



00991116 Bk 1824 Pg 0574
RUSSELL SHIRTS * WASHINGTON CO RECORDER
2005 DEC 13 10:07 AM FEE \$0.00 BY SW
FOR: SANTA CLARA CITY

SANTA CLARA CITY

2127 Santa Clara Dr.
Santa Clara, UT 84765
(435) 673-6712 fax: (435) 628-7338

RELEASE OF LIABILITY

In consideration of the agreement of the City of Santa Clara to issue the undersigned property owner a Building Permit for the construction of a structure upon the real property described below, the undersigned agrees as follows:

1. I am aware that groundwater and unstable soil conditions have been found to exist in certain areas of the City of Santa Clara.
2. I acknowledge that for my own protection, I have obtained, from a competent soils engineer, a soils and groundwater test analysis of my property described below. I acknowledge it is my responsibility to cause the construction of my house to be in strict compliance with the recommendations of the soils test analysis, and I acknowledge that the inspections performed by the City of Santa Clara will not include compliance with said soils test.
3. If a soils test indicates conditions with recommended corrective action, and I choose not to receive nor follow such recommendation, I hereby release the City of Santa Clara from any and all responsibility and/or liability for any and all damages, or consequences that may arise therefrom.
4. I hereby release the City of Santa Clara from any and all liability for damages which I or my successors in interest might suffer by reason of unstable soil conditions upon or under the property described below, and waive any and all claims against the City of Santa Clara by reason thereof.

The covenants and agreements herein made shall run with the land and shall be binding upon the heirs, successors and assigns of the undersigned.

THE REAL PROPERTY AFFECTED BY THIS AGREEMENT IS DESCRIBED AS:

Lava Cove Lot #41
at Entrada

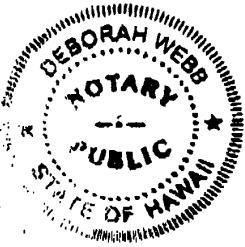
DATE: 10/18/05

PROPERTY OWNER

craig & Parman

PROPERTY OWNER

dw *U*
Hawaii
STATE OF ~~HAWAII~~
Honolulu
COUNTY OF ~~WASHINGTON~~



On this 18th day of October, 2005 personally appeared before me
Craig E. Paxman and _____, the signer(s) of the above instrument, who
duly acknowledged to me that he/she/they executed the same.

Deborah Webb
Notary Public
Deborah Webb

Residues of

Resuming at
Kalauea, Hawaii

My Commission Expires: 12-31-2023

May Commencement 1911. 12 1-2001