

**CORRECTIVE AFFIDAVIT  
ERRONEOUS RECONVEYANCE**

STATE OF UTAH)

: ss.

COUNTY OF UTAH)

The undersigned being first duly sworn deposes and states as follows:

- 1) That I have personal knowledge of the facts set forth herein;
- 2) That a Construction Deed of Trust, Security Agreement, Assignment of Leases and Rents, and Fixture Filing, dated July 27, 2005, naming Fieldstone Homes Utah, L.L.C., as Trustor, Keybank National Association, as Beneficiary, securing a note in the amount of \$70,000,000.00, was recorded on August 4, 2005 as Entry No. 85256:2005, affecting the following described property:

**Lots 136 thru 147, Plat "G", Jordan Willows Subdivision a Planned Residential Subdivision, according to the official plat thereof on file and of record in the Utah County Recorder's Office.**

**Lots 201 thru 298, Plat "J", Jordan Willows II Subdivision, a Planned Residential Development, according to the official plat thereof on file and of record in the Utah County Recorder's Office.**

**Lots 8, 9, 14, 29, 30, 33, 40, 54, 58, 75, 78, 95, 96, 97, 98, 101 and 103, Plat "B", Cedars at Cedar Hills, a PRD Subdivision, according to the official plat thereof on file and of record in the Utah County Recorders Office.**

**Lots 2, 3 and 4, Plat "C", Cedars at Cedar Hills, a PRD Subdivision, according to the official plat thereof on file and of record in the Utah County Recorders Office.**

- 3) That a Reconveyance of Trust Deed purporting to reconvey said Deed of Trust was recorded August 21, 2009, as Entry No. 91831:2009.
- 4) That the Reconveyance of Trust Deed was erroneously recorded and the effect of the recordation of the reconveyance is nullified.
- 5) That, pursuant to U.C.A. §57-1-33.1(3), it is the intent of the Beneficiary under the Deed of Trust referenced in Paragraph 2 herein, to have the same priority as it did prior to the erroneous reconveyance.

DATED this 9<sup>th</sup> day of September, 2009.

TITLE WEST TITLE COMPANY

  
By: Glen W. Roberts, its President

COUNTY OF UTAH )

:SS.

STATE OF UTAH )

The foregoing instrument was acknowledged before me this 9<sup>th</sup> day of September, 2009 by **Glen W. Roberts**, President of **Title West Title Company**, and said instrument was signed on behalf of said company.

  
NOTARY PUBLIC

