'07"W 795.67 feet along the Section line from the West Quarter Corner of said Section 7, said point being on the Southerly right-of-way line of the Union Pacific Railroad which is 50 feet perpendicular in a Southwesterly direction from the center line of said Railroad right-of-way; and running thence S62°56'08"E 217.05 feet parallel to

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and 50 feet Southwesterly from said Railroad center line to a point in the Northerly right-of-way line of City Canal, that is 30 feet Northerly; measured at right angles, from the center line of said City Canal; thence S50°53'48"E 263.90 feet along said Northerly right-of-way line to a point in the Northerly right-of-way line of the Fairview-Anderson Street Exchange; thence S70°31'02"W 388.42 feet along said Exchange right-of-way line; thence N49°19'26"W 42.49 feet to the West line of said Section 7; thence N03°03'07"E 367.06 feet along said Section line to the Point of Beginning.

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***Location 214321; 1130 University Boulevard, Rexburg, Madison County, Idaho:***

That portion of the SW1/4 NW1/4 of Section 36, Township 6 North, Range 39 E.B.M., Madison County, Idaho, more particularly described as follows:

Beginning at the SW corner of said Section 36; thence N0°24'42"W for a distance of 2717.59 feet; thence N89°56'42"E for a distance of 460.95 feet to the true point of beginning; thence N9°56'42"E for a distance of 462.00 feet; thence N19°33'48"E for a distance of 293.92 feet; thence S89°56'42"W for a distance of 560.68 feet; thence S0°03'18"E for a distance of 276.88 feet to the true point of beginning.

***Location 216221; 1070 W. 200 North, Logan, Cache County, Utah:***

A parcel of ground located in the Southeast Quarter of Section 32, Township 12 North, Range 1 East of the Salt Lake Base and Meridian, described as follows:

Commencing at the Northeast corner of Parcel 05-064-0026 being at the intersection of the West line of Lot 6, Block 26, Plat "E" of the Logan Farm Survey (being North 00°18'00" East 656.82 feet from the Wayne Crow Rebar found at the Southwest corner of said block) and the South right of way line of 200 North Street or State Highway 30 at a point South 88°42'55" East from a state right of way marker; Thence running South 88°42'55" East along said right of way line 396.06 feet (398.30 feet by record) to the true point of beginning, said point being located North 00°18'00" East (North by record of Parcel 05-064-0018 & North 00°04'16" East by record of Parcel 05-064-0025) 3.94 feet of a rebar with a Wayne Crow Cap set for a property survey done for said 0025 Parcel, said property was used in a quiet title judgment court decree found in the Cache County Recorder's Office under Entry #953893; and thence continuing South 88°42'55" East (East by record) along said right of way line 305.57 feet (312.26 feet by record of Parcel 05-064-0018) to a point located North 88°42'55" West 642.24 feet from the East line of said Block 6 and also located North 88°42'55" West 1,493.69 feet from a state right of way marker; Thence South 01°04'38" West 433.77 feet (South 432.03 feet by record of Parcel 0018) to a point located North 218.97 feet from the South line of said Lot 6, said point being the North line of the LW Miller property under Parcel No. 05-064-0021; Thence North 89°02'43" West (West by record) 299.66 feet (307.69 feet by record of Parcel 0018 & 300.12 feet by record of Parcel 0021) to a point located East 396 feet perpendicularly to the West line of said Lot 6; Thence running North 00°18'00" East (North by record of Parcels 05-064-0018 & 0031 and North 00°04'16" East by record of Parcel 05-064-0025) parallel to and 396 feet distant from the West line

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of said Lot 6 a distance of 435.56 feet (432.0 feet by record) to the point of beginning, containing 131,528 square feet or 3.02 acres, more or less.

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***Location 217221; 403 47<sup>th</sup> Street West, Williston, Williams County, North Dakota:***

A parcel of land located in the S1/2NE1/4SE1/4 of Section 2 in Township 154 North, Range 101 West of the Fifth Principal Meridian, Williams County, North Dakota, more particularly described as follows: Commencing at the Southeast corner of the said S1/2NE1/4SE1/4; thence Westerly along the South line of said S1/2NE1/4SE1/4 a distance of 586.59 feet to a point; thence North 00°02' East and parallel with the East line of the said S1/2NE1/4SE1/4 a distance of 210.00 feet to the point of beginning; thence continuing North 00°02' East a distance of 243.77 feet; thence North 89°36' West a distance of 514.08 feet; thence South 00°02' West a distance of 245.64 feet; thence South 89°50' East a distance of 514.00 feet to the point of beginning, containing 2.89 acres, more or less. The Northerly 30.00 feet of said land being dedicated for road purposes.

***Location 217221; 103 1<sup>st</sup> Street West, Williston, Williams County, North Dakota:***

The Lots 6 and 7 in Block 20 of Original Townsite to the City of Williston, Williams County, North Dakota, according to the recorded Plat thereof on file in the office of the County Recorder for said County and State.

- And -

The Lot 5 in Block 20 of Original Townsite to the City of Williston, Williams County, North Dakota, according to the recorded Plat thereof on file in the office of the County Recorder for said County and State.

- And -

The Lot 4 in Block 20 of Original Townsite to the City of Williston, Williams County, North Dakota, according to the recorded Plat thereof on file in the office of the County Recorder for said County and State.

- And -

The Lots 2 and 3 in Block 20 of Original Townsite to the City of Williston, Williams County, North Dakota, according to the recorded Plat thereof on file in the office of the County Recorder for said County and State.

- And -

The Lot 1 in Block 20 of Original Townsite to the City of Williston, Williams County, North Dakota, according to the recorded Plat thereof on file in the office of the County Recorder for said County and State.

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***Location 221422; 709 West Sunset Road, Henderson, Clark County, Nevada:***

All that portion of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼) of Section 2, Township 22 South, Range 62 East, M.D.B.&M., and more particularly described as follows: Ent 1112011 Bk 1819 Pg 1482

Commencing at the center of said Section 2; thence South 89°31'30" West 624.31 feet to a point in the North line of said Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼), said point being the Northeast corner of the Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼) of said Section 2, said point also being the Northwest corner of property deeded to Joseph Farber and Kitty Farber, husband and wife as joint tenants, and George Walton, a married man, as tenants in common dated March 29, 1965 and recorded April 13, 1969 as Document No. 497800, said point being the true point of beginning; thence South 01°37'59" East a distance of 101.50 feet; thence South 88°31'31" West 266.78 feet; thence North 01°03'55" West 106.25 feet to a point in North line of said Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼); thence North 89°31'20" East 265.71 feet to the point of beginning.

Note: the above metes and bounds description previously appeared in that certain Warranty Deed recorded December 23, 2009 under Instrument No. 200912230002873, Receipt No. 171599, with the Clark County Recorder.

***Location 221622; 3333 Losee Road, Las Vegas, Clark County, Nevada:***

Lot Eight (8) in Block One (1) of Losee Industrial Park, as shown by map thereof on file in Book 33 of Plats, Page 3, and as amended by Certificate of Amendment recorded June 21, 1985 in Book 2135 as Instrument No. 2094726 and as amended by Certificate of Amendment recorded October 16, 1991, in Book 911016 as Instrument No. 00804, in the Office of the County Recorder of Clark County, Nevada.

Together with an easement over and across the following described property:

Easement interest in the Southerly forty (40) feet of Lots Six (6) and Seven (7) in Block One (1) of Losee Industrial Park, as shown by map thereof on file in Book 33 of Plats, Page 3, in the Office of the County Recorder of Clark County, Nevada.

***Location 221522; 1190 South Sandhill, Las Vegas, Clark County, Nevada:***

Being portions of Lots 1, 2, 3, 4, 5, 8, 9, 10 and 11 in Block 1 of Hawaiian Park, Unit No. 1, as shown by map thereof on file in Book 6 of Plats, Page 60, in the Office of the County Recorder of Clark County, Nevada, and more particularly described in metes and bounds, as follows, to wit:

Beginning at a point of intersection of the left or westerly right-of-way line of I-515 Freeway (Project ID-515-01 (5) 0), and the easterly boundary of Lot 5 in Block 1 of Hawaiian Park, Unit

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No. 1, as shown by map thereof in file in Book 6 of Plats, Page 60, in the Office of the County Recorder of Clark County, Nevada, 251.94 feet left of and at right angles to highway engineer's State "B" 1151+09.43 POT., said point being further described as bearing South 05°24'09" West, a distance of 343.59 feet from the North Quarter corner of Section 6, Township 21 South, Range 62 East, M.D.M.; thence South 01°16'58" East, along said easterly boundary of Lot 5, a distance of 19.20 feet to a point on the easterly right-of-way line of relocated Sandhill Road; thence from a tangent which bears North 36°22'22" West curving to the left along said easterly right-of-way line, with a radius of 440 feet through an angle of 26°14'05"; an arc distance of 201.47 feet to a point; thence from a tangent which bears North 62°36'27" West, curving to the right continuing along said easterly right-of-way line, with a radius of 260 feet; through an angle of 14°33'42"; an arc distance of 66.08 feet to a point on the southwesterly boundary of Lot 9 of said Block 1 of Hawaiian Park, Unit No. 1; thence from a tangent which bears North 10°08'57" West, curving to the left along the southwesterly boundaries of said Lot 9, and Lots 10 and 11 and said Block 1 of Hawaiian Park, Unit No 1, with a radius of 60 feet, through an angle of 62°07'05"; an arc distance of 65.05 feet to a point on said easterly right-of-way line of relocated Sandhill Road; thence from a tangent which bears North 34°22'14" West, curving to the right along said easterly right-of-way line, with a radius of 260 feet, through an angle of 05°24'12" an arc distance of 24.52 feet to a point; thence from a tangent which bears North 28°58'02" West, curving to the right, continuing along said easterly right-of-way line, with a radius of 30 feet, through an angle of 121°11'11", an arc distance of 63.45 feet to a point on the said left or westerly right-of-way line of I-515 Freeway; thence South 83°53'34" East, along said left or westerly right-of-way line of I-515 Freeway, a distance of 92.76 feet to a point; thence from a tangent which bears the last described course, curving to the right continuing along said left or westerly right-of-way line, with a radius of 38.42 feet, through an angle of 58°22'44" an arc distance of 39.14 feet to a point; thence South 25°30'50" East, continuing along said left or westerly right-of-way line, a distance of 253.13 feet to the point of beginning.

Together therewith that portion of Sandhill Road as vacated by that certain Order of Vacation recorded July 14, 1997 in Book 970714 as Document No. 01115 of the Official Records.

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***Location 221222; 5775 South Valley View Boulevard, Las Vegas, Clark County, Nevada:***

The East half (E ½) of the Southeast Quarter (SE ¼) of the Northeast Quarter (NE ¼) of the Northeast Quarter (NE ¼) of the Northeast Quarter (NE ¼) of Section 31, Township 21 South, Range 61 East, M.D.B.&M., Clark County, Nevada.

Excepting therefrom the West 10 feet of the East 50 feet and the South 30 feet, together with that certain Spandrel Area in the Southeast corner thereof, also being the Northwest corner of the intersection of Quail Avenue and Valley View Boulevard bounded as follows:

On the East by the West line of the East 50 feet and on the South by the North line of the South 30 feet and on the Northeast by an arc of a curve concave northwesterly having a radius of 25 feet and being tangent to the West line of said East 50 feet and to the North line of said South 30 feet.

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***Location 224022; 500 East Oak Street (a/k/a 512 Polk Street), Pocatello, Bannock County, Idaho:***

Lots 25, 26, 27, 28 and 29, Block 13, Fairview Townsite, Bannock County, Idaho, as the same appears on the official plat thereof, filed in the office of the County Recorder, Bannock County, Idaho.

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***With respect to all tracts referenced herein:***

SAVE AND EXCEPT any property previously conveyed by the applicable record owner.

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