

Recorded at the request of:

Kevin W. Bates, Esq.  
Johnson & Hatch  
10 W. Broadway, Suite 400  
Salt Lake City, UT 84101

6800110  
11/26/97 11:27 AM 15.00  
NANCY WORKMAN  
RECORDER, SALT LAKE COUNTY, UTAH  
KEVIN W BATES ESQ  
10 W BROADWAY STE 400  
SLC UT 84101  
REC BY: R JORDAN , DEPUTY - WI

### NOTICE OF RESTRICTIONS ON PROPERTY

Swire Pacific Holdings Inc. ("Swire"), the owner of the property described on the attached Exhibit A (the "Property") hereby gives notice that it has agreed with the United States Corps of Engineers (the "Corps") that Swire and its successors and assigns will treat the Property as follows:

- a. There will be no discharge of dredged or fill material or excavation, including the construction of buildings or other structures, unless authorization is first obtained from the Corps;
- b. There will be no grazing of animals;
- c. There will be no mowing of the Property unless necessary for safety reasons and prior authorization is obtained from the Corps;
- d. Any additional planting on the Property shall be limited to native vegetation, including grasses, forbs, shrubs, and trees;
- e. If there are any questions pertaining to these restrictions, contact:

U.S. Army Corps of Engineers  
Utah Regulatory Office  
1403 South 600 West, Suite A  
Bountiful, Utah 84010  
Telephone: (801) 295-8380

Swire intends by this document to create a covenant running with the land affecting the Property.

Dated this 4 day of November, 1997.

6800110

BK7816PG1584

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SWIRE PACIFIC HOLDINGS INC.

By:

Jeff Edwards

Its:

VP Distribution

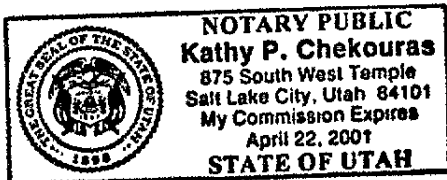
ACKNOWLEDGEMENT

STATE OF UTAH )

:ss.

COUNTY OF SALT LAKE )

On the 4 day of Nov, 1997, personally appeared before me Jeff Edwards, the VP Distribution of Swire Pacific Holdings Inc., the signer of the foregoing instrument, who duly acknowledged to me that he executed the same on behalf of Swire Pacific Holdings Inc.



Kathy P. Chekouras  
Notary Public

My Commission Expires: April 22, 2001 Residing in Salt Lake City, Utah

BK7816PG1585

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Exhibit A

PARCEL 1

Beginning at a point South 89°59'09" East 1851.82 feet and South 1138.86 feet from the northwest corner of Section 36, Township 3 South, Range 1 West, Salt Lake Base & Meridian and running thence South 34°09'26" East 106.29 feet; thence South 158.08 feet; thence East 103.55 feet; thence South 43.27 feet; thence south 04°18'41" East 130.51 feet; thence South 19°20'52" West 59.23 feet; thence South 00°30'35" West 84.83 feet; thence South 66°54'31" West 9.15 feet to a point on 538.71 foot radius non-tangent curve to the right (radius point bears north 48°49'46" East); thence northwesterly along the arc of said curve 317.01 feet; thence North 04°37'01" West 193.71 feet; thence North 85.91 feet to the point of beginning.

PARCEL 2

Beginning at a point on a 633.63 foot radius curve to the left (radius point bears North 65°02'46" East) said point being South 89°59'09" East 1888.26 feet and South 1588.57 feet from the northwest corner of Section 36, Township 3 South, Range 1 West, Salt Lake Base & Meridian and running thence southeasterly 389.97 feet along the arc of said curve; thence South 21°04'35" East 315.02 feet; thence North 53°06'47" East 32.06 feet; thence South 67°50'39" East 156.55 feet; thence South 8.39 feet to a point on the south boundary line; thence along the south boundary line South 89°50'53" West 523.43 feet; thence along the west boundary line North 01°51'00" West 626.46 feet to the point of beginning.

BK 7816 PG 1586