

## TRUST DEED BENEFICIARY'S CONSENT TO RECORD

WELLS FARGO BANK, NATIONAL ASSOCIATION, the undersigned Trust Deed Beneficiary, in its capacity as Administrative Agent on behalf of and for the benefit of all current and future Lender(s) hereby consents to the recordation of this plat. Executed this 27 day of March, 2006.

WELLS FARGO BANK, NATIONAL ASSOCIATION, Real Estate Group

#### ACKNOWLEDGMENT

## State of Utah County of

day Marth, 2006, personally appeared before me, \_\_\_\_\_ On the day who being by me duly sworn, did say that \_he is the Vice President, Manager, of WELLS FARGO BANK, NATIONAL ASSOCIATION, Real Estate Group, and that the within and foregoing Trust Deed Beneficiary's Consent to Record was signed on behalf of said company and did acknowledge to me that said company

NOTARY PUBLIC STATE OF UTAH

## GENERAL PLAT NOTES:

1. All of the property on this plat is subject to a Declaration of Covenants, Conditions and Restrictions for Tuhaye, a Planned Community, and any supplements and amendments thereto from time to time (the "Master Declaration") now or hereafter recorded in the records of the Wasatch County Recorder. Each Lot owner will be a Member of the Tuhaye Home Owners Association, a Utah nonprofit corporation (the "Master Association"), and subject to the terms of its Articles of Incorporation, its Bylaws and the rules and regulations that may be established by the Master Association from time to time. Construction of structures and landscaping on each Lot shall be subject to the terms and processes of the Architectural Review Committee Rules ("Design Guidelines") as established and amended from time to time by the Master Association. The siting and design of each structure shall be approved by the Tuhaye Architectural Review Committee (the "Design Review Committee") prior to commencement of construction following the process established by the Design Guidelines. Following approval by the Design Review Committee, construction on a Lot is also subject to the approval of and a building permit from Wasatch County.

2. All Open Space shown on the plat (except any portions of the Golf Course Property that may be shown on the plat) shall be Common Area within the meaning of the Master Declaration. All Common Area and Lots are subject to easements created by or pursuant to the Master Declaration.

3. All roads within the Subdivision are private and part of the Common Area. All road maintenance, including snow removal, shall be arranged and paid for by the Master Association.

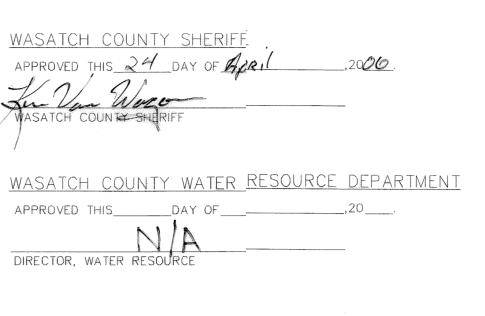
4. The Master Declaration and the Design Guidelines contain restrictions on the modification of natural drainage channels on Lots and requirements for on-lot drainage control structures.

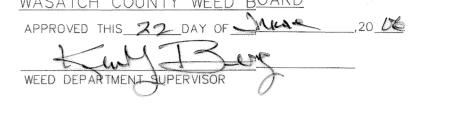
5. Lots are subject to a non—exclusive public and private utility and drainage easement along lot lines, as shown on this plat.

6. The limits of disturbance on each residential Lot shall be minimized and shall not exceed an area that is 15 feet from the outside face at grade of any structure to be constructed on any Lot. In addition, significant clusters of vegetation and large tree specimens shall be preserved where possible or where required by the Design Review Committee. Such clusters of vegetation and large trees shall be identified on a preliminary landscape plan that shall be submitted to the Design Review Committee with the first submittal of proposed improvement plans.

7. The maximum area on each Lot which can be irrigated is 5,000 sq. ft. Any proposed irrigated landscape area on ground having over 25% slope will require a geotechnical report indicating that the proposed irrigation will not destabilize those soils.

8. Any variance from the limits of disturbance or maximum irrigated area requirements described above shall require the approval of the Design Review Committee.







### TRUST DEED BENEFICIARY'S CONSENT TO RECORD

TALISKER FINANCE, LLC, a Utah limited liability company, the undersigned Trust Deed Beneficiary, hereby consents to the recordation of this plat. Executed this 24th day of March, 2006.

TALISKER FINANCE, LLC, a Utah limited liability company By: Talisker Property Corporation, a Delaware corporation, Its Sole Manager

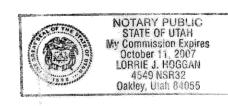
> Mark R. Thorne, Authorized Representative DAVID S. 5 mith, Authorized Signing Officer

## ACKNOWLEDGMENT

County of Sammit

On the Zaraday Mark R. Thorne, who being by me duly sworn, did say that he is the Authorized Representative of Talisker Property Corporation, a Delaware corporation, Sole Manager of TALISKER FINANCE, LLC, a Utah limited liability company, and that the within and foregoing Trust Deed Beneficiary's Consent to Record was signed on behalf of said company and did acknowledge to me that said company executed the same.

My Commission expires: 10-11-07



#### OWNER'S DEDICATION AND CONSENT TO RECORD

Known all men by these presents: that, TUHAYE, L.L.C., the undersigned, are the owners of the hereon described tracts of land, and hereby cause the same to be divided into lots and streets, together with easements as set forth on this plat, hereafter to be known as "TUHAYE PHASE 9 SOUTH SUBDIVISION".

Also, the owners hereby dedicate to Wasatch County, a non-exclusive easement over the access and utility easements and roadways shown hereon for the purpose of providing access and for utility installation, maintenance, use and eventual replacement, and to provide emergency services, with respect to the subdivision.

Executed this 24 day of March, 2006

TUHAYE, LLC, a Utah limited liability company By: Talisker Investment (U.S.) Inc., a Utah corporation, Its Manager

Authorized Signing

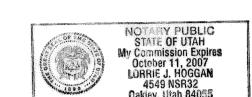
#### ACKNOWLEDGMENT

State of Utah County of Utah

DAVID S. Smith On the 24 day 100 rc., 2006, personally appeared before me, Mark R. Thorne, who being by me duly sworn, did say that he is the Authorized Agent of Talisker Investment (U.S.) Inc., a Utah corporation, Sole Manager of TUHAYE, LLC, a Utah limited liability company, Owner, and that the within and foregoing Owner's Dedication and Consent to Record was signed on behalf of said company and did acknowledge to me that said company executed the same.

NOTARY PUBLIC in and for the State of Utah

My Commission expires: 10-11-07



## SURVEYOR'S CERTIFICATE:

I, Ted E. Mason, do hereby certify that I am a Professional Land Surveyor and that I hold Certificate No. 323717 as prescribed under the laws of the State of Utah. I further certify, on behalf of Epic Engineering PC, that a survey has been made of the land shown on this plat and described hereon, and that this plat is a correct representation of the land surveyed and has been prepared in conformity with the minimum standards and requirements of the



# TUHAYEPHASE 9 SOUTH SUBDIVISION

LOCATED IN SECTION 27 TOWNSHIP 2 SOUTH, RANGE 5 EAST SALT LAKE BASE AND MERIDIAN WASATCH COUNTY, UTAH

SHEET 1 OF 2

## RECORDED

ENTRY NO. 303815 BOOK 869 PAGE 302-321 STATE OF WITAH . COUNTY OF WASATCH DATE 6-28-06 TIME 9:47 FEE 66.00 RECORDED AND FILED AT THE REQUEST OF: TUHAYE

COUNTY RECORDER DEPUTY

WASATCH COUNTY PLANNING OFFICE APPROVED THIS 26th DAY OF June, 2006. BY THE WASATCH COUNTY PLANNING DIRECTOR

WASATCH COUNTY ENGINEERING DEPARTMENT APPROVED THIS 22 DAY OF June ,20 66 SUBJECT TO THE FOLLOWING CONDITIONS:

DIRECTOR, ENGINEERING DEPARTMENT

THIS OFFICE HAS REVIEWED THIS PLAT AND ACCEPTS THIS PLAT AS MEETING THERE REQUIREMENTS OF TITLE 16 OF THE WASATCH COUNTY CODE

WASATCH COUNTY SURVEYOR'S CERTIFICATE

WASATCH COUNTY PLANNING COMMISSION APPROVED THIS & DAY OF THE ,20 06 BY THE WASATCH COUNTY PLANNING COMMISSION

ADMINISTRATIVE BODY

THE COUNTY OF WASATCH APPROVES THIS SUBDIVISION, AS SHOWN HEREON, SUBJECT TO THE DEVELOPER COMPLETING ALL IMPROVEMENTS ACCORDING TO WASATCH COUNTY DEVELOPMENT STANDARDS AND MAINTAINING ALL ROADS. APPROVED THIS 27th DAY OF JUNE

APPROVED AS TO FORM

APPROVAL AS TO FORM

OUNT

3341 SOUTH 4000 WEST WEST VALLEY CITY, UTAH 84120 (801) 955-5605 50 EAST 100 SOUTH HEBER CITY, UTAH 84032 (435) 654-6600

