

AFFIDAVIT OF WITHDRAWAL

STATE OF UTAH :
 :SS
COUNTY OF UTAH :

ENT 79892:2008 PG 1 of 3
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2008 Jul 14 4:11 pm FEE 35.00 BY SW
RECORDED FOR PROVO CITY

This AFFIDAVIT OF WITHDRAWAL is applicable to the Villas at the Country Club Condominiums, Phase 2 Plat and is made and executed by COUNTRY CLUB VILLAS, LLC, a Utah limited liability company, of 251 River Park Dr., Ste. 350, Provo, UT 84604 (the "Declarant").

RECITALS

1. Declarant attests that it is the sole owner of the real property known upon Utah County Records as Villas at the Country Club Condominiums Phase 2 as described with particularity on Exhibit "A" attached hereto and incorporated herein by this reference (the "Property").

2. The Amended Declaration of Covenants, Conditions and Restrictions and Reservation of Easements applicable to said Property was recorded in the offices of the Utah County Recorder as Entry 30353:2004 on March 18, 2004.

3. The first Supplemental Declaration of Covenants, Conditions and Restrictions and Reservations of Easements for the Villas at the Country Club Condominiums was recorded in the offices of the Utah County Recorder April 2, 2007 as Entry 47730:2007 ("First Supplement").

4. The second Supplemental Declaration of Covenants, Conditions and Restrictions and Reservations of Easements for the Villas at the Country Club Condominiums was recorded in the offices of the Utah County Recorder October 23, 2007 as Entry 151942:2007 ("Second Supplement").

5. The related plat maps for the Property have also been recorded in the Office of the Utah County Recorder under same name and filings.

6. Pursuant to the Utah Condominium Ownership Act (U.C.A. § 57-8-1 et seq. (1953, as amended))(the "Act"), Declarant does hereby withdraw the Phase 2 plat from the provisions of the Act and the Declaration so that Declarant may modify the Plat and then re-submit it to the provisions of the Act and the Declaration, and amendments thereto, as modified.

DECLARATION

NOW THEREFORE, the Declarant hereby states that pursuant to Section 57-8-22 of the Act, the Plat (Villas at the Country Club Condominiums, Phase 2) is hereby removed from the provisions of the Act.

IN WITNESS WHEREOF, the Declarant has executed this Affidavit this 14th day of July, 2008.

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DECLARANT:

COUNTRY CLUB VILLAS, LLC,
A Utah Limited Liability Company

[Handwritten Signature]

Signature:

By: Ralph Rasmussen
Manager, Country Club Villas, LLC

STATE OF UTAH

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COUNTY OF UT AH

On the 14th day of July, 2008, personally appeared before me Ralph Rasmussen, who by me being duly sworn, did say that he is the manager of COUNTRY CLUB VILLAS, LLC, a Utah limited liability company, and that the within and foregoing instrument was signed in behalf of said Company by authority of its Articles of Organization or a resolution of its Members, and said person duly acknowledged to me that the Company executed the same.

[Handwritten Signature]
NOTARY PUBLIC

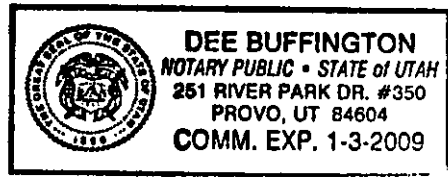


EXHIBIT "A"

**PROPERTY DESCRIPTION
VILLAS AT THE COUNTRY CLUB PHASE 2**

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A PARCEL OF LAND IN THE EAST 1/2 OF SECTION 25, TOWNSHIP 6 SOUTH, RANGE 2 EAST AND THE WEST 1/2 OF SECTION 30, TOWNSHIP 6 SOUTH, RANGE 3 EAST, S.L.B.&M., UTAH COUNTY, UTAH, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST 1/4 CORNER OF SAID SECTION 30; THENCE WEST A DISTANCE OF 56.04 FEET AND SOUTH A DISTANCE OF 181.41 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF UNIVERSITY AVE. (SR-189), SAID POINT BEING THE REAL POINT OF BEGINNING;

THENCE N.12°30'00"E. A DISTANCE OF 282.61 FEET ALONG SAID RIGHT-OF-WAY TO A POINT OF CURVATURE OF A 25.00-FOOT RADIUS TANGENT CURVE TO THE RIGHT SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY OF 2680 NORTH STREET; THENCE NORTHEASTERLY A DISTANCE OF 57.53 FEET ALONG THE ARC OF SAID CURVE ALONG SAID RIGHT-OF-WAY, HAVING A CENTRAL ANGLE OF 89°10'05", SUBTENDED BY A CHORD THAT BEARS N.57°05'02"E. A DISTANCE OF 35.10 FEET; THENCE S.78°19'55"E. A DISTANCE OF 88.65 FEET ALONG SAID RIGHT-OF-WAY TO A POINT OF CURVATURE OF A 253.96-FOOT RADIUS TANGENT CURVE TO THE LEFT; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 37.87 FEET ALONG SAID RIGHT-OF-WAY, SAID CURVE HAVING A CENTRAL ANGLE OF 08°32;40" AND A CHORD THAT BEARS S.82°36'15"E. A DISTANCE OF 37.84 FEET TO A POINT OF REVERSE CURVATURE OF A 25.00-FOOT RADIUS TANGENT CURVE TO THE RIGHT; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 36.75 FEET ALONG SAID RIGHT-OF-WAY TO A POINT ON THE WEST RIGHT-OF-WAY OF 140 EAST STREET, SAID CURVE HAVING A CENTRAL ANGLE OF 84°13'01" AND A CHORD THAT BEARS S.44°46'09"W. A DISTANCE OF 33.53 FEET; THENCE S.02°39'36"E. A DISTANCE OF 79.14 FEET ALONG SAID RIGHT-OF-WAY; THENCE S.87°01'46"W. A DISTANCE OF 47.06 FEET; THENCE S.07°38'59"W. A DISTANCE OF 137.13 FEET; THENCE WEST A DISTANCE OF 69.70 FEET; THENCE SOUTH A DISTANCE OF 31.04 FEET; THENCE WEST A DISTANCE OF 107.30 FEET TO THE REAL POINT OF BEGINNING, CONTAINING 1.09 ACRES OF LAND.