



**AGREEMENT AND DEED OF EASEMENT RELOCATION
(THROUGH ABANDONMENT OF EASEMENT AND GRANT OF NEW EASEMENT)**

Parties:

- Denise J. Green and Kent L. Green, Trustees, or their successors in trust, under the Denise J. Green Living Trust, dated February 15, 2005, and any amendments thereto (collectively herein "Green");
 - Wadman Investments, LLC (herein "Wadman"); and
 - Donald W. Freund and Patricia A. Freund, his wife (collectively herein "Freund").
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This agreement of abandonment and deed of conveyance is entered into and transacted in order to relocate a portion of an existing 50-foot easement and right-of-way as described herein.

Property Descriptions and Identifications:

Parcel #1: ALL OF LOT 1, MOUNTAIN VALLEY SUBDIVISION, WEBER COUNTY UTAH. ALSO: A PART OF THE SOUTHWEST QUARTER OF SECTION 23, TOWNSHIP 6 NORTH, RANGE 1 EAST BEGINNING AT A POINT WHICH IS SOUTH 89D36'25" WEST 1680.00 FEET ALONG THE QUARTER SECTION LINE, NORTH 107.04 FEET NORTH 75D55'20" WEST 375.33 FEET SOUTH 77D00' WEST 360.00 FEET SOUTH 85D00' WEST 847.02 FEET SOUTH 53D25'05" WEST 552.92 FEET SOUTH 33D00' WEST 799.99 FEET SOUTH 7D51'16" WEST 111.45 FEET AND SOUTH 77D51' WEST 388.62 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION 23, RUNNING THENCE SOUTH 46D22'48" WEST 572.51 FEET TO THE EAST LINE OF SNOW BASIN ROAD, THENCE THREE COURSES ALONG SAID EAST LINE AS FOLLOWS: NORTHERLY ALONG THE ARC OF A 317.00 FOOT RADIUS CURVE TO THE RIGHT 138.06 FEET NORTH 19D14'24" WEST 96.99 FEET AND NORTHERLY ALONG THE ARC OF A 133.00 FOOT RADIUS CURVE TO THE LEFT 114.97 FEET TO THE CENTER OF AN EXISTING ROAD, THENCE SEVEN COURSES ALONG THE CENTER OF SAID ROAD AS FOLLOWS: NORTH 53D28' EAST 93.66 FEET NORTH 4D25' EAST 69.65 FEET NORTH 23D57' WEST 171.40 FEET, NORTH 60D30' EAST 153.79 FEET NORTH 87D50' EAST 88.40 FEET SOUTH 61D52'30" EAST 116.30 FEET AND SOUTH 88D32' EAST 151.73 FEET, THENCE SOUTH 29D00' EAST 223.50 FEET TO THE POINT OF BEGINNING. (Serial Number: 20-035-0019), and also

5'
PART OF THE SOUTHWEST QUARTER OF SECTION 23, TOWNSHIP 6 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING AT A POINT 4646.55 FEET WEST 313.87 FEET SOUTH, 305.00 FEET SOUTH 54D31'45" EAST, 37.37 FEET SOUTH 14D05' WEST, 135.79 FEET SOUTH 5D28' EAST, SOUTH 68D07' WEST 195.80 FEET, SOUTH 11D15'30" WEST 234.44 FEET AND SOUTH 29D00' EAST 223.50 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION 23; RUNNING THENCE NORTH 77D51' EAST 91.01 FEET; THENCE SOUTH 7D51'16" WEST 164.54 FEET; THENCE SOUTH 46D22'48" WEST 481.96 FEET TO THE NORTH LINE OF SNOW BASIN

ROAD; THENCE NORTHWESTERLY ALONG THE ARC OF A 317.00 FOOT RADIUS CURVE TO THE RIGHT 156.69 FEET ALONG THE NORTH LINE OF SAID ROAD; THENCE NORTH 46D22'48" EAST 572.51 FEET TO THE POINT OF BEGINNING. (Serial Number: 20-035-0045) (herein collectively "Green Parcel")

vsp
Parcel #2: PART OF SECTION 23, TOWNSHIP 6 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING AT A POINT 1680.00 FEET SOUTH 89D36'25" WEST AND 107.03 FEET NORTH OF THE EAST QUARTER CORNER OF SAID SECTION 23, RUNNING THENCE NORTH 75D55'20" WEST 375.33 FEET, THENCE SOUTH 77D00' WEST 360.00 FEET, THENCE SOUTH 85D00' WEST 847 FEET, THENCE SOUTH 53D25'05" WEST 552.92 FEET, THENCE SOUTH 33D00' WEST 536.54 FEET, THENCE NORTH 78D30'59" WEST 428.09 FEET, THENCE NORTH 5D28' WEST 135.79 FEET, THENCE NORTH 14D05' EAST 37.37 FEET, THENCE NORTH 54D31'45" WEST 305.00 FEET, THENCE SOUTH 57D03'37" WEST 433.64 FEET, THENCE SOUTH 29D56' EAST 475.00 FEET, THENCE NORTH 61D52'30" WEST 116.30 FEET, THENCE SOUTH 87D50' WEST 88.40 FEET, THENCE SOUTH 60D30' WEST 153.79 FEET, THENCE SOUTH 23D57' EAST 171.40 FEET, THENCE SOUTH 4D25' WEST 69.65 FEET, THENCE SOUTH 53D28' WEST 93.51 FEET TO THE NORTHERLY LINE OF SNOW BASIN ROAD, THENCE SOUTHWESTERLY ALONG THE ARC OF A 133.00 FOOT RADIUS CURVE TO THE LEFT 205.95 FEET, THENCE NORTH 37D20' WEST TO THE WEST LINE OF THE SECTION, THENCE NORTH TO THE NORTHWEST CORNER OF SECTION 23, THENCE EAST 3600 FEET, THENCE SOUTH 2544.50 FEET TO THE POINT OF BEGINNING. (Serial Number: 20-035-0046) (herein "Wadman Parcel")

vsp
Parcel #3: PART OF THE SOUTHWEST QUARTER OF SECTION 23, TOWNSHIP 6 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING AT A POINT WHICH IS WEST 4646.55 FEET AND SOUTH 313.87 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION 23, RUNNING THENCE SOUTH 54D31'45" EAST 305.00 FEET; THENCE 5 COURSES ALONG AN EXISTING ROAD AS FOLLOWS: SOUTH 14D05' WEST 37.37 FEET, SOUTH 5D28' EAST 135.79 FEET, SOUTH 68D07' WEST 195.80 FEET, SOUTH 11D15'30" WEST 234.44 FEET AND NORTH 88D32' WEST 151.73 FEET; THENCE NORTH 29D56' WEST 475.00 FEET; THENCE NORTH 57D03'37" EAST 433.64 FEET. (Serial Number: 20-035-0027) (herein "Freund Parcel")

Abandoned Easement:

That portion of the following described land situated and lying within the Green Parcel: A 50 FOOT WIDE STRIP; SAID STRIP BEING 25 FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED ROAD CENTERLINE: BEGINNING AT A POINT WHICH IS WEST 4646.55 FEET AND SOUTH 313.87 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION 23; AND RUNNING THENCE SOUTH 54D31'45" EAST 305.00 FEET; THENCE SOUTH 14D05' WEST 37.37 FEET; THENCE SOUTH 5D28' EAST 135.79 FEET; THENCE SOUTH 68D07' WEST 195.80 FEET; THENCE SOUTH 11D15'30" WEST 234.44 FEET; THENCE NORTH 88D32' WEST 151.73 FEET; THENCE NORTH 61D52'30" WEST 116.30 FEET; THENCE SOUTH 87D50' WEST 88.40 FEET; THENCE SOUTH 60D30' WEST

153.79 FEET; THENCE SOUTH 23D57' EAST 171.40 FEET; THENCE SOUTH 4D25' WEST 69.65 FEET; THENCE SOUTH 53D28' WEST 105 FEET TO THE EXISTING SNOW BASIN ROAD. (This is intended to abandon only that portion of the foregoing situated and lying within the Green Parcel as defined herein, which portion shall be referred to herein as "Old Easement". No other portion of said described land or the historical easement and right-of-way thereon is intended to be abandoned hereby, but all rights relating to all other portions thereof lying outside of the Green Parcel are reaffirmed)

Relocated Easement:

A 50 FOOT WIDE EASEMENT, BEING 25 FEET ON EITHER SIDE OF A CENTERLINE, WHICH CENTERLINE IS DESCRIBED AS FOLLOWS:
A PART OF THE SOUTHWEST QUARTER OF SECTION 23, TOWNSHIP 6 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN: BEGINNING AT A POINT WHICH BEARS N.28D47'35"W. 221.92 FEET (N29D00'W 223.50 FEET) FROM THE NORTHEAST CORNER OF LOT 1 OF MOUNTAIN VALLEY SUBDIVISION, LOCATED IN WEBER COUNTY, UTAH; AND RUNNING THENCE ALONG SAID CENTERLINE AS FOLLOWS: S.54D18'07"W. 34.54 FEET, THENCE S.10D45'37"E. 61.58 FEET, THENCE S.29D29'03"E. 62.74 FEET, THENCE S.3D53'55"W. 153.83 FEET TO A POINT OF CURVE, THENCE 38.03 FEET ALONG THE ARC OF A 49.75 FOOT RADIUS CURVE TO THE RIGHT, (LONG CHORD BEARS S.25D48'04"W. 37.11 FEET), THENCE S.47D42'13"W. 122.41 FEET, THENCE S.41D05'37"W. 44.68 FEET, THENCE S.58D02'18"W. 43.20 FEET, THENCE S.37D06'02"W. 104.35 FEET TO A POINT OF CURVE, THENCE 55.25 FEET ALONG THE ARC OF A 57.14 FOOT RADIUS CURVE TO THE LEFT, (LONG CHORD BEARS S.9D23'52"W. 53.12 FEET), THENCE S.18D18'18"E. 60.11 FEET, MORE OR LESS TO THE NORTHERLY RIGHT OF WAY OF SNOW BASIN ROAD. (herein "Relocated Easement")

1. For valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Freund, for themselves, their successors, heirs and assigns in the Freund Parcel, hereby abandon all heretofore existing easement rights across or burdening the Green Parcel, whether of record, prescriptive or otherwise, including but not limited to that portion of the Old Easement which heretofore burdens or lies within the Green Parcel as described herein.
2. For valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Wadman, for itself, its successors, heirs and assigns in the Wadman Parcel, hereby abandon all heretofore existing easement rights across or burdening the Green Parcel, whether of record, prescriptive or otherwise, including but not limited to that portion of the Old Easement which heretofore burdens or lies within the Green Parcel as described herein.
3. Green hereby conveys to Freund, and to their successors, heirs and assigns in the Freund Parcel (covenant runs with the land), an easement for ingress and egress across the Green Parcel in the location of the Relocated Easement.
4. Green hereby conveys to Wadman, and to its successors, heirs and assigns in the Wadman Parcel (covenant runs with the land), an easement for ingress and egress across the Green Parcel in the location of the Relocated Easement.

DATED this 21 day of June, 2012

Denise J. Green Living Trust, dated February 15, 2005, and any amendments thereto

Kent L. Green
By: Kent L. Green
Its: Trustee

STATE OF UTAH)
) :SS
COUNTY OF WEBER)

On this 21 day of June, 2012, before me personally appeared Kent L. Green, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same.



Lori D. Payne
NOTARY PUBLIC

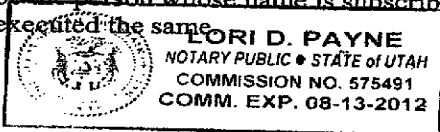
DATED this 21 day of June, 2012

Denise J. Green Living Trust, dated February 15, 2005, and any amendments thereto

Denise J. Green
By: Denise J. Green
Its: Trustee

STATE OF UTAH)
) :SS
COUNTY OF WEBER)

On this 21 day of June, 2012, before me personally appeared Denise J. Green, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged that she executed the same.



Lori D. Payne
NOTARY PUBLIC

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DATED this 28 day of June, 2012.

Wadman Investments, LLC

[Signature]
By: V. Jay Wadman
Its: Member

STATE OF UTAH)
 :SS
COUNTY OF WEBER)

On this 28 day of June, 2012, before me personally appeared V. Jay Wadman, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same.

[Signature]
NOTARY PUBLIC

(The rest of this page is intentionally left blank. Additional signatures are on subsequent page.)



DATED this 6th day of December, 2011.

Donald W. Freund
Donald W. Freund

STATE OF NEVADA)
) :SS
COUNTY OF CLARK)

On this 6th day of December, 2011, before me personally appeared Donald W. Freund, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same.



Lori J. Freund
NOTARY PUBLIC

DATED this 6th day of December, 2011.

Patricia A. Freund
Patricia A. Freund

STATE OF NEVADA)
) :SS
COUNTY OF CLARK)

On this 6th day of December, 2011, before me personally appeared Patricia A. Freund, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged that she executed the same.



Lori J. Freund
NOTARY PUBLIC