

Land Use Agreement

RECITALS. Circle Four Farms desires to secure adequate protection for drinking water wells located as shown in Exhibit A of this Agreement. More specifically, the locations of these wells are: Well # BMS1, located 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, located 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; and Well # BMS3, located South 2,349 feet and East 240 feet from the North Quarter corner of Section 18, Township 31 South, Range 13 West, Salt Lake Base and Meridian. For the purposes of this Agreement, Zones 1 and 2 encompassing the above referenced wells are identified as shown in Exhibit A and includes those portions which partially lie within the Grantors land, specifically within the South 1/2 of Section 7, Township 31 South Range 13 West, Salt Lake Base and Meridian, and those portions shown in the East 1/2 of Section 18 Township 31 South, Range 13 West, Salt Lake Base and Meridian.

AGREEMENT.

Circle Four Farms (Grantor) acknowledges the Drinking Water Source Protection Plan(s) for the above referenced wells. Circle Four Farms agrees not to allow the location of any uncontrolled potential contamination sources, as defined in R309-600-6(1)(u) of the Utah Administrative Code within Zone 1. Circle Four also agrees not to locate or allow the location of any pollution sources as defined in R309-600-6(1)(t) of the Utah Administrative Code within Zone 2, unless design standards are implemented to prevent contaminated discharges.

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

Witness, the hand of said Grantors this 4th day of April, A.D., 2000.

By: [Signature] D. Steven Pollmann, General Manager, Circle Four Farms

Witness: \_\_\_\_\_

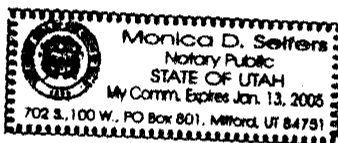
State of Utah, County of Iron.

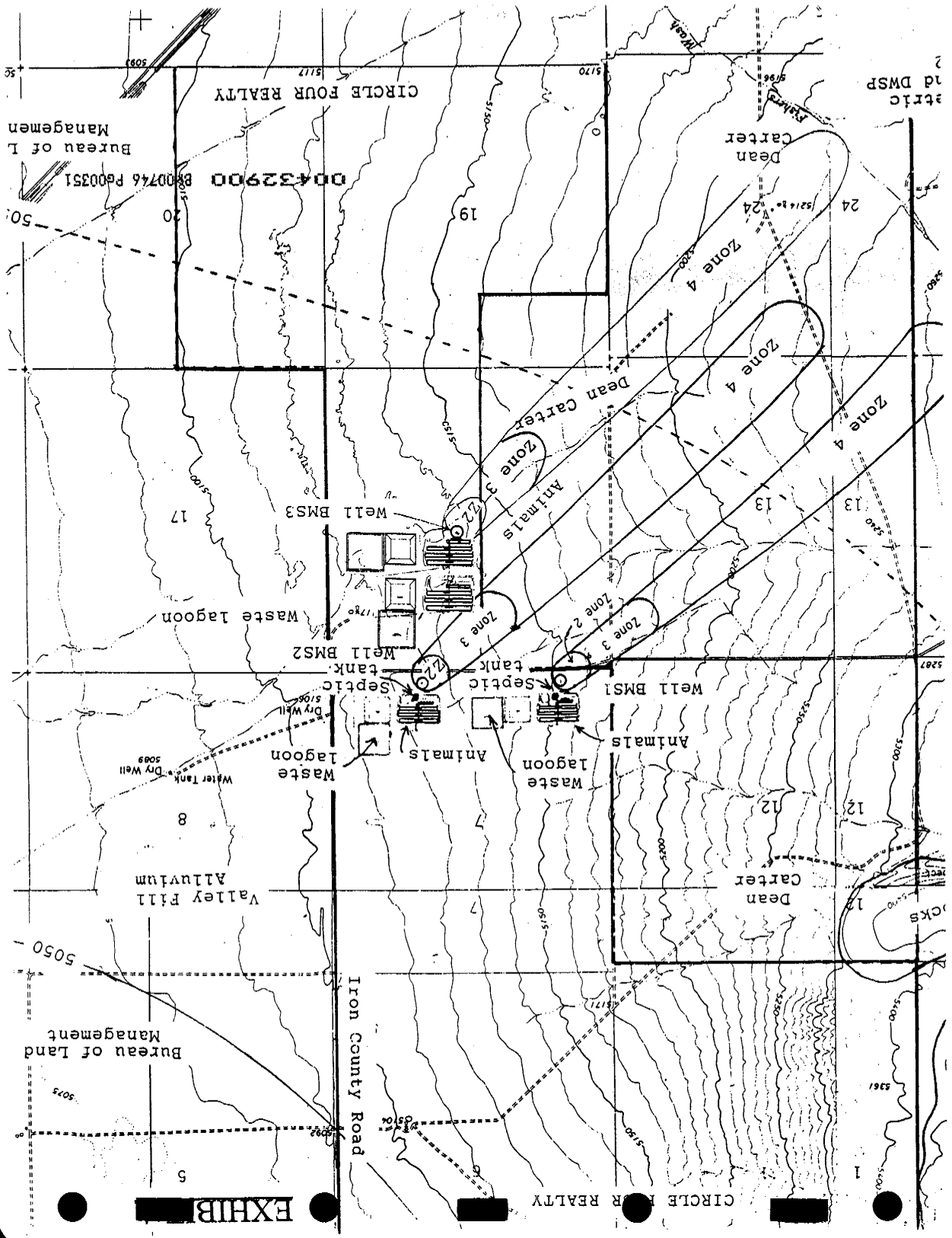
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PATSY CUTLER - IRON COUNTY RECORDER  
2001 APR 17 12:26 PM FEE \$13.00 BY PTC  
REQUEST: CIRCLE FOUR FARMS

On the 4th day of April, A.D., 2000, personally appeared before me, [Signature] of Circle Four Corporation, the witness of this instrument, who duly acknowledges to me the execution of the same.

[Signature] Notary Public

My Commission Expires 01-13-05 Residing in [Signature], Utah.





EXHIB

CIRCLE FOUR REALTY

2  
nd DMS  
Metric

Bureau of L  
Management

00432900 8800746 P00351

50

Well BMS3

Waste Lagoon

Well BMS2

Septic tank

Water Tank

Dry Well

Valley Fill Alluvium

Iron County Road

Animals

Waste Lagoon

Well BMS1

Animals

Waste Lagoon

Dean Carter

Zone 4

Zone 4

Zone 4

Zone 4

Zone 4

Zone 4

Zone 4

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