

WHEN RECORDED, RETURN TO:

City of Mesa  
Real Estate Services  
20 E Main Street  
Mesa, Arizona 85201

## MEMORANDUM OF AGREEMENT

### FIRST AMERICAN TITLE

This Memorandum of Agreement (“**Memorandum**”) is dated July, ~~20<sup>th</sup>~~ 2021, by the CITY OF MESA, Arizona, an Arizona municipal corporation and political subdivision of the State of Arizona (“**City**”), and Redale LLC, a Delaware limited liability company (“**Company**”) with respect to that certain Sustainable Water Service Agreement dated July, ~~20<sup>th</sup>~~ 2021 (the “**SSA**”). The City and Company are sometimes collectively identified as the “**Parties**” or individually as a “**Party**.”

1. The SSA pertains to certain real property owned by Company that is located in Maricopa County, Arizona and legally described in Exhibit A and depicted on Exhibit A-1 attached hereto (the “**Property**”).

2. The City has determined that Company will be eligible to be an MLM Customer under Mesa City Code Title 8 Chapter 10 with respect to the Property and the Project thereon as described in the Development Agreement dated ~~7/20/21~~ between the Parties and recorded in the Offices of the Maricopa County Recorder, subject to Company’s acceptance and fulfillment of the acknowledgements, obligations, requirements, terms, conditions and other provisions of the SSA.

3. As more fully set forth in the SSA, the SSA establishes Company’s MLM Customer status and associated Water Allowance, the terms pursuant to which Company will provide for the transfer of Long-Term Storage Credits to the City in order to maintain the Water Allowance, and the corresponding limitations on water use and demand as to the Project and Property.

4. Among other provisions, the SSA imposes restrictions and conditions on transfers, as set forth more fully therein.

5. This Memorandum serves to advise future owners of the Property or any portion thereof, including any person or entity holding or taking an interest therein, that the covenants, conditions, terms and provisions of the SSA run with the Property and shall be binding upon and shall inure to the benefit of the Parties and their respective permitted successors and assigns with respect to the Property.

6. In the event of any conflict between the terms of this Memorandum and the terms of the SSA, the terms of the SSA shall control.

7. This Memorandum may be executed in counterparts, each of which shall be deemed to be an original, and all of which shall constitute one and the same instrument.

**[SIGNATURE PAGES FOLLOW]**

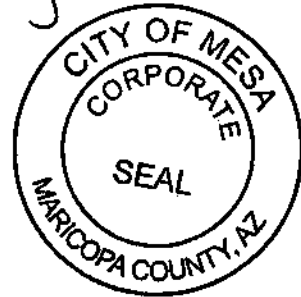
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IN WITNESS WHEREOF, the Parties have executed this Memorandum as of the date written above.

CITY OF MESA, ARIZONA, an Arizona  
municipality

By: \_\_\_\_\_

Its: City Manager



\_\_\_\_\_  
City Clerk

APPROVED \_\_\_\_\_

By: \_\_\_\_\_

Water Resources Director

STATE OF ARIZONA )

) ss.

County of Maricopa )

The foregoing instrument was acknowledged before me this 20<sup>th</sup> day of July 2021, by Christopher Brady the City Manager of the City of Mesa, Arizona, an Arizona municipal corporation, who acknowledged that he/she signed the foregoing instrument on behalf of City.



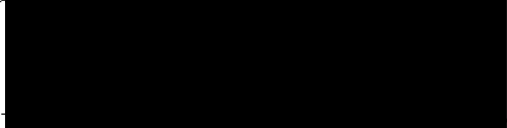
\_\_\_\_\_  
Notary Public

My Commission Expires: May 27, 2022

{00406331.2}

## COMPANY:

REDALE LLC, a Delaware limited  
liability company

By: Name: Pamela JasinskiTitle: President

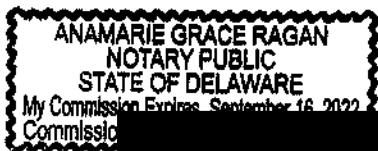
STATE OF Delaware  
County of New Castle ) ss.

The foregoing instrument was acknowledged before me this 19 day of July, 2021, on behalf of Redale LLC, by, its President, Pamela Jasinski

Unoffic

Notary Public

My Commission Expires: 9/16/2022



## EXHIBIT A— LEGAL DESCRIPTION

### **Parcel 1 (The Property)**

THAT PORTION OF SECTION 15, TOWNSHIP 1 SOUTH, RANGE 7 EAST, GILA & SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE SOUTHWEST CORNER OF SAID SECTION 15 FROM WHICH THE WEST QUARTER CORNER OF SAID SECTION 15 BEARS NORTH 0°42'08" WEST, A DISTANCE OF 2638.00 FEET;

**THENCE** ALONG THE WEST LINE OF SAID SECTION 15, NORTH 0°42'08" WEST, A DISTANCE OF 46.49 FEET;

**THENCE** NORTH 89°17'52" EAST, A DISTANCE OF 65.00 FEET TO THE EAST LINE OF THE WEST 65.00 FEET OF SAID SECTION 15 AND ALSO BEING THE **POINT OF BEGINNING**;

**THENCE** ALONG SAID EAST LINE NORTH 0°42'08" WEST, A DISTANCE OF 2591.44 FEET;

**THENCE** CONTINUING ALONG SAID EAST LINE NORTH 0°35'07" WEST, A DISTANCE OF 2057.13 FEET;

**THENCE** NORTH 89°24'53" EAST, A DISTANCE OF 10.00 FEET TO THE EAST LINE OF THE WEST 75.00 FEET OF SAID SECTION 15;

**THENCE** ALONG SAID EAST LINE NORTH 0°35'07" WEST, A DISTANCE OF 484.72 FEET;

**THENCE** NORTH 44°53'57" EAST, A DISTANCE OF 21.03 FEET TO THE SOUTH LINE OF THE NORTH 65 FEET OF THE NORTHWEST QUARTER OF SAID SECTION 15;

**THENCE** ALONG SAID SOUTH LINE SOUTH 89°36'59" EAST, A DISTANCE OF 2549.12 FEET;

**THENCE** ALONG THE SOUTH LINE OF THE NORTH 65 FEET OF THE NORTHEAST QUARTER OF SAID SECTION 15, SOUTH 89°38'13" EAST A DISTANCE OF 1366. Unofficial Document

**THENCE** DEPARTING SAID SOUTH LINE, SOUTH 0°43'30" EAST A DISTANCE OF 2431.88 FEET;

**THENCE** NORTH 89°45'48" WEST A DISTANCE OF 1254.12 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY LINE FOR EASTMARK PARKWAY, ACCORDING TO THE RIGHT-OF-WAY DEDICATION PER THE SPECIAL WARRANTY DEED, AS RECORDED IN DOCUMENT NO. 2021-0667383, OF THE OFFICIAL RECORDS OF MARICOPA COUNTY, SAID POINT BEING THE BEGINNING OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 3859.50 FEET, A CENTRAL ANGLE OF 02°18'33" AND A CHORD THAT BEARS SOUTH 15°05'49" EAST, 155.54 FEET;

**THENCE** ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 155.55 FEET TO A POINT ON THE NORTHEASTERLY CORNER OF THE RIGHT OF WAY FOR EASTMARK PARKWAY, ACCORDING TO THE FINAL PLAT FOR EASTMARK DEVELOPMENT UNIT 6 – INFRASTRUCTURE FOR PARCELS 4 – 6 AND 9 – 23, AS RECORDED IN BOOK 1343, PAGE 15, OF THE OFFICIAL RECORDS OF MARICOPA COUNTY;

**THENCE** ALONG THE NORTH END OF LAST SAID EASTMARK PARKWAY RIGHT-OF-WAY, SOUTH 73°44'54" WEST A DISTANCE OF 81.00 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF LAST SAID EASTMARK PARKWAY RIGHT-OF-WAY, SAID POINT BEING THE BEGINNING OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 3940.50 FEET, A CENTRAL ANGLE OF 00°55'59" AND A CHORD THAT BEARS SOUTH 16°43'05" EAST, 64.17 FEET;

**THENCE** ALONG THE WESTERLY RIGHT-OF-WAY LINE OF LAST SAID EASTMARK PARKWAY RIGHT-OF-WAY, ALONG THE ARC OF SAID CURVE A DISTANCE OF 64.17 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 20.00 FEET, A CENTRAL ANGLE OF 89°00'06" AND A CHORD THAT BEARS SOUTH 27°18'58" WEST, 28.04 FEET;

**THENCE** LEAVING SAID WESTERLY RIGHT-OF-WAY LINE, ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 31.07 FEET;

**THENCE** SOUTH 71°49'01" WEST A DISTANCE OF 19.43 FEET;

**THENCE** SOUTH 18°10'59" EAST A DISTANCE OF 24.00 FEET;

**THENCE** NORTH 71°49'01" EAST A DISTANCE OF 18.83 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 20.00 FEET, A CENTRAL ANGLE OF 90°04'21" AND A CHORD THAT BEARS SOUTH 63°08'48" EAST, 28.30 FEET;

**THENCE** ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 31.44 FEET TO A POINT ON SAID WESTERLY RIGHT-OF-WAY LINE, SAID POINT BEING A POINT OF REVERSE CURVE TO THE LEFT HAVING A RADIUS OF 3940.50 FEET, A CENTRAL ANGLE OF 00°04'20" AND A CHORD THAT BEARS SOUTH 18°08'48" EAST 4.97 FEET;

**THENCE** ALONG SAID WESTERLY RIGHT-OF-WAY LINE AND ALONG THE ARC OF SAID CURVE A DISTANCE OF 4.97 FEET TO THE MOST NORTHERLY CORNER OF PARCEL 2 ACCORDING TO SAID MINOR LAND DIVISION RECORDED IN BOOK 1542, PAGE 44, OF THE OFFICIAL RECORDS OF MARICOPA COUNTY;

**THENCE** ALONG THE NORTHERLY LINE OF SAID PARCEL 2, SOUTH 71°49'01" WEST, A DISTANCE OF 169.00 FEET TO THE NORTHWEST CORNER OF SAID PARCEL 2 AND TO A POINT ON A NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 4109.50 FEET, A CENTRAL ANGLE OF 02°10'52" AND A CHORD THAT BEARS SOUTH 19°16'24" EAST 156.43 FEET;

**THENCE** ALONG THE WESTERLY LINE OF SAID PARCEL 2 AND ALONG THE ARC OF SAID CURVE A DISTANCE OF 156.44 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL 2;

**THENCE** ALONG THE SOUTHERLY LINE OF SAID PARCEL 2, NORTH 69°38'10" EAST, A DISTANCE OF 169.00 FEET TO THE SOUTHEAST CORNER OF SAID PARCEL 2 AND THE WESTERLY RIGHT-OF-WAY LINE OF SAID EASTMARK PARKWAY SAID POINT BEING A POINT ON A NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 3940.50 FEET, A CENTRAL ANGLE OF 11°42'22" AND A CHORD THAT BEARS SOUTH 26°13'01" EAST 803.68 FEET;

**THENCE** ALONG THE WESTERLY RIGHT-OF-WAY LINE OF SAID EASTMARK PARKWAY AND ALONG THE ARC OF SAID CURVE A DISTANCE OF 805.08 FEET TO A REVERSE CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET, A CENTRAL ANGLE OF 89°32'39" AND A CHORD THAT BEARS SOUTH 12°42'08" WEST 28.17 FEET;

**THENCE** LEAVING SAID WESTERLY RIGHT-OF-WAY LINE, ALONG THE ARC OF SAID CURVE A DISTANCE OF 31.26 FEET;

**THENCE** SOUTH 57°28'28" WEST, A DISTANCE OF 19.11 FEET;

**THENCE** SOUTH 32°31'32" EAST, A DISTANCE OF 23.00 FEET;

**THENCE** NORTH 57°28'28" EAST, A DISTANCE OF 19.11 FEET TO A CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET, A CENTRAL ANGLE OF 89°32'39" AND A CHORD THAT BEARS SOUTH 77°45'12" EAST, A DISTANCE OF 28.17 FEET;

**THENCE** ALONG THE ARC OF SAID CURVE A DISTANCE OF 31.26 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF SAID EASTMARK PARKWAY AND A REVERSE CURVE TO THE LEFT HAVING A RADIUS OF 3940.50 FEET, A CENTRAL ANGLE OF 07°46'24" AND A CHORD THAT BEARS SOUTH 36°52'05" EAST 534.19 FEET;

**THENCE** ALONG SAID WESTERLY RIGHT-OF-WAY LINE AND ALONG THE ARC OF SAID CURVE A DISTANCE OF 534.60 FEET;

**THENCE** ALONG SAID WESTERLY RIGHT-OF-WAY LINE, SOUTH 40°45'16" EAST, A DISTANCE OF 4.23 FEET TO THE NORTH LINE OF EAST WARNER ROAD ACCORDING TO THAT CERTAIN FINAL PLAT OF EASTMARK DEVELOPMENT UNITS 3/4 INFRASTRUCTURE FOR COMMERCIAL PARCEL AND RECORDED IN BOOK 1462, PAGE 27 OF THE OFFICIAL RECORDS OF MARICOPA COUNTY;

**THENCE** ALONG SAID NORTH LINE OF EAST WARNER ROAD, SOUTH 04°14'44" WEST, A DISTANCE OF 28.28 FEET;

**THENCE** ALONG SAID NORTH LINE OF EAST WARNER ROAD THE FOLLOWING EIGHT (8) COURSES TO WIT:

**THENCE** SOUTH 49°14'44" WEST, A DISTANCE OF 293.67 FEET TO A CURVE TO THE RIGHT HAVING A RADIUS OF 3468.00 FEET, A CENTRAL ANGLE OF 28°51'21" AND A CHORD THAT BEARS SOUTH 63°40'24" WEST, A DISTANCE OF 1728.19 FEET;

**THENCE** ALONG THE ARC OF SAID CURVE A DISTANCE OF 1746.59 FEET;

**THENCE** NORTH 56°14'04" WEST, A DISTANCE OF 28.04 FEET;

**THENCE** NORTH 10°44'08" WEST, A DISTANCE OF 12.13 FEET;

**THENCE** SOUTH 79°15'52" WEST, A DISTANCE OF 81.00 FEET;

**THENCE** SOUTH 10°44'08" EAST, A DISTANCE OF 12.36 FEET;

**THENCE** SOUTH 34°35'59" WEST, A DISTANCE OF 28.12 FEET TO A POINT ON A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 3468.00 FEET, A CENTRAL ANGLE OF 08°56'40" AND A CHORD THAT BEARS SOUTH 84°34'22" WEST 540.85 FEET;

**THENCE** ALONG THE ARC OF SAID CURVE A DISTANCE OF 541.40 FEET TO THE EAST LINE OF PARCEL 2 ACCORDING TO THAT CERTAIN MINOR LAND DIVISION RECORDED IN BOOK 1542, PAGE 46 OF THE OFFICIAL RECORDS OF MARICOPA COUNTY;

**THENCE** ALONG THE EAST LINE OF SAID PARCEL 2, NORTH 0°57'17" WEST, A DISTANCE OF 167.00 FEET TO THE NORTHEAST CORNER OF SAID PARCEL 2 AND TO A POINT ON A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 3301.00 FEET, A CENTRAL ANGLE OF 0°42'05" AND A CHORD THAT BEARS SOUTH 89°23'45" WEST 40.41 FEET;

**THENCE** ALONG THE NORTH LINE OF SAID PARCEL 2 AND ALONG THE ARC OF SAID CURVE A DISTANCE OF 40.41 FEET;

**THENCE** CONTINUING ALONG SAID NORTH LINE SOUTH 89°44'47" WEST, A DISTANCE OF 109.60 FEET TO THE NORTHWEST CORNER OF SAID PARCEL 2; Unofficial Document

**THENCE** ALONG THE WEST LINE OF SAID PARCEL 2, SOUTH 0°15'13" EAST, A DISTANCE OF 167.00 FEET TO SAID NORTH LINE OF EAST WARNER ROAD;

**THENCE** ALONG SAID NORTH LINE OF EAST WARNER ROAD SOUTH 89°44'47" WEST, A DISTANCE OF 523.87 FEET;

**THENCE** CONTINUING ALONG SAID NORTH LINE OF EAST WARNER ROAD NORTH 87°26'50" WEST, A DISTANCE OF 51.06 FEET;

**THENCE** CONTINUING ALONG SAID NORTH LINE OF EAST WARNER ROAD SOUTH 89°44'47" WEST, A DISTANCE OF 252.52 FEET;

**THENCE** CONTINUING ALONG SAID SOUTH LINE NORTH 45°28'40" WEST, A DISTANCE OF 17.75 FEET TO THE POINT OF BEGINNING;

**CONTAINING** 17,239,477 SQUARE FEET OR 395.764 ACRES OF LAND, MORE OR LESS;

**LESS AND EXCEPT** ALL THAT PORTION OF LAND BEING KNOWN AS A RIGHT-OF-WAY DEDICATION AS DESCRIBED BY THE SPECIAL WARRANTY DEED, RECORDED AS FEE NO. 2021-0667383 OF THE RECORDS OF THE MARICOPA COUNTY RECORDER'S OFFICE;

**CONTAINING** 296,989 SQUARE FEET OR 6.818 ACRES OF LAND, MORE OR LESS;

**ALSO LESS AND EXCEPT** ALL THAT PORTION OF LAND LOCATED WITHIN SAID SECTION 15 BEING DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE NORTHEAST CORNER OF SAID SECTION 15 FROM WHICH THE NORTH QUARTER CORNER OF SAID SECTION 15 BEARS NORTH 89°38'13" WEST, A DISTANCE OF 2,629.07 FEET, AND FROM WHICH THE EAST QUARTER CORNER OF SAID SECTION 15 BEARS SOUTH 00°43'30" EAST, A DISTANCE OF

2,628.12 FEET; **THENCE** NORTH 89°38'13" WEST ALONG THE NORTH BOUNDARY LINE OF THE NORTHEAST QUARTER OF SAID SECTION 15, A DISTANCE OF 1,261.50 FEET; **THENCE** DEPARTING SAID NORTH BOUNDARY LINE SOUTH 00°21'47" WEST, A DISTANCE OF 65.00 FEET TO A POINT MARKING THE MOST NORTHEASTERLY CORNER OF THE AFOREMENTIONED RIGHT-OF-WAY DEDICATION; **THENCE** SOUTH 00°43'30" WEST ALONG THE EASTERLY BOUNDARY LINE OF SAID RIGHT-OF-WAY DEDICATION, A DISTANCE OF 1,550.12 FEET TO A POINT MARKING THE NORTHEASTERLY CORNER OF PARCEL NO. 5-2 AS SHOWN ON THE FINAL PLAT FOR EASTMARK DEVELOPMENT UNIT 5 PACELS 5-1 AND 5-2, RECORDED AS FEE NO. 2018-0725674 OR BOOK 1414, PAGE 30 OF THE RECORDS OF THE MARICOPA COUNTY RECORDER'S OFFICE, ALSO MARKING THE MOST NORTHEASTERLY CORNER OF THIS PARCEL, AND ALSO MARKING THE **POINT OF BEGINNING**;

**THENCE** SOUTH 00°43'30" EAST ALONG THE EAST BOUNDARY LINE OF SAID PARCEL NO. 5-2, ALSO BEING THE EAST BOUNDARY LINE OF THIS PARCEL, A DISTANCE OF 881.76 FEET TO A POINT MARKING THE SOUTHEAST CORNER OF SAID PARCEL NO. 5-2, ALSO MARKING THE SOUTHEAST CORNER OF THIS PARCEL;

**THENCE** DEPARTING SAID EAST BOUNDARY LINE NORTH 89°45'48" WEST ALONG THE SOUTH BOUNDARY LINE OF SAID PARCEL NO. 5-2, ALSO BEING THE SOUTH BOUNDARY LINE OF THIS PARCEL, A DISTANCE OF 1,254.12 FEET TO A POINT ALONG EASTERLY BOUNDARY LINE THE AFOREMENTIONED RIGHT-OF-WAY DEDICATION, SAID POINT MARKING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE EAST HAVING A RADIUS OF 3,859.50 FEET, AND A CHORD THAT BEARS NORTH 13°54'44" WEST, A DISTANCE OF 4.06 FEET;

**THENCE** DEPARTING SAID SOUTH BOUNDARY LINE, ALONG THE ARC OF SAID CURVE CONCAVE TO THE EAST, ALSO ALONG THE EASTERLY BOUNDARY LINE OF THE AFOREMENTIONED RIGHT-OF-WAY DEDICATION, A DISTANCE OF 4.06 FEET TO A POINT MARKING THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE SOUTHEAST, HAVING A RADIUS OF 292.50 FEET, AND A CHORD THAT BEARS NORTH 28°03'33" EAST, A DISTANCE OF 390.99 FEET;

**THENCE** CONTINUING ALONG SAID EASTERLY BOUNDARY LINE AND ALONG THE ARC OF SAID CURVE CONCAVE TO THE SOUTHEAST, A DISTANCE OF 428.22 FEET;

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**THENCE** CONTINUING ALONG SAID EASTERLY BOUNDARY LINE NORTH 70°00'00" EAST, A DISTANCE OF 847.40 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 373.50 FEET, AND A CHORD THAT BEARS NORTH 43°48'56" EAST, A DISTANCE OF 329.62 FEET;

**THENCE** CONTINUING ALONG SAID EASTERLY BOUNDARY LINE AND ALONG THE ARC OF SAID CURVE CONCAVE TO THE NORTHWEST, A DISTANCE OF 341.38 FEET TO A POINT ALONG THE NORTH BOUNDARY LINE OF THE AFOREMENTIONED PARCEL NO. 5-2, ALSO MARKING AN ANGLE POINT OF THIS PARCEL;

**THENCE** DEPARTING THE AFOREMENTIONED EASTERLY BOUNDARY LINE SOUTH 89°45'48" EAST ALONG THE SAID NORTH BOUNDARY LINE, ALSO ALONG THE NORTH BOUNDARY LINE OF THIS PARCEL, A DISTANCE OF 35.51 FEET TO A POINT MARKING THE NORTHEAST CORNER OF THE AFOREMENTIONED PARCEL NO. 5-2, ALSO MARKING THE MOST NORTHEASTERLY CORNER OF THIS PARCEL, AND ALSO MARKING THE **POINT OF BEGINNING**;

**CONTAINING** 649,357 SQUARE FEET OR 14.907 ACRES OF LAND, MORE OR LESS.

THE RESULTING PARCEL CONTAINS 16,293,131 SQUARE FEET OR 374.039 ACRES OF LAND MORE OR LESS.

**TOGETHER WITH:**

### **Parcel 3 (RELEASE PARCEL)**

THAT PORTION OF SECTION 15, TOWNSHIP 1 SOUTH, RANGE 7 EAST, GILA & SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE NORTHEAST CORNER OF SAID SECTION 15 FROM WHICH THE NORTH QUARTER CORNER OF SAID SECTION 15 BEARS NORTH 89°38'13" WEST, A DISTANCE OF 2,629.07 FEET, AND FROM WHICH THE EAST QUARTER CORNER OF SAID SECTION 15 BEARS SOUTH 00°43'30" EAST, A DISTANCE OF 2,628.12 FEET; **THENCE** NORTH 89°38'13" WEST ALONG THE NORTH BOUNDARY LINE OF THE NORTHEAST QUARTER OF SAID SECTION 15, A DISTANCE OF 1,261.50 FEET; **THENCE** DEPARTING SAID NORTH

BOUNDARY LINE SOUTH  $00^{\circ}21'47''$  WEST, A DISTANCE OF 65.00 FEET TO A POINT MARKING THE MOST NORTHEASTERLY CORNER OF THE AFOREMENTIONED RIGHT-OF-WAY DEDICATION; **THENCE** SOUTH  $00^{\circ}43'30''$  WEST ALONG THE EASTERLY BOUNDARY LINE OF SAID RIGHT-OF-WAY DEDICATION, A DISTANCE OF 1,550.12 FEET TO A POINT MARKING THE NORTHEASTERLY CORNER OF PARCEL NO. 5-2 AS SHOWN ON THE FINAL PLAT FOR EASTMARK DEVELOPMENT UNIT 5 PACELS 5-1 AND 5-2, RECORDED AS FEE NO. 2018-0725674 OR BOOK 1414, PAGE 30 OF THE RECORDS OF THE MARICOPA COUNTY RECORDER'S OFFICE, ALSO MARKING THE MOST NORTHEASTERLY CORNER OF THIS PARCEL, AND ALSO MARKING THE **POINT OF BEGINNING**;

**THENCE** SOUTH  $00^{\circ}43'30''$  EAST ALONG THE EAST BOUNDARY LINE OF SAID PARCEL NO. 5-2, ALSO BEING THE EAST BOUNDARY LINE OF THIS PARCEL, A DISTANCE OF 881.76 FEET TO A POINT MARKING THE SOUTHEAST CORNER OF SAID PARCEL NO. 5-2, ALSO MARKING THE SOUTHEAST CORNER OF THIS PARCEL;

**THENCE** DEPARTING SAID EAST BOUNDARY LINE NORTH  $89^{\circ}45'48''$  WEST ALONG THE SOUTH BOUNDARY LINE OF SAID PARCEL NO. 5-2, ALSO BEING THE SOUTH BOUNDARY LINE OF THIS PARCEL, A DISTANCE OF 1,254.12 FEET TO A POINT ALONG EASTERLY BOUNDARY LINE THE AFOREMENTIONED RIGHT-OF-WAY DEDICATION, SAID POINT MARKING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE EAST HAVING A RADIUS OF 3,859.50 FEET, AND A CHORD THAT BEARS NORTH  $13^{\circ}54'44''$  WEST, A DISTANCE OF 4.06 FEET;

**THENCE** DEPARTING SAID SOUTH BOUNDARY LINE, ALONG THE ARC OF SAID CURVE CONCAVE TO THE EAST, ALSO ALONG THE EASTERLY BOUNDARY LINE OF THE AFOREMENTIONED RIGHT-OF-WAY DEDICATION, A DISTANCE OF 4.06 FEET TO A POINT MARKING THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE SOUTHEAST, HAVING A RADIUS OF 292.50 FEET, AND A CHORD THAT BEARS NORTH  $28^{\circ}03'33''$  EAST, A DISTANCE OF 390.99 FEET;

**THENCE** CONTINUING ALONG SAID EASTERLY BOUNDARY LINE AND ALONG THE ARC OF SAID CURVE CONCAVE TO THE SOUTHEAST, A DISTANCE OF 428.22 FEET;

**THENCE** CONTINUING ALONG SAID EASTERLY BOUNDARY LINE NORTH  $70^{\circ}00'00''$  EAST, A DISTANCE OF 847.40 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 373.50 FEET, AND A CHORD THAT BEARS NORTH  $43^{\circ}48'56''$  EAST, A DISTANCE OF 329.62 FEET;

**THENCE** CONTINUING ALONG SAID EASTERLY BOUNDARY LINE AND ALONG THE ARC OF SAID CURVE CONCAVE TO THE NORTHWEST, A DISTANCE OF 341.38 FEET TO A POINT ALONG THE NORTH BOUNDARY LINE OF THE AFOREMENTIONED PARCEL NO. 5-2, ALSO MARKING AN ANGLE POINT OF THIS PARCEL;

**THENCE** DEPARTING THE AFOREMENTIONED EASTERLY BOUNDARY LINE SOUTH  $89^{\circ}45'48''$  EAST ALONG THE SAID NORTH BOUNDARY LINE, ALSO ALONG THE NORTH BOUNDARY LINE OF THIS PARCEL, A DISTANCE OF 35.51 FEET TO A POINT MARKING THE NORTHEAST CORNER OF THE AFOREMENTIONED PARCEL NO. 5-2, ALSO MARKING THE MOST NORTHEASTERLY CORNER OF THIS PARCEL, AND ALSO MARKING THE **POINT OF BEGINNING**;

**CONTAINING** 649,357 SQUARE FEET OR 14.907 ACRES OF LAND, MORE OR LESS.

THE RESULTING PARCELS CONTAINS 16,942,488 SQUARE FEET OR 388.946 ACRES OF LAND MORE OR LESS.