

**DECLARATION OF DEED  
COVENANT TO RUN WITH THE LAND  
CONCERNING PROVISION OF  
IRRIGATION WATER**

**WITNESSETH**

WHEREAS, Declarant is the owner of real estate situated in Weber County, Utah, more fully described as Marian Acres, and

WHEREAS, Weber County, on behalf of Hooper culinary water agency, requires irrigation water to be provided to each lot in said subdivision as part of the required improvements,

NOW THEREFORE, for such purposes, Declarant hereby makes the following Declaration of Covenants which shall run with the property:

1. That he holds sufficient irrigation water rights or shares for the lots in the above named subdivision as determined by the Irrigation Water District or Company.
2. That these rights or shares will not be disposed of except to the lots in said subdivision.
3. With the sale of each lot, he will transfer at no cost, the required water rights or shares needed to properly irrigate the lot, to the lot purchaser who is to be responsible for the proper use of the water as outlined in the irrigation water district's or company's distribution schedule and procedures.

10-086-0001 to 0012  
10-087-0001 to 0012

This declaration and the rights, duties and obligations thereof shall run with the property in perpetuity unless modified or canceled in writing by the Weber County Planning Commission with said modification or cancellation being recorded in the Weber County Recorder's Office.

In Witness Whereof, the Declarant hereby has executed the foregoing on the

5 day of June, 2000

*[Handwritten Signature]*  
Declarant

Declarant

STATE OF UTAH )  
ss:  
COUNTY OF WEBER )

On the 5 day of June, ~~192000~~ personally appeared before me Mark Higley and \_\_\_\_\_ (husband and wife) the signer of the above instrument and who acknowledges to me that (he/she) executed the same.

*[Handwritten Signature]*  
Notary Public  
Residing at: Ogden

