

North Summit Development LC  
#50017

**ENTRY NO. 00901991**  
06/28/2010 11:39:58 AM B: 2038 P: 0247  
Cancellation PAGE 1/4  
ALAN SPRIGGS, SUMMIT COUNTY RECORDER  
FEE 0.00 BY WEBER BASIN WATER CONSERVANCY DISTRICT

WEBER BASIN WATER CONSERVANCY DISTRICT

NOTICE OF CANCELLATION OF CONTRACT

RETENTION OF LIEN

WHEREAS, under date of October 23, 2007, North Summit Development LC, as Purchaser, entered into a contract in writing with Weber Basin Water Conservancy District for the purchase of the right to use 73.0 acre-feet of Weber Basin District water, at an annual price and upon terms and conditions as in said contract set forth; and,

WHEREAS, a copy of said contract was recorded in the office of the County Recorder of Summit County, Utah, on February 2, 2008, and appears of record in Book 1913 of Records, Page 841; and,

WHEREAS, by the terms of said contract the payments due and to become due Weber Basin Water Conservancy District became and are a lien against the following described lands in Summit County, Utah:

**SEE ATTACHED "EXHIBIT A"**

WHEREAS, the said contract provides for its cancellation at the option of the District in the event the Purchaser thereunder becomes delinquent in payments due the Seller thereunder; and,

WHEREAS, as of January 1, 2010, there was due and owing Weber Basin Water Conservancy District under the said

contract the total sum of \$ 18,303.20 , including interest, the payment of which is past due and delinquent;

NOW, THEREFORE, Weber Basin Water Conservancy District, effective as of the date hereof, does hereby declare the contract hereinabove described to be cancelled and terminated, reserving nonetheless the lien in the amount of \$ 18,303.20 , together with interest at the legal rate.

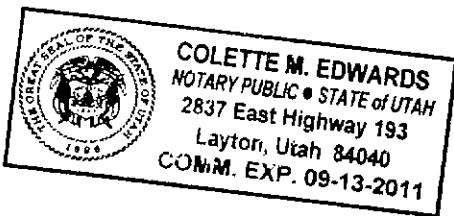
DATED this 8<sup>th</sup> day of June , 20 10 .  
WEBER BASIN WATER CONSERVANCY DISTRICT

By *Tage I. Flint*  
Tage I. Flint  
Secretary-Manager

STATE OF UTAH                    )  
  : ss.  
COUNTY OF DAVIS                )

On this 8<sup>th</sup> day of June , 20 10 , personally appeared before me Tage I. Flint , known to me to be Secretary-Manager of Weber Basin Water Conservancy District, the signer of the foregoing instrument, who acknowledged to me that he executed the same on behalf of Weber Basin Water Conservancy District, being authorized so to do by resolution of the Board of Directors of said District.

Notary Public *Colette M Edwards*



**EXHIBIT "A"**

THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 2 NORTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN, EXCEPTING THEREFROM THE FOLLOWING: BEGINNING AT THE CENTER OF SAID SECTION 5; AND RUNNING THENCE SOUTH 6.50 CHAINS; THENCE EAST 1.28 CHAINS; THENCE NORTH 30°41' EAST 5.27 CHAINS; THENCE NORTH 48°35' EAST 2.97 CHAINS; THENCE WEST 6.19 CHAINS TO THE PLACE OF BEGINNING. AT THE END OF THE 1.50 CHAINS ON THE THIRD COURSE THERE IS A MINUS OFFSET BOUNDED BY A REGULARLY CURVED LINE WHICH TERMINATES AT THE END OF THE THIRD CHAIN AND WHOSE GREATEST DISTANCE FROM THE GIVEN LINE AT THE POINT OF OFFSET IS (.75) CHAINS. THERE IS ALSO A PLUS OFFSET AT THE END OF THE FOURTH CHAIN ON THE SAME COURSE WHOSE GREATEST DISTANCE AT THE POINT OF OFFSET IS (.75) CHAINS AND WHICH TERMINATES AT THE END OF SAID COURSE. (Serial No. CT-250.)

LESS AND EXCEPTING THE FOLLOWING DESCRIBED PARCELS A AND B:

**Parcel A (Culinary Tank and Irrigation Reservoir Description):**

A PART OF THE EAST HALF OF SECTION 4, TOWNSHIP 2 NORTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN: BEGINNING AT A POINT THAT IS EAST 3591.90 FEET AND NORTH 2472.92 FEET FROM THE NORTHWEST CORNER OF SECTION 9, TOWNSHIP 2 NORTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN (BASIS OF BEARING: SOUTH 00°56'42" EAST 5306.31 FEET FROM THE SOUTHWEST CORNER TO THE NORTHWEST CORNER OF SAID SECTION 9) AND RUNNING THENCE NORTH 34°36'00" WEST 172.54 FEET; THENCE NORTH 89°37'15" WEST 139.27 FEET; THENCE NORTH 35°32'04" EAST 738.63 FEET; THENCE SOUTH 49°30'58" EAST 277.94 FEET MORE OR LESS TO THE WESTERLY BOUNDARY OF THE SUBJECT PROPERTY; THENCE SOUTH 00°14'41" EAST 251.94 FEET ALONG SAID WESTERLY PROPERTY BOUNDARY; THENCE SOUTH 52°23'22" WEST 510.64 FEET TO THE POINT OF BEGINNING.

**Parcel B (Debris Basin Description):**

A PART OF THE EAST HALF OF SECTION 4, TOWNSHIP 2 NORTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN: BEGINNING AT A POINT THAT IS EAST 3591.90 FEET AND NORTH 2472.92 FEET FROM THE NORTHWEST CORNER OF SECTION 9, TOWNSHIP 2 NORTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN (BASIS OF BEARING: SOUTH 00°56'42" EAST 306.31 FEET FROM THE SOUTHWEST CORNER TO THE NORTHWEST CORNER OF SAID SECTION 9) AND RUNNING THENCE NORTH 52°23'22" EAST 510.64 FEET MORE OR LESS TO THE WESTERLY BOUNDARY OF THE SUBJECT PROPERTY; THENCE SOUTH 00°14'41" EAST 172.94 FEET ALONG SAID WESTERLY PROPERTY BOUNDARY; THENCE SOUTH 00°02'45" EAST 354.23 FEET; THENCE WEST 256.85 FEET; THENCE NORTH 34°36'00" WEST 261.84 FEET TO THE POINT OF BEGINNING.

**SUBJECT TO: TWO EASEMENTS WHICH WILL BE CREATED IN FAVOR OF COALVILLE CITY CORPORATION, A BODY POLITIC OF THE STATE OF UTAH, FOR THE PURPOSE OF INGRESS AND EGRESS AS DEFINED BELOW:**

**Easement A (Utility and Access Easement Through Development):**

**A PART OF THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 2 NORTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN: SAID EASEMENT BEING MORE PARTICULARLY DESCRIBED AS AN AREA 20 FEET TO EITHER SIDE OF THE CENTERLINE DESCRIBED AS FOLLOWS: BEGINNING AT A POINT THAT IS EAST 2668.91 FEET AND NORTH 1312.21 FEET FROM THE NORTHWEST CORNER OF SECTION 9, TOWNSHIP 2 NORTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN (BASIS OF BEARING: SOUTH 00°56'42" EAST 5306.31 FEET FROM THE SOUTHWEST CORNER TO THE NORTHWEST CORNER OF SAID SECTION 9) AND RUNNING THENCE NORTH 24°50'56" EAST 96.66 FEET; THENCE NORTH 38°55'08" EAST 173.64 FEET; THENCE NORTH 41°16'20" EAST 256.94 FEET; THENCE NORTH 31°38'00" EAST 144.48 FEET; THENCE NORTH 17°05'58" EAST 140.89 FEET.**

**Easement B (Debris Basin Access Road Utility Easement):**

**A PART OF THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 2 NORTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN: SAID EASEMENT BEING MORE PARTICULARLY DESCRIBED AS AN AREA 20 FEET TO EITHER SIDE OF THE CENTERLINE DESCRIBED AS FOLLOWS: BEGINNING AT A POINT THAT IS EAST 3518.65 FEET AND NORTH 1987.32 FEET FROM THE NORTHWEST CORNER OF SECTION 9, TOWNSHIP 2 NORTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN (BASIS OF BEARING: SOUTH 00°56'42" EAST 5306.31 FEET FROM THE SOUTHWEST CORNER TO THE NORTHWEST CORNER OF SAID SECTION 9) AND RUNNING THENCE NORTH 47°14'03" EAST 330.56 FEET; THENCE NORTH 20°23'08" EAST 48.66 FEET.**