

DECLARATORY STATEMENT OF COVENANT TO RUN WITH THE LAND

Richard L. Maxfield, Trustee of the RICHARD L. MAXFIELD and JOYCE D. MAXFIELD FAMILY TRUST dated March 14, 1991, fee owner of the following described Two parcels of real property, hereby makes the following declarations as to limitations, restrictions, and uses to which the 2 parcels may be put; hereby specifying that this declaration shall constitute covenants to run with each parcel, as provided by law, and shall be binding on all parties and all persons claiming under them, and for the benefit of and limitations upon all future owners of said parcels. This declaration of restrictions being designed for the purpose of keeping said parcels desirable, uniform and suitable for agricultural use as herein specified.

(a) Neither parcel is to be subdivided in any manner without the approval of the Wasatch County Commission, and then only in compliance with the then existing subdivision and zoning standards of Wasatch County. This provision shall not prohibit a smaller section of each parcel to be pledged as security for a home construction loan.

(b) None of the water rights are to be transferred in a manner which would alienate them from the parcel with which they are associated as hereinafter described. Said waters are to be put to beneficial use upon said property for culinary and agriculture purposes. This provision shall not prevent the waters from being used in any change or exchange application for the purpose of establishing a culinary well if there is a need for the same on the premises.

The two parcels are situated in Wasatch County, and described as follows, to-wit:

Parcel 1:

Commencing at a point East a distance of 1974.85 feet and
North a distance of 491.01 feet from the West corner of the

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WASATCH COUNTY RECORDER-JOE DEAN HUBER
1994 SEP 29 11:55 AM REC \$13.00 BY MMH
WESTERN FOUNDERS TITLE COMPANY

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Monument for the West Quarter corner of section 13, Township 4 South, Range 4 East, Salt Lake Base and Meridian; thence North 20° 17' 46" East a distance of 61.61 feet; thence North 24° 44' 39" East a distance of 434.21 feet to the point of beginning; and running thence North 24° 03' 16" a distance of 213.29 feet; thence West a distance of 14.77 feet to the East bank of a canal; thence along the East bank North 23° 17' 55" East a distance of 168.30 feet; thence North 89° 49' 13" East a distance of 1761.44 feet to a fence corner; thence South 50° 24' 16" West a distance of 357.55 feet; thence South 52° 12' 29" West a distance of 207.21 feet; thence West a distance of 1460.90 feet to the point of beginning. Containing approximately 13.02 acres.

TOGETHER WITH 3.5 shares of the capital stock of the Timpanogos Irrigation Company, and 65 shares of the capital stock of the Extension Irrigation Company.

Parcel 2:

Beginning at a point East a distance of 747.54 feet and North a distance of 491.01 feet from the Wasatch County Monument for the West Quarter Corner of Section 13, Township 4 South, Range 4 East, Salt Lake Base and Meridian; and running thence North 20° 17' 46" East a distance of 61.61 feet; thence North 24° 44' 39" East a distance of 434.21 feet; thence East a distance of 1460.90 feet; thence South 52° 12' 29" West a distance of 715.31 feet; thence South 89° 16' 53" West a distance of 1098.84 feet to the point of beginning. area approximately 13.08 acres.


TOGETHER WITH 3.5 shares of the capital stock of the Timpanogos Irrigation Company, and 65 shares of the capital stock of the Extension Irrigation Company.

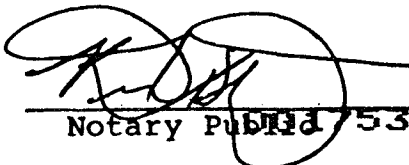
Dated this 27th day of September, 1994.


Richard L. Maxfield, Trustee

STATE OF UTAH)
) SS.
COUNTY OF WASATCH)

On this 27 day personally appeared before me Richard L. Maxfield, Trustee of the Richard L. Maxfield and Joyce D. Maxfield Family Trust dated March 14, 1991, who duly acknowledged to me that he executed the foregoing document in behalf of said Trust, and by authority of said Trust.

 KEVIN DISTEFANO
NOTARY PUBLIC • STATE of UTAH
23 WEST CENTER
HEBER, UT 84032
COMM. EXP. 2-16-98


Notary Public 5331 BK00285 Pg00763