

WHEN RECORDED, RETURN TO:

Snell & Wilmer L.L.P.
Attn: Wade R. Budge
15 West South Temple, Suite 1200
Salt Lake City, Utah 84101

13893834 B: 11307 P: 4497 Total Pages: 6
02/17/2022 03:54 PM By: ndarmiento Fees: \$40.00
SWD- SPECIAL WARRANTY DEED
Rashelle Hobbs, Recorder, Salt Lake County, Utah
Return To: COTTONWOOD TITLE INSURANCE AGENCY, INC.
1996 EAST 6400 SOUTH SUITE 120 SALT LAKE CITY, UT 84121

Parcel Nos.: 26-22-152-001; 26-22-256-001;
26-22-326-001; 26-22-177-001;
26-22-255-001; 26-22-176-001

SPECIAL WARRANTY DEED

VP DAYBREAK INVESTCO 3 LLC, a Utah limited liability company, whose principal office is located at 9350 South 150 East, Suite 900, Sandy, Utah 84070, Grantor, hereby conveys and warrants against all who claim by, through, or under Grantor to **VP DAYBREAK DEVCO 2, INC.**, a Utah corporation, whose principal office is located at 9350 South 150 East, Suite 900, Sandy, Utah 84070, Grantee, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the following described real property located in South Jordan City, Salt Lake County, State of Utah, to wit:

See attached **Exhibit A**.


SUBJECT TO current taxes and assessments and all declarations, easements, rights-of-way, restrictions, covenants, and other matters of public record or enforceable in law and equity.

WITNESS the hand of said Grantor this 17th day of February, 2022.

GRANTOR:

VP DAYBREAK INVESTCO 3 LLC, a Utah limited liability company

By: **MRE INVESTMENT MANAGEMENT, L.L.C.**, a Utah limited liability company



Courtney Palmer, Authorized Representative

[Acknowledgement Follows]

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

The foregoing Special Warranty Deed was acknowledged before me this 17th day of February, 2022 by Courtney Palmer, as Authorized Representative of **MRE INVESTMENT MANAGEMENT, L.L.C.**, a Utah limited liability company, the Manager of **VP DAYBREAK INVESTCO 3 LLC**, a Utah limited liability company.

Rebecca S. Aulai
Notary Public
Residing at: South Jordan, UT



EXHIBIT A
Legal Description of the Property

Parcel 1: (TPN 17 - Parcel HHH - 26-22-152-001)

Beginning at the Southernmost Corner of Lot V5 of the Kennecott Master Subdivision Amended #1, said point lies South 89°56'03" East 1323.407 feet along the Daybreak Baseline South (Being South 89°56'03" East 21225.293 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 19, T3S, R1W) and North 2450.606 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Lot V5 the following (3) courses: 1) North 00°02'03" East 192.379 feet; 2) North 89°47'52" West 1320.211 feet; 3) North 00°03'55" East 210.847 feet; thence East 54.517 feet to a point on a 527.000 foot radius tangent curve to the left, (radius bears North, Chord: North 87°25'30" East 47.353 feet); thence along the arc of said curve 47.369 feet through a central angle of 05°09'00"; thence North 84°51'00" East 522.298 feet; thence South 88°29'34" East 314.328 feet; thence South 89°46'08" East 172.189 feet; thence South 52°43'34" East 504.350 feet to the Southeasterly Line of said Lot V5; thence along said Southeasterly Line South 53°07'08" West 237.419 feet to the point of beginning.

Parcel 2: (TPN 20 - Parcel GG - 26-22-256-001)

Beginning at a point that lies South 89°56'03" East 3507.873 feet along the Daybreak Baseline South (Being South 89°56'03" East 21225.293 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 19, T3S, R1W) and North 2509.642 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence North 55°43'37" West 493.793 feet; thence North 21°52'37" East 17.807 feet to a point on a 470.000 foot radius tangent curve to the right, (radius bears South 68°07'23" East, Chord: North 25°56'18" East 66.579 feet); thence along the arc of said curve 66.635 feet through a central angle of 08°07'23"; thence North 30°00'00" East 332.613 feet; thence North 24°35'09" East 116.811 feet to a point on a 1569.000 foot radius non tangent curve to the left, (radius bears North 10°13'57" East, Chord: South 84°53'01" East 279.838 feet); thence along the arc of said curve 280.210 feet through a central angle of 10°13'57"; thence East 222.261 feet; thence South 04°31'38" West 189.916 feet; thence South 30°00'00" West 394.990 feet; thence South 34°16'23" West 232.818 feet to the point of beginning.

Parcel 3: (TPN - 16a - Parcel RR - 26-22-326-003)

Beginning at a point on the Northerly Line of Lot Z101 of the VP Daybreak Operations-Investments Plat 1 subdivision, said point lies South 89°56'03" East 2113.602 feet along the Daybreak Baseline South (Being South 89°56'03" East 21225.293 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 19, T3S, R1W) and North 3044.399 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Lot Z101 North 53°07'08" East 234.828 feet; thence South 60°00'00" East 340.822 feet; thence South 25°43'37" West 5.014 feet; thence South 60°00'00" East 497.569 feet; thence South 21°52'37" West 709.421 feet to a point on a 230.000 foot radius tangent curve to the left, (radius bears South 68°07'23" East, Chord: South

14°59'23" West 55.159 feet); thence along the arc of said curve 55.292 feet through a central angle of 13°46'26" to a point of reverse curvature with a 170.000 foot radius non tangent curve to the right, (radius bears North 04°53'20" East, Chord: North 76°58'01" West 48.166 feet); thence along the arc of said curve 48.329 feet through a central angle of 16°17'18"; thence North 68°49'22" West 779.106 feet to a point on a 467.000 foot radius tangent curve to the right, (radius bears North 21°10'38" East, Chord: North 64°12'21" West 75.181 feet); thence along the arc of said curve 75.263 feet through a central angle of 09°14'02"; thence South 30°24'40" West 17.500 feet to a point on a 484.500 foot radius non tangent curve to the right, (radius bears North 30°24'40" East, Chord: North 54°48'21" West 80.800 feet); thence along the arc of said curve 80.894 feet through a central angle of 09°33'59" to a point of compound curvature with a 25.000 foot radius tangent curve to the right, (radius bears North 39°58'39" East, Chord: North 20°18'08" West 24.788 feet); thence along the arc of said curve 25.936 feet through a central angle of 59°26'26" to a point of compound curvature with a 977.500 foot radius tangent curve to the right, (radius bears South 80°34'55" East, Chord: North 11°28'08" East 69.969 feet); thence along the arc of said curve 69.984 feet through a central angle of 04°06'07"; thence North 08°42'58" East 38.709 feet to a point on a 981.500 foot radius non tangent curve to the right, (radius bears South 74°13'39" East, Chord: North 22°53'10" East 243.099 feet); thence along the arc of said curve 243.725 feet through a central angle of 14°13'39"; thence North 30°00'00" East 52.362 feet; thence South 60°00'00" East 11.500 feet; thence North 30°00'00" East 282.031 feet to the point of beginning.

LESS AND EXCEPTING from Parcel 3 any portion lying within the bounds of the following described tract of land, as disclosed by that certain Special Warranty Deed recorded September 1, 2021 as Entry No. 13761270 in Book 11232 at Page 2001 in the Salt Lake County Recorder's office, to-wit:

Beginning at a point on the Southwesterly Line of the Less & Except Parcel RR as shown on said Daybreak West Villages Roadway Dedication Plat in Lieu of Condemnation subdivision, said point also being a point on a 484.500 foot radius non tangent curve to the right, (radius bears North 37°26'52" East, Chord: North 51°17'15" West 21.388 feet), said point lies South 89°56'37" East 1847.416 feet along the Daybreak Baseline Southwest (Being South 89°56'37" East 10583.405 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 23, T3S, R2W) and North 2392.529 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Less & Except Parcel RR the following (5) courses: 1) along the arc of said curve 21.390 feet through a central angle of 02°31'46" to a point of compound curvature with a 25.000 foot radius tangent curve to the right, (radius bears North 39°58'39" East, Chord: North 20°18'08" West 24.788 feet); 2) along the arc of said curve 25.936 feet through a central angle of 59°26'26" to a point of compound curvature with a 977.500 foot radius tangent curve to the right, (radius bears South 80°34'55" East, Chord: North 11°28'08" East 69.969 feet); 3) along the arc of said curve 69.984 feet through a central angle of 04°06'07"; 4) North 08°42'58" East 38.709 feet to a point on a 981.500 foot radius non tangent curve to the right, (radius bears South 74°13'39" East, Chord: North 20°38'37" East 166.694 feet); 5) along the arc of said curve 166.895 feet through a central angle of 09°44'33" to a point of compound curvature with a 5.500 foot radius non tangent curve to the right, (radius bears South 85°12'07" West, Chord: South 09°08'52" West 2.651 feet); thence along the arc of said curve 2.677 feet through a central angle of 27°53'29" to a point of

reverse curvature with a 481.500 foot radius tangent curve to the left, (radius bears South 66°54'24" East, Chord: South 15°23'01" West 129.188 feet); thence along the arc of said curve 129.578 feet through a central angle of 15°25'09" to a point of reverse curvature with a 518.500 foot radius tangent curve to the right, (radius bears North 82°19'33" West, Chord: South 09°59'51" West 42.039 feet); thence along the arc of said curve 42.051 feet through a central angle of 04°38'48" to a point of compound curvature with a 5.500 foot radius tangent curve to the right, (radius bears North 77°40'45" West, Chord: South 35°30'24" West 4.331 feet); thence along the arc of said curve 4.451 feet through a central angle of 46°22'17"; thence South 58°41'32" West 4.142 feet to a point on a 4.500 foot radius tangent curve to the left, (radius bears South 31°18'28" East, Chord: South 36°03'58" West 3.462 feet); thence along the arc of said curve 3.554 feet through a central angle of 45°15'08" to a point of reverse curvature with a 512.500 foot radius tangent curve to the right, (radius bears North 76°33'36" West, Chord: South 13°51'20" West 7.437 feet); thence along the arc of said curve 7.437 feet through a central angle of 00°49'53" to a point of reverse curvature with a 967.500 foot radius tangent curve to the left, (radius bears South 75°43'43" East, Chord: South 11°56'00" West 78.937 feet); thence along the arc of said curve 78.959 feet through a central angle of 04°40'33" to a point of compound curvature with a 39.500 foot radius tangent curve to the left, (radius bears South 80°24'16" East, Chord: South 21°28'42" East 40.775 feet); thence along the arc of said curve 42.845 feet through a central angle of 62°08'51" to the point of beginning

Parcel 4: (TPN 16b - Parcel SS - 26-22-177-001)

Beginning at a point on the Northerly Line of Lot Z101 of the VP Daybreak Operations-Investments Plat 1 subdivision, said point lies South 89°56'03" East 2301.438 feet along the Daybreak Baseline South (Being South 89°56'03" East 21225.293 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 19, T3S, R1W) and North 3185.548 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Lot Z101 South 53°07'08" West 234.828 feet; thence North 30°00'00" East 215.969 feet; thence South 60°00'00" East 92.204 feet to the point of beginning.

Parcel 5: (TPN 19a - Parcel TT - 26-22-255-001)

Beginning at a point on the Northerly Line of Lot Z101 of the VP Daybreak Operations-Investments Plat 1 subdivision, said point lies South 89°56'03" East 2344.924 feet along the Daybreak Baseline South (Being South 89°56'03" East 21225.293 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 19, T3S, R1W) and North 3218.226 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Lot Z101 North 53°07'08" East 492.699 feet to a point on a 1565.000 foot radius non tangent curve to the left, (radius bears North 34°40'01" East, Chord: South 57°38'07" East 125.738 feet); thence along the arc of said curve 125.772 feet through a central angle of 04°36'17"; thence South 30°03'44" West 4.000 feet to a point on a 1569.000 foot radius non tangent curve to the left, (radius bears North 30°03'44" East, Chord: South 68°27'57" East 465.356 feet); thence along the arc of said curve 467.079 feet through a central angle of 17°03'23"; thence South 24°35'09" West 140.534 feet; thence South 22°52'30" West 79.203 feet; thence South 30°00'00" West 206.459 feet to a point on a 530.000

foot radius tangent curve to the left, (radius bears South 60°00'00" East, Chord: South 25°56'18" West 75.078 feet); thence along the arc of said curve 75.141 feet through a central angle of 08°07'23"; thence South 21°52'37" West 7.684 feet; thence North 60°00'00" West 489.772 feet; thence South 30°00'00" West 5.000 feet; thence North 60°00'00" West 319.081 feet to the point of beginning.

Parcel 6: (TPN 19b - Parcel UU - 26-22-176-001)

Beginning at a point on the Northerly Line of Lot Z101 of the VP Daybreak Operations-Investments Plat 1 subdivision, said point lies South 89°56'03" East 2739.027 feet along the Daybreak Baseline South (Being South 89°56'03" East 21225.293 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 19, T3S, R1W) and North 3514.375 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Lot Z101 South 53°07'08" West 492.699 feet; thence North 60°00'00" West 113.550 feet; thence North 30°00'00" East 262.000 feet; thence North 60°00'00" West 17.500 feet; thence North 30°00'00" East 42.227 feet; thence North 52°59'18" East 51.211 feet; thence North 30°00'00" East 135.006 feet to a point on a 28.000 foot radius tangent curve to the right, (radius bears South 60°00'00" East, Chord: North 57°47'32" East 26.111 feet); thence along the arc of said curve 27.164 feet through a central angle of 55°35'05"; thence South 50°00'00" East 152.212 feet to a point on a 1553.500 foot radius tangent curve to the left, (radius bears North 40°00'00" East, Chord: South 51°57'04" East 105.783 feet); thence along the arc of said curve 105.804 feet through a central angle of 03°54'08"; thence South 36°05'52" West 11.500 feet to a point on a 1565.000 foot radius non tangent curve to the left, (radius bears North 36°05'52" East, Chord: South 54°37'04" East 39.082 feet); thence along the arc of said curve 39.083 feet through a central angle of 01°25'51" to the point of beginning.



**WHEN RECORDED RETURN TO AND
SEND SUBSEQUENT TAX BILLS TO:**

VP DAYBREAK DEVCO 2, INC.
9350 South 150 East, Suite 900
Sandy, Utah 84070-2721
Attn: John Warnick

QUITCLAIM DEED

SOUTH JORDAN CITY, a Utah municipal corporation ("**Grantor**"), hereby quitclaims, assigns, transfers, and conveys to **VP DAYBREAK DEVCO 2, INC.**, a Utah corporation ("**Grantee**"), for the sum of TEN AND 00/100 DOLLARS (\$10.00), all of its interest in the real property in Salt Lake County, State of Utah, as described and depicted on **Exhibit A** attached hereto and incorporated herein (the "**Property**").

THE PROPERTY IS CONVEYED SUBJECT TO ALL COVENANTS, CONDITIONS AND RESTRICTIONS OF RECORD.

[SIGNATURES ON NEXT PAGE]

Witness, the hand of the duly authorized Grantor, this _____, 2023.

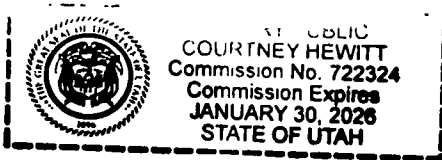
SOUTH JORDAN CITY,
a Utah municipal corporation

By: *Dustin Lewis*
Name: DUSTIN LEWIS
Its: CITY MANAGER

ACKNOWLEDGMENT

STATE OF UTAH)
) :ss.
COUNTY OF SALT LAKE)

On Sept. 18, 2023, personally appeared before me, Dustin Lewis CA,
the City manager of SOUTH JORDAN CITY, a Utah municipal corporation,
personally known or proved to me to be the person whose name is subscribed to the above
instrument who acknowledged to me that he executed the above instrument on behalf of SOUTH
JORDAN CITY, a Utah municipal corporation.



WITNESS my hand and official Seal.

Courtney Hewitt
Notary Public in and for said State

My commission expires:

[SEAL]

Exhibit A

Legal Description

Village 9 Plat 4 – Silver Pond Drive Right-of-Way Vacation Description

Beginning at a point on the Easterly Right-of-Way Line of Silver Pond Drive, said point also being a point on a 470.000 foot radius non tangent curve to the left, (radius bears South 60°00'00" East, Chord: South 25°56'18" West 66.579 feet), said point lies South 89°56'37" East 3135.576 feet along the Daybreak Baseline Southwest (Being South 89°56'37" East 10583.405 feet between the Southwest Corner of Section 22, T3S, R2W and the Southeast Corner of Section 23, T3S, R2W) and North 2863.172 feet from the Southwest Corner of Section 22, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Silver Pond Drive the following (2) courses: 1) along the arc of said curve 66.635 feet through a central angle of 08°07'23"; 2) South 21°52'37" West 17.650 feet to a point on a 11.000 foot radius non tangent curve to the right, (radius bears North 43°50'00" East, Chord: North 07°27'03" West 13.760 feet); thence along the arc of said curve 14.866 feet through a central angle of 77°25'55"; thence North 31°15'55" East 52.424 feet; thence North 30°00'00" East 20.550 feet to the point of beginning.

Property contains 0.005 acres, 228 square feet.

VP DAYBREAK
INVESTCO 3 LLC
26-22-255-001

SILVER POND DRIVE
(Public Right-of-Way)

P.O.B.
SILVER POND DRIVE
RIGHT-OF-WAY VACATION
N30°00'00"E
20.550'

L=66.635,
R=470.000
 $\Delta=8^{\circ}07'23''$
CB=S25°56'18"W
CL=66.579'

N31°15'55"E 52.424'

L=14.866,
R=11.000
 $\Delta=77^{\circ}25'55''$
CB=N07°27'03"W
CL=13.760'

S21°52'37"W
17.650'

VP DAYBREAK INVESTCO 3 LLC
26-22-256-001

DOCKSIDER DRIVE
(Public Right-of-Way)



SCALE 1"=20'



PERIGEE
CONSULTING
CIVIL • STRUCTURAL • SURVEY

**RIGHT-OF-WAY VACATION EXHIBIT
VILLAGE 9 PLAT 4**

8000 SOUTH 200 WEST, SUITE 100
06108-0004 TEL. 801.968.0878 FAX

WEST JORDAN, UT 84088
WWW.PERIGEECONSULTING.COM

PREPARED FOR: LHM