

AGREEMENT

ENT 10437 BK 2773 PG 609
NINA B REID UTAH CO RECORDER BY AC
1991 MAR 26 1:18 PM FEE .00
RECORDED FOR

COME NOW Spanish Fork City, hereinafter referred to as ^{Spanish Fork City}

the City, and Fritzi Realty, a California Corporation,
hereinafter referred to as Fritzi, and acknowledge as follows:

WHEREAS, the City provides municipal services to its
residents, including Fritzi; and

WHEREAS, the City maintains a culinary water well
defined by State Law as a "deep well" near the Fritzi property;
and

WHEREAS, it is desireable to both parties to protect
the purity of the water in the well; and

WHEREAS, each party hereto acknowledges the receipt of
adequate consideration;

NOW, THEREFORE, the parties covenant, agree and
contract as follows:

1. The City shall isolate its deep well from
concentrated sources of pollution.

2. Fritzi shall not allow, within 100 feet of the deep
well on property now owned or hereafter acquired by Fritzi, any
source of pollution such as septic tank and drain field systems,
sewer lines, garbage dumps, pit privies, hazardous waste disposal
sites, corrals, feed lots, and other similar sources and/or
types of pollution.

3. The deep well is located at the following described
location, which shall remain free from pollution for 100 feet in
each direction:

South 814 feet and West 790 feet from the East quarter

ENT10437 BK 2773 PG 610
corner of Section 25, Township 8 South, Range 2 East,
Salt Lake Base and Meridian.

4. This agreement is binding on the heirs, successors,
or assigns of the parties.

DATED this 25th day of ~~August~~^{March}, 1990.

Attested:

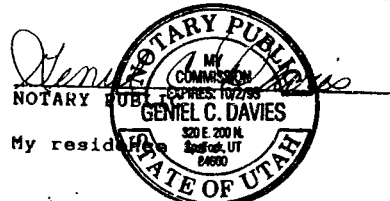
Marie A. Huff
MARIE HUFF, Spanish Fork Mayor

Clyde A. Swenson
Clyde A. Swenson, City Recorder

STATE OF UTAH)
 : ss.
COUNTY OF UTAH)

On the 25th day of ~~August~~^{March}, 1990, personally appeared
before me Marie Huff, who being duly sworn by me did say that
she, the said Marie Huff, is the Mayor of Spanish Fork City, a
Municipal Corporation of the State of Utah, and that the
foregoing instrument was signed in behalf of said corporation by
authority of a resolution of the City Council, and the same Marie
Huff duly acknowledged to me that said corporation executed the
same.

My commission expires:



FRITZI REALTY, INC.
a California Corporation

Attested:

Robert Danaher
By: Robert Danaher, Pres.

Corporate Secretary

STATE OF ~~UTAH~~^{CA})
CALIFORNIA : ss
COUNTY OF ~~UTAH~~^{San Francisco})

On the 8th day of ~~August~~^{October}, 1990, personally appeared

before me Robert Tandler , who being duly sworn by me did say that
 he, the said Robert Tandler is the President/Ceo of Fritz Realty,
 Inc., a California Corporation, and that the foregoing
 instrument was signed in behalf of said corporation by authority
 of the Bylaws and the same Robert Tandler duly acknowledged to
 me that said corporation executed the same.

Carol Ann Kunkle
 NOTARY PUBLIC

My commission expires: Nov. 12, 1993

