

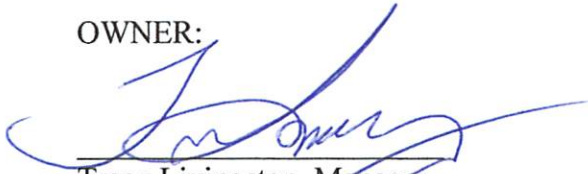
**COVENANT AND AGREEMENT TO HOLD PROPERTY AS ONE PARCEL**

The undersigned hereby certifies that he is the owner of the real property located in the County of Duchesne, State of Utah, which is described in Exhibit A attached hereto.

I hereby agree and covenant with Duchesne County that the real property described in Exhibit A shall be held as one parcel and no portion shall be sold separately. This covenant and agreement is executed for the purpose of obtaining approval of a Boundary Line Adjustment in accordance with the Duchesne County Subdivision Ordinance.

This covenant and agreement shall run with all of the above described land and shall be binding upon myself and future owners, encumbrances, their successors, heirs or assigns and shall continue in effect until released by Duchesne County upon submittal of evidence that this covenant and agreement is no longer required by law.

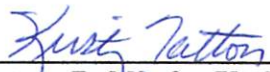
OWNER:

  
Tracy Livingston, Manager  
The Highlands at Thunder Ridge, LLC

STATE OF UTAH )  
                  *Wasatch* ) ss.  
County of ~~Duchesne~~ )

Personally appeared before me Tracy Livingston, Manager of The Highlands at Thunder Ridge, LLC, owner of the property described above and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

  
\_\_\_\_\_  
Notary Public for Utah

 NOTARY PUBLIC  
Kristy Tatton  
579775  
My Commission Expires  
August 08, 2013  
STATE OF UTAH

**EXHIBIT "A"**

Ent 437528 Bk A0625 Pg 0079

BEGINNING AT THE SOUTHWEST CORNER OF SECTION 26, TOWNSHIP 2 SOUTH, RANGE 9 WEST, USB&M; THENCE ALONG THE SECTION LINE N00°23'43"W 2656.56 FEET TO THE WEST QUARTER OF SECTION 26, THENCE ALONG THE SECTION LINE N00°30'47"W 1247.92 FEET, THENCE S61°08'10"E 12.86 FEET, THENCE N60°08'51"E 101.31 FEET, THENCE S44°58'45"E 305.85 FEET, THENCE S59°20'16"E 43.84 FEET, THENCE S85°52'29"E 48.61 FEET, THENCE S36°53'42"W 544.83 FEET, THENCE S53°06'18"E 1180.16 FEET, THENCE S42°00'00"W 1315.89 FEET, THENCE S60°00'02"E 639.74 FEET, THENCE S32°51'10"W 1117.25 FEET, THENCE S00°03'58"W 325.78 FEET TO THE SECTION LINE, THENCE ALONG THE SECTION LINE S89°57'00"W 55.81 FEET TO THE POINT OF BEGINNING.  
AREA CONTAINING 36.07 ACRES.

BEGINNING AT THE NORTHWEST CORNER OF SECTION 27, TOWNSHIP 2 SOUTH, RANGE 9 WEST, USB&M; THENCE ALONG THE SECTION LINE N89°32'02"E 2651.59 FEET TO THE NORTH QUARTER OF SECTION 27, THENCE ALONG THE SECTION LINE S89°50'36"E 662.85 FEET, THENCE S49°33'22"E 2365.21 FEET, THENCE N74°13'16"E 86.29 FEET, THENCE S77°18'47"E 106.05 FEET, THENCE N70°46'26"E 105.33 FEET, THENCE S61°08'10"E 93.82 FEET TO THE SECTION LINE, THENCE ALONG THE SECTION LINE S00°30'47"E 1247.92 FEET TO THE EAST QUARTER OF SECTION 27, THENCE ALONG THE SECTION LINE S00°23'43"E 1328.28 FEET TO THE ONE SIXTEENTH LINE, THENCE ALONG THE ONE SIXTEENTH LINE N89°21'57"W 1332.71 FEET TO THE SOUTHEAST ONE SIXTEENTH CORNER, THENCE ALONG THE ONE SIXTEENTH LINE S00°22'28"E 1309.54 FEET TO THE SECTION LINE, THENCE N88°33'40"W 1333.65 FEET TO THE SOUTH QUARTER OF SECTION 27, THENCE ALONG THE SECTION LINE S88°20'23"W 1331.67 FEET, THENCE N63°03'06"W 1391.51 FEET TO THE SECTION LINE, THENCE N00°10'10"W 4556.67 FEET ALONG THE SECTION LINE TO THE POINT OF BEGINNING.  
AREA CONTAINING 554.79 ACRES.