

Cannot process this document. Nothing has been recorded. Bob Mathis said that Marvis Mahoney had the plat to be recorded.

PAGE (X) INDEX () ABSTRACT (O) PLAT () CHECK ()

AGREEMENT

This agreement made this 23rd day of June, 1989, by and between the HOME OWNERS ASSOCIATION OF SOLDIER CREEK ESTATES SUBDIVISION, as the first party and J.M. MAHONEY, as Successor Trustee of the V. A. MAHONEY TRUST, the heirs, assignees and successors, hereafter known as second party.

Now therefore, for valuable consideration the receipt of which is hereby acknowledged First Parties and Second Parties acknowledge the following:

- 1. The parties hereto acknowledge and agree that the existing water tank now serving Plats A and B of Soldier Creek Estates is not large enough to store sufficient water to serve cabins when built on all of the lots located within Plats A and B of Soldier Creek Estates as is now required by the existing subdivision ordinance, but said single tank that now exist is sufficient storage for the number of cabins that are now in existence and hooked up to the water system within Soldier Creek Estates.

According to the terms and conditions of the Soldier Creek Estates subdivision ordinance, Mahoney's were responsible to furnish water storage areas at such time as it would be necessary and required because of the number of cabins being built on Soldier Creek Estates Plat A and B.

By this agreement Mahoney (second party) has caused to be established an amended Plat B of Soldier Creek Estate Subdivision adding Lots 49 and 50 to said subdivision. These two lots will be deeded to the Home Owner's Association as an exchange and a release by the Home Owner's Association to Mahoney's from any obligation to furnish said additional storage tank as specified in the original subdivision agreements made between first parties and second parties when the original subdivision plats were filed. This Land Trade is to Transfer all of Mahoney's land within the fence line boundaries. By virtue of the conveyance of Lots 49 and 50 to the Home Owner's the Home Owner's hereby release the Mahoney's from any further obligation to furnish additional storage tanks and take upon themselves the obligation to build the storage tanks as they are needed in the Home Owner's Association.

Windy Ridge Water Company agrees to furnish one share (1/4 acre feet) of water per lot

ENTRY NO. 149635 DATE 8-22-89 TIME 9:50 FEE 8.50
RECORDED FOR MARDEN BROADBENT BOOK 211 PAGE 275-277
RECORDER JOE DEAN HUBER BY BRUCE BAILEY

By virtue of this agreement further Mahoney (second party) has relocated the road on the West end of Soldier Creek Estates Plat B Amended to be on the West side of Lots 49 and 50, so that the Home Owner's Association in Soldier Creek Estates subdivision may have access to the lots which have been added to the Soldier Creek Estates Subdivision Plat B Amended.

It is further agreed between the parties that this agreement may be filed with the Wasatch County Recorder so that it may be on file for any of the Home Owner's or prospective purchasers to any of the lots in Soldier Creek Estates Subdivision Plat A and B.

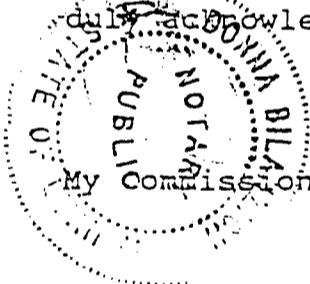
S. D. Freese
 Soldier Creek Estates
 Home Owners Association
 (First Party)

J. M. Mahoney
 (Second Party)

Mary S. [Signature]
 STATE OF UTAH
 COUNTY OF SALT LAKE } s.

Erwin P. Johnston

On the 23rd day of June, 1989, personally appeared before me J.M. MAHONEY the signer of the within instrument, as an individual and also as Trustee of the V.A. MAHONEY TRUST who duly acknowledged to me that he executed the same.

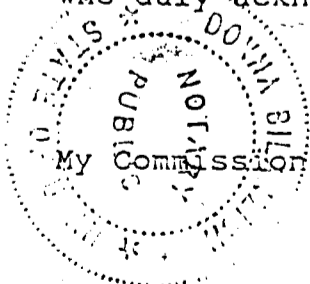


Donna Bilanich
 Notary Public
 Residing in SALT LAKE City

My Commission expires: My Commission Expires June 1, 1991
 * * *

STATE OF UTAH)
 COUNTY OF SALT LAKE } s.

On the 23rd day of June, 1989, personally appeared before me S. D. Freese, being the President of the Board of Directors of the Soldier Creek Estates Home Owner's Association the signer of the within instrument, who duly acknowledged to me that he executed the same.



Donna Bilanich
 Notary Public
 Residing in SALT LAKE City

My Commission expires: My Commission Expires June 1, 1991
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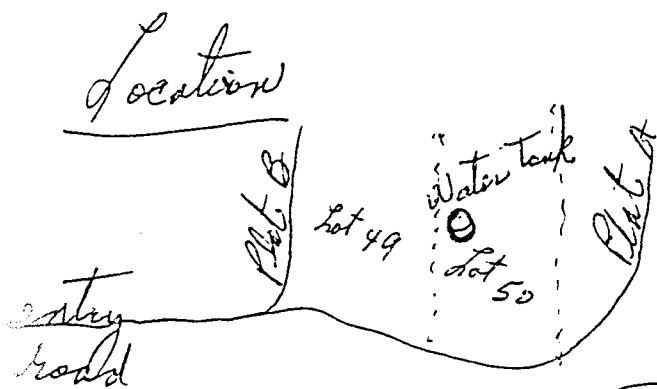
Soldier Creek

Lots 49 & 50 - Plat B.

This land trade between Marco Makoney /v.a. Makoney Estate and Soldier Creek Home Owners Ass'n. has been officially approved by Wasatch County Planning and County Commission in lieu of indebtedness of Makoney to purchase and install an additional water tank for Soldier Creek -

We will now obtain our own storage

Please make official recording in Wasatch County.



Marden Broadbent

Ass'n. Secretary

1731 North 500 East

Provo, Utah 84604

Phone 373-5260