

AFFIDAVIT

COMES NOW THE UNDERSIGNED DALE K. BENNETT AND BEING ON OATH FIRST DULY SWORN DEPOSES AND SAYETH:

5996352

1. THAT I AM A REGISTERED LAND SURVEYOR LICENSE NUMBER 103381 ISSUED BY THE STATE OF UTAH.
2. THAT I PREPARED AND SIGNED THE PLAT OF DRAPER INDUSTRIAL PARK DATED AUGUST 17, 1994 AND RECORDED ON SEPTEMBER 22, 1994 AS ENTRY NUMBER 5927549 IN BOOK 94-9 AT PAGE 284 OF OFFICIAL RECORDS OF THE SALT LAKE COUNTY RECORDER.
3. THAT IN THE PARCEL LABELED "LESS AND EXCEPTING THE FOLLOWING DESCRIBED PARCEL OF LAND OWNED BY UTAH POWER AND LIGHT COMPANY" AN ERROR WAS MADE IN THE EIGHTH LINE OF THE DESCRIPTION...THENCE NORTH 14°32'01" WEST SHOULD CORRECTLY BE NORTH 14°32'01" EAST.
4. THAT THE CORRECT DESCRIPTION OF THE EXCEPTED PARCEL IS AS FOLLOWS:

BEGINNING AT A POINT ON THE EAST BOUNDARY LINE OF THE PONY EXPRESS, SAID POINT BEING SOUTH 89°21'25" WEST 108.653 FEET, SOUTH 00°02'23" EAST 437.007 FEET AND SOUTH 89°30'59" WEST 40.172 FEET FROM THE NORTHEAST CORNER OF SECTION 36, TOWNSHIP 3 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH 89°30'59" WEST 815.675 FEET TO A POINT ON A 41.000 FOOT RADIUS CURVE TO THE LEFT (CENTER BEARS SOUTH 13°09'32" EAST); THENCE ALONG THE ARC OF SAID 41.000 FOOT RADIUS CURVE TO THE LEFT (THROUGH A CENTRAL ANGLE OF 62°18'27") 44.586 FEET TO A POINT OF TANGENCY; THENCE SOUTH 14°32'01" WEST 40.777 FEET; THENCE NORTH 75°27'59" WEST 70.000 FEET; THENCE NORTHWESTERLY ALONG THE ARC OF A 41.000 FOOT RADIUS CURVE TO THE LEFT (CENTER BEARS NORTH 75°27'59" WEST) 75.149 FEET TO A POINT OF TANGENCY; THENCE SOUTH 89°30'59" WEST 1099.597 FEET; THENCE NORTH 00°29'01" WEST 60.000 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF A 41.000 FOOT RADIUS CURVE TO THE LEFT (CENTER BEARS NORTH 00°29'01" WEST) 64.085 FEET TO A POINT OF TANGENCY; THENCE NORTH 00°02'23" WEST 1870.993 FEET TO THE SOUTH BOUNDARY LINE OF 12300 SOUTH STREET; THENCE SOUTH 89°59'09" EAST ALONG SAID SOUTH BOUNDARY LINE 453.665 FEET; THENCE SOUTH 00°02'23" EAST 988.990 FEET; THENCE NORTH 89°57'37" EAST 300.00 FEET; THENCE SOUTH 00°02'23" EAST 540.414 FEET; THENCE NORTH 89°30'59" EAST 545.202 FEET; THENCE SOUTH 14°32'01" WEST 335.841 FEET TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY ALONG THE ARC OF A 41.000 FOOT RADIUS CURVE TO THE LEFT (THROUGH A CENTRAL ANGLE OF 105°01'02") 75.149 FEET TO A POINT OF TANGENCY; THENCE NORTH 89°30'59" EAST 768.898 FEET TO THE WEST BOUNDARY LINE OF PONY EXPRESS; THENCE SOUTH 00°11'18" EAST ALONG SAID WEST BOUNDARY LINE 61.000 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPTING THE FOLLOWING DESCRIBED PARCEL OF LAND OWNED BY UTAH POWER AND LIGHT COMPANY:

BEGINNING AT A POINT IN THE CENTER OF THE JORDAN AND SALT LAKE CANAL, SAID POINT BEING SOUTH 89°21'25" WEST 108.653 FEET, SOUTH 00°02'23" EAST 437.007 FEET AND SOUTH 89°30'59" WEST 637.76 FEET FROM THE NORTHEAST CORNER OF SECTION 36, TOWNSHIP 3 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH 89°30'59" WEST 218.087 FEET TO A

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POINT ON A 41.000 FOOT RADIUS CURVE TO THE LEFT (CENTER BEARS SOUTH 13°09'32" EAST); THENCE ALONG THE ARC OF SAID 41.000 FOOT RADIUS CURVE TO THE LEFT (THROUGH A CENTRAL ANGLE OF 62°18'27") 44.586 FEET TO A POINT OF TANGENCY; THENCE NORTH 14°32'01" EAST 147.021 FEET; THENCE ALONG THE ARC OF A 41.000 FOOT RADIUS CURVE TO THE LEFT (CENTER BEARS SOUTH 75°27'59" EAST) THROUGH A CENTRAL ANGLE OF 105°01'02" A DISTANCE OF 75.149 FEET TO A POINT OF TANGENCY; THENCE NORTH 89°30'59" EAST 187.360 FEET TO A POINT IN THE CENTER OF THE JORDAN AND SALT LAKE CANAL; THENCE SOUTH 14°32'01" WEST ALONG SAID CENTER OF CANAL 63.156 FEET TO THE POINT OF BEGINNING.

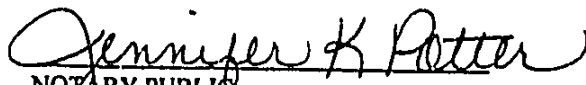
5. THAT THE DIMENSION SHOWN ON THE PLAT ALONG THE WEST SIDE OF THE PARCEL OWNED BY UTAH POWER AND LIGHT COMPANY OF 150.777 FEET IS IN ERROR AND SHOULD BE 147.021 FEET.
6. THAT THE BEARING AND DISTANCE SHOWN ON THE PLAT BETWEEN THE NORTHEAST CORNER OF SECTION 36, TOWNSHIP 3 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN AND THE WITNESS CORNER WEST OF SAID NORTHEAST CORNER IS PER THE RECORDED SALT LAKE COUNTY AREA REFERENCE PLAT. THE CALCULATED BEARING AND DISTANCE IS SOUTH 89°30'59" WEST 108.70 FEET.
7. THAT THIS AFFIDAVIT IS GIVEN TO CORRECT SAID DESCRIPTION, BEARING, AND DISTANCES SHOWN ON THE PUBLIC RECORDS.

THIS AFFIDAVIT IS MADE AND EXECUTED THIS 22nd DAY OF DECEMBER, 1994 AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

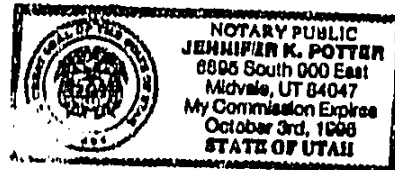

DALE K. BENNETT

STATE OF UTAH, COUNTY OF SALT LAKE) SS:

ON THIS DATE, Dec. 22nd, 1994, PERSONALLY APPEARED BEFORE ME DALE K. BENNETT THE SIGNER OF THE WITHIN INSTRUMENT, WHO DULY ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.


NOTARY PUBLIC

MY COMMISSION EXPIRES: Oct. 3rd, 1998
RESIDING IN: SALT LAKE CITY, UTAH



BK 7081 PG 0015

5996352
01/03/95 08:39 AM 14.00
NANCY WORKMAN
RECORDER, SALT LAKE COUNTY, UTAH
METRO NATIONAL TITLE
REC BY: R SILVA , DEPUTY - WI

BK 7081 PG 0016