

Morgan Asphalt, Inc.  
7620 W HWY 201  
Magna, Utah 84044  
801-595-0010

3561652  
BK 8444 PG 722

E 3561652 B 8444 P 722  
RICHARD T. MAUGHAN  
DAVIS COUNTY, UTAH RECORDER  
02/22/2024 04:19:15 PM  
FEE: \$40.00 Pgs: 1  
DEP eCASH REC'D FOR: ASSURANCE LIEN  
SERVICES

**NOTICE OF CONSTRUCTION LIEN**

TO WHOM IT MAY CONCERN:

The undersigned claimant hereby gives notice of intention to hold and claim a lien and hereby claims a lien upon that certain property and improvements thereon reputed to be owned by **WDG 25-8 MONTEREY WEST LLC., ATTN: SPENCER H WRIGHT, 1178 WEST LEGACY CROSSING BLVD STE 100, CENTERVILLE, UTAH 84014** and located in DAVIS County, State of Utah, and more particularly described as follows: Legal Description: 15-152-0001

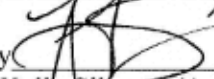
ALL OF LOT 1, MONTEREY WEST SUBDIVISION, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE DAVIS COUNTY RECORDERS OFFICE.

**The amount demanded hereby is \$270,918.16, the total amount of material and/or labor + Finance Charges + \$350.00 Lien Filing Fee + Attorney Fees**, owing to the undersigned on the above-described property. Morgan Asphalt, Inc., supplied asphalt paving, road base and performed the same at the insistence of BLUE CREEK CONSTRUCTION who entered into a contract with Morgan Asphalt, Inc., for which work and/or materials were first provided on 7/16/2023 and finished on 11/13/2023. The unpaid portion of the work and materials is now due and owing to Morgan Asphalt, Inc., which entitles the undersigned to payment of \$270,918.16, together with interest, lien filing costs of \$350.00 and attorney fees, if applicable for which demand the undersigned holds and claims a lien by virtue of the provisions of Chapter 1a, Title 38, Utah Code (1953). The Lien Claimant is identified as Morgan Asphalt, Inc., 7620 W HWY 201, Magna, Utah 84044 801-595-0010.

PROTECTION AGAINST LIENS AND CIVIL ACTION. Notice is hereby provided in accordance with Section 38-11-108 of the Utah Code that under Utah law an "owner" may be protected against liens being maintained against an "owner-occupied residence" and from other civil action being maintained to recover monies owed for "qualified services" performed or provided by suppliers and subcontractors as a part of this contract, if either section (1) or (2) is met: (1)(a) the owner entered into a written contract with an original contractor, a factory built housing retailer, or a real estate developer; (b) the original contractor was properly licensed or exempt from licensure under Title 58, Chapter 55, Utah Construction Trades Licensing Act at the time the contract was executed; and (c) the owner paid in full the contracting entity in accordance with the written contract and any written or oral amendments to the contract; or 5 (2) the amount of the general contract between the owner and the original contractor totals no more than \$5,000." (3) An owner who can establish compliance with either section (1) or (2) may perfect the owner's protection by applying for a Certificate of Compliance with the Division of Occupational and Professional Licensing. The application is available at [www.dopl.utah.gov/rlrf](http://www.dopl.utah.gov/rlrf).

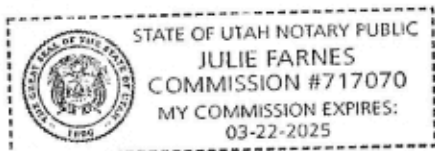
IN WITNESS THEREOF, the Undersigned Corporation has caused the document to be executed by its duly authorized agent the 22 day of FEBRUARY, 2024.

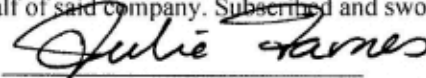
MORGAN ASPHALT, INC.

By   
Kelly Silvester/Authorized Agent

STATE OF UTAH )  
: SS.  
COUNTY Of Davis )

Kelly Silvester being first duly sworn, says that he is the Authorized Agent of MORGAN ASPHALT, INC., the claimant in the foregoing Notice of Construction Lien, and that he has read said notice and knows the contents thereof, and that the same is true of his own knowledge and executes same on behalf of said company. Subscribed and sworn to before me this 22nd day of February 2024 by Kelly Silvester.



  
NOTARY PUBLIC for the State of Utah  
Residing at: Bountiful, Utah  
My Commission Expires: 3/22/2025