Recorded at the request of, And when recorded return to:

Kenneth A. Eisner Springer Bush & Perry, P.C. 500 Cherrington Parkway, Suite 420 Coraopolis, PA 15108

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10298122 12/12/2007 3:03:00 PM \$19.00 Book - 9547 Pg - 4437-4439 Gary W. Ott Recorder, Salt Lake County, UT INTEGRATED TITLE INS. SERVICES BY: eCASH, DEPUTY - EF 3 P.

SPACE ABOVE LINE FOR COUNTY RECORDER ONLY

## SPECIAL WARRANTY DEED

WASATCH SOUTH HILLS DEVELOPMENT CO., LLC, a Utah limited liability company, Grantor, hereby CONVEYS and WARRANTS against all persons claiming by, through or under it, but not otherwise, to KEY BANK, NA, as TRUSTEE OF THE IRREVOCABLE JACK W. KUNKLER TRUST A, SHARE B, Grantee, of 1301 Fifth Avenue, Suite 2400, Seattle, Washington 98101, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the following described tracts of land in Salt Lake County, State of Utah (the "Property"):

## See Exhibit "A" attached.

The above Property is conveyed subject to: taxes, assessments, reservations in patents, easements, rights of way, encumbrances, liens, covenants, conditions and restrictions as may appear of record; any and all conditions, easements, encroachments, rights of way or restrictions which a physical inspection, or accurate ALTA survey of the Property, would reveal; and any applicable zoning and use regulations of any municipality, county, state or federal government or agency effecting the Property.

WITNESS, the hand of said Grantor, this // day of December, 2007.

WASATCH SOUTH HILLS DEVELOPMENT CO., LLC

A Utah Limited Liability Company

Dy /

Dave Millheim, Manager

STATE OF UTAH ) : ss.
County of Salt Lake )

On the \( \sum\_{\text{day}} \) day of December, 2007, personally appeared before me Dave Millheim, who, being by me duly sworn, did say that he is the Manager of WASATCH SOUTH HILLS DEVELOPMENT CO., LLC, and that the said instrument was signed on behalf of said Limited Liability Company by authority of a resolution of the Members or its Operating Agreement, and the aforesaid Manager acknowledged to me that said Limited Liability Company executed the same.

Notery Public
WILLIAM R. ROEDER
ee35 3. Union Park Center 4160
Midwale, Utah 46047
My Commission Expires
August 11, 2011
State of Utah

NOTARY PUBLIC

## **EXHIBIT "A"**

A PARCEL OF LAND LOCATED IN SECTIONS 20 AND 21, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 21 AND RUNNING THENCE SOUTH 0° 36' 59" EAST, ALONG THE LINE COMMON TO GOVERNMENT LOTS 2 AND 3 OF SAID SECTION 21, A DISTANCE OF 1344.12 FEET, TO THE SOUTHERLY CORNER THEREOF; THENCE NORTH 89° 33' 30" WEST, ALONG THE SOUTHERLY LINE OF SAID GOVERNMENT LOT 3, A DISTANCE OF 1334.92 FEET, TO THE SOUTHERLY CORNER COMMON TO GOVERNMENT LOTS 3 AND 4 OF SAID SECTION 21 AND THE POINT OF BEGINNING FOR THIS DESCRIPTION AND RUNNING THENCE NORTH 89° 33' 30" WEST, ALONG THE SOUTH LINE OF SAID GOVERNMENT LOT 4, A DISTANCE OF 541.12 FEET; THENCE NORTH 0° 06'53" EAST, A DISTANCE OF 339.36 FEET; THENCE NORTH 89° 27'18" WEST, A DISTANCE OF 792.00 FEET, TO THE SECTION LINE; THENCE SOUTH 0° 25' 12" WEST, ALONG THE SECTION LINE, A DISTANCE OF 340.78 FEET, TO THE EAST-WEST 40 ACRE LINE OF THE NORTHEAST QUARTER OF SAID SECTION 21; THENCE SOUTH 89° 13' 13" WEST, ALONG SAID 40 ACRE LINE, A DISTANCE OF 2593.54 FEET, MORE OR LESS TO THE NORTH SIXTEENTH CORNER OF SAID SECTION 20; THENCE NORTH 0° 40' 49" WEST, ALONG THE NORTH-SOUTH CENTER QUARTER LINE, A DISTANCE OF 1308.95 FEET, TO THE NORTH QUARTER CORNER OF SAID SECTION 20; THENCE NORTH 88° 02' 32" EAST, ALONG THE SECTION LINE, A DISTANCE OF 2620.36 FEET, TO THE SECTION CORNER COMMON TO SECTIONS 16,21,20 AND 17; THENCE SOUTH 0° 36'16" WEST, ALONG THE SECTION LINE, A DISTANCE OF 439.48 FEET; THENCE SOUTH 89° 23' 44" EAST, A DISTANCE OF 991.41 FEET; THENCE NORTH 00° 36' 08" EAST, A DISTANCE OF 435.09 FEET, TO THE SECTION LINE; THENCE SOUTH 89° 08' 29" EAST, ALONG SAID SECTION LINE, A DISTANCE OF 331.42 FEET, TO THE NORTHERLY CORNER COMMON TO GOVERNMENT LOTS 3 AND 4; THENCE SOUTH 0° 05' 40" EAST, A DISTANCE OF 1353.56 FEET, TO THE POINT OF BEGINNING.

## **BEING PART OF**

Parcel Identification No. 33-20-200-004

Parcel Identification No. 33-20-200-005

Parcel Identification No. 33-21-100-009

Parcel Identification No. 33-21-100-012

Parcel Identification No. 33-21-100-017