

10382

SECURITY TITLE
NO. 26499

WAIVER AND AGREEMENT

KNOW ALL MEN BY THESE PRESENTS: Silver Crest, Inc., a Corporation of Utah, the owner in fee simple of the property hereinafter described and also the owner of the oil, gas, and mineral rights therein to a depth of five hundred feet below the surface, in consideration of the sum of One Dollar and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby agree not to mine or explore for oil, gas, or other minerals within two hundred feet of the surface of the hereinafter described property which is situate in the County of Utah, State of Utah, to-wit:

PARCEL 1: Commencing at a point on the West line of the Northeast quarter of Section 17, Township 5 South, Range 2 East of the Salt Lake Base and Meridian, said point being 10 chains South of the Northwest corner of said quarter section; thence South along the West line of said quarter section 19.50 chains; thence North 89° 16' East 6.87 chains; thence North 19.50 chains; thence North 88° West 6.88 chains to the place of Beginning. Containing 13 1/2 acres, more or less.

PARCEL 2: Beginning at a point on the West line of the Northeast quarter of said Section 17, said point being 11.11 chains North of the Southwest corner of said quarter section; thence West at right angles 0.75 of a chain; thence North 0° 55' East 20 chains; thence East 0.43 of a chain to the West line of the Northeast quarter of said section; thence South along said West line 20 chains to the place of Beginning. Containing 1 acre and 28 square rods, more or less.

The undersigned further agrees to be responsible for any surface and subsidence damage that may result from any mining or exploration for oil, gas, and other minerals conducted by the undersigned under the surface of the above described land, which mining or exploration may be conducted in depths beyond two hundred feet of the surface thereof.

This Waiver and Agreement shall apply to and bind the successors in interest and assigns of Silver Crest, Inc.

BOOK 1375 PAGE 394

IN WITNESS WHEREOF, the undersigned has caused its corporate name and seal to be hereunto affixed by its duly authorized officer this 31st day of May, 1974.



SILVER CREST, INC.

C. R. Jensen
C. R. Jensen, President

STATE OF UTAH

COUNTY OF SALT LAKE

On the 31st day of May, A. D. 1974, personally appeared before me C. R. JENSEN, who being by me duly sworn did say, that he, the said C. R. JENSEN is the president of Silver Crest, Inc., and that the within and foregoing instrument was signed in behalf of said corporation by authority of a resolution of its board of directors and said C. R. JENSEN duly acknowledged to me that said corporation executed the same and that the seal affixed is the seal of said corporation.

Blair A. Farver
Notary Public



Expires: Feb. 27, 1978

My Residence is: Moore, Utah

SECURITY TITLE & ASS. CO.

RECORDED AT THE REQUEST OF
SECURITY TITLE & ASS. CO.
1976 JUN 10 PM 10:22
MILLS
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BOOK 1375 PAGE 395