When recorded return to: SOUTHERN UTAH TITLE COMPANY 20 North Main, Suite 300 St. George, Utah 84770

# Tax Serial #W-PL COOMMODATION

## STATE OF UTAH PATENT NO. 20102

WHEREAS, SUNCOR UTAH, INC., a Utah Corporation, having its offices at 2303 North Coral Canyon Blvd., Suite 200, Washington, UT 84780, heretofore purchased from the State of Utah, the lands hereinafter described, pursuant to the laws of said State;

AND WHEREAS, the said SUNCOR UTAH, INC. has paid for said lands, pursuant to State of Utah Development Agreement No. 610, by and between the State of Utah, School and Institutional Trust Lands Administration and SunCor Development Company, as assigned to SunCor Utah, Inc., and in compliance with the laws and regulations of the State duly enacted in relation to the sale of State trust lands, all money owed, and all legal interest thereon accrued, as fully appears by the certificate of sale;

NOW THEREFORE I, JON M. HUNTSMAN, JR., Governor, by virtue of the power and authority vested in me by the laws of the State of Utah, do issue this PATENT, in the name and by the authority of the State of Utah, hereby granting and confirming unto the said SUNCOR UTAH, INC., and to its successors and assigns forever, the following tract or parcel of land, situated in the County of Washington, State of Utah, to-wit:

#### Township 42 South, Range 14 West, SLB&M:

Within sections 5 and 8 as more particularly described in Exhibit "A" attached hereto, containing 55.57 acres more or less.

TO HAVE AND TO HOLD, the above described and granted premises unto the said SUNCOR UTAH, INC. and to its successors and assigns forever;

Subject to the Declaration of Covenants, Conditions and Restrictions for Coral Canyon, Phase I, as recorded on March 21, 2000 as entry 679603, Book 1363, Pages 1079-1123 as amended; also,

Subject to a prior reservation of oil and gas to the United States as to certain portions of the property; also,

Excepting and reserving all coal and other mineral deposits not previously reserved to the United States along with the right for the State or other authorized persons to prospect for, mine, and remove the deposits; also,

Subject to an easement across the property for utilities as shown on the recorded plat maps; also,

# 20080006026 02/14/2008 11:16:07 AM Page 2 of 3 Washington County

Patent No. 20102 Page 2

Subject to any valid, existing rights of way of any kind and any right, interest, reservation or exception appearing of record, and subject also to all rights of way for ditches, tunnels, and telephone and transmission lines that have been or may be constructed by the United States as provided by statute.

IN TESTIMONY WHEREOF, I affix my signature. Done this 2<sup>th</sup> day of Eebruary, 2008.

By the Governor:

Attested:

Gary R. Herbert Lieutenant Governor

Jon M. Huntsman, Jr.

Kevin S. Carter, Director School and Institutional Trust Lands Administration

APPROVED AS TO FORM Mark L. Shurtleff Attorney General

Bv:

Special Assistant Attorney General

Recorded Patent Book <u>44</u> Page <u>2</u> Certificate of Sale No. <u>26462</u> Fund: <u>Miners Hospital</u> Patent No. 20102 Page 3

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## Exhibit "A"

Township 42 South, Range 14 West, SLB&M; Sections 5 and 8

All of Parcels "H", "I", "K" and "L" of the Coral Canyon Development, Phase I, according to the plat of record on March 21, 2000 as Entry No. 679602 filed in Book 1363, page 1078, records of Washington County, Utah,

Containing 55.57 acre, more or less