

DECLARATION OF DEED COVENANT TO RUN WITH THE LAND
CONCERNING PROVISION OF IRRIGATION WATER.

WITNESSETH

Whereas, Declarant is the owner of real estate situated in Weber County, Utah, more fully described as WHITE RAIL FARMS Subdivision, and
Whereas, Weber County, on behalf of a culinary water agency, requires irrigation water to be provided to each lot in a subdivision as part of the required improvements,

Now Therefore, for such purposes, Declarant hereby makes the following Declaration of Covenants which shall run with the property:

08-207-0001 to 0017 -
08-206-0001 to 0023 -

1. That he holds sufficient irrigation water rights or shares for the lots in the above named subdivision as determined by the Irrigation Water District or Company.
2. That these rights or shares will not be disposed of except to the lots in said subdivision.
3. With the sale of each lot, he will transfer at no cost, the required water rights or shares needed to properly irrigate the lot, to the lot purchaser who is to be responsible for the proper use of the water as outlined in the irrigation water district's or company's distribution schedule and procedures.

This declaration and the rights, duties and obligations thereof shall run with the property in perpetuity unless modified or canceled in writing by the Weber County Planning Commission with said modification or cancellation being recorded in the Weber County Recorder's Office.

In Witness Whereof, the Declarant hereby has executed the foregoing on the Twenty six day of June, 1988⁹⁰.

[Signature] husband
Declarant

_____ wife

Declarant VERIFIED

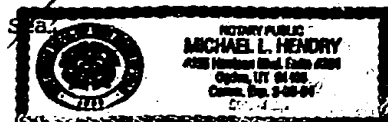
State of Utah)
ss.
County of Weber)

E# 1112985 BK1582 PG2963
DOUG CROFTS, WEBER COUNTY RECORDER
03-JUL-90 1044 AM FEE \$000.00 DEP MH
REC FOR: WEBER COUNTY

On the 26 day of JUNE AD 1990,
personally appeared before me (James Alan) and _____
(husband and wife) the signers of the above instrument and who acknowledged to
me that they (he/she) executed that same.

[Signature]
Notary Public

My Commission Expires: _____



E# 1112985 BK1582 PG2964

PRIVATE LAND DRAIN
DEED COVENANT AND RESTRICTION TO RUN WITH THE LAND

Notice is hereby given that private subsurface land drains have been installed as part of the development of WHITE RAIL FARMS subdivision to lower the water table so that septic tank drainfields may operate properly. The land drain is or shall be constructed to State and County standards. However, Weber County accepts no liability nor responsibility for maintenance, repair, replacement, operation or use or of any consequence resulting from the operation or failure of operation of said land drains. The owners of lot Nos. 1 thru 40 in WHITE RAIL FARMS subdivision shall each bear an equal responsibility to share in any and all costs related to maintenance, repair or replacement of said land drains which are located at 4000 West 4000 South Weber County

Since the subdivider has up to two years after subdivision approval to construct this drain as part of the required subdivision improvements, NOTICE IS GIVEN that Weber County will not issue any building permits for residential construction on the above listed lots until such land drain has been constructed and found by the County Health Department to be functioning properly by lowering the water table sufficiently so that septic tank permits can be issued.


 Subdivider:

June 26, 1990
 Date: