

WHEN RECORDED, RETURN TO:
Melyssa D. Davidson, Esq.
WRONA DUBOIS, PLLC
1745 Sidewinder Dr.
Park City, UT 84060

Ent 466496 Bk 1260 Pg 809 - 816
PEGGY FOY SULSER, Recorder
WASATCH COUNTY CORPORATION
2019 Aug 06 04:49PM Fee: \$132.00 TC
For: Wrona DuBois, P.L.L.C.
ELECTRONICALLY RECORDED

**NOTICE
OF
ASSIGNMENT OF WATER LEASE**

BE IT KNOWN TO ALL OWNERS, SELLERS, BUYERS, AND TITLE COMPANIES owning, purchasing, or assisting with the closing of a property conveyance within the Links at the Homestead, a Planned Unit Development (the "Project"), that the Project's declarant, Reset Midway, LLC, has assigned to The Links at the Homestead Owners' Association, Inc., a Utah nonprofit corporation, the water lease for the Project as set forth in the assignment instrument below.

The legal description for the Project and the lots and units therein is set forth in Exhibit A hereto.

[Assignment Instrument and Signature Pages Follow]

When recorded, deliver to:

RESET MIDWAY, LLC
c/o Regal Homes L.C.
9216 S. Wasatch Blvd.
Cottonwood Heights, Utah 84093
Attention: David P. Rose

ASSIGNMENT OF WATER LEASE

This Assignment of Water Lease (this "Assignment") is made and entered into by and among Reset Midway, LLC, a Utah limited liability company (sometimes referred to herein as "Reset Midway" or "Assignor") and The Links at The Homestead Owners' Association, Inc. (sometimes referred to herein as the "HOA" or "Assignee") as of May_, 2019.

W I T N E S S E T H

WHEREAS, Reset Midway, as the successor of Utah Home Building Company, is the developer of the 57-lot planned community located in Midway City, Utah and referred to as The Links at The Homestead (a Planned Unit Development) (referred to herein as the "Project");

WHEREAS, in order to obtain culinary and irrigation water for the Project now and into the future, Reset Midway entered into that certain Amended and Restated Water Lease dated January 14, 2014 with Midway City and Midway Irrigation Company (the "Water Lease");

WHEREAS, the Water Lease allows Reset Midway to assign and delegate all of its rights, interests, duties and responsibilities to the HOA upon the sale of seventy-five percent (75%) or more of all of the lots within the Project and with the approval of the Water Advisory Board (as defined in the Water Lease);

WHEREAS, one hundred percent of the lots within the Project have been sold; and the Water Board has approved assignment by Reset Midway.

WHEREAS, Reset Midway desires to assign and delegate the Water Lease to the HOA and the HOA desires to accept and assume the Water Lease.

NOW, THEREFORE, in consideration of the foregoing premises, for \$10.00 and for other good and valuable consideration acknowledged and received this day, Reset Midway and the HOA, hereby declare, covenant and take the following actions:

1. Effective as of the date first set forth above, Reset Midway does hereby assign, delegate, transfer and convey to the HOA all of Reset Midway's right, title, interest, duties and obligations as the lessee under the Water Lease "as is, where is", and the HOA hereby accepts, takes and assumes all of the same and agrees to be substituted as the lessee on the Water Lease, receiving all of the rights, powers, titles, interests and duties associated therewith.


2. This Assignment may be signed in any number of counterparts with the same effect as if the signatures upon any counterpart were upon the same instrument, and all signed counterparts shall be deemed to be part of the original Assignment. Facsimile and emailed signatures shall bind the party transmitting such signature to the same extent as an original.

[This page purposely ends at this point. Signature page follows.]

IN WITNESS WHEREOF, Assignor and Assignee have each caused this Assignment to be signed by its duly authorized officer, as of the date set forth in the notary acknowledgment below.

ASSIGNOR:

RESET MIDWAY, LLC,
a Utah limited liability company

By: 
Name: DAVID P. ROSE
Title: Manager

ASSIGNEE:

THE LINKS AT THE HOMESTEAD OWNERS'
ASSOCIATION, INC., a Utah non-profit
corporation

By: _____
Name: _____
Title: _____

STATE OF _____
COUNTY OF _____

I, _____, a Notary Public for the County and State aforesaid, certify that _____ personally appeared before me this day and acknowledged that he is the _____ of The Links at The Homestead Owners' Association, Inc., a Utah non-profit corporation authorized to do business in the State of Utah, and that he being authorized to do so, executed the foregoing on behalf of the corporation.

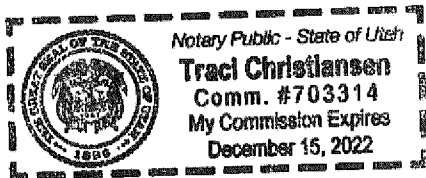
WITNESS my hand and official seal, this the _____ day of _____, 2019.

Notary Public
My Commission Expires:

STATE OF UT
COUNTY OF Salt Lake

I, Traci Christiansen, a Notary Public for the County and State aforesaid, certify that David P. Rose personally appeared before me this day and acknowledged that he is a Manager of Reset Midway, LLC, a Utah limited liability company authorized to do business in the State of Utah, and that he being authorized to do so, executed the foregoing on behalf of the limited liability company.

WITNESS my hand and official seal, this the 13 day of May, 2019.



Traci Christiansen
Notary Public
My Commission Expires: 12-15-2022

IN WITNESS WHEREOF, Assignor and Assignee have each caused this Assignment to be signed by its duly authorized officer, as of the date set forth in the notary acknowledgment below.

ASSIGNOR:

RESET MIDWAY, LLC,
a Utah limited liability company

By: _____
Name: _____
Title: _____

ASSIGNEE:

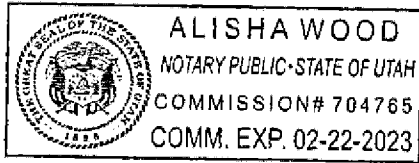
THE LINKS AT THE HOMESTEAD OWNERS'
ASSOCIATION, INC., a Utah non-profit
corporation

By: Kenneth Ross
Name: Kenneth Ross
Title: President

STATE OF Utah
COUNTY OF Wasatch

I, Alisha Wood, a Notary Public for the County and State aforesaid, certify that Kenneth Ross personally appeared before me this day and acknowledged that he is the President of The Links at The Homestead Owners' Association, Inc., a Utah non-profit corporation authorized to do business in the State of Utah, and that he being authorized to do so, executed the foregoing on behalf of the corporation.

WITNESS my hand and official seal, this the 16th day of May, 2019.



Alisha Wood

Notary Public

My Commission Expires: 2/22/23

STATE OF _____
COUNTY OF _____

I, _____, a Notary Public for the County and State aforesaid, certify that _____ personally appeared before me this day and acknowledged that he is a Manager of Reset Midway, LLC, a Utah limited liability company authorized to do business in the State of Utah, and that he being authorized to do so, executed the foregoing on behalf of the limited liability company.

WITNESS my hand and official seal, this the _____ day of _____, 2019.

Notary Public

My Commission Expires:

EXHIBIT A
LEGAL DESCRIPTION

The real property and lots/units subject to the foregoing Notice of Assignment of Water Lease is located in the city of Midway, in Wasatch County, Utah and more fully described as:

LOTS 1 THROUGH 4, 6 THROUGH 20, INCLUSIVE, CONTAINED WITHIN LINKS AT THE HOMESTEAD P.U.D., PLAT "A"-AMENDED, A PLANNED UNIT DEVELOPMENT, ACCORDING TO THE OFFICIAL PLATS THEREOF ON FILE AND OF RECORD IN THE WASATCH COUNTY RECORDER'S OFFICE.

LOTS 21 THROUGH 57, INCLUSIVE, CONTAINED WITHIN LINKS AT THE HOMESTEAD P.U.D., PLAT "B"-AMENDED, A PLANNED UNIT DEVELOPMENT, ACCORDING TO THE OFFICIAL PLATS THEREOF ON FILE AND OF RECORD IN THE WASATCH COUNTY RECORDER'S OFFICE.

00-0020-4844	00-0020-4860	00-0020-6687	00-0020-6702
00-0020-4845	00-0020-4861	00-0020-6688	00-0020-6703
00-0020-4846	00-0020-4862	00-0020-6689	00-0020-6704
00-0020-4847	00-0020-4863	00-0020-6690	00-0020-6705
00-0020-4849	00-0020-6676	00-0020-6691	00-0020-6706
00-0020-4850	00-0020-6677	00-0020-6692	00-0020-6707
00-0020-4851	00-0020-6678	00-0020-6693	00-0020-6708
00-0020-4852	00-0020-6679	00-0020-6694	00-0020-6709
00-0020-4853	00-0020-6680	00-0020-6695	00-0020-6710
00-0020-4854	00-0020-6681	00-0020-6696	00-0020-6711
00-0020-4855	00-0020-6682	00-0020-6697	00-0020-6712
00-0020-4856	00-0020-6683	00-0020-6698	
00-0020-4857	00-0020-6684	00-0020-6699	
00-0020-4858	00-0020-6685	00-0020-6700	
00-0020-4859	00-0020-6686	00-0020-6701	