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**CORRECTION TO EQUITABLE SERVITUDE AND EASEMENT**

This Correction To Equitable Servitude And Easement ("this Correction"), made and entered into this 26<sup>th</sup> day of May, 2006, is made by, between and among the **Ketchikan Gateway Borough**, a second class Borough of the State of Alaska (whose address is 344 Front Street, Ketchikan, Alaska 99901), hereinafter "Borough", **Renaissance Ketchikan Group LLC**, an Idaho Limited Liability Company (whose mailing address is 3695 S. Jojoba Way, Chandler, Arizona 85248), hereinafter "Renaissance", and the **State of Alaska** (whose address is State of Alaska, Department of Natural Resources, Division of Mining, Land and Water, Realty Services Section, 550 West 7th Avenue, Suite 1050A, Anchorage, Alaska 99501-3579), hereinafter, "State", WITNESSETH:

**Recitals**

A. All property descriptions referenced in this Correction are located in, and all references to recorded documents are recorded in, the **Ketchikan Recording District**, First Judicial District, State of Alaska.

B. On or about April 24, 2006, the Borough, as grantor, executed the Equitable Servitude and Easement ("the Servitude") that was recorded on May 1, 2006 as Document No. 2006-001707-0. On or about April 26, 2006, the State, as grantee, executed the acceptance set forth in the Servitude.

C. By the Servitude, upon the terms set forth therein, the Borough granted and conveyed to the State, as grantee, an Equitable Servitude and Easement with respect to certain specified areas within the following described parcels of real property:

U. S. Survey 3400; and

That certain portion of U.S. Survey 2923, more particularly described as follows: Beginning at the northerly corner of the Crawford Tract, otherwise known as Corner No. 2 of U.S. Survey 2923; thence South 55°45' East along the northeasterly boundary of the Crawford Tract a distance of 863.37 feet; thence South 89°33' West a distance of 709.81 feet, more or less, to a point on the westerly boundary of the Crawford Tract; thence North 0°27' West along the westerly boundary of the Crawford Tract a distance of 491.50 feet, more or less, to the point of beginning, hereinafter referred to as "Triangle, U. S. Survey 2923."

D. The two specific areas of U. S. Survey 3400 and the one specific area within the Triangle, U. S. Survey 2923 that were made subject to the Servitude were to be described with particularity in Exhibit 1, which was agreed upon by the Borough and the State. However, by oversight, when the Servitude document was finalized, executed and recorded, the exhibit was not attached to and recorded with the Servitude.

E. By the Statutory Warranty Deed recorded on May 2, 2006 as Document No. 2006-001753-0, the Borough conveyed to Renaissance a number of parcels, including U.S. Survey 3400 and the Triangle, U. S. Survey 2923. By the Deed of Trust and Security Agreement also recorded on May 2, 2006 as Document No. 2006-001754-0, Renaissance, as trustor, conveyed to Ketchikan Title Agency Inc., as trustee, for the benefit of the Borough, as beneficiary, a security interest in and to a number of parcels, including U. S. Survey 3400 and the Triangle, U. S. Survey 2923.

F. The parties, including Renaissance as the current owner of U. S. Survey 3400 and Triangle, U. S. Survey 2923, wish to execute and record this Correction with Exhibit 1 attached hereto, to address the status of Exhibit 1.

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

1. **Exhibit 1 Attached.** Exhibit 1 to the Servitude is attached hereto. By this reference, Exhibit 1 is incorporated into this Correction, and thereby incorporated into the Servitude.

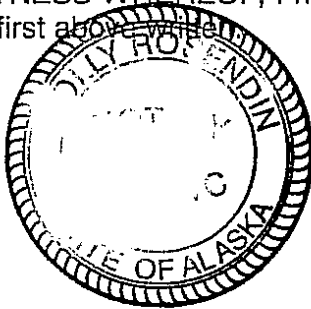




STATE OF ALASKA )  
 ) ss:  
First District )

THIS IS TO CERTIFY that on this 04 day of May, 2006, before me, the undersigned, a Notary Public in and for the State of Alaska, duly commissioned and sworn, **Jerry Jenkins** personally appeared before me and is known to be the Managing Member of Renaissance Ketchikan Group LLC, a limited liability company formed under the laws of the State of Idaho, the company which executed the above and foregoing instrument, and who on oath stated he is duly authorized to execute said instrument, and acknowledged that he signed the same freely and voluntarily on behalf of said company for the purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year first above written.



Holly Rosenfield  
Notary Public for Alaska  
Commission expires: 9/15/08

**STATE OF ALASKA  
DEPARTMENT OF NATURAL RESOURCES**

Date: \_\_\_\_\_

By \_\_\_\_\_  
Director  
Division of Mining, Land and Water

STATE OF ALASKA )  
 ) ss:  
Third District )

THIS IS TO CERTIFY that on this \_\_\_\_\_ day of May, 2006; before me, the undersigned, a Notary Public for the State of Alaska, duly commissioned and sworn as such, personally appeared \_\_\_\_\_, to me known and known to be the Director of the Division of Mining, Land and Water, State of Alaska, Department of Natural Resources, and the person who executed the above and foregoing Correction to Equitable Servitude and Easement on behalf of the Alaska Department of Natural Resources, and who acknowledged to me that he signed the same as the Director of the Division of Mining, Land and Water, in the name of and for and on behalf of the Alaska Department of Natural Resources, freely and voluntarily and by authority of the Alaska Department of Natural Resources and on oath stated that he was authorized to execute said instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year first above written.

\_\_\_\_\_  
Notary Public for Alaska  
Commission expires: \_\_\_\_\_





**Location Index:**

Section 4,  
Township 74 S., Range 90 E.,  
Copper River Meridian, Alaska

Section 33,  
Township 75 S., Range 90 E.,  
Copper River Meridian, Alaska

**AFTER RECORDING RETURN TO:**

Ruth Hamilton Heese  
Assistant Attorney General  
State of Alaska  
Department of Law  
Environmental Section  
P.O. Box 110300  
Juneau, AK 99811



**LEGAL DESCRIPTION**  
Equitable Servitude and Easement  
February 22, 2006

**"Parcel 1"**

This description is a portion of U.S. Survey 3400, according to the official plat of U.S. Survey 3400 approved April 18, 1955 (herein referred to as "U.S. Survey 3400") and bounded by Tract C and Lot 1 of the BLM subdivision survey of Sections 27 and 34, Township 74 South, Range 90 East, Copper River Meridian (herein referred to as "Tract C" or "Lot 1", accordingly), according to the plat officially filed March 3, 2003, for purposes of granting an equitable servitude and easement, and is more particularly described as follows:

Commencing at Corner Number One of U.S. Survey 3400;

thence S 55°40'1"E (a record bearing of S 55°45' E) along the common property line between U.S. Survey 2923 and U.S. Survey 3400, a distance of 203.01'

thence N 42°21'27" E (a record bearing of N 42°20' E) along the common boundary of U.S. Survey 3400 and Tract C a distance of 321.98'

thence around a non-tangent curve to the right through a central angle of 11°10'08" an arc distance of 14.17', a chord bearing of S 47°54'27" W, a distance of 14.14' along the common boundary of U.S. Survey 3400 and Tract C (a record chord bearing of S 47°53' W, chord distance of 0.214 chains, arc length of 0.214 chains)

thence N 53° 28' 33" E (a record bearing of N 53° 26' E) along the common boundary of U.S. Survey 3400 and Lot 1 a distance of 767.06'

thence around a curve to the right through a central angle of 6° 16' 16" an arc distance of 19.28', a chord bearing of N 56° 36' 25" E along the common boundary of U.S. Survey 3400 and Lot 1 to the TRUE POINT OF BEGINNING;

thence N 10°18'10" E, a distance of 44.13'

thence N 29°27'51" E, a distance of 40.58'

thence N 54°29'56" E, a distance of 27.35'

thence N 70°52'13" E, a distance of 53.63'

thence N 74°51'05" E, a distance of 85.03'

thence N 75°20'17" E, a distance of 74.07'

*Equitable Servitude and Easement*

**EXHIBIT   1**  
**Page   1   of   9   Page(s)**

U.S.S. 3400 and U.S.S 2923  
Page 1



thence N 73°49'32" E, a distance of 77.24'  
thence N 74°40'44" E, a distance of 76.77'  
thence N 75°40'42" E, a distance of 71.89'  
thence N 74°46'45" E, a distance of 66.88'  
thence N 74°50'32" E, a distance of 53.73'  
thence N 75°05'21" E, a distance of 62.17'  
thence N 75°14'02" E, a distance of 83.06'  
thence N 75°17'00" E, a distance of 87.94'  
thence N 74°00'46" E, a distance of 65.32'  
thence N 65°50'16" E, a distance of 62.38'  
thence N 58°55'54" E, a distance of 65.91'  
thence N 57°08'22" E, a distance of 88.36'  
thence N 56°56'15" E, a distance of 80.26'  
thence N 52°20'06" E, a distance of 59.55'  
thence N 49°25'39" E, a distance of 55.00'  
thence N 49°28'24" E, a distance of 61.21'  
thence N 53°05'57" E, a distance of 68.26'  
thence N 63°40'40" E, a distance of 59.99'  
thence N 70°44'17" E, a distance of 68.12'  
thence N 70°44'17" E, a distance of 68.12'  
thence N 73°09'06" E, a distance of 55.53'  
thence N 64°27'39" E, a distance of 62.61'

**EXHIBIT** 1  
Page 2 of 9 Page(s)

*Equitable Servitude and Easement*

U.S.S. 3400 and U.S.S 2923  
Page 2



thence N 53°49'48" E, a distance of 51.66'

thence N 49°30'19" E, a distance of 57.17'

thence N 52°42'27" E, a distance of 71.86'

thence N 63°48'49" E, a distance of 52.68'

thence N 76°59'28" E, a distance of 60.25'

thence S 89°50'49" E, a distance of 1.84'

thence S 89°50'49" E, a distance of 52.18'

thence S 85°33'55" E, a distance of 70.00'

thence S 84°55'15" E, a distance of 34.61'

thence S 06°04'00" W, a distance of 80.06' to the common boundary of U.S. Survey 3400 and Tract C

thence N 84°00'04" W, a distance of 114.34' along the common boundary of U.S. Survey 3400 and Tract C (a record bearing of N 83°56'00" W,)

thence around a curve to the left through a central angle of 48°51'00" an arc distance of 142.03', a chord bearing of S 71°34'26" W, a distance of 137.77' along the boundary of U.S. Survey 3400, (a record chord bearing of S 71°38'30" W, chord distance of 2.090 chains, arc length of 2.154 chains)

thence S 47°08'56" W, a distance of 70.33' along the common boundary of U.S. Survey 3400 and Tract C (a record bearing of S 47°13'W, a distance of 1.067 chains)

thence around a curve to the right through a central angle of 28°58'00" an arc distance of 198.07', a chord bearing of S 61°37'56" W, a distance of 195.97' along the common boundary of U.S. Survey 3400 and Tract C (a record chord bearing of S 61°42' W, chord distance of 2.973 chains, arc length of 3.006 chains)

thence S 76°06'56" W, a distance of 50.49' along the common boundary of U.S. Survey 3400 and Tract C (a record bearing of S 76°11' W, a distance of 0.766 chains)

thence around a curve to the left through a central angle of 27°34'00" an arc distance of 110.95', a chord bearing of S 62°19'56" W, a distance of 109.88' along the common boundary of U.S. Survey 3400 and Tract C, (a record chord bearing of S 62°24' W, chord distance of 1.667 chains, arc length of 1.684 chains)

*Equitable Servitude and Easement*

**EXHIBIT**   4    
Page   3   of   9   Page(s)  
U.S.S. 3400 and U.S.S 2923  
Page 3



thence S 48°32'56" W, a distance of 147.72' along the common boundary of U.S. Survey 3400 and Tract C (a record bearing of S 48°37' W, a distance of 2.241 chains)

thence around a non-tangent curve to the right through a central angle of 9°39'10" an arc distance of 70.05', a chord bearing of S 53°24'07" W, a distance of 69.97', along the common boundary of U.S. Survey 3400 and Tract C, (a record chord bearing of S 53°26'30" W, chord distance of 1.060 chains, arc length of 1.061 chains)

thence S 58°13'37" W, a distance of 214.00' along the common boundary of U.S. Survey 3400 and Tract C (a record bearing of S 58°16' W, a distance of 3.242 chains)

thence around a curve to the right, through a central angle of 16°52'00" an arc distance of 143.95', a chord bearing of S 66°39'37" W a distance of 143.43', along the common boundary of U.S. Survey 3400 and Tract C, (a record chord bearing of S 66°42' W, chord distance of 2.173 chains, arc length of 2.181 chains)

thence S 75°05'37" W, a distance of 788.20' along the common boundary of U.S. Survey 3400 and Tract C (a record bearing of S 75°08' W)

thence S 75°10'11" W, a distance of 48.32' along the common boundary of U.S. Survey 3400 and Tract C (a record bearing of S 75°08' W, a record distance of 0.733 chains)

thence around a curve to the left, through a central angle of 15°46'59" an arc distance of 48.51', a chord bearing of S 67°38'4" W a distance of 48.36', along the common boundary of U.S. Survey 3400, Tract C and Lot 1 to the POINT OF BEGINNING  
Containing 162,891 square feet or 3.7395 acres, more or less.

**"Parcel 2"**

This description is a portion of U.S. Survey 3400, according to the official plat of U.S. Survey 3400 approved April 18, 1955 (herein referred to as "U.S. Survey 3400") and bounded by Tract C and Lot 1 of the BLM subdivision survey of Sections 27 and 34, Township 74 South, Range 90 East, Copper River Meridian (herein referred to as "Tract C" or "Lot 1", accordingly), according to the plat officially filed March 3, 2003, for purposes of granting an equitable servitude and easement, and is more particularly described as follows:

Commencing at Corner Number One of U.S. Survey 3400;

thence S 55°40'1"E (a record bearing of S 55°45' E) along the common boundary of U.S. Survey 2923 and U.S. Survey 3400, a distance of 138.02' to the TRUE POINT OF BEGINNING;

thence N 39°48'34" E, a distance of 16.71'

**EXHIBIT 1**  
**Page 4 of 9 Page(s)**

*Equitable Servitude and Easement*

U.S.S. 3400 and U.S.S 2923  
Page 4



thence N 39°56'49" E, a distance of 29.43'

thence N 40°06'23" E, a distance of 67.44'

thence N 40°47'15" E, a distance of 71.99'

thence N 41°14'51" E, a distance of 53.75'

thence N 44°16'36" E, a distance of 59.77'

thence N 54°44'59" E, a distance of 43.67'

thence N 80°01'48" E, a distance of 51.06'

thence S 81°18'08" E, a distance of 52.57' to a point along the common boundary of U.S. Survey 3400, Lot 1 and Tract C

thence S 53°28'33" W, a distance of 67.26' along the common boundary of U.S. Survey 3400 and Tract C

thence around a non-tangent curve to the left through a central angle of 11°10'08" an arc distance of 14.17', a chord bearing of S 47°54'27" W, a distance of 14.14' along the common boundary of U.S. Survey 3400 and Tract C (a record chord bearing of S 47°53' W, chord distance of 0.214 chains, arc length of 0.214 chains)

thence S 42°21'27" W, a distance of 321.98' along the common boundary of U.S. Survey 3400 and Tract C (a record bearing of S 42°20" W, a distance of 321.98 feet, or 4.872 chains)

thence N 55°40'01" W, a distance of 64.99' along the common boundary of U.S. Survey 3400 and U.S. Survey 2923 (a record bearing of N 55°45' W) to the POINT OF BEGINNING

Containing 25,751 square feet or 0.591 acres, more or less.

**"Parcel 3"**

This description is a portion of U.S. Survey 2923, according to the official plat of U.S. Survey 2923 approved July 5, 1950 (herein referred to as "U.S. Survey 2923") and according to the official plat of U.S. Survey 3400 approved April 18, 1955 (herein referred to as "U.S. Survey 3400"), for purposes of granting an equitable servitude and easement, and is more particularly described as follows:

Commencing at Corner Number One of U.S. Survey 3400;

**EXHIBIT** 1  
Page 5 of 9 Page(s)

*Equitable Servitude and Easement*

U.S.S. 3400 and U.S.S 2923  
Page 5



thence S 55°40'1" E (a record bearing of S 55°45' E) along the common boundary of U.S. Survey 2923 and U.S. Survey 3400, a distance of 138.02' to the TRUE POINT OF BEGINNING;

thence S 55°40'1" E (a record bearing of S 55°45' E) along the common boundary of U.S. Survey 2923 and U.S. Survey 3400, a distance of 49.38'

thence S 8°5'45" E, a distance of 30.45'

thence S 8°37'27" E, a distance of 74.29'

thence S 58°6'40" W, a distance of 69.41'

thence N 77°44'51" W, a distance of 43.63'

thence N 62°0'10" W, a distance of 67.23'

thence N 38°38'41" E, a distance of 46.59'

thence N 39°45'38" E, a distance of 58.65'

thence N 39°45'41" E, a distance of 59.60' to the common boundary of U.S. Survey 2923 and U.S. Survey 3400, the POINT OF BEGINNING  
Containing 15,872 square feet or 0.364 acres, more or less.

**EXHIBIT** 1  
Page 6 of 9 Page(s)

*Equitable Servitude and Easement*

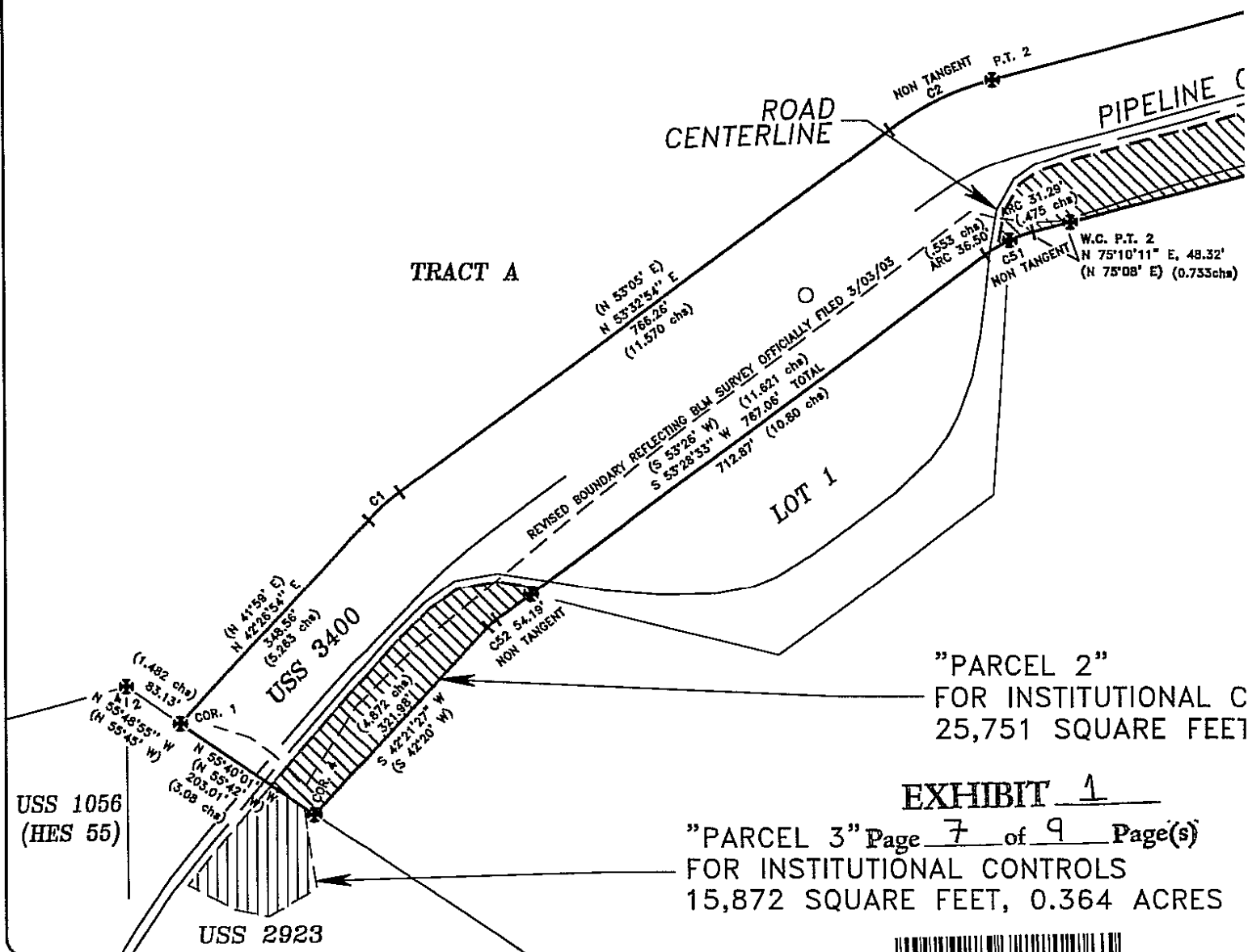
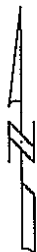
U.S.S. 3400 and U.S.S 2923  
Page 6



12 of 15  
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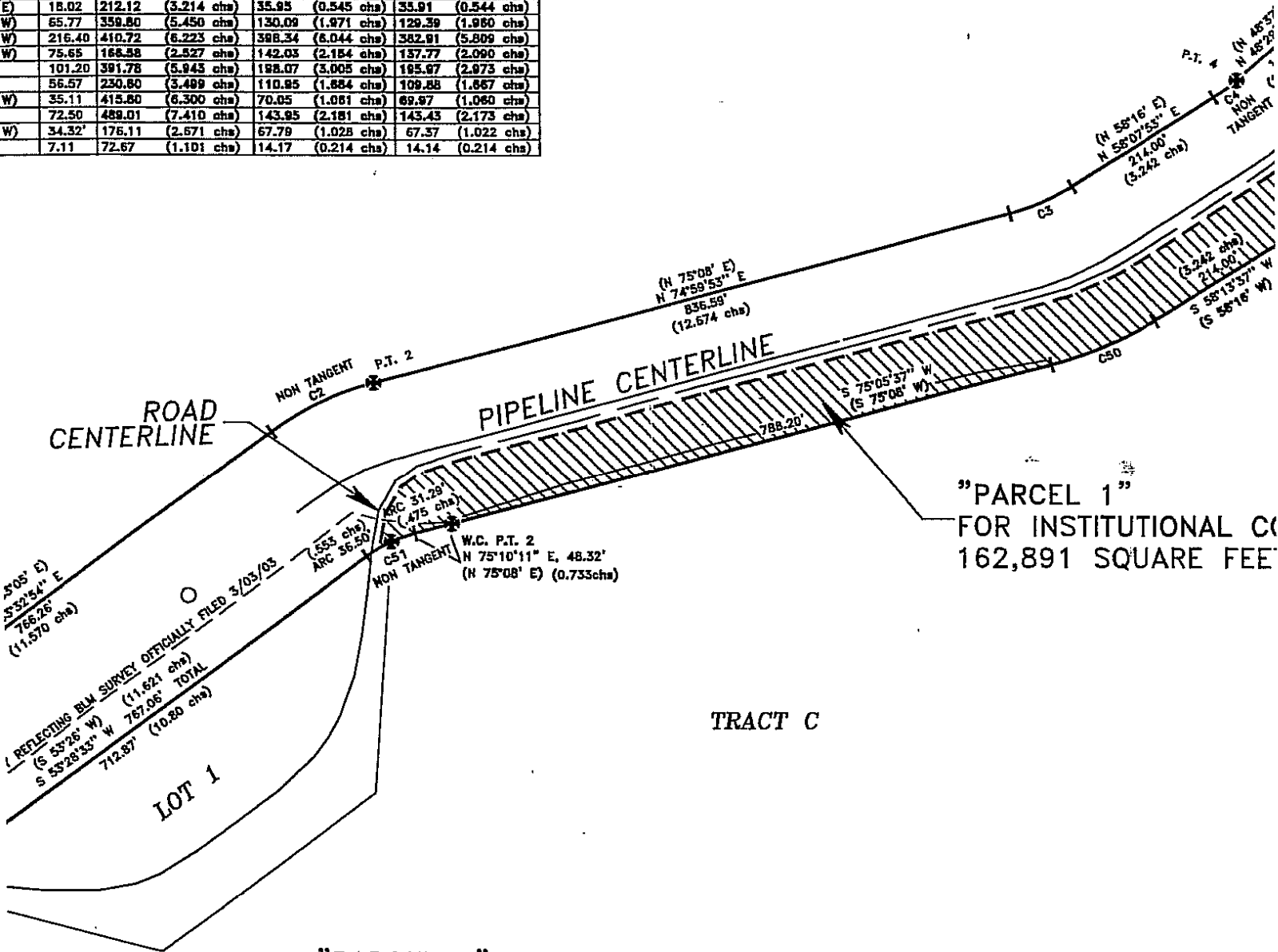
### CURVE TABLE

NUMBER	DELTA	CHORD BEARING	T'	R'	ARC	CHORD LENGTH
C1	11°06'00"	N 47°59'54" E (N 47°32' E)	26.58	273.57 (4.131 cts)	53.00 (0.800 cts)	52.92 (0.799 cts)
C2	22°07'20"	N 64°34'24" E (N 64°06'30" E)	73.56	378.27 (5.701 cts)	145.28 (2.194 cts)	144.38 (2.180 cts)
C3	16°52'00"	N 66°33'53" E (N 66°42' E)	42.87	289.18 (4.380 cts)	85.13 (1.289 cts)	84.82 (1.285 cts)
C4	08°38'58"	N 53°18'23" E (N 53°28'30" E)	18.22	215.82 (3.270 cts)	36.35 (0.551 cts)	36.31 (0.550 cts)
C5	27°34'00"	N 62°16'35" E (N 62°24' E)	105.60	430.48 (6.529 cts)	207.11 (3.141 cts)	205.12 (3.111 cts)
C6	28°58'00"	N 61°34'35" E (N 61°42' E)	49.61	192.05 (2.913 cts)	97.09 (1.473 cts)	96.06 (1.457 cts)
C7	48°51'00"	N 71°31'05" E (N 71°38'30" E)	166.41	366.41 (5.557 cts)	312.40 (4.738 cts)	303.03 (4.956 cts)
C8	55°35'31"	N 68°07'08" E (N 68°14'30" E)	111.09	210.74 (3.193 cts)	204.47 (3.101 cts)	196.55 (2.961 cts)
C9	20°43'00"	N 29°58'17" E (N 30°03'30" E)	29.17	159.81 (2.420 cts)	57.71 (0.873 cts)	57.40 (0.870 cts)
C10	09°42'39"	N 14°47'37" E (N 14°50'30" E)	18.02	212.12 (3.214 cts)	35.95 (0.545 cts)	35.91 (0.544 cts)
C44	20°43'00"	S 29°58'17" W (S 30°03'30" W)	65.77	359.80 (5.450 cts)	130.09 (1.971 cts)	129.39 (1.960 cts)
C45	55°34'07"	S 68°10'26" W (S 68°14'30" W)	216.40	410.72 (6.223 cts)	398.34 (6.044 cts)	382.91 (5.809 cts)
C46	48°51'00"	S 71°34'28" W (S 71°38'30" W)	75.65	186.58 (2.527 cts)	142.03 (2.154 cts)	137.77 (2.090 cts)
C47	28°58'00"	S 61°37'56" W (S 61°42' W)	101.20	391.78 (5.943 cts)	198.07 (3.005 cts)	195.97 (2.973 cts)
C48	27°34'00"	S 62°19'56" W (S 62°24' W)	56.57	230.60 (3.499 cts)	110.95 (1.684 cts)	109.88 (1.667 cts)
C49	09°39'10"	S 53°24'07" W (S 53°28'30" W)	35.11	415.80 (6.300 cts)	70.05 (1.061 cts)	69.97 (1.060 cts)
C50	16°52'00"	S 66°39'37" W (S 66°42' W)	72.50	489.01 (7.410 cts)	143.95 (2.181 cts)	143.43 (2.173 cts)
C51	22°03'15"	S 64°29'56" W (S 64°06'30" W)	34.32	176.11 (2.671 cts)	67.79 (1.028 cts)	67.37 (1.022 cts)
C52	11°10'08"	S 47°54'27" W (S 47°53' W)	7.11	72.67 (1.101 cts)	14.17 (0.214 cts)	14.14 (0.214 cts)



**CURVE TABLE**

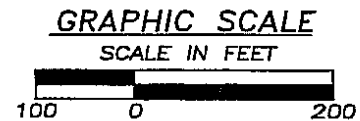
	T'	R'	ARC	CHORD LENGTH
	26.58	273.57 (4.131 cts)	53.00 (0.800 cts)	52.92 (0.799 cts)
(E)	73.56	376.27 (5.701 cts)	145.28 (2.194 cts)	144.38 (2.180 cts)
	42.67	289.18 (4.380 cts)	85.13 (1.289 cts)	84.82 (1.285 cts)
(E)	18.22	215.82 (3.270 cts)	36.35 (0.551 cts)	36.31 (0.550 cts)
	105.60	430.48 (6.529 cts)	207.11 (3.141 cts)	205.12 (3.111 cts)
	49.61	192.05 (2.913 cts)	97.09 (1.473 cts)	96.06 (1.457 cts)
(E)	166.41	386.41 (5.557 cts)	312.40 (4.738 cts)	303.03 (4.956 cts)
(E)	111.09	210.74 (3.193 cts)	204.47 (3.101 cts)	196.55 (2.981 cts)
(E)	29.17	159.81 (2.420 cts)	57.71 (0.875 cts)	57.40 (0.870 cts)
(E)	18.02	212.12 (3.214 cts)	35.95 (0.545 cts)	35.91 (0.544 cts)
(W)	65.77	359.80 (5.450 cts)	130.09 (1.971 cts)	129.39 (1.960 cts)
(W)	216.40	410.72 (6.223 cts)	398.34 (6.044 cts)	382.91 (5.809 cts)
(W)	75.65	168.98 (2.527 cts)	142.03 (2.154 cts)	137.77 (2.090 cts)
	101.20	391.78 (5.943 cts)	188.07 (3.005 cts)	185.97 (2.873 cts)
	56.57	230.80 (3.499 cts)	110.95 (1.684 cts)	109.88 (1.667 cts)
(W)	35.11	415.80 (6.300 cts)	70.05 (1.061 cts)	69.97 (1.060 cts)
	72.50	489.01 (7.410 cts)	143.95 (2.181 cts)	143.43 (2.173 cts)
(W)	34.32	176.11 (2.671 cts)	67.79 (1.028 cts)	67.57 (1.022 cts)
	7.11	72.67 (1.101 cts)	14.17 (0.214 cts)	14.14 (0.214 cts)



"PARCEL 2"  
FOR INSTITUTIONAL CONTROLS  
25,751 SQUARE FEET, 0.591 ACRES

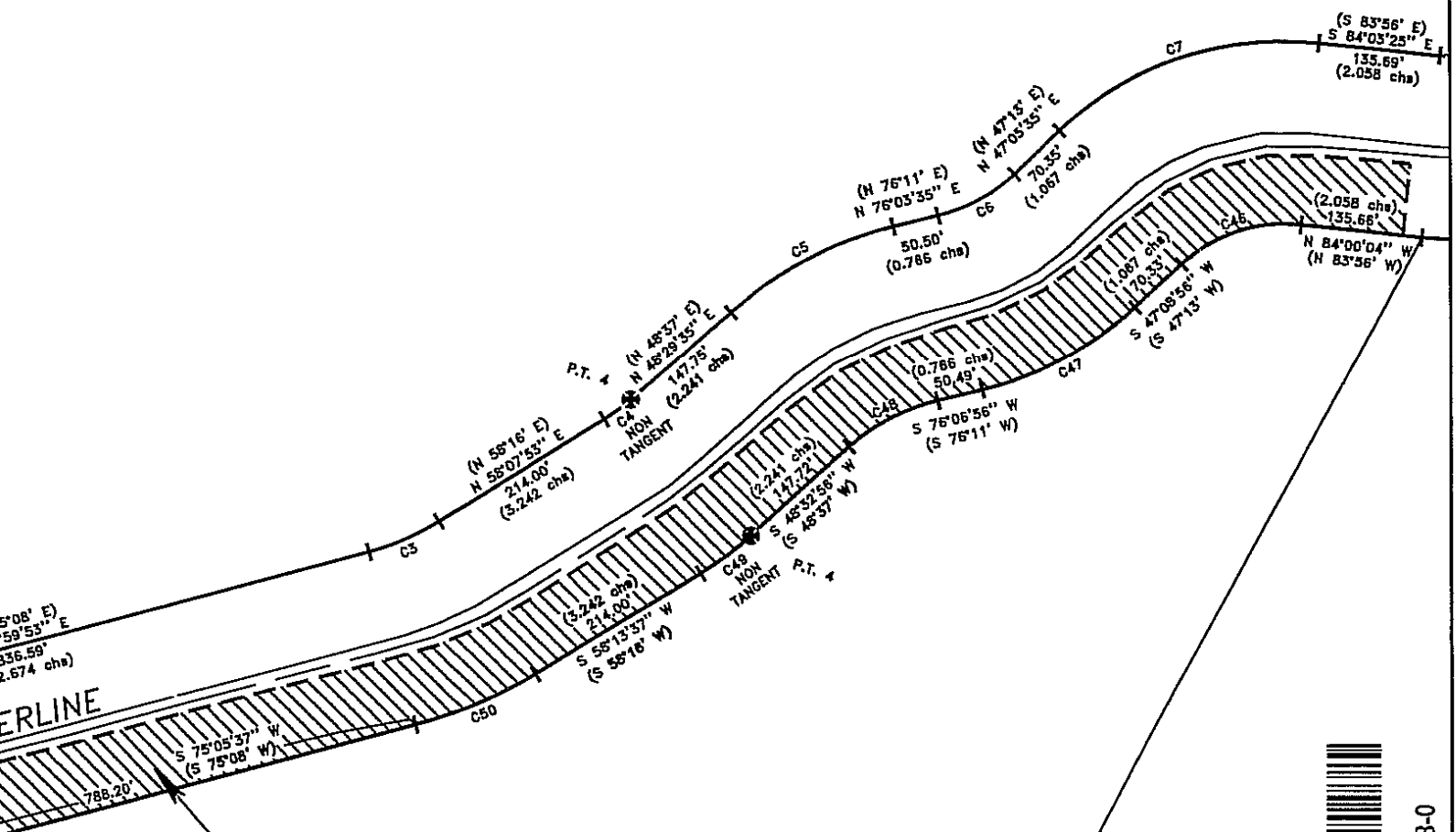
"PARCEL 3"  
FOR INSTITUTIONAL CONTROLS  
15,872 SQUARE FEET, 0.364 ACRES

**EXHIBIT 1**  
Page 8 of 9 Page(s)

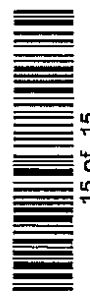


PROJECT NO. 052758	SCALE: 1" = 200'	DRAWN BY:
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"PARCEL 1"  
FOR INSTITUTIONAL CONTROLS  
162,891 SQUARE FEET, 3.7395 ACRES



2006-002278-0

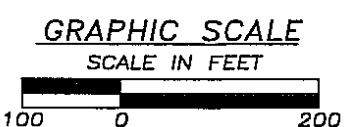
TRACT C

TRACT 37

EXHIBIT 1  
Page 9 of 9 Page(s)

CONTROLS  
591 ACRES

AREAS UNDER  
INSTITUTIONAL CONTROLS  
U.S. SURVEYS 3400 & 2923  
KETCHIKAN, ALASKA



CLIENT: KETCHIKAN PULP COMPANY  
P.O. BOX 6600  
KETCHIKAN, ALASKA 99901

PROJECT NO. 052758	SCALE: 1" = 200'	DRAWN BY: S.A.M.	CHECKED BY: S.A.M.	DATE: 2/22/06	SHEET NO. 1 OF 1
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