

When Recorded Return to:  
Hurricane City  
147 N. 870 West  
Hurricane, UT 84737

**DOC # 20240014287**

Release Page 1 of 1  
Gary Christensen Washington County Recorder  
05/08/2024 03:15:31 PM Fee \$ 0.00  
By HURRICANE CITY



Parcel ID#: H- MVEH-1-35

Legal Description: MOUNTAIN VIEW ESTATES 1 AT HURRICANE (H) Lot: 35

**Acknowledgement, Waiver and Release**

In consideration of the agreement by Hurricane City to issue the undersigned property owner a building permit for the construction of a home, structure or other improvement upon the real property described below, the undersigned acknowledges, covenants and agrees as follows:

1. I am aware that subsurface water, high groundwater, unstable soil conditions, or other geological hazards have been found to exist in areas of Hurricane City, which may include the property described below.
2. I acknowledge that I have obtained from a competent engineer a geotechnical report which analyzes subsurface water, groundwater, and soil conditions on my property described below.
3. I acknowledge that it is my responsibility to cause the construction of my structure to be completed in strict compliance with the recommendations of any such geotechnical report, I agree to strictly comply with the recommendations of such geotechnical report, and I understand and agree that the inspections performed by Hurricane City will not include inspection for compliance with such geotechnical report.
4. In view of the foregoing, I agree on behalf of myself, my heirs, successors, and assigns to waive any and all claims as against Hurricane City, and, further, do hereby release Hurricane City from any and all liability for damages to, diminution in value of, and payment of all costs and expenses for maintenance, repair or replacement of any home, structure or improvement which is in any way attributable or related to subsurface water, groundwater, unstable soil conditions and/or any other geological hazards upon or under the property described below, or by reason of my own or my agent's or contractor's violation of any applicable laws, ordinances, or City standards.

The covenants and agreements herein made shall run with the land and shall be binding upon the heirs, successors, and assigns of the undersigned.

THE REAL PROPERTY AFFECTED BY THIS AGREEMENT IS DESCRIBED AS:

Address: 711 s 1220 W Hurricane UT 84737

Subdivision: Mountain View Estates Phase: 1 Lot: 35

Date: 02/19/2024

[Signature]  
Property Owner Signature

Gavin Thomas

Please Print

[Signature]  
Property Owner Signature

Joshua Kitchen

Please Print

(Owner Notary)

STATE OF UTAH )

: ss.

COUNTY OF WASHINGTON)

On the 19 day of February, 2024, personally appeared, Joshua Kitchen & Gavin Thomas, the signer(s) of the foregoing instrument, who did say that he/she/they is/are the owner(s) of the above-described property and that he/she/they has/have signed the foregoing instrument for the reasons stated therein.

[Signature]  
Notary Public

