

**AFFIDAVIT
AND AGREEMENT**

WITNESSETH, that Duane D. Johnson and Annette Johnson as to a 1/2 interest and J & J Produce, Inc. as to a 1/2 interest were the Developers of Syracuse Ranchettes, and Syracuse Ranchettes, Amended and Bradley V. Wilkes d.b.a. Brad Wilkes Construction is the current vested owner in Lot 2 of Syracuse Ranchettes, Amended.


Whereas, The developers created a 10 foot drainage easement for their own use running East and West through the North portion of Lot 2 of said subdivision. It is the desire of the developers and the current property owners to remove this easement and relocate the same to a more desirable and convenient location.

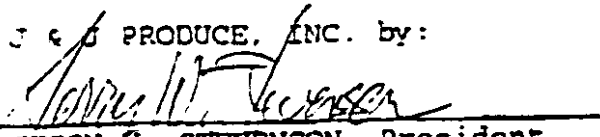
Therefore, it is agreed by the developers and the current property owners and his assigns that this easement as it currently exists is hereby vacated and is no longer enforceable in its current location. It is further agreed that a new drainage easement 10 feet wide along and being the North 10 feet of said Lot 2 is hereby created and maintained by and in behalf of the developers or their assigns herein. Any damage caused by the property owner or their assigns will be repaired at the owners expense. The property affected by this agreement is described as:

All of Lot 2. SYRACUSE RANCHETTES, AMENDED, Davis County, Utah according to the official plat thereof.


12-168-0002

Sworn and Confirmed by the all parties mentioned herein, this _____ day of _____ A.D., 1992


DUANE D. JOHNSON

J & J PRODUCE, INC. by:

JERRY W. STEVENSON, President


ANNETTE JOHNSON


BRADLEY V. WILKES, d.b.a.
Brad Wilkes Construction

— MICROFILM MEMO —
LEGIBILITY OF TYPING OR PRINTING
UNSATISFACTORY IN THE DOCUMENT
WHEN FILMED.

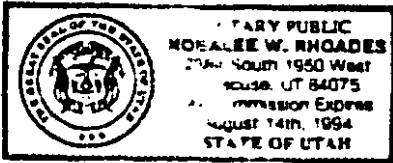
E 1000786 B 1551 P 770
CAROL DEAN PAGE, DAVIS CNTY RECORDER
1992 NOV 5 10:35 AM FEE 8.00 DEP REC
REC'D FOR BONNEVILLE TITLE COMPANY, INC

RETURNED
NOV - 5 1992

STATE OF UTAH
COUNTY OF DAVIS

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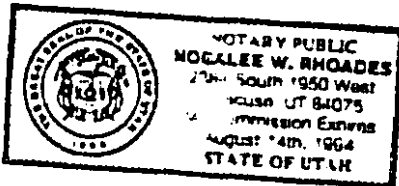
On the 4th day of November 1992, personally appeared before me JERRY W. STEVENSON, the signer of the foregoing instrument who by me duly sworn did say the he the said JERRY W. STEVENSON is the president of J&J PRODUCE, INC., the corporation, the said JERRY W. STEVENSON acknowledged to me that the said corporation executed the same.



Mablee W. Rhoades

State of Utah
County of Davis

On the 2nd day of November 1992, personally appeared before me DUANE D. JOHNSON, ANNETTE JOHNSON AND BRADLEY V. WILKES DBA BRAD WILKES CONSTRUCTION, the signers of the foregoing instrument who duly acknowledged to me that they executed the same.



Mablee W. Rhoades