

Land Use Agreement

RECITALS. Circle Four Realty desires to secure adequate protection for drinking water wells located as shown in Exhibit A of this Agreement. More specifically, the actual constructed location of these two wells are: Well # BMS1, North 110 feet and East 521 feet, from the Southwest Corner of Section 7, Township 31 South, Range 13 West, Salt Lake Base and Meridian; Well # BMS2, North 270 feet and East 715 feet from the South Quarter Corner of Section 7, Township 31 South, Range 13 West, Salt Lake Base and Meridian. The LAND identified on Exhibit A as Zones 1, 2, and 3, which partially lies within a portion of the Grantors land, specifically in the South 1/2 of Section 7, Township 31 South, Range 13 West, Salt Lake Base and Meridian is the subject LAND identified in this Agreement, owned by the Grantor of this instrument. It is the purpose of this instrument to provide said security to prevent contamination of the source of water by execution of this Agreement.

AGREEMENT.

Circle Four Realty (Grantor) hereby agrees to comply with the Utah Division of Drinking Water Regulations, requiring the protection of ground water sources from contamination, in that Circle Four Realty will not locate potential listed contamination sources within Zones 1, 2, or 3, or the LAND identified and described herein

The controls and limitations of this Agreement within Zones 1, 2, and 3 are binding with all successors, heirs, and assigns for as long as the well is used for culinary purposes.

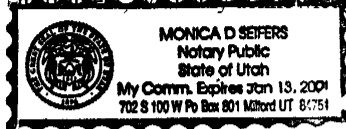
Witness, the hand of said Grantor this 25th day of April, A.D., 2000.

Grantor: Circle Four Realty
By: B.J. Moore, P.E.
B.J. Moore, P.E.
Project Engineer, Circle Four Realty

State of Utah, County of Iron.

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PATSY CUTLER - IRON COUNTY RECORDER
2000 MAY 02 15:35 PM FEE \$14.00 BY PTC
REQUEST: CIRCLE FOUR FARMS

On the 25th day of April, A.D., 2000, personally appeared before me, B.J. Moore, P.E. of Circle Four Realty, the Grantor of this instrument, who duly acknowledges to me the execution of the same.

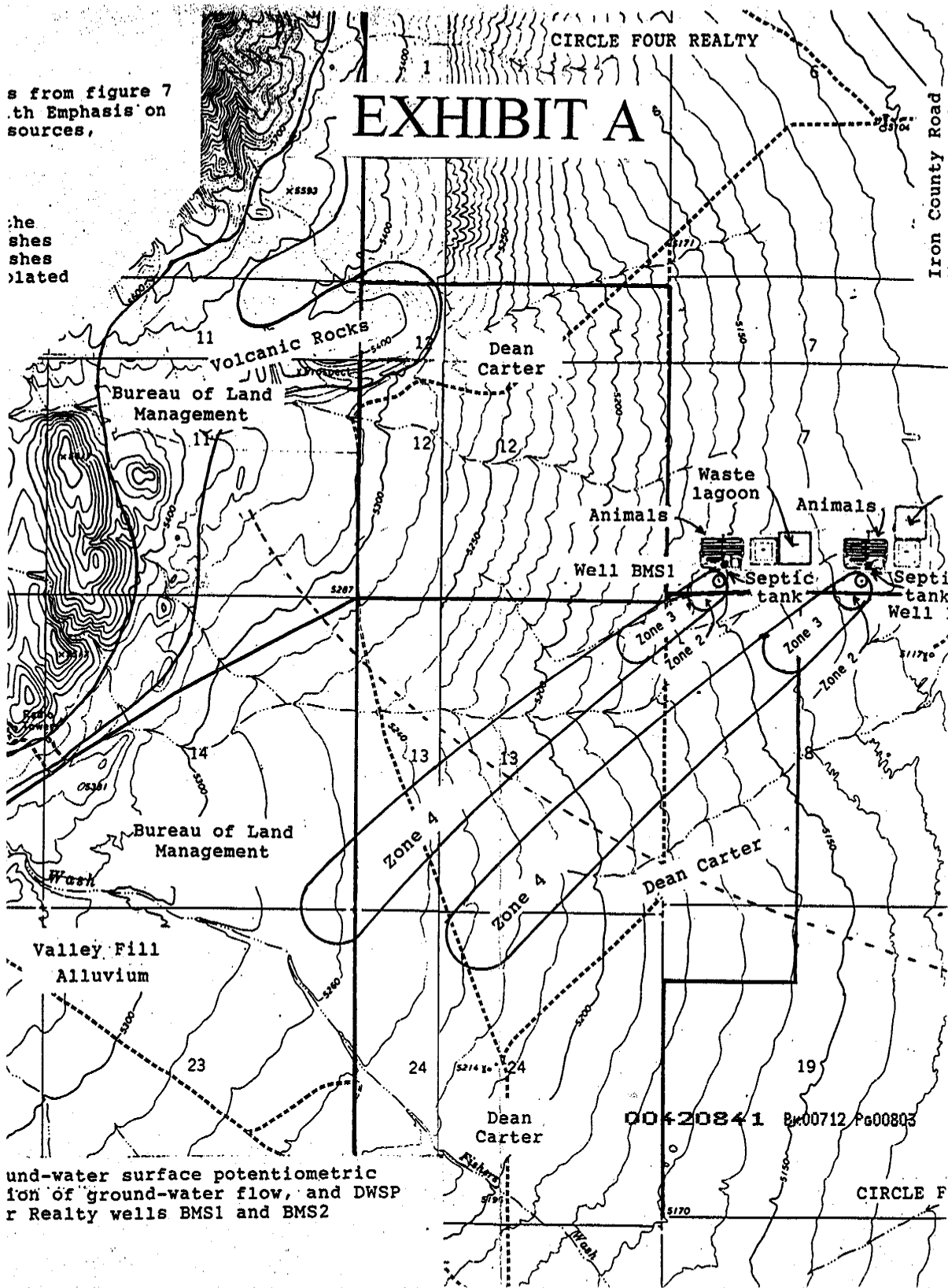


Monica D Seifers
Notary Public

My Commission Expires 01-13-01 Residing in Milford, Utah.

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