

WHEN RECORDED, MAIL TO:

Sattar N. Tabriz
Registered Professional Land Surveyor
1370 South West Temple
Salt Lake City, Utah 84115

E 147788 B 0622 P 0507
Date 18-MAY-2000 4:28pm
Fee: 76.00 Check
CALLEEN B. PESHELL, Recorder
Filed By RGL
For WARD ENGINEERING GROUP
TOOELE COUNTY CORPORATION

AFFIDAVIT

This Affidavit is made and entered into this 1st day of May, 2000, 2000 by Sattar N. Tabriz, a Utah Registered Land Surveyor, License No. 155100, hereinafter referred to as "Surveyor."

Whereas on August 10th, 1999, the Subdivision Plat of Gateway Neighborhood - Phase 2A-1 was recorded as Entry No. 135609 in Book 582 at Page 576 in the official records of Tooele County affecting the following described property:

Note: The basis of bearing for all bearing within this document is North 89°57'10" East and is found between the Northwest Corner of Section 15, Township 2 South, Range 4 West and the North 1/4 Corner of Section 15, Township 2 South, Range 4 West Salt Lake Base and Meridian.

Beginning at a point on the South right-of-way line of State Highway 138, said point lying South 00°07'45" East 338.81 feet along the West line of Section 15, and East 156.26 feet from the Northwest corner of Section 15, Township 2 South, Range 4 West, Salt Lake Base & Meridian; and traversing thence
North 51°25'52" East 382.49 feet along said right-of-way to the beginning of a 880.00 foot radius curve to the right; thence
Northeasterly 512.48 feet along the arc of said curve and right-of-way through a central angle of 33°22'00"; thence
North 84°47'52" East 22.56 feet along said right-of-way; thence leaving said right-of-way
South 05°12'08" East 754.61 feet; thence
North 82°22'24" West 198.32 feet to the beginning of a 135.00 foot radius non-tangent curve to the left (Bearing to Radius= North 82°22'24" West); thence
Northeasterly 11.57 feet along the arc of said curve through a central angle of 04°54'35"; thence
South 81°55'51" West 88.22 feet; thence
South 51°25'52" West 160.00 feet; thence
North 38°34'08" West 15.43 feet; thence
South 51°25'52" West 200.00 feet; thence
South 38°34'08" East 9.00 feet; thence
South 51°25'52" West 222.01 feet; thence
South 46°25'59" East 212.69 feet; thence
South 45°16'10" West 100.00 feet; thence
South 44°43'50" East 27.49 feet; thence
South 45°16'10" West 300.00 feet; thence
North 44°43'50" West 13.87 feet; thence
South 45°54'59" West 97.32 feet; thence
North 44°20'48" West 124.46 feet to the beginning of a 227.74 foot radius curve to the right; thence
Northwesterly 177.52 feet along the arc of said curve through a central angle of 44°39'39"; thence
North 00°18'50" East 251.94 feet to the beginning of a 160.00 foot radius non-tangent curve to the left (Bearing to Radius= North 00°20'16" West); thence
Northeasterly 106.70 feet along the said curve through a central angle of 38°13'53", thence
North 51°25'52" East 487.07 feet; thence

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North 38°34'08" West 410.00 feet to the point of beginning.

Contains 710,740 sf. or 16.32 acres. more or less.

And whereas, the centerline of Benson Road, Wheatridge Road, Water Wheel Lane, Wheat Drive, and Greenfield Lane on said subdivision plat, due to clerical error, have incorrect or omitted bearings, distances, and curve information.

And whereas, "Surveyor" is desirous of establishing the correct bearings, distances, and curve information on the centerline of Benson Road, Wheatridge Road, Water Wheel Lane, Old Mill Road, Wheat Drive, and Greenfield Lane on said subdivision plat.

Now therefore, the correct bearings, distances and curve information for the centerline of Benson Road, Wheatridge Road, Water Wheel Lane, Old Mill Road, Wheat Drive and Greenfield Lane are described as follows:

Benson Road

Beginning at a point lying South 31°46'40" East 748.05 feet from the Northwest Corner of Section 15, Township 2 South, Range 4 West, Salt Lake Base and Meridian, said point being the intersection of the centerline of Benson Road and the Southwesterly property line of subdivision plat, and traversing thence North 51°25'52" East 90.00 feet, and 45.00 feet to the intersection with Old Mill Road, and 45.00 feet, and 109.02 feet to the beginning of a 165.00-foot radius curve to the right; thence Northeasterly 96.09 feet along the arc of said curve through a central angle of 33°22'00"; thence North 84°47'52" East 79.87 feet, and 45.00 feet to the intersection with Greenfield Lane, said point lying South 63°49'20" East 927.30 feet from the said Northwest Corner of said Section 15.

Wheatridge Road

Beginning at a point lying South 00°02'12" West 949.15 feet from the Northwest Corner of Section 15, Township 2 South, Range 4 West, Salt Lake Base and Meridian, said point being the intersection of Benson Road and Wheatridge Road, and traversing thence South 29°58'39" East 39.83 feet, and 37.03 feet to the beginning of a 165.00-foot radius curve to the right; thence Southeasterly 87.14 feet along the arc of said curve through a central angle of 30°15'31"; thence South 00°16'52" West 18.12 feet, and 45.00 feet to the intersection with Water Wheel Lane, and 45.00 feet, and 18.12 feet to the beginning of a 165.00-foot radius curve to the left; thence Southeasterly 129.62 feet along the arc of said curve through a central angle of 45°00'42"; thence South 44°43'50" East 110.07 feet to the Southeast property line of subdivision plat, said point lying South 07°24'02" East 1432.28 feet from the said Northwest Corner of said Section 15.

Water Wheel Lane

Beginning at a point lying South 02°56'01" East 1163.62 feet from the Northwest Corner of Section 15, Township 2 South, Range 4 West, Salt Lake Base and Meridian, said point being the intersection of Wheatridge Road and Water Wheel Lane, and traversing thence South 89°43'08" East 45.00 feet, and 94.61 feet to the beginning of a 165.00-foot radius curve to the right; thence Southeasterly 129.56 feet along the arc of said curve through a central angle of 44°59'18"; thence South 44°43'50" East 56.00 feet to the Southeast property line of subdivision plat, said point lying South 15°50'12" East 1300.81 feet from the said Northwest Corner of said Section 15.

Old Mill Road

Beginning at a point lying South 43°39'23" East 524.87 feet from the Northwest Corner of Section 15, Township 2 South, Range 4 West, Salt Lake Base and Meridian, said point also the intersection of Old Mill Road and Wheat Drive, and traversing thence South 38°34'08" East 175.00 feet, and 45.00 feet to the intersection with Benson Road, and 45.00 feet, and 166.43 feet to the South property line of subdivision plat, said point lying South 41°21'41" East 955.36 feet from the said Northwest Corner of said Section 15.

Wheat Drive

Beginning at a point lying South 43°39'23" East 524.87 feet from the Northwest Corner of Section 15, Township 2 South, Range 4 West, Salt Lake Base and Meridian, said point also the intersection of Wheat Drive and Old Mill Road, and traversing thence North 51°25'52" East 247.49 feet to the beginning of a 720.00-foot radius curve to the right; thence Northeasterly 222.24 feet, and 40.13 feet along the arc of said curve through a central angle of 20°52'45"; thence North 72°18'37" East 18.69 feet to the intersection with Greenfield Lane, said point lying South 83°08'11" East 809.54 feet from the said Northwest Corner of said Section 15.

Greenfield Lane

Beginning at a point lying South 83°08'11" East 809.54 feet from the Northwest Corner of Section 15, Township 2 South, Range 4 West, Salt Lake Base and Meridian, said point being the intersection of Greenfield Lane and Wheat Drive, and traversing thence South 05°12'08" East 57.13 feet, and 211.50 feet, and 45.00 feet to the intersection with Benson Road, and 45.00 feet, and 148.97 feet to the beginning of a 165.00-foot radius curve to the right; thence Southwesterly 36.94 feet along the arc of said curve through a central angle of 12°49'44" to the South property line of subdivision plat, said point lying South 53°01'38" East 1062.66 feet from the said Northwest Corner of said Section 15.

And whereas, due to clerical error, the easterly property line of Lot 3 incorrectly reads 75.92 feet.

And whereas, "Surveyor" is desirous of establishing the correct property line information on the easterly property line of Lot 3.

And now therefore, the correct property line information on the easterly property line of Lot 3 should read 45.49 feet and the following curve data: Length= 30.51 feet, Delta= 08°57'57", Radius= 195.00 feet, Tangent= 15.29 feet, and the Chord= 30.48 feet.

And whereas, due to clerical error, the northerly property line of Lot 34 incorrectly reads South 81°33'40" West 81.12 feet.

And whereas, "Surveyor" is desirous of establishing the correct property line information on the northerly property line of Lot 34.

And now therefore, the correct property line information on the northerly property line of Lot 34 has the following curve data: Length= 81.15 feet, Delta= 05°28'13", Radius= 850.00 feet, Tangent= 40.61 feet, and the Chord= 81.12 feet.

And whereas, due to clerical error, the northerly property line of Lot 46 incorrectly reads North 84°34'35" East 89.52 feet.

And whereas, "Surveyor" is desirous of establishing the correct property line information on the northerly property line of Lot 46.

And now therefore, the correct property line information on the northerly property line of Lot 46 should read the following curve data: Length= 9.66 feet, Delta= 04°06'04", Radius= 135.00 feet, Tangent= 4.83 feet, and the Chord= 9.66 feet and North 43°34'35" East 79.87 feet.

And whereas, due to clerical error, the first non-tangent curve described under "Boundary Description" found on said subdivision plat incorrectly shows the Bearing to Radius as South 82°22'24" East.

And whereas, "Surveyor" is desirous of establishing the correct Bearing to Radius for the first non-tangent curve described under "Boundary Description" found on said subdivision plat.

And now therefore, the correct Bearing to Radius for the first non-tangent curve described under "Boundary Description" found on said subdivision plat is North 82°22'24" West.

And whereas, due to clerical error, the "Address Table" incorrectly shows Harvest Lane as a street name.

And whereas, "Surveyor" is desirous of establishing the correct street name in the Address Table.

And now therefore, the correct street name that should be listed in the Address Table is Harvest Drive.

Further Affiant saith not.

In Witness Whereof, the undersigned have executed this Affidavit this 1st day of May, 2000.

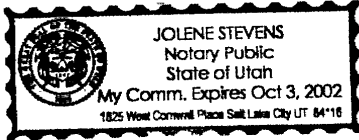


Sattar N. Tabriz

Sattar N. Tabriz
Utah Registered Land Surveyor
License No. 155100

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

On the 1st day of May, 2000, personally appeared before me Sattar N. Tabriz, the signer of the above instrument, who duly acknowledged to me that he executed the same.



Jolene Stevens
Notary Public

My Commission Expires:
Residing at:

Property Owner - Leucadia Financial Corporation

In Witness Whereof, the undersigned have executed this Affidavit this 2nd day of May, 2000.

By: *James N. Ward*
Title: Vice President

By: *Corinne A. Maki*
Title: Assistant Secretary

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

On the 2nd day of, May 2000, personally appeared before me, the undersigned notary public, in and for the County of Salt Lake, in said State of Utah, James N. Ward Title: Vice President and Corinne A. Maki Title: Assistant Secretary of Leucadia Financial Corporation who being by me duly sworn did say that they are the Vice President and Assistant Secretary of said Corporation and that the foregoing instrument was signed by them for and in behalf of said Corporation by authority of a resolution by its Board of Directors and said James N. Ward and Corinne A. Maki duly acknowledged to me that said Corporation executed the same.



Cherrol M. Kearsley
Notary Public

My Commission Expires: 01/15/2001
Residing at: Salt Lake City, Utah

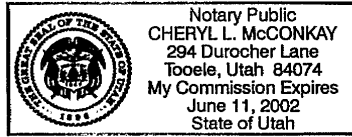
Property Owner - Fieldstone Partners, L.L.C.

In Witness Whereof, the undersigned have executed this Affidavit this 5TH day of MAY, 2000.

By: *C. P. Stewart*

Title: ASST. SECRETARY

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)



On the 5th day of, May 2000, personally appeared before me, the undersigned notary public, in and for the County of Salt Lake, in said State of Utah, Mike Stewart Title: Asst. Secretary of Fieldstone Partners, L.L.C. who being by me duly sworn did say that he is Managing Member of Fieldstone Partners, L.L.C. and that he executed the foregoing instrument in behalf of said Limited Liability Company being authorized and empowered to do so by the operating agreement of Fieldstone Partners, L.L.C. and he duly acknowledged to me that such Limited Liability Company executed the same.

Cheryl L. McConkay
Notary Public

My Commission Expires:
Residing at: