DOC ID 20150007649

Patent Page 1 of 3 Russell Shirts Washington County Recorder 03/10/2015 12:07:26 AM Fee \$14.00 By JACK FISHER

AMENDED AND RESTATED STATE OF UTAH PATENT NO. 20331

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ANCION

WHEREAS, RREF II-JFH BRILLO, LLC, a Delaware limited liability company, 790 NW 107TH AVE STE 400 Miami, FL 33172, heretofore purchased from the State of Utah, the lands hereinafter described, pursuant to the laws of said State;

AND WHEREAS, the said RREF II-JFH BRILLO, LCC, has paid for said lands, (pursuant to the conditions of said sale, and the laws of the State duly enacted in relation thereto;

AND WHEREAS, the State of Utah, having issued State of Utah Patent No. 20331, dated September 30, 2009, with such Patent recorded in the office of the Washington County Recorder on November 6, 2014, as Entry #20140034108;

AND WHEREAS, the Patent contained duplicative exceptions regarding certain easements affecting the conveyed property.

NOW THEREFORE, I, GARY R. HERBERT, Governor, by virtue of the power and authority vested in me by the laws of the State of Utah, do issue this AMENDED AND RESTATED PATENT, in the name and by the authority of the State of Utah, hereby granting and confirming unto the said RREF II-JFH BRILLO, CLC, a Delaware limited liability company, its successors and assigns forever, the tract or parcel of land, situated in the County of Washington, State of Utah, as more particularly described in Exhibit A attached bereto and incorporated by reference.

TO HAVE AND TO HOLD, the above described and granted premises unto the said RREF IL FFH BRILLO, LLC, and to its successors and assigns forever;

Excepting and reserving to the State of Utah, for the benefit of the State and its successors in interest, assigns, permittees, licensees and lessees from time to time, all coal, of and gas and other mineral deposits, along with the right for the State or other authorized persons or entities to prospect for mine, and remove the deposits also.

Subject to any valid, existing easement or right of way of any kind and any right, interest, reservation or exception appearing of record, subject to exceptions and reservations contained in federal patents and clear lists, and subject also to all rights of way for ditches, tunnels, and telephone and transmission lines that have been or may be constructed by the United States, as provided by statute.



UNOMICIALCORY MP HIGHCH CORN 03/10/2015 11:07:26 AM 20150007649 Page 3 of 3 Washington County MOHICIE MORRE Page 3 of 3 Coles Exhibit A Legal Description of Conveyed Property SECTION 11, TOWNSHIP 42 SOUTH, RATCHE 15 WEST, SALT LAKE BASE AND MERIDIAN, SAID POINT BEING ON THE CENTERLINE OF A PROPOSED FOTURE 110.00 FOOT WIDE ROADWAY, SAID POINT ALSO BRING ON THE ARC OF A 1750.00 FOOT RADIUS (POOR TO THE LAW) AKC OF A 1750.00 FOOT RADIUS CORVE TO THE LEFT, RADIUS POINT BEARS N25°36'33"E, THENCE EASTEREY 753.04 FEET ALONG THE ARC @F)SAID CURVE THROUGH A CENTRAL ANGLE OF 24°39'17"; THENCE \$89902'44"E 507.13 FEET ALONG SAID PROPOSED FUTURE ROADWAY CENTERLINE TO THE CENTERLINE OF THE PROPOSED EXTENSION OF MAIN STREET; THENCE ALONG SAID PROPOSED MAIN STREET CENTERLINE THE FOLLOWING THREE COURSES: \$0°57'16"W 1864.19 FEET TO THE POINT OF CURVATURE OF A 2500.00 FOOT Colog RADIUS CURVE TO THE RIGHT; THENCE SOUTHERLY HE 04 FEET THROUGH A CENTRAL ANGLE OF 2°39'34"; THENCE \$3*3650 WI P.85 FEET TO A POINT ON THE NORTH LINE OF "OASIS LEISURE HOMES PHASE I" SUBDIVISION AS FILED IN THE OFFICE OF THE MASSINGTON COUNTY RECORDER AS INTRY #483351; THENCE \$89 39 39 77 W 40.08 FEET ALONG SAID NORTH LINE TO THE NORTHWEST, CORNER OF SAID SUBDIVISION, SAID POINT BEING ON THE WEST RIGHT-OF-WAY LINE OF MAIN STREET AS DEDICATED ON SAID SCIEDIVISION PLAT; THENCE S3 36 86 W 348.81 FEET ALONG SAID WEST RIGHT-OF-WAY LINE TO THE SOUTHWEST CORNER OF SAID SUBDIVISION; THENCE N89°59'23"E 29.04 WEST TO THE NORTHWEST CORNER OF PROPERTY DESCRIBED IN DOCUMENT NO. 20090009623 AS FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER; THENCE ANONG SAID PROPERTY THE FOLLOWING THREE (3) COURSES: S3°36'56(W 69.54 FEET TO THE POINT OF CURVATURE OF A 2011.00 FOOT RANUS CURVE TO THE LEFT; THENCE SOUTHERLY 74.54 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 2°07'25"; THENCE S1º28'08"W 508.79 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF "BUENA VISTA BOULEVARD" ROADWAY DEDICATION AS FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER AS ENTRY #634748; 1 COR THENCE ALONG SASE NORTHERLY LINE THE FOLLOWING TWO (2) COURSES: N88°31'52"W 25.61 FEET TO THE POINT OF CURVASURE OF A 840.00 FOOT RADIUS CURVE TO THE LEFT; THENCE WESTER 218.01 FEET ALONG THE ARCOF SAID CURVE THROUGH A CENTRAL ANGLE OF 14°52'12" TO APOPUTON THE SOUTH LINE OF SAID SECTION II; THENCE S89°59'23"W 169, 19 FEET ALONG THE SECTION LINE FO THE SOUTHEAST CORNER OF WASHINGTON CITY PROPERTY DESCRIBED IN DOCUMENT NO. 20070059801 AS FILED IN THE OFFICE OF THE WASHINGTON COUNTY REPORDER; THENCE ALONG SAID WISHINGTON CITY PROPERTY BORNDARY THE FOLLOWING SIX (6) EQURSES: NORTH 4.89 FEET; THENCEN 17°51'09"W 49.99 FEET; THENCE NOV 19'29"W 75.43 FEET; THENCE NTO 19'22"W 128,44 FEET; THENCE S84 3741"W 39.58 FEET TO A POINT ON THE WEST LINE OF SAID SECTION IN THENCE SO"20'30'W 81.03 FEET ADON'S THE SECTION LINE TO THE SOUTHWEST CORNER OF SECTION 11, TOWNSHIP 42 SOUTH, RANGE IS WEST, SALT LAKE BASE AND MERIDIAN; THENCE N89°45'58"W 1327.47 FEET ALONG THE SOUTH LINE OF SECTION 10, TOWNSHIP 42 SOUTH, RANGE 15 WEST, SALT LAKE BASE AND MERIDIAN TO THE 1/16 CORNER (SOUTHWEST CORNER OF THE SE 1/4 Jal Color OF THE SE 1/4 OF SECTION 10), SAID POINT BEING THE SOUTHEAST CORNER OF PROPERTY, DESCRIBED IN DOCUMENT NO. 1747, PARCEL I, AS FILED IN THE DEFICE OF THE WASHINGTON COUNTRACCORDER; THENCE NO 2824 2661.39 FEET ALONG THE 1/16 LANE LEAST LINE OF PROPERTY DESCRIBED IN SAID DOCUMENT NO 74473 AND THE EAST LINE OF PROPERTY DESCRIBED IN DOCUMENT NO. 20080006560 AS FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER) TO THE 1/16 CORNER (NORTHWEST CORNER OF THE NE 1/4 OF THE SE 1/4 OF SECTION 10); THENCE 589"08'42"E 100 PEET ALONG THE 1/16 LINE; THENCON0°41'13"E 336.31 FEET; THENCE 057°32'01"E 89.60 FEET; THENCE NC PO9"E 268.43 FEET; THENCE NEWN25"W 675.34 FEET; THENCE N68 3838"E 363.99 FEET TO A POINT ON THE CENTERLINE OF SAID FUTURE $\chi(0)$ 00 FOOT WIDE ROADWAY, SALE(\mathfrak{D}) INT BEING ON THE ARC OF A $\chi(\mathfrak{D})$ 00 FOOT RADIUS CURVE TO THE \mathbb{C} DEFT, RADIUS POINT BEARS N68 38"E: THENCE SOUTHEASTERLY D14.59 FEET ALONG THE ARC ON SOID CURVE THROUGH A CENTRAL ANGLE OF 43°02'25" TO THE POINT OF BEGINNING. CONTAINS 192,080 ACRES. UNOFFICIEN CORN UMORTICIE CORN UNOFFICIAL Mofficial Color

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Patent Page 1 of 3 Russell Shirts Washington County Recorder 11/06/2014 04,51:42 PM Fee \$14.00 By SOUTHERN WIAH TITLE

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When recorded return to: RREF II-JFH Brillo, LLC Attn: Aimee Carlson 790 NW 107th Ave., Suite 400 Miami, Florida 33172

Tax Parcel No.: Part of W-5 $\sqrt{2}$ -122

FATE OF UTAH PATENT NO. 20331

WHEREAS, RREF II-JFH BRILLO, LLC, a Delaware limited liability company, 790 NW 107TH AVE STE 400 Miami, FL 33172, heretofore purchased from the State of Utah, the lands hereinafter described, pursuant to the laws of said State;

AND WHEREAS, the said RREF II-JFH BRILLO, LC has paid for said lands pursuant to the conditions of said sale, and the laws of the State duly enacted in relation therete

NOW THEREFORE I, GARY R. HERBERT, Governor, by virtue of the power and authority vested in me by the laws of the State of Utah, do issue this PATENT, in the name and by the authority of the State of Utah, hereby granting and confirming unto the said RREF II-JFH BRILLO, LLC and its successors and assigns forever, the following tract or parcel of land, situated in the County of Washington, State of Utah, as more particularly described in **Exhibit A** attached hereto and incorporated by reference.

TO HAVE AND TO HOLD, the above described and granted premises unto the said REF II-JFH BRILLO, LLC and to its successors and assigns forever;

Excepting and reserving to the State of Utah, for the benefit of the State and its successors in interest, assigns, permittees, licensees and lessees from time to time, all coal, oil and gas and other mineral deposits, along with the right for the State or other authorized persons or entities to prospect for, mine, and remove the deposits; also,

Subject to Right of Way 1720, Easement 1075, and Easement 1349; also,

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Subject to any valid, existing easement or right of way of any kind and any right, interest, reservation or exception appearing of record, subject to exceptions and reservations contained in telephone and clear lists, and subject also to all rights of way for ditches, tunnels, and telephone and transmission lines that have been or may be constructed by authority of the United States as provided by Statute.

UNOFFICIENCORN JNOFFICIEL COPY 20140034108 11/06/2014 04:51:42 PM Page 2 of 3 Washington County Patent No. 20331 Page 2 of 3 Color IN TESTIMONY WHEREOF, I affix my signature Done this 30 day of September, 2014. MOMON By the Governor: Gary R. Herbert Attested: Gregory S. Bell Spencer J. Cox MOGHICIEN COPY Lieutenant Governor CORN Kevin S. Carter, Director School and Institutional Pust Lands Administration č APPROVED AS TO FORM Sean D. Reves Attorney General By U Special Assistant Attorney General Recorded Patent Book 45, Page 31 Mofficial Color MORACIAL CORN Mofficial Color Certificate of Sale No. 26579 Fund: School UNOFFICIENCORY Mofficial Color JMOFFICIEN COPY Patent No. 20331 MORIO

UNOFFICIENCORY UNOFICIAL CORN 20140034108 11/06/2014 04:51:42 PM Page 3 of 3 WashingtonCounty UNOMCIAI UNOMOLICI Exhibit A Legal Description of Conveyed Property BEGINNING AT A POINT NOº46'14"E 534%5 FEET ALONG THE SECTION LINE TROM THE WEST 1/4 CORNER OF BEGINNING AT A POINT N0°46'14"E 534%5 FEET ALONG THE SECTION LINE FROM THE WEST 1/4 CORNER OF SECTION 11, TOWNSHIP 42 SOUTH, RANGE 15 WEST, SALT LAKE BASE AND MERIDIAN, SAID POINT BEING ON THE CENTERLINE OF A PROPOSED (FOTURE 110.00 FOOT WIDE ROADW (F) SAID POINT ALSO BEING ON THE ARC OF A 1750.00 FOOT RADIUS CURVE TO THE LEFT, RADIUS POINT BEARS N25°36'33"E; THENCE EASTERLY 753.04 FEET ALONG THE ARCOR SAID CURVE THROUGH A CENTRAL ANGLE OF 24°39'17"; THENCE S& 124'14"E 507.13 FEET ALONG SAID PROPOSED FUTURE ROADWAY CENTERLINE TO THE CENTERLINE OF THE PROPOSED EXTENSION OF MAIN STREET; THENCE ALONG SAND PROPOSED MAIN STREET CENTERLINE THE FOLLOWING THREE COURSES: S0°57'16"W 1864.19 FEET TO THE POINT OF CURVATURE OF A 2500.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE SOUTHERLY 116.04 FEET THROUGH A CENTRAL ANGLE OF 2°39'34"; THENCE S3°36/50"W 11.85 FEET TO A POINT ON THE NORTH LINE OF "OASIS LEISURE HOMES PHASE I" Colet SUBDIVISION AS FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER AS ENTRY #483351; THENCE \$\$93957"W 40.08 FEET ALONG SAID OR TH LINE TO THE NORTHWEST CORNER OF SAID SUBDIVISION, SAID POINT BEING ON THE WEST RIGHT-OF-WAY LINE OF MAIN SERVET AS DEDICATED ON SAND SUBDIVISION PLAT; THENCE S3°36'56 W 348.81 FEET ALONG SAID WEST RIGHT-OF-WAY LINE TO THE SAD SUBDIVISION PLAT: THENCE S3 30 30 4 540.01 LET ALCOUNT AND THE NORTHWEST CORNER OF SAID SUBDIVISION; THENCE N89°59'23"E 29.04 FEES TO THE NORTHWEST CORNER OF PROPERTY DESCRIBED IN DOCIMIENT NO. 20090009623 AS FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER; THENCE LONG SAID PROPERTY THE FOLLOWING THREE (3) COURSES: S3°36'56 69.54 FEET TO THE POINT OF CURVATURE OF A 2011.00 FOOT RADIUS CURVE TO THE LEFT; THENCE SOUTHERLY 74.54 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 2007 25 THENCE S1º28'08"W 508.79 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF "BUENA VISTA BOULEVARD ROADWAY DEDICATION AS FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER AS ENTRY #634748; THENCE ALONG SAID NORTHERLY LINE THE FOLLOWING TWO (2) COURSES: N88°31'52"W 525.61 FEET TO THE POINT OF CURVATURE OF A 840.00 FOOT RADIUS CURVE TO THE LEFT; THENCE WESTERLY 218.01 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 14°52'12" TO A POINT ON THE SOUTH LINE OF SAID SECTION 11: THENCE S89°59'23"W 169 (9) FEET ALONG THE SECTION LINE (0) THE SOUTHEAST CORNER OF WASHINGTON CITY PROPERTY DESCRIBED IN DOCUMENT NO. 20070059801 AS FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER; THENCE ALONG SAID, WASHINGTON CITY PROPERTY BOUNDARY THE FOLLOWING SIX (6) COURSES: NORTH 4.89 FEET; THENCE N17°51'09"W 49.99 FEET; THENCE N85°19'29"W 75.43 FEET; THENCE N78°17'22"W 128.44 FEET; THENCE S842'37"41"W 39.58 FEET TO A POINT ON THE WEST LINE OF SAID SECTION A THENCE SO 20'30"W 81.03 FEET ALONG THE SECTION LINE TO THE SOUTHWEST CORNER OF SECTION 11, TOWNSHIP 42 SOUTH, RANGE ST, SALT LAKE BASE AND MERIDIAN; THENCE N89%4558 1327.47 FEET ALONG THE SQUTERLINE OF SECTION 10, TOWNSHIP & SOUTH, RANGE 15 WEST, SALT LAKE BASE AND MERIDIAN TO THE IN OCORNER (SOUTHWEST CORNER OF THE SE 1/4 OF THE SE 1/4 OF SECTION 10), SAID POINT BEING THE SOUTHEAST CORNER OF PROPERTY DESCRIBED IN DOCUMENT NO. 174473, PARCEL 1, AS FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER; THENCE N0°28'24"E 2661.39 FEET ALONG THE 1/16 LINE (EAST LINE OF PROPERTY DESCRIBED IN SAID DOCUMENT NO. 174473 AND THE EAST LINE OF PROPERTY DESCRIBED IN DOCUMENT NO. 20080006560 AS FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER) TO THE 1/16 CORNER (NORTHWEST CORNER OF THE NE 1/4 OF THE SE 1/4 OF SECTION 10); THENCE S89°08'42"E 100.00 TEET ALONG THE 1/16 LINE; THENCE N0°41'13"E 336.31 FEET; THENCE N57°32'01"E 89.60 FEET; THENCE N0°41'09"E 268.43 FEET; THENCE TO A POINT ON THE CENTERLINE OF SAID FUTURE TO A POINT ON THE CENTERLINE OF SAID FUTURE THE ARC OF A 1730 00 FOOT RADIUS CURVE TO THE THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 43002'25" TO THE POINT OF RECOMMENDE CURVE THROUGH A CENTRAL ANGLE OF 43°02'25" TO THE POINT OF BEGINNING. CONTAINS 192.080 ACRES. UNOMICIAL COPY UNOMICIAL COPY UMORTICIE COPY UNOMICIALCOPY