

Recording Requested by:
RINO EXCAVATING, LLC
2280 WEST 700 SOUTH
SPRINGVILLE, UT 84663

Ent 536877 Bk 1453 Pg 1841 - 1843
MARCY M. MURRAY, Recorder
WASATCH COUNTY CORPORATION
2023 Sep 21 12:31PM Fee: \$40.00 KM
For: First American - Orem
ELECTRONICALLY RECORDED

Please Return To:
RINO EXCAVATING, LLC
2280 WEST 700 SOUTH
SPRINGVILLE, UT 84663

ACCOMMODATION RECORDING ONLY.
FIRST AMERICAN TITLE MAKES NO
REPRESENTATION AS TO CONDITION
OF TITLE, NOR DOES IT ASSUME
ANY RESPONSIBILITY FOR VALIDITY,
SUFFICIENCY OR AFFECT OF DOCUMENT.

PARCEL NO: 00-0006-5172
SERIAL NO. OMI-0451-0-035-034

NOTICE OF CONSTRUCTION SERVICE LIEN
Utah Code § 38-1a-502

The Claimant:
RINO EXCAVATING, LLC
2280 WEST 700 SOUTH
SPRINGVILLE, UT 84663

The Property to be charged with the lien:
State of Utah
County of Wasatch

The Property Owner:
HILLWOOD HOMES AT MIDWAY 18 LLC
1296 CONEFLOWER WAY
PARK CITY, UT 84098-1483

Municipal Address:
100 EAST 185 SOUTH (BONNER MEADOWS)
MIDWAY, UT 84049

The Party Who Hired the Claimant ("Hiring Party"):
HILLWOOD HOMES AT MIDWAY 18 LLC
1296 CONEFLOWER WAY
PARK CITY, UT 84098-1483

Legal Property Description:
~~Property located at the municipal address of 100 EAST
185 SOUTH (BONNER MEADOWS), Midway, UT
84049. In the county of WASATCH. Parcel No. 00-
0006-5172. Briefly described as BEGINNING
W.2145.29FT & N.733.73FT FROM 51/4 CORNER
SEC 35 T3S R4E SLM: N.0° 05'57"E.454.83FT;
S.89°0.~~

Services/ Materials Provided ("Services"):
Excavation services and materials

SEE ATTACHED EXHIBIT 'A'

Claimant First Furnished Labor or Materials on:
March 1, 2023

Claimant Last Furnished Labor or Materials on:
September 9, 2023

Amount of Claim / Total Balance Due: \$1,222,762.70

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IMPORTANT INFORMATION ON THE FOLLOWING PAGE(S)

Notice is hereby given that **Claimant** hereby claims a construction service lien pursuant to UTAH CODE ANN.§ 38-1-1 et seq., upon the **Property** described above. In support of this lien, the following information is being submitted:

The **Property** being liened is identified above as the **Property**;

The owner or reputed owner of the **Property** is above-identified as the **Property Owner**;

The name and address of the party making this claim of lien is above-identified as the **Claimant**. The **Claimant** is the party who actually furnished the materials, labor, services, equipment, or other construction work for which this lien is claimed. These services and/or materials are above described as the **Services**. These **Services** were furnished to the **Property**, and incorporated therein;

The **Claimant** was hired by the above-identified **Hiring Party**;

The above-identified **Amount of Claim** is the total balance due to the **Claimant** at the time of the filing of this Claim of Construction Lien. This is a true statement of the Claimant's demand after deducting all just credits and offsets.

PROTECTION AGAINST LIENS AND CIVIL ACTION

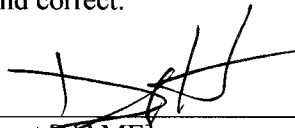
Notice is hereby provided in accordance with Utah Code § 38-11-108, that under Utah law an "owner" may be protected against liens being maintained against an "owner-occupied residence" and from other civil action being maintained to recover monies owed for "qualified services" performed or provided by 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
- (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.

SIGNATURE OF CLAIMANT AND VERIFICATION

State of Utah, County of Utah

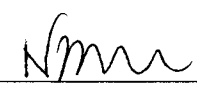
I, Dallas Hakes, the undersigned, being of lawful age and being first duly sworn upon oath, do state that I am the Claimant named herein, or a party authorized and appointed for the purposes of signing this Notice of Claim of Lien, that I have read the foregoing Notice of Construction Service Lien, know the contents thereof, have been provided and thereby or otherwise have knowledge of the facts, and certify that based thereupon, upon my information and belief, the foregoing is true and correct.



Claimant [NAME]

Dallas Hakes

On the 18 of Sept 2013, [NAME], the signer(s) of the above instrument, who is known to me or whose identity was sufficiently proved and who is an authorized limited agent of Claimant, acknowledged that this instrument is the free and voluntary act of and deed of said entity, and on oath stated that s/he is authorized to execute said instrument.



Notary Public



Exhibit "A"

Property located at the municipal address of 100 East 185 South (Bonner Meadows), Midway, UT 84049. In the county of Wasatch. Parcel No. 00-0006-5172. Being more particularly described as:

Beginning at a point located West 2145.29 Feet and North 733.73 Feet from the South Quarter Corner of Section 35 Township 3 South Range 4 East of the Salt Lake Base and Meridian: thence North $00^{\circ}05'57''$ East, 454.83 feet; thence South $89^{\circ}07'04''$ East 104.01 feet; thence South $89^{\circ}07'58''$ East 358.44 feet; thence South $02^{\circ}14'09''$ West, 459.99 feet; thence North $88^{\circ}28'34''$ West 445.5 feet to the point of beginning. Area 4.77 acres.