

Ent 123365 Bk 291 Pg 1610  
Date: 07-JUN-2011 8:19:52AM  
Fee: \$31.00 Check  
Filed By: CB  
BRENDA NELSON, Recorder  
MORGAN COUNTY  
For: BUREAU OF RECLAMATION

### SCRIVENER'S AFFIDAVIT OF CORRECTION

This correction affidavit is intended to correct the legal description in Boundary Adjustment Agreement, Contract No. 10-LM-40-03680, executed on September 1, 2010, between the United States of America, Donald and Laraine Whitear Family Trust, Donald and Laraine Whitear Family Partnership and Lone Tree Land LLC, and recorded as Entry 121251, and in Book 287, Pages 185-191 in the Morgan County records. The agreement was written using grid distances and should have been written using ground distances. Attached below is the corrected description that changes grid distances to ground distances, using a grid factor of .99976711, in its entirety.

#### EXHIBIT A

An as-built fence line description on the East side of the Canal separating and designating United States property from private property owned by DONALD AND LARAINÉ WHITEAR FAMILY TRUST, the DONALD AND LARAINÉ WHITEAR FAMILY LIMITED PARTNERSHIP and LONE TREE LAND, LLC, (Whitear) situated in Southeast Quarter (SE $\frac{1}{4}$ ) of Section 36, Township 5 North, Range 1 East, in the Northeast Quarter (NE $\frac{1}{4}$ ) of Section 1, Township 4 North, Range 1 East and the Northwest Quarter (NW $\frac{1}{4}$ ) of Section 6, Township 4 North, Range 2 East, Salt Lake Base and Meridian, Morgan County, Utah, and is more particularly described as follows:

Beginning at a point on the newly constructed fence line, a common property corner between Whitear, Sessions and the United States, which point lies South 14°41'51" West, Thirteen Hundred Twenty-four and Thirty-nine-hundredths (1,324.39) feet from the East Quarter Corner of said Section 36; thence along a mutually agreed upon boundary line, being a newly constructed fence line, South 08°12'38" West, Two Hundred Twenty and Thirty-two-hundredths (220.32) feet; thence South 08°15'57" East, Sixty-one and Forty-four-hundredths (61.44) feet; thence South 27°49'42" East, Two Hundred Ninety-seven and Seventy-hundredths (297.70) feet; thence South 17°56'32" East, One Hundred Seventy-two and Eighty-three-hundredths (172.83) feet; thence South 19°46'54" East, Two Hundred Thirty and Fifteen-hundredths (230.15) feet; thence South 23°45'30" West, Sixty-seven and Thirty-three-hundredths (67.33) feet; thence South 12°04'45" East, One Hundred Forty-five and Five-hundredths (145.05) feet; thence South 79°43'38" West, One Hundred Seven and Thirty-seven-hundredths (107.37) feet; thence South 27°40'36" West, Seventy-five and Eighty-hundredths (75.80) feet; thence South 00°35'15" West, Two Hundred Nineteen and Four-hundredths (219.04) feet; thence North 88°24'57" West, One Hundred Ninety-three and Eighty-hundredths (193.80) feet; thence South 07°30'47" West, Eighty-seven and Two-hundredths (87.02) feet; thence South 03°51'35" East, Seventy-one and Eleven-hundredths (71.11) feet; thence South 20°02'55" East, Forty-five and Seventy-three-hundredths (45.73) feet; thence along a curve to the right

having a radius of Four Hundred Fifty and Ten-hundredths (450.10) feet and a length of Four Hundred Twelve and Forty-eight-hundredths (412.48) feet, (cord bears South 20°20'02" East, Three Hundred Ninety-eight and Nineteen-hundredths (398.19) feet); thence South 25°07'44" West, Two Hundred Twenty-eight and Sixty-four-hundredths (228.64) feet; thence South 12°52'43" West, Seventy-three and Fifty-four-hundredths (73.54) feet; thence South 30°11'51" East, Thirty-one and Seventy-seven-hundredths (31.77) feet; thence South 22°27'23" West, Fifty-two and Fifty-three-hundredths (52.53) feet; thence South 02°25'25" West, One Hundred Eighty-seven and Eleven-hundredths (187.11) feet; thence South 11°20'05" East, One Hundred Eighty and Fifty-two-hundredths (180.52) feet; thence South 11°48'22" East, Four Hundred Forty-three and Fifty-nine-hundredths (443.59) feet; thence South 03°05'09" East, One Hundred Eleven and Forty-three-hundredths (111.43) feet; thence South 55°27'23" West, Thirty-two and Forty-one-hundredths (32.41) feet; thence South 14°18'22" East, Twenty-six and one-hundredth (26.01) feet; thence South 79°08'51" East, Forty-nine and Ninety-nine-hundredths (49.99) feet; thence South 36°01'23" East, One Hundred Twenty-one and Six-hundredths (121.06) feet; thence South 35°47'01" East, One Hundred Nineteen and Seventy-eight-hundredths (119.78) feet; thence South 25°20'13" East, Three Hundred Ninety-seven and Sixty-nine-hundredths (397.69) feet; thence South 34°34'17" East, Four Hundred Sixty-eight and Twenty-seven-hundredths (468.27) feet; thence South 44°13'33" East, One Hundred and Fifty-five-hundredths (100.55) feet; thence South 46°49'43" East, One Hundred Twenty-three and Seventy-five-hundredths (123.75) feet; thence South 57°31'48" East, Three Hundred Eight and Sixty-nine-hundredths (308.69) feet; thence South 60°36'50" East, Twenty-five and Seventy-two-hundredths (25.72) feet; thence South 35°46'43" West, Twenty-five and Eighty-one-hundredths (25.81) feet; thence South 19°49'53" East, Fifty-nine and Fifty-two-hundredths (59.52) feet; thence South 30°47'50" East, One Hundred Thirty-four and Ninety-two-hundredths (134.92) feet; thence South 60°28'58" West, Seventy-one and Fifty-nine-hundredths (71.59) feet thence South 41°53'20" East, Ten and Thirty-six-hundredths (10.36) feet; thence South 23°19'04" East, Thirty-seven and Ninety-one-hundredths (37.91) feet; thence South 29°13'28" East, Sixteen and Thirty-nine-hundredths (16.39) feet; thence South 34°08'09" East, Fourteen and Twenty-six-hundredths (14.26) feet; thence South 48°37'53" East, Forty-one and Thirty-two-hundredths (41.32) feet; thence South 25°12'04" West, Nine and Thirty-nine-hundredths (9.39) feet; thence South 59°40'21" East, Twenty-three and Eighteen-hundredths (23.18) feet; thence North 79°47'46" East, Ten and Sixteen-hundredths (10.16) feet; thence North 09°05'25" East, Twenty-one and Sixty-two-hundredths (21.62) feet, from which point the West Quarter of said Section 6 lies North 48°00'47" West, Twelve Hundred Forty-five and Sixty-eight-hundredths (1,245.68) feet.

This fence line description will serve as the accepted property line between  
Whitear and the United States.

David K. Krueger  
David K. Krueger  
Chief, Lands Group

ACKNOWLEDGMENT OF DAVID K. KRUEGER

State of Utah )  
                  ) ss.  
County of Utah

On this 5<sup>th</sup> day of May, 2011, personally appeared before me  
David K. Krueger, to me known to be the signer of the above Affidavit and I acknowledge that he  
signed it of his free and voluntary act and deed for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the  
day and year first above written.

Pauline P. Brown  
Notary Public

(NOTARY SEAL)

