After Recording, Return To: William Blanco/ RE/Legal Dept. CAPOL LEAN FAGE, DAVIS CNTY RECO 1927 FLB 12 1:29 PM FEE 8.00 88:18 80% SURETY TITLE AGENCY CHTY RECORDER McDonald's Corporation One McDonald s Plaza Oak Brook, Il 60521 5W-22-47-10 RESTRICTIVE COVENANT 11-003-0000 (Corporation or Partnership) 11-003-000 day of April Under a contract dated the <u>18th</u> WAD, a Utah General Partnership ("Grantor") agreed to convey to McDONALD'S CORPORATION, ... a Delaware corporation ("Grantee") a parcel of real estate described on Emilbit A attached. One of the terms of that contract required the Grantor to record a Restrictive Covenant affecting the use of Grantor's other property. THEREFORE, in consideration of the terms and conditions contained in that contract, Grantor promises and declares that the property described on Exhibit B, attached, will not be used for restaurant for a period of 20 years from the date of the recording of this document. This restriction runs with the land described in Exhibits A and B and shall inure to the benefit of and shall be binding upon the Grantee and Grantor, their grantees, assigns and successors. Grantor has executed this Restrictive Covenant, this _ _ day of _ GRANTOR: Will, a Utah General Parthership WITNESSES: General Attest: Secretary COUNTY OF Sult Frale AFFIDAVIT OF OWNERSHIP (By Officer or Partner) The undersigned, being first duly sworn on oath, deposes and states that the undersigned is an officer or partner of the above named Grantor and as such has access to the records of the Grantor and knows of his(her) personal knowledge that the Grantor has title to all of the property described on Exhibit B attached and that the Grantor owns no other property within a two (2) mile radius of the property/described on Exhibit A attached. Subscribed and sworn to before me this // My commission expires (PLEASE ATTACH EXHIBITS A AND B) ACKNOWLEDGMENT CERTIFICATE STATE OF COUNTY OF __ , Vice President/Partner, and Secretary, of WAD, a Uto. on behalf of the Corporation/Partnership.

_,My commission expires _

DEP ME

McD-14663 RG-C/P-2/86 Notary Public

Beginning it a point North 1515.36 feet and East 235.34 feet and South 16°32' East 1037.80 feet along the East line of SKYLINE ADDITION #5 SUBDIVISION AND VIEW HEIGHTS SUBDIVISION to a point Northwesterly 200 feet from the North line of Gentile Street and North 69°26'37" East 519.50 feet from the Southwest Corner of Section 22, Township 4 North, Range 1 West, Salt Lake Meridian; and running thence South 20°33'23" East 200 feet to the North line of Gentile Street; thence North 69°26'37" East 72.25 feet along said street to the West line of Fairfield Road; thence North 21°41'43" West 50.62 feet along said road to a point on a 1105.92 foot radius curve to the left; thence along said curve Northwesterly 150.08 feet; thence South 69°26'37" West 58.10 feet to the place of beginning.

11. 3.77

70

A part of the Southwest quarter of Section 22, Township 4 North, Range 1 West, Sait Lake Base and Meridian, U.S. Survey: Beginning at a point on the Easterly boundary line of Mountain View Subdivision, Layton city, Davis County, Utah, which is South 16,32' East 812.80 feet, from the Northeast corner of Lot 126, Skyline Addition No. 5, said point being described as North 1515.36 feet and East 235.34 feet from the Southwest corner of said Section 22; running thence North 69,26'37" East 503.55 feet to the Westerly right of way line of Fairfield Road; thence South 34,42'42" East 149.87 feet along said West line; thence to the right along the arc of a 1105.92 foot radius curve, a distance of 101.16 feet, (Long Chord bears South 32,05'28" East 101.12 feet) along said West line of a road; thence South 69,26'37" West 577.60 feet to the Easterly boundary line of View Heights Subdivision; thence North 16,32' West 245.00 feet to the point of beginning.

11-003-0008