

When Recorded Return To:
Dennis M. Astill
9533 South 700 East, Suite 103
Sandy, UT 84070

ENT 32246:2009 PG 1 of 17
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2009 Mar 27 12:10 pm FEE 66.00 BY SW
RECORDED FOR ANDERSON GENEVA DEVELOPMENT

**SECOND AMENDMENT TO MODIFY LEGAL DESCRIPTION AND OTHER
AMENDMENTS**

**TO THE DECLARATION
OF**

**PROTECTIVE COVENANTS, AGREEMENTS, EASEMENTS,
CONDITIONS AND RESTRICTIONS
FOR**

**EASTLAKE AT GENEVA INDUSTRIAL BUSINESS PARK, PHASE 1 AND
EASTLAKE AT GENEVA INDUSTRIAL BUSINESS PARK, PHASE 3**

THIS SECOND AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS, AGREEMENTS, EASEMENTS, CONDITIONS AND RESTRICTIONS ("The Declaration") is made this 21st day of March, 2009, by Anderson Geneva Development, Inc., a Utah corporation ("hereinafter referred to as "Grantor").

WITNESSETH:

Whereas, Grantor recorded that Declaration of Protective Covenants, Agreements, Easements, Conditions and Restrictions ("Declaration") for EASTLAKE AT GENEVA, INDUSTRIAL BUSINESS PARK, PHASE 1, located at Vineyard Town, Utah County, Utah, and EASTLAKE AT GENEVA INDUSTRIAL BUSINESS PARK, PHASE 3, PLAT "A", located in Lindon City, Utah County, Utah, on December 7, 2007, as Entry 170124:2007, with the Utah County Recorder. The foregoing Declaration was effective for that real property which is particularly described on Exhibit A attached hereto (hereinafter defined and referred to collectively as the "Property"); and

Whereas, an amended plat entitled EASTLAKE AT GENEVA, INDUSTRIAL BUSINESS PARK, PHASE 1 AMENDED was recorded on June 24, 2008 with the Utah County Recorder as Entry 72829:2008; and

Whereas, an amended plat entitled EASTLAKE AT GENEVA, INDUSTRIAL BUSINESS PARK, PHASE 3, PLAT "A" AMENDED was recorded on August 26, 2008 with the Utah County Recorder as Entry 94888:2008; and

Whereas, the legal description for the Declaration was amended by that First Amendment dated January 29, 2008, and recorded on January 30, 2008, as Entry No. 11269:2008, Utah County Recorder, for the purpose of adding the Eastlake at Geneva Industrial Business Park, Phase 3 as property covered by the Declaration; and

Whereas, Grantor desires to modify the legal description to the land affected by the Declaration, to remove certain railroad and trail lots from the Declaration; and

Whereas, Grantor has the right, pursuant to Section 13.10 of the Declaration, to amend the Declaration so long as Grantor is the owner of 5% or more of the property included in the Declaration; and

Whereas, Grantor affirmatively alleges herein that Grantor remains the owner of at least 5% of the land included within the Declaration; and

Whereas, this Second Amendment has been approved by the Board of Directors of the Eastlake at Geneva Industrial Business Park Owners' Association and the Architectural Committee thereunder.

DECLARATION:

NOW, THEREFORE, Grantor does hereby proclaim, publish and declare that the Declaration is hereby amended in accordance with the provisions of this Second Amendment and that the Declaration, together with this Second Amendment, shall continue to govern the Property described in the Declaration (as amended herein). All defined terms set forth in the Declaration shall be and hereby are adopted herein. The following amendments are adopted and shall modify the Declaration:

1. Amendment of Legal Description of Property. The Property affected by the Declaration shall include all of that land which is described at Exhibit B, attached hereto and by reference made a part hereof. The description of the Property which is encumbered under this Declaration is hereby amended to include only that real property set forth at Exhibit B. Nothing herein imposes any additional or alternate burden or rights on any of the Lots described in the Declaration.

2. Amendment Clarifying Restrictions on Further Subdivision. Section 5.1 of the Declaration currently restricts any use of the Property not approved in advance by the Architectural Committee. Such use includes any further subdivision, creation of condominium regimes or other replatting of any Lot within the Property. The following sentence is hereby added at the end of Section 5.1:

"No Owner or Occupant may subdivide any Lot or Building Site, create a condominium on any Lot or Building Site, or otherwise create a plat or division of land within any Lot or Building Site without the advance written approval of the Architectural Committee which may be withheld for any reason. Such approval shall be recorded with the Utah County Recorder's Office as an official record in relation to the Lot or Building Site and shall describe the allowed division and use."

3. Amendment to Section 5.2. Section 5.2 shall be amended by deleting the last sentence thereof which presently reads as follows: "Building Sites shall allow for right of way for Lindon City trail system along the back lots as may be required or approved by Lindon City".

4. Addition of Sign Standards Inadvertently Omitted from Original Declaration. The Declaration referred to a certain Exhibit 5.7 to the Declaration at Section 5.7 thereof. The exhibit was inadvertently omitted from the original recorded Declaration. Grantor hereby amends the Declaration by adding Exhibit 5.7 which is attached hereto and by reference made a part hereof.

5. Amendment to Section 5.7 of Declaration. Section 5.7 of the Declaration is amended in its entirety to provide as follows:

Section 5.7. Signs.

(a) Subject to approval of the Committee, all Signs shall conform to the following general requirements:

(i) Only a company name and/or company logo shall be permitted, along with such other identifying features and information as the Committee may permit.

(ii) All illumination shall be provided by a concealed source and all back-lighting shall be contained within the area of the Sign.

(iii) No neon, traveling, flashing, intermittent or similar illumination of any kind shall be permitted.

(iv) All wiring and all appurtenant electrical equipment shall be installed inside the Building, underground or within the Sign.

(v) Signs shall conform to the requirements of all municipal sign ordinances.

(b) During the period of development and prior to the completion of the principal building on each Building Site, the Building Site shall have only one temporary construction sign. After the completion of the principal Building on each Building Site, the availability for sale or lease of all or any part of the principal Building may be advertised by only one temporary marketing sign. Each temporary sign shall conform to the standards set forth in Section 5.7(a) with respect to all signs generally and as set forth in Section 5.7(c) with respect to "Single Tenant Roadway Signs" as shown in Exhibit 5.7-1.

(c)(i) Each single-tenant Building shall have (1) one or more signs located in proximity to the Building Sites curb-cut that is within a reasonable distance of the intersection of its principal access driveway and the abutting public Street ("Roadway Sign"), and may, in the discretion of the Committee have (2) or more additional signs located either (A) between the front of the principal Building on the Building Site and such street or way ("Ground Mounted Sign"), or (B) on the front surface of such Building ("Building Mounted Sign"). A single-tenant Building may also have a sign attached to the side or rear of the Building which provides visibility to the I-15 Freeway if allowed under local zoning laws, and as approved by the Committee (also considered as a "Building Mounted Sign"). Any such Freeway visible sign may only be utilized for advertising the business at the building and not for other advertising

purposes, and will be allowed only to the extent reasonably visible from the I-15 Freeway. Any such Roadway Signs shall conform with the format and specifications set forth in Exhibit 5.7-1A hereto, such Ground Mounted Sign with Exhibit 5.7-2A, and such Building Mounted Sign with Exhibit 5.7-3. The Committee shall approve the number and locations of such signs and at its discretion may allow for more than one location of any such signs particularly where the Owner may have exposure to more than one public or private street.

(c)(ii) Each multi-tenant Building shall have a Roadway Sign which conforms with Exhibit 5.7-1B hereto and a may have a Ground Mounted Sign conforming with Exhibit 5.7-2B which is used to identify the areas occupied by a specific tenant. If there are more than two tenants in a multi-tenant building then the Committee may disallow separate Ground Mounted signs for each tenant in its discretion. Each multi-tenant Building may also have a Building Mounted Sign conforming to Exhibit 5.7-3, which provides visibility to the I-15 Freeway if allowed by local zoning laws. Any such Freeway visible sign may only be utilized for advertising the business at the building and not for other advertising purposes, and will be allowed only to the extent reasonably visible from the I-15 Freeway.

(d) Each Building Site may have directional signs designating parking areas, off-street loading areas, entrances and exits and conveying similar information. All such signs shall conform to the format and specifications set forth in Exhibit 5.7-4 hereto, and if more than one principal building is located on a Building Site, additional building identification signs may be used which conform with Exhibit 5.7-4 hereto. Two such signs that are visible from the street or from adjacent Building Sites, and a reasonable number of additional signs that are not so visible, may be permitted on such Building Site by the Committee.

(e) The Committee may from time to time make changes or modifications to the above requirements to take into account changes in technology or other considerations deemed by the Committee to be in the best interests of the Property and the Owners. The Committee may waive the requirements conforming signs to a single style or standard, in its sole discretion. The representations described and depicted at Exhibit 5.7 shall not be determinative of style of signs but are representative of the structure and method of attaching names, logo's and the like to signage. The Committee may adopt a uniform standard for the style of signs for the development, or not, in the discretion of the Committee.

6. Trail Easement. The easement described at Exhibit C attached hereto may, in the future, be excluded from the use and maintenance requirements described herein. An easement will be granted to Lindon City for use of the easement as a part of its trail system. The land underlying the easement shall be maintained by the Owner thereof and subject to the requirements of this Declaration until it is actually put into use by Lindon City.

7. Well Parcel. A parcel of land described at Exhibit D, attached hereto and by reference made a part hereof has been transferred to Central Utah Water Conservancy District, a political subdivision of the State of Utah ("CUWCD"), for use in drilling a water well and developing the parcel for use with a building containing a water well, with all appurtenant uses. Grantor reserves the right, in its sole discretion, to waive any requirements of this Declaration with respect to the use by CUWCD of such parcel and its activities thereon.

Except as set forth above the Declaration shall continue in full force and effect as originally adopted, and as amended by the First Amendment.

IN WITNESS WHEREOF, Grantor has executed this First Amendment.

ANDERSON GENEVA DEVELOPMENT, INC.

By: _____
 Gerald D. Anderson, President

STATE OF UTAH)
)ss
 COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 27th day of March, 2009, by Gerald D. Anderson, as President of Anderson Geneva Development, Inc., Grantor.

Michelle C. Smith

 Notary Public

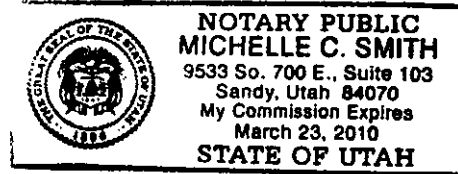


EXHIBIT A**Legal Description**

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER AND THE NORTHEAST QUARTER OF SECTION 5, TOWNSHIP 6 SOUTH, RANGE 2 EAST, SLB&M, SAID PROPERTY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID SECTION 5; THENCE N.89°21'41"E. ALONG THE SECTION LINE A DISTANCE OF 2003.06 FEET AND SOUTH A DISTANCE OF 1343.36 FEET TO THE REAL POINT OF BEGINNING;

THENCE N.89°29'57"E. A DISTANCE OF 1911.00 FEET; THENCE S.57°33'44"E. A DISTANCE OF 98.51 FEET; THENCE S.00°49'35"E. A DISTANCE OF 1236.70 FEET; THENCE S.00°20'45"E. A DISTANCE OF 66.00 FEET; THENCE S.89°39'15"W. A DISTANCE OF 2857.35 TO A POINT OF CURVATURE OF A 50.00-FOOT RADIUS TANGENT TO THE LEFT; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 56.26 FEET, SAID CURVE HAVING A CENTRAL ANGLE OF 64°28'00" AND A CHORD THAT BEARS S.57°25'15"W. A DISTANCE OF 53.34 FEET TO A POINT OF CURVATURE OF A 66.00-FOOT RADIUS TANGENT REVERSE CURVE TO THE RIGHT; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 281.61 FEET, SAID CURVE HAVING A CENTRAL ANGLE OF 244°28'00" AND A CHORD THAT BEARS N.32°34'45"W. A DISTANCE OF 111.66 FEET; THENCE S.89°39'15"W. A DISTANCE OF 407.63 FEET; THENCE ALONG THE ARC OF A 2657.04-FOOT RADIUS NON-TANGENT CURVE TO THE RIGHT; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 1416.53 FEET, SAID CURVE HAVING A CENTRAL ANGLE OF 30°32'44" AND A CHORD THAT BEARS N.74°43'38"E. A DISTANCE OF 1399.81 FEET; THENCE EAST A DISTANCE OF 7.31 FEET; THENCE NORTH A DISTANCE OF 924.32 FEET TO THE POINT OF BEGINNING. CONTAINING 71.54 ACRES OF LAND

A PARCEL OF LAND LOCATED IN THE NORTHEAST ¼ OF SECTION 5, TOWNSHIP 6 SOUTH, RANGE 2 EAST, SALT LAKE BASE & MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND BRASS CAP MARKING THE EAST ¼ CORNER OF SAID SECTION 5; THENCE SOUTH 5.67 FEET; THENCE WEST 939.41 FEET TO THE REAL POINT OF BEGINNING;

THENCE S 89°39'16" W 36.90 FEET; THENCE S 89°39'15" W 359.47 FEET; THENCE N 00°49'35" W 1269.70 FEET; THENCE S 57°33'44" E 247.64 FEET; THENCE S 07°47'29" E 85.00 FEET; THENCE N 82°12'31" E 50.00 FEET; THENCE S 07°47'29" E 1066.76 FEET TO THE POINT OF BEGINNING. CONTAINING 8.75 ACRES OF LAND. BASIS OF BEARING: UTAH STATE PLANE COORDINATE SYSTEM CENTRAL ZONE NAD 83.

A PARCEL OF LAND LOCATED IN THE NORTHEAST 1/4 OF SECTION 5, TOWNSHIP 6

SOUTH, RANGE 2 EAST, SALT LAKE BASE & MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND BRASS CAP MARKING THE NORTH 1/4 CORNER OF SAID SECTION 5; THENCE N.89°42'13"E. 1369.76 FEET; THENCE SOUTH 2630.32 FEET TO THE REAL POINT OF BEGINNING;

THENCE N.89°39'15"E. 359.47 FEET; THENCE N.89°39'16"E. 36.90 FEET; THENCE S.07°47'29"E. 33.28 FEET; THENCE S.89°39'16"W. 41.22 FEET; THENCE S.89°39'15"W. 359.47 FEET; THENCE N.00°20'45"W. 33.00 FEET TO THE POINT OF BEGINNING. . CONTAINING 13,152 SQ.FT. OR 0.30ED ACRES OF LAND.

BASIS OF BEARING: UTAH STATE PLANE COORDINATE SYSTEM CENTRAL ZONE NAD 83

EXHIBIT B**NORTH PARCEL****EASTLAKE AT GENEVA,
INDUSTRIAL BUSINESS PARK
PHASE 1 & PHASE 3**

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER AND THE NORTHEAST QUARTER OF SECTION 5, TOWNSHIP 6 SOUTH, RANGE 2 EAST, SLB&M, SAID PROPERTY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID SECTION 5; THENCE N.89°21'41"E. ALONG THE SECTION LINE A DISTANCE OF 2003.06 FEET AND SOUTH A DISTANCE OF 1343.36 FEET TO THE REAL POINT OF BEGINNING;

THENCE N.89°29'57"E. A DISTANCE OF 371.50 FEET; THENCE S.65°32'37"E. A DISTANCE OF 44.31 FEET; THENCE EAST A DISTANCE OF 237.71 FEET; THENCE N.61°34'55"E. A DISTANCE OF 27.97 FEET; THENCE EAST A DISTANCE OF 18.67 FEET; THENCE S.41°47'41"E. A DISTANCE OF 68.09 FEET; THENCE N.89°29'57"E. A DISTANCE OF 64.07 FEET; THENCE N.86°11'14"E. A DISTANCE OF 103.86 FEET; THENCE N.89°29'57"E. A DISTANCE OF 119.63 FEET; THENCE N.80°11'19"E. A DISTANCE OF 61.81 FEET; THENCE N.89°29'57"E. A DISTANCE OF 37.52 FEET; THENCE S.80°23'08"E. A DISTANCE OF 56.94 FEET; THENCE N.82°01'04"E. A DISTANCE OF 76.80 FEET; THENCE N.89°29'57"E. A DISTANCE OF 81.67 FEET; THENCE N.87°30'02"E. A DISTANCE OF 285.15 FEET; THENCE N.88°48'08"E. A DISTANCE OF 333.34 FEET; THENCE S.57°33'44"E. A DISTANCE OF 292.82 FEET; THENCE S.07°47'29"E. A DISTANCE OF 7.37 FEET TO A POINT OF CURVATURE OF A 769.02-FOOT RADIUS NON-TANGENT CURVE TO THE RIGHT; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 1086.50 FEET, SAID CURVE HAVING A CENTRAL ANGLE OF 80°56'57" AND A CHORD THAT BEARS S.49°31'31"W. A DISTANCE OF 998.36 FEET; THENCE WEST A DISTANCE OF 1444.62 FEET; THENCE NORTH A DISTANCE OF 824.32 FEET TO THE POINT OF BEGINNING. CONTAINING 37.469 ACRES OF LAND

SOUTH PARCEL**EASTLAKE AT GENEVA,
INDUSTRIAL BUSINESS PARK
PHASE 1 & PHASE 3**

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER AND THE NORTHEAST QUARTER OF SECTION 5, TOWNSHIP 6 SOUTH, RANGE 2 EAST, SLB&M, SAID PROPERTY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID SECTION 5; THENCE N.89°21'41"E. ALONG THE SECTION LINE A DISTANCE OF 2003.06 FEET AND SOUTH A DISTANCE OF 2267.68 FEET TO THE REAL POINT OF BEGINNING;

THENCE EAST A DISTANCE OF 301.35 FEET; THENCE N.00°02'17"W. A DISTANCE OF 65.00 FEET; THENCE EAST A DISTANCE OF 1143.31 FEET TO A POINT OF CURVATURE OF A 804.02-FOOT RADIUS TANGENT CURVE TO THE LEFT; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 1064.38 FEET, SAID CURVE HAVING A CENTRAL ANGLE OF 75°50'57" AND A CHORD THAT BEARS N.52°04'31"E. A DISTANCE OF 988.34 FEET; THENCE N.82°12'31"E. A DISTANCE OF 40.26 FEET TO THE WEST RIGHT OF WAY LINE OF THE UNION PACIFIC RAILROAD; THENCE S.07°47'29"E. A DISTANCE OF 1100.04 FEET ALONG SAID RIGHT OF WAY TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 1600 NORTH STREET; THENCE S.89°39'15"W. A DISTANCE OF 3258.32 FEET ALONG SAID RIGHT OF WAY TO A POINT OF CURVATURE OF A 50.00-FOOT RADIUS TANGENT CURVE TO THE LEFT; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 56.26 FEET, SAID CURVE HAVING A CENTRAL ANGLE OF 64°28'00" AND A CHORD THAT BEARS S.57°25'15"W. A DISTANCE OF 53.34 FEET TO A POINT OF CURVATURE OF A 66.00-FOOT TANGENT REVERSE CURVE TO THE RIGHT; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 281.61 FEET, SAID CURVE HAVING A CENTRAL ANGLE OF 244°28'00" AND A CHORD THAT BEARS N.32°34'45"W. A DISTANCE OF 111.66 FEET; THENCE S.89°39'15"W. A DISTANCE 407.63 FEET TO A POINT OF CURVATURE OF A 2657.04-FOOT RADIUS NON-TANGENT CURVE TO THE RIGHT; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 1416.53 FEET, SAID CURVE HAVING A CENTRAL ANGLE OF 30°32'44" AND A CHORD THAT BEARS N.74°43'38"E. A DISTANCE OF 1399.81 FEET; THENCE EAST A DISTANCE OF 7.31 FEET TO THE POINT OF BEGINNING. CONTAINING 39.326 ACRES OF LAND

EXHIBIT 5.7

The following provides the Key Notes for numbered areas on depictions titled Exhibit 5.7-1A through 5.7-4:

1. Silver aluminum or stainless steel sign face, flush with outside edges of support tubes. Sign panel to be 6 inches in total constructed width, fully sealed and braced, with 10 year paint finish warranty. Sign panel may be accented with black paint.
2. Silver aluminum or stainless steel support tubes, 6 inches diameter, with reinforcing and anchorage to concrete base below grade level. Tubes to have 3/4 inch high by 1/2 inch deep reveal below sign face panel, all around tube. Provide wind bracing as required within the tube structure. Support tubes may be accented with black paint.
3. Finished grade - see civil drawings. Position signage to be uniformly elevated above finished grade.
4. Area for multi-colored logo.
5. Individual white helvetica medium style letters, maximum heights of:

a. Roadway Signs for Single or Multi-Tenant Buildings	8 inches
b. Ground Mounted Sign for Single Tenant Buildings	8 inches
c. Ground Mounted Sign for Multi-Tenant Buildings	6 inches
d. Building Mounted Sign for Single Tenant Buildings	24 inches
e. Directional or Informational Signage	4 inches

Maximum letter and logo height on solid, flat face of building to be 10% of wall height. Location of such signage to be in the upper 25% of the building face.

6. Typical building surface.
7. Projected canopy or visual band on building as surface treatment.

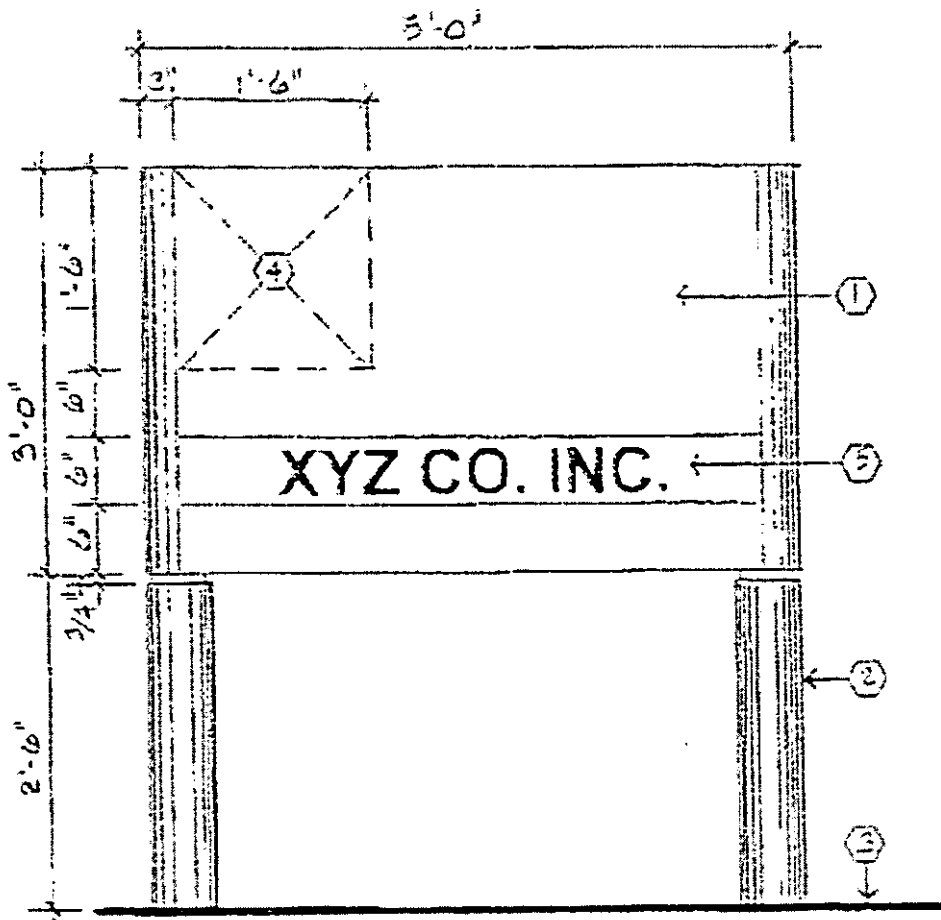
General criteria regarding location of signage on property:

- | | |
|---|----------------------------------|
| a. Roadway Signs | 15 ft. from back of roadway curb |
| b. Ground Mounted Signs for Single and Multi-Tenant Buildings | 15 ft. from back of roadway curb |

Special signage:

- a. Multi-faced signage permitted when conditions warrant, and when approved by the Committee
- b. "Super-Graphics" and painted signage on buildings are not permitted without approval by the Committee.

EXHIBIT 5.7-1A
Roadway Sign for Single Tenant Building

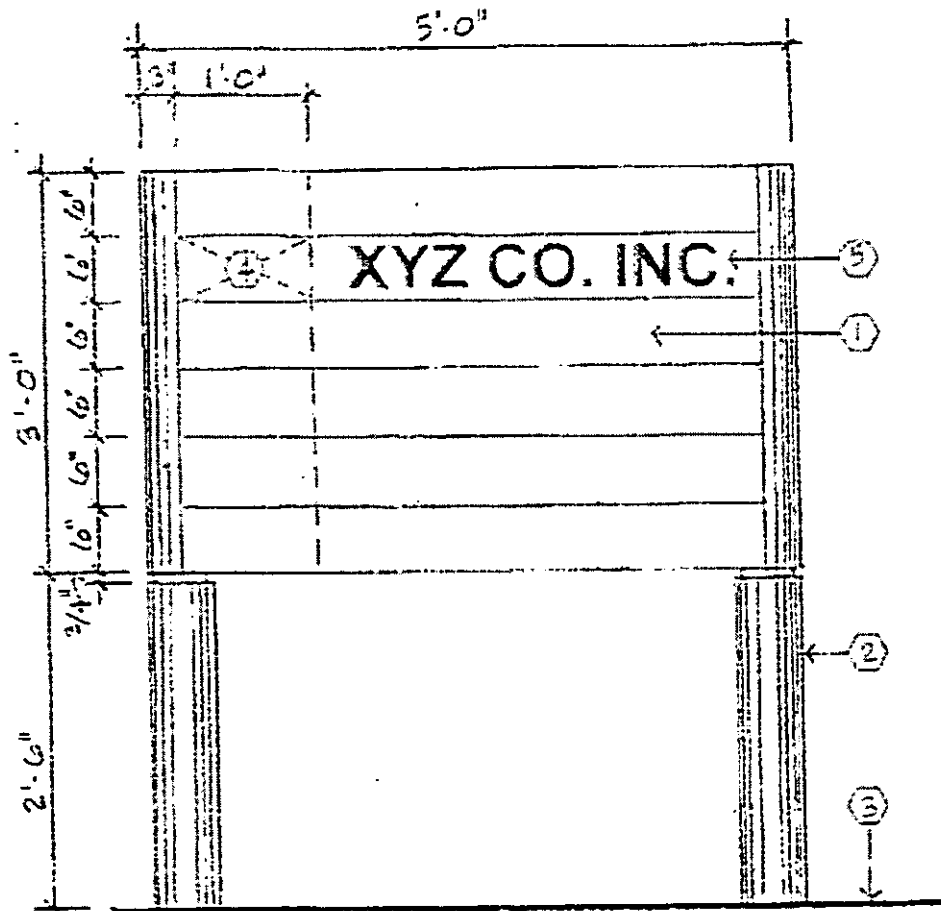


8K 7117 PG 2585

EXHIBIT 5.7-1B

Roadway Sign for Multi-Tenant Building

ENT 32246:2009 PG 12 of 17



BK 7 1 1 7 FIG 2687

EXHIBIT 5.7-2A

Ground Mounted Sign for Single Tenant Building

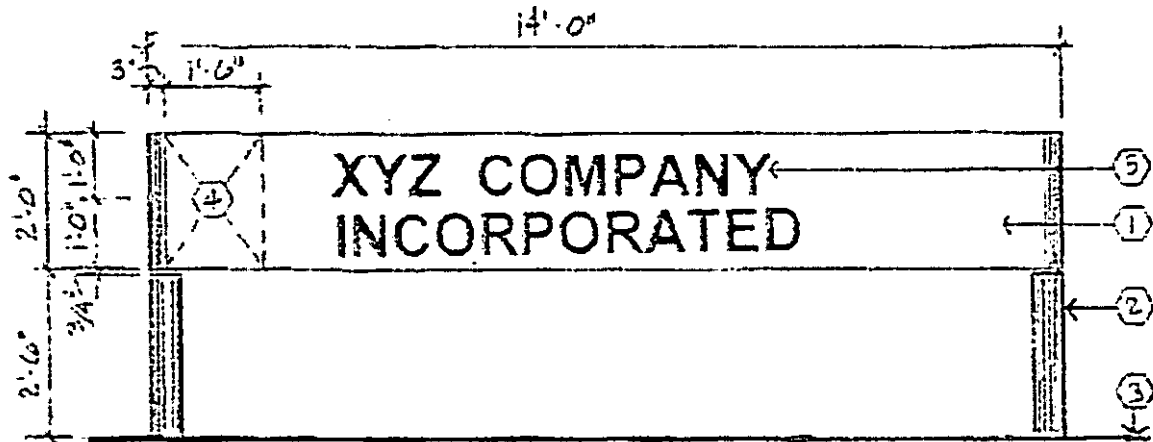
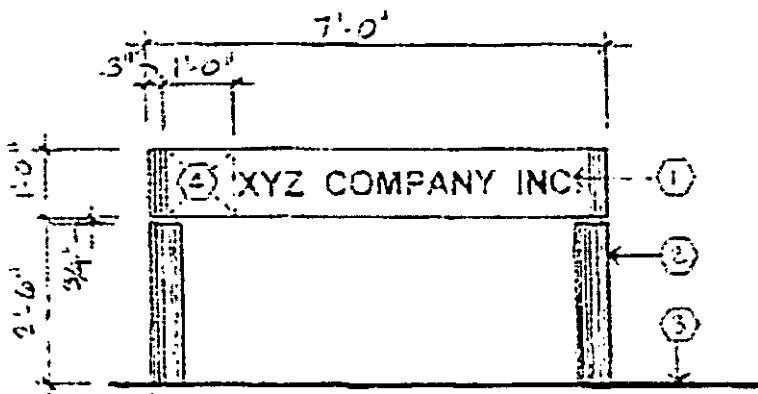


EXHIBIT 5.7-2B

Ground Mounted Sign for Multi-Tenant

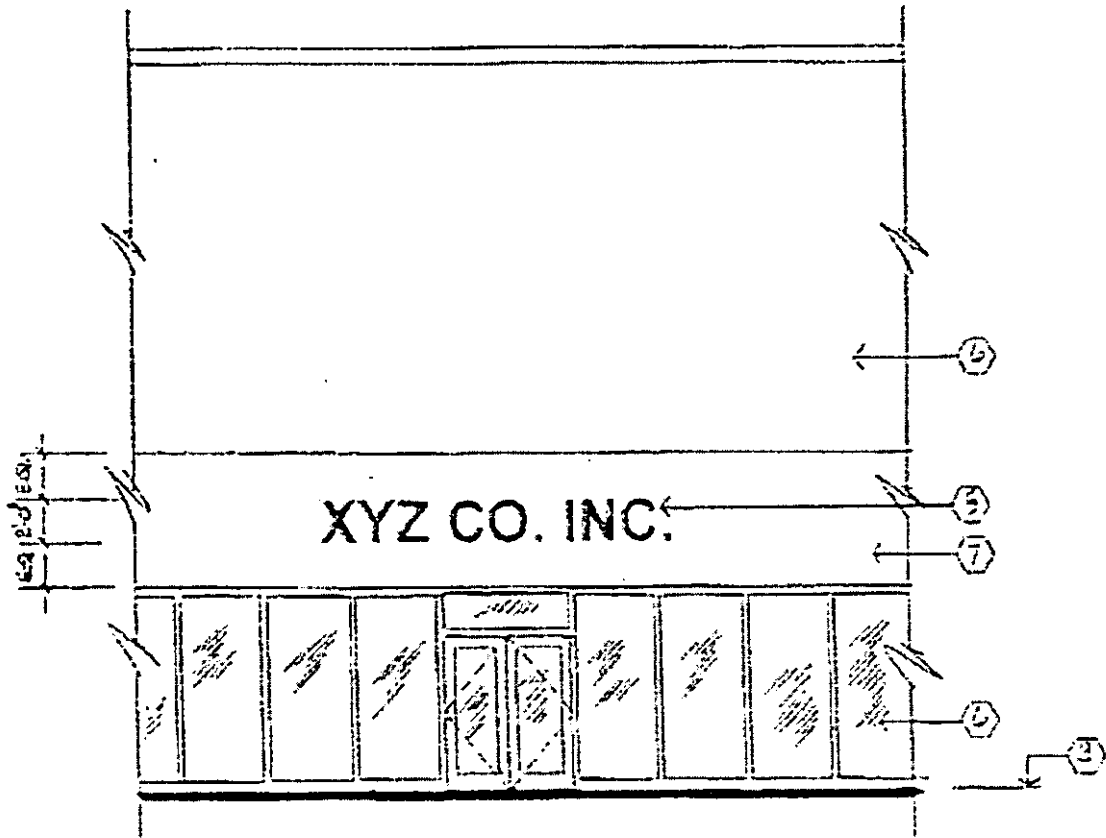


BR 7 1 1 7 PG 2 6 9 8

EXHIBIT 5.7-3

Building Mounted Sign for Single Tenant

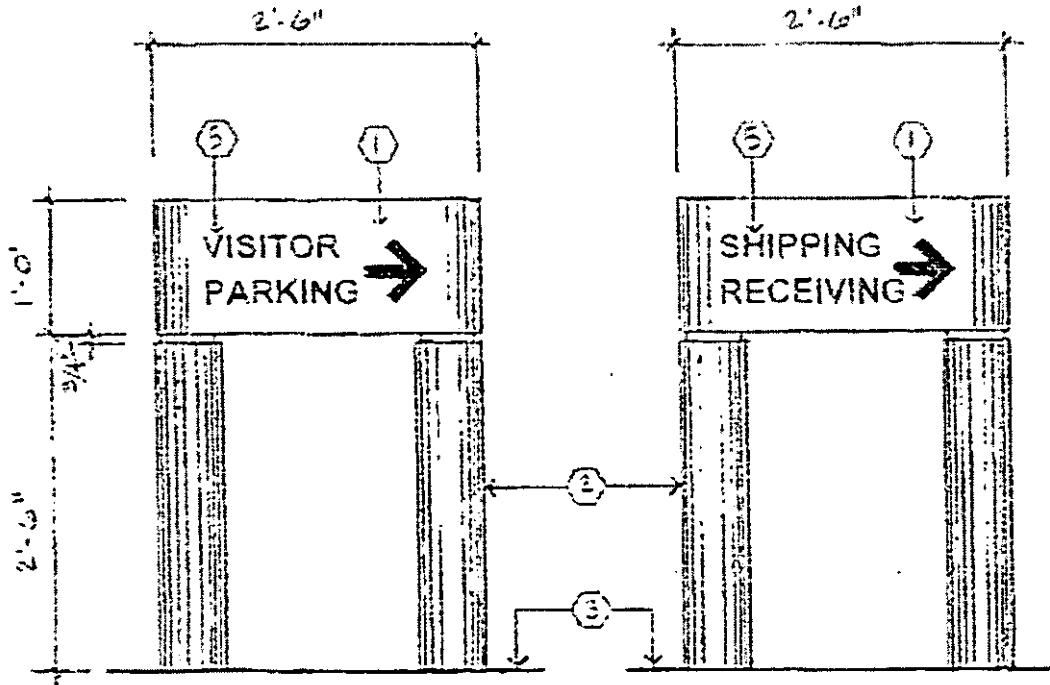
ENT 32246:2009 PG 14 of 17



0K7117PG2689

EXHIBIT 5.7-4

Informational - Directional signs



BK 7 1 1 7 pg 26 910

EXHIBIT C**Trail Easement**

A PARCEL OF LAND LOCATED IN THE NORTHEAST 1/4 OF SECTION 5, TOWNSHIP 6 SOUTH, RANGE 2 EAST, SALT LAKE BASE & MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTH QUARTER CORNER OF SAID SECTION 5; THENCE N.89°42'13"E. ALONG THE SECTION LINE A DISTANCE OF 1467.07 FEET AND SOUTH A DISTANCE OF 1467.42 FEET TO THE REAL POINT OF BEGINNING;

THENCE S.57°33'44"E. A DISTANCE OF 111.21 FEET; THENCE S.07°47'29"E. A DISTANCE OF 7.37 FEET TO A POINT OF CURVATURE OF A 769.02-FOOT RADIUS NON-TANGENT CURVE TO THE RIGHT; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 24.48 FEET, SAID CURVE HAVING A CENTRAL ANGLE OF 01°49'27" AND A CHORD THAT BEARS S.09°57'46"W. A DISTANCE OF 24.48 FEET; THENCE N.44°51'33"W. A DISTANCE OF 128.47 FEET TO THE POINT OF BEGINNING.

CONTAINING 1600.00 SQ.FT.

BASIS OF BEARING: UTAH STATE PLANE COORDINATE SYSTEM CENTRAL ZONE NAD 83.

EXHIBIT D

ENT 32246:2009 PG 17 of 17

Well Parcel

Description: well #13 Pad

A Tract of land being a portion of the Southeast quarter of section 5, Township 6 South, Range 2 East, Salt Lake Base and Meridian, Vineyard Town, Utah county, State of Utah. Being more particularly described as follows; beginning at a point, said point being the East quarter of Section 5, Township 6 South, Range 2 East Salt Lake Base and Meridian, (Basis of Bearing being between the East quarter of Section 6 and the East quarter of Section 5, T. 6 S., R. 2 E. bearing North 89° 39' 24" East, 5316.72 feet.) Thence running South 89° 39' 24" West 1168.709 Feet, thence North 0° 20' 35" West, 758.638 feet, to the point of beginning of well #13.

thence North 7° 47' 43" West, 100 feet;

thence North 82° 12' 17" East, 100 feet;

thence South 7° 47' 43" East , 100 feet;

thence South 82° 12' 17" West, 100 feet to the point of beginning.

parcel contains 10,000 square feet; 0.23 acres