

After recording, please return to:
Providence City
15 South Main
Providence, UT 84332

Ent 974782 Bk 1524 Pg 686
Date: 26-Jun-2008 04:34 PM Fee \$0.00
Cache County, UT
Michael Gleed, Rec. - Filed By NG
For PROVIDENCE CITY

BROOKSIDE VILLAGE, PHASE III SUBDIVISION, LOT 128
ADDRESS 191 East 450 North

PROVIDENCE, UTAH 84332

SUBSURFACE WATER
NOTICE AND WAIVER

Providence City advises against the construction of basements in the Brookside Village, Phase III Subdivision due to evidence of subsurface water in the vicinity. The City recognizes that other evidence may suggest a more limited concern to the contrary for specific lots. Therefore, the city will defer to the homeowner and/or builder for the decision to build a home with a basement. Issuance of a building permit by the City does not constitute a representation or warranty on the part of the City that the basement will not experience subsurface water problems. The City is willing to waive the requirements listed on the official plat for Brookside Village, Phase III relative to subsurface water so long as the owner and/or builder execute this Subsurface Water Notice and Waiver.

02-180 -

The undersigned(s) accept any and all responsibility for the decision to construct a basement and the responsibility for disposing of any subsurface water. If subsurface water becomes a problem and the basement floods, the owner, his successors and assigns, agree to accept responsibility for any damages to the property and for moving the water. The owner may not pump subsurface water into the City sewer system, ditches or onto other property without the owner's consent.

This Notice and Waiver will be filed in the office of the Cache County Recorder.

DATED this 21 day of February, 2008.

Nancy Seigenberg
Homeowner (signature)

Jeff Berrett
Builder (signature)

Nancy Seigenberg
Homeowner (printed name)

Jeff Berrett
Builder (printed name)

On Feb 21, 2008
Personally appeared before me,
Nancy Seigenberg
And affirmed that he/she executed the same.

On Feb 29, 2008
Personally appeared before me,
Jeff Berrett
And affirmed that he/she executed the same.

Brenda Nelson
Notary Public

Brenda Nelson
Notary Public

