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OPEN SPACE AGREEMENT

WHEREAS, the Board of County Commissioners of Wasatch County, Utah, has determined that a greater number of dwelling units can be constructed and maintained upon the tract of land hereinafter described, without causing irreparable harm to the land and its environment, to wit:

The property encompassed by Plat 19 Timber Lakes Subdivision

provided the buildings and structures included in such development are clustered, thereby leaving larger tracts of open space within the development, and

WHEREAS, the owners of said land desire to construct and to otherwise make a large scale development on such land in conformity with the Development Code of said Wasatch County, and

WHEREAS, it is necessary to convey to Wasatch County an open space easement covering the land that is to be maintained in open space, as a means of insuring that no dwelling or convenience establishment or other building, except those approved by the Board of County Commissioners, will be built thereon during the life of said development,

NOW, THEREFORE, in exchange for the right and privilege of clustering on said buildings and structures in locations as shown on plans for Plat 19 Timber Lakes Subdivision Development described above, the owners of said land, for themselves and for their successors and assignees, hereby agree to refrain from constructing any dwelling, convenience establishment or

ENTRY NO. 149720 DATE 8-28-89 TIME 2:45 FEE 46.00
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other building, except those approved by the Board of County Commissioners, upon the following described land, until this agreement has been duly terminated by the Board of County Commissioners and a copy of such termination has been filed in the office of the County Recorder.

The land covered by said easement is the open space designated on and within Plat 19 Timber Lakes Subdivision.

IN WITNESS WHEREOF, the parties to this grant of easement have caused the same to be executed by their duly authorized officers on this _____ day of July, 1989.

TIMBER LAKES CORPORATION

Timber Lakes Corporation
(the Developer)

ATTEST:

Nancy Cummings

BY Nancy Cummings
president

TIMBER LAKES PROPERTY OWNERS ASSOCIATION

Timber Lakes Property Owners Ass.
(the Association)

ATTEST:

Richard M. [Signature]

BY E. Brian Nielsen
President

ATTEST:

Jeffrey M. Bradshaw
County Clerk

Wasatch County
County

Marion [Signature]
Chairman of the Board of
County Commissioners