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WADE BROS. CONSTRUCTION COMPANY

TO

WHOM IT MAY CONCERN

Whereas the undersigned are the present owners of all of the lots, pieces and parcels of land embraced within the area hereinafter specifically described, and

Whereas, it is the desire of the owner's thereof to place restrictive covenants upon said lots for the mutual benefit and protection of future owners thereof, and

Now, therefore, the following restrictive covenants are placed upon said lots for the mutual benefit and protection of future owners thereof, and that the premises to which these restrictive covenants shall attach are specifically described as follows, to-wit:

All of Lots 1 to 17 inclusive in Block 1, and all of lots 1 to 18 inclusive in Block 2, Wade Park Subdivision in Ogden City, Weber County, State of Utah.

All of said lots in the subdivision shall be known and described as residential lots, R-3. No structure shall be erected, altered, placed or permitted to remain on any residential building plot other than one detached single family dwelling, not to exceed two and one half stories in height or one and two family dwellings and a private garage for not more than three cars, and shelters, tool houses and non-commercial green houses.

No building shall be erected, placed or altered on any lot in said blocks until building plans, specifications and plot plan showing the location of the building with respect to topography and finished ground elevation, by all be approved by a committee composed of Alton E. Wade, Wallace H. Wade and Elaine Wade, or by a representative designated by the members of said committee. In the event of the death or resignation of either of said committee, the remaining members shall have full authority to approve or disapprove such design and location, or to designate a representative with like authority.

In the event said committee, or its designated representative fails to approve or disapprove such design and location within thirty days after said plans and specifications have been submitted to it, or in any event, if no suit to enjoin the erection of such building or the making of such alterations has been commenced prior to the completion thereof, such approval will not be required and this covenant will be deemed to have been fully complied with. Neither the members of such Committee, nor its designated representative shall be entitled to any compensation for services performed pursuant to this covenant. The powers and duties of such Committee and of its designated representative who shall thereafter exercise the same powers previously exercised by said Committee.

No single family residential structure shall be erected or placed on any building plot, which plot has an area of less than 6000 square feet or a width of less than sixty feet at the front building set back line, and no two family dwelling shall be erected or placed on a building lot which plot has an area less than 7500 square feet. No noxious or offensive trade or activity shall be carried on upon any lot nor shall anything be done thereon which may be or become an annoyance or nuisance to the neighborhood.

No building shall be located on any of said lots nearer than thirty feet to the front lot line, nor nearer than ten feet to any side street line; no building, except a detached garage or other outbuilding located forty five feet or more from the front lot line shall be located nearer than eight feet to any side lot line, and no dwelling shall be located on any interior lot nearer than four feet to the rear lot line.

No trailer, basement, tent, shack, garage, barn or other outbuilding erected in the tract shall at any time be used as a residence temporarily or permanently, nor shall any structure of a temporary character be used as a residence.

No dwelling costing less than \$5,000.00 shall be permitted on any lot in said blocks. The ground floor area of the main structure, exclusive of one story open porches and garages, shall be not less than 650 square feet, nor less than 650 square feet for a dwelling of more than one story.

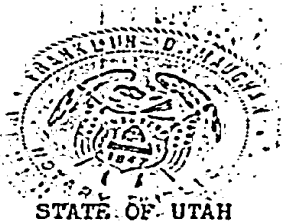
These covenants are to run with the land and each and every part thereof and shall be binding on all parties and all persons claiming under them until January 1, 1978, at which time said covenants shall be automatically extended for successive periods of ten years unless by vote of a majority vote of the then owners of the lots constituting said blocks, it is agreed to change said covenants in whole or in part.

If the party hereto, or its successors or assigns, shall violate or attempt to violate any of the Covenants herein, it shall be lawful for any other person or persons owning any real property situated in said development or subdivision to prosecute any proceedings at law or in equity against the person or persons violating or attempting to violate any such covenant and either or prevent him or them from so doing or to recover damages or other dues for such violation.

Invalidation of any of these Covenants by judgment or Court order shall in no wise affect any of the other provisions which shall remain in full force and effect.

In Witness Whereof, the party of these covenants has hereunto caused this instrument to be executed this 31st of January 1953

Alton E. Wade
Marjorie Wade
Wallace H. Wade
Mary Ann Wade



STATE OF UTAH
SS
COUNTY OF WEBER

On the 31st day of January, 1953 personally appeared before me Alton E. Wade and Marjorie Wade, his wife, and Wallace H. Wade and Mary Ann Wade, his wife, the signers of the within instrument, who duly acknowledged to me that they executed the same.

Franklin D. Maughan
Notary Public,
Residing at Ogden, Utah
Commission Expires March 25, 1955

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STATE OF UTAH
COUNTY OF WEBER SS
FILED AND RECORDED FOR
F.D. Maughan
FEB 3 12 44 PM '53
IN BOOK 409 OF RECORDS
PAGE 395
DOROTHY B. CAMPBELL
COUNTY RECORDER
Lillian H. Peterson

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