

Mail filed copy to:

Layton City Corporation
Attn: Layton City Attorney
437 North Wasatch Drive
Layton, Utah 84041

Sweep 'N Utah
PO Box 1515
Layton, UT 84041

AFFECTS PARCEL(S): 090470110

RETURNED
JUN 28 2022

E 3484939 B 8039 P 1028-1030
RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
06/28/2022 02:44 PM
FEE \$0.00 Pgs: 3
DEP RTT REC'D FOR LAYTON CITY

**NOTICE OF
CERTAIN WATER EXACTION REQUIREMENTS SATISFIED**

LAYTON CITY CORPORATION, 437 North Wasatch Drive, Layton, County of Davis, State of Utah, hereby provides NOTICE to Sweep 'N Utah, Inc., 2105 N Fort Lane ,UT, Layton, County of Davis, State of Utah, of the following condition associated with the property described in ATTACHMENT 1, tract(s) of land in Davis County, State of Utah (the "Property"):

PLEASE TAKE NOTICE: Pursuant to the Pressurized Irrigation System Transfer And Shareholder Agreement Between Layton City And Kays Creek Irrigation Company, effective as of January 31, 2022, the Property has terminated shares in Kays Creek Irrigation Company, which the City hereby accepts in satisfaction of any prior or existing water exaction requirements under Layton Municipal Code 19.23.010 Dedication of Water Shares (Effective as of January 2022), up to the limit of the amount of acre-feet indicated in Attachment 1, but no more.

However, the Property was within the Hill Air Force Base APZ area when the shares were terminated, which currently limits possible development. And future changes to the use of the Property may result in changes to the calculated water exaction requirement under the then-applicable applicable codes or regulations, including Layton Municipal Code 19.23.010, as amended. Pursuant to paragraph 1(d)(i)–(iii) of the transfer agreement, and as further described therein, if future changes to land use on the Property require fewer acre-feet than recognized herein, then the difference may be credited and re-issued by Kays Creek Irrigation Company (or its successor in interest) as APZ Additional Shares. In contrast, any future changes to the use of the Property that require more acre-feet than those recognized herein (or as made applicable under the transfer agreement) may require additional dedication of water shares, pursuant to any applicable codes or regulations, including Layton Municipal Code 19.23.010, as amended.

[SIGNATURE PAGE TO FOLLOW]

WITNESS the hand of Layton City Corporation, this 1st day of June, A.D. 2022.



LAYTON CITY CORPORATION

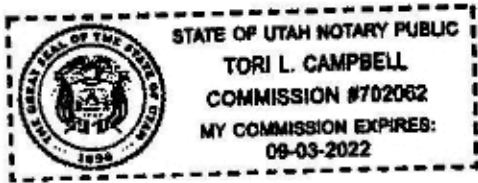
Joy Petro
JOY PETRO
Mayor

ATTEST:

Kimberly Read
KIMBERLY READ
City Recorder

STATE OF UTAH)
 : ss.
COUNTY OF DAVIS)

On this 1st day of June, 2022, personally appeared before me JOY PETRO, who duly acknowledged to me that she is the Mayor of Layton City, and that the document was signed by her in behalf of the City, and JOY PETRO acknowledged to me the City executed the same.



Tori L. Campbell
NOTARY PUBLIC

Approved as to Form

By Jen Coats
Date 5/31/22

ATTACHMENT 1:

The Property

090470110

BEG 1382.04 FT E & 238.0 FT N & S 89°17'59" E 441.74 FT TO THE E LINE OF PPTY CONV IN WARRANTY DEED RECORDED 02/08/2007 AS E# 2242870 BK 4216 PG 487 FR SW COR OF SEC 9-T4N-R1W, SLB&M; TH N 392.12 FT TO BNDRY LINE AGMT 3657-231; TH ALG SD AGMT E 650.85 FT, M/L, TO W LINE OF A CERTAIN STR; TH S 390.75 FT ALG SD W LINE OF STR; TH W 655.26 FT TO POB. CONT. 5.87 ACRES (NOTE: THIS REMAINING LEGAL WAS WRITTEN IN THE DAVIS COUNTY RECORDER'S OFFICE FOR I.D. PURPOSES. IT DOES NOT REFLECT A SURVEY OF THE PROPERTY.)

Kays Creek Irrigation Shares Terminated

Certificate: Part of 907, 1024

Shares: 0.38

Acre-Feet: 1.14