

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

E# 1565088 BK 1947 PG 167
DOUG CROFTS, WEBER COUNTY RECORDER
07-AUG-98 914 AM FEE \$0.00 DEP MB
REC FOR: WEBER COUNTY PLANNING

WITNESSETH

WHEREAS, Declarant is the owner of real estate situated in Weber County, Utah, more fully described as 1 HERITAGE KNOB ESTATES, and

WHEREAS, Weber County, on behalf of Eden culinary water agency, requires irrigation water to be provided to each lot in said 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:

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

17 day of July, 1998

HERITAGE KNOB, LLC by:
SLI COMMERCIAL REAL ESTATE CO., Manager
by: President
President
Declarant

Declarant

STATE OF UTAH)

ss:

COUNTY OF WEBER)

On the _____ day of _____ 19____ personally appeared
before me _____ and _____ (husband and wife) the signer of
the above instrument and who acknowledges to me that (he/she) executed the same.

Notary Public

Residing at:

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Partnership, LLC, LP (etc.) Acknowledgment

STATE OF UTAH }
COUNTY OF SALT LAKE }
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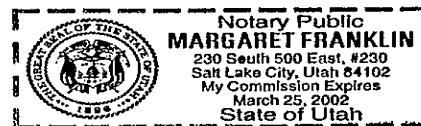
17d
On this 24th day of July, 19 98, personally appeared before me HOWARD KENT, whose identity is personally known to me and who by me duly sworn (or affirmed), did say that he is the President of SLI COMMERCIAL REAL ESTATE CO., MANAGER, (title or office) of the HERITAGE KNOLL, LLC and that said document was signed by him in behalf of said Partnership, LLC, LP, by Authority, and said Partnership, LLC, LP executed the same.

My commission expires:

March 25, 2002

Margaret Franklin
Notary Public

Residing at: Salt Lake County



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