

Agreement dated September 28, 2001 between Raymond Fred Raddon and Micki Milano Raddon ("the Raddons") and Upper BC Partnership, a limited partnership ("the Deans") in which Michael M. Dean and Sandra Dean are the general partners.

Background

The Raddons and the Deans own adjacent properties in the Brown's Canyon area of Summit County, Utah. The Raddons own lot 99 (Tax I.D. No. SS-78-6), while the Deans own lot 122 (Tax I.D. No. SS-78-12) which is directly southeast of the Raddons' property. Exhibit "A" contains the description of each lot in the last recorded deed.

The Raddons have enclosed their property with a fence, a part of which is located on the Deans' property, southeast of the boundary line between the properties. The extent to which that fence extends onto the Deans' property is more or less as shown cross-hatched on the attached plan.

Agreement

00600107 BK01400 Pg00693-00696
ALAN SPRIGGS, SUMMIT CO RECORDER
2001 OCT 09 15:56 PM FEE \$17.00 BY DMG
REQUEST: PARK CITY TITLE

The Raddons and the Deans agree (i) the boundary between the properties will not be affected by the fence, (ii) the fence will be removed from the Deans' property at any time requested in writing by the Deans to the Raddons and (iii) this agreement is intended to benefit and bind each succeeding owner of the respective properties.

Raymond Fred Raddon
Raymond Fred Raddon
Micki Milano Raddon
Micki Milano Raddon

UPPER BC PARTNERSHIP

By: Michael M. Dean
Michael M. Dean,
general partner
By: Sandra Dean
Sandra Dean,
general partner

LOT 98

LOT 99

EXISTING
ROAD

ACREAGE=0.52

EXISTING
ROAD

LOT 122

LOT 121

BROWN'S CANYON

00600107 8k01400 Pg00694

GRAPHIC SCALE



(IN FEET)
1 inch = 250 ft

STATE OF UTAH

ss.

COUNTY OF SALT LAKE

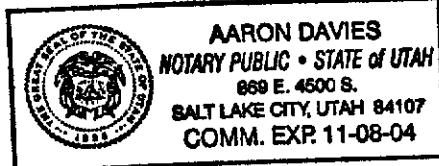
On Sept. 28, 2004, personally appeared before me, Raymond Fred Raddon and Micki Milano Raddon, signers of the foregoing instrument, who by me duly sworn, acknowledged to me that they executed the same.

My Commission Expires: 11-08-04


Notary Public

Residing at: Salt Lake City, Utah

(Notarial Seal)

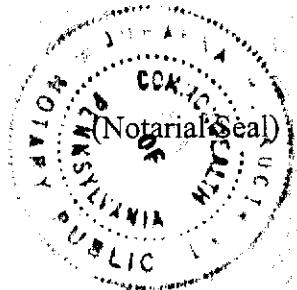


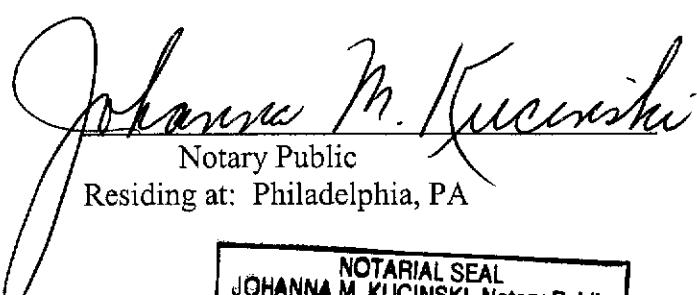
COMMONWEALTH OF PENNSYLVANIA

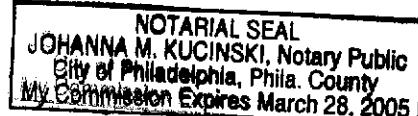
ss.

COUNTY OF PHILADELPHIA

My Commission Expires:




Notary Public
Residing at: Philadelphia, PA



DEED DESCRIPTION OF RADDONS' PROPERTY

Said property being located in Section 29, Township 1 South, Range 5 East, Salt Lake Base & Meridian.

Lot 99, more particularly described as follows:

BEGINNING at a point that is due East 1766.229 feet and due South 3695.40 feet from the Northwest Corner of Section 30, Township 1 South, Range 5 East, Salt Lake Base & Meridian, Summit County, Utah (said Northeast corner bearing North 89°23'18" East from Northwest corner and being the basis of bearing for this description), thence South 31°51'44" West 1213.181 feet; thence South 63°52'08" West 295.169 feet; thence North 71°30'50" West 320.975 feet; thence North 12°14'32" West 542.333 feet; thence North 15°32'34" West 1504.482 feet; thence South 62° East 1957.700 feet to the point of BEGINNING;

DEED DESCRIPTION OF DEANS' PROPERTY

Said property being located in Sections 29 and 32, Township 1 South, Range 5 East, Salt Lake Base and Meridian.

Lot 122, more particularly described as follows:

Beginning at a point that is due East 1766.229 feet and due South 3695.40 feet from the Northeast corner of Section 30, Township 1 South, Range 5 East, Salt Lake Base and Meridian, Summit County, Utah, (said Northeast corner bearing North 89°23'18" East from the Northwest corner and being the basis of bearing for this description) which point of beginning is the corner common to Lots 98, 99, and 122; thence South 50°44'57" East 1086.370 feet along the Southerly line of Lot 98; thence South 32°39'39" West 1328.002 feet along the Westerly line of Lot 124; thence South 64°45'15" West 675.00 feet along the Northwesterly boundary of Lot 123; thence North 12° West 1054.185 feet along the Easterly boundary of Lot 121; thence North 63°52'08" East 72.071 feet; thence North 31°51'44" East 1213.181 feet along the Easterly boundary of Lot 99 to the point of beginning.

Exhibit "A"

00600107 Bk01400 Pg00696