

Affidavit Page 1 of 1

Russell Shirts Washington County Recorder
02/14/2013 11:48:47 AM Fee \$17.00 By
SOUTHERN UTAH TITLE

After Recording Return To:
Sanders, Ruesch & Reeve, PLLC
55 South 300 West, Suite 1
Hurricane, UT 84737

AV-1376-B-4 et al

AFFIDAVIT

Jerry G. Eves, as President of Cedar Point Water Company, being first duly sworn,
deposes and says:

I, Jerry G. Eves, as President of Cedar Point Water Company and developer of Cedar Point Subdivision do hereby acknowledge and testify that the easements described herein below which were created by the recording of the C,C & R's of Sunshine Acres development, recorded as Entry No. 185195 of Official Records, are and have been in continuous use by residents of Cedar Point and the employees and agents of Cedar Point Water Company and constitute valid legal and physical access easements to the water tank and system of Cedar Point Water Company:

A Right-of-way and Easement for the installation and maintenance of access roads, utilities and drainage facilities, together with the right to construct, install, service, repair and maintain water wells, pumps, storage facilities, pipes, valves and distribution systems, as created by that certain Declaration of Covenants, Conditions and Restrictions affecting land located in Washington County, State of Utah, along the following property.

The North and East 50 feet of the Northeast 1/4 of the Northeast 1/4 (NE 1/4 NE 1/4) of Section 22, lying North and East of Highway 59; The North, South, East and West 50 feet of the Northwest 1/4 of the Northwest 1/4 (NW 1/4 NE 1/4) of Section 23; the West 50 feet of the East 1/2 of the Southwest 1/4 (E 1/2 SW 1/4) of Section 14; the South 50 feet of the Southeast 1/4 of the Northwest 1/4 (SE 1/4 NW 1/4) of Section 14; The South and East 50 feet of the Southwest 1/4 of the Northeast 1/4 (SW 1/4 NE 1/4) of Section 14; the North 50 feet of the Southeast 1/4 of the Northeast 1/4 (SE 1/4 NE 1/4) of Section 14; the South 50 feet of the Northeast 1/4 of the Northeast 1/4 (NE 1/4 NE 1/4); and the East 50 feet of the West 990.00 feet of the Southeast 1/4 of the Northwest 1/4 (SE 1/4 NW 1/4), all in Township 43 South, Range 11 West, Salt Lake Base and Meridian.

WITNESS THE HAND OF SAID AFFIANT this 15th day of February, 2013.

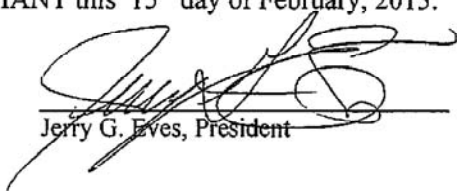
STATE OF UTAH,

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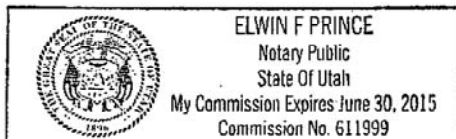
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County of Washington

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Jerry G. Eves, President

On the 14th day of February, 2013, personally appeared before me Jerry G. Eves, President of Cedar Point Water Company, signer of the forgoing Affidavit, who duly acknowledged before me that he executed the same.



Notary Public

ACCOMMODATION