Survey Legal Description

A Parcel of land situated in Section 35, Township 3 South, Range 5 East, Salt Lake Base and Meridian and of Section 2, Township 4 South, Range 5 East, Salt Lake Base and Meridian lying North of Lake Creek Road, comprising 450.97 acres of that certain parcel transferred to the Greener Trust dated June 17, 1987 by Quit Claim Deed, Recorded January 23, 1995, as Entry #177338, in Book 292, at Page 40, of the deed records of Wasatch County, Utah, for which the Basis of Bearing is North 89 Degrees 53 Minutes 19 Seconds East a distance of 2654.18 feet (North 89 Degrees 48 Minutes 22 Seconds East a distance of 2654.18 feet per State Coordinate and Dependent Resurvey of Portions of Township 3 South, Range 5 East, Salt Lake Base and Meridian filed on April 20, 1998 as OWC-035-005-0-0732), more particularly described as follows:

Beginning at the Southwest Corner of Section 35, Township 3 South, Range 5 East, Salt Lake Base and Meridian, THENCE along the West line of said Section 35, North 00 Degrees 19 Minutes 22 Seconds West a distance of 1173.18 feet to a point on the West line of Section 35 being the Northwest corner of the property described in Entry #201256, Book 375, at Page 104. THENCE continuing along the West line of said Section 35, North 00 Degrees 19 Minutes 22 Seconds West a distance of 203.81 feet to the true point of beginning of this description and

THENCE South 79 Degrees 58 Minutes 46 Seconds East a distance of 304.95 feet.

THENCE South 00 Degrees 19 Minutes 22 Seconds East a distance of 150.16 to the Northeast corner of the property described in Entry #201256, Book 375, at Page 104.

THENCE along the East line of the property described in Entry #201256, Book 375, at Page 104 the following two (2) courses

(1) South 00 Degrees 19 Minutes 22 Seconds East a distance of 1173.18 feet to a point on the South line of the Southwest Quarter of said Section 35. Said point being South 89 Degrees 53 Minutes 19 Seconds West a distance of 2354.18 feet from the South Quarter Corner of said Section 35.

(2) THENCE leaving the South line of the Southwest Quarter of said Section 35 and running parallel and 300 feet distant to the West line of the Northwest Quarter of said Section 2, South 00 Degrees 01 Minutes 03 Seconds East a distance of 297.03 feet to a point on the North Right of way line of Lake Creek Road as established by the Greenerhills Subdivision Plat.

THENCE along the said North Right-of-way line of Lake Creek Road as established in the Greener Hills Subdivision Plat the following Six (6) courses:

(1) South 72 Degrees 47 Minutes 38 Seconds East a distance of 530.98 feet (2) THENCE South 67 Degrees 31 Minutes 09 Seconds East a distance of 1006.35 feet. (3) THENCE South 89 Degrees 59 Minutes 53 Seconds East a distance of 389.52 feet. (4) THENCE South 75 Degrees 36 Minutes 03 Seconds East a distance of 1478.77 feet. (5) THENCE South 55 Degrees 12 Minutes 59 Seconds East a distance of 2042.45 feet. (6) THENCE South 29 Degrees 51 Minutes 55 Seconds East a distance of 150.16 feet to a point on the East line of the Northeast Quarter of said Section 2. Said point being North 00 Degrees 37 Minutes 53 Seconds West a distance of 103.73 feet from the East Quarter Corner of said Section 2 as evidenced by the found Wasatch County brass cap monument set in 1975.

THENCE leaving said North Right of way line and running along the East line of the Northeast Quarter of said Section 2, North 00 Degrees 37 Minutes 53 Seconds West a distance of 2608.43 feet to the Northeast Corner of Said Section 2 as evidenced by the found Wasatch County brass cap monument set in 1995.

THENCE along the East line of the Southeast Quarter of the said Section 35, North 00 Degrees 28 Minutes 20 Seconds West a distance of 2663,54 feet to the East Quarter Corner of said Section 35 as evidenced by the found original stone (Set Wasatch County Land Survey Aluminum Pipe and Cap in mound of stones and concrete, buried Original Stone touching West side of pipe). Said point being South 00 Degrees 19 Minutes 59 Seconds West along the East line of the Northeast Quarter of said Section 35, a distance of 2635.26 feet from the Northeast Corner of said Section 35, as evidenced by the found original stone (Set Wasatch County Land Survey Aluminum Pipe and Cap in concrete, buried Original Stone touching West Side of pipe).

THENCE along the North line of the Southwest Quarter and the North line of the Southeast Quarter of said Section 35, South 89 Degrees 05 Minutes 38 Seconds West a distance of 5274.02 feet to the West Quarter corner of said Section 35, as evidenced by the found original stone (Set Wasatch County Land Survey Aluminum Pipe and Cap in mound of stones and concrete, buried Original Stone touching West side of pipe).

THENCE along the West line of said Section 35, South 00 Degrees 19 Minutes 22 Seconds East a distance of 1269.20 feet

The above described parcel of land contains 450.97 acres more of less.

Owner's Statement

Know all men by these presents that the undersigned owners of the above described tract of land, having caused the same to be subdivided into lots and private streets, together with all ingress/egress and utility easements as shown on the thirteen (13) sheets of this subdivision plat hereafter to be known as the Greenerhills Subdivision, and do hereby dedicate approximately 40 feet of additional Right of Way as depicted on this plat to Wasatch County for Lake Creek Road

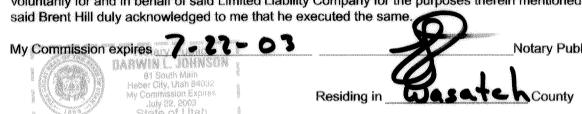
In witness whereof, we have hereto set our hands this **2** Day of **4** 5, 2000. Declarant:

Greener Hills Estates, L.L.C.

LIMITED LIABILITY COMPANY ACKNOWLEDGEMENT

STATE OF UTAH County of Uasatch

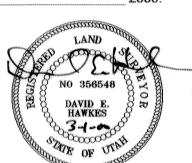
Hill who after being duly sworn, acknowledged to me that he is the Managing Member of Greener Hills Estates, L.L.C. a Limited Liability Company, and that He signed the owners statement freely and voluntarily for and in behalf of said Limited Liability Company for the purposes therein mentioned, and

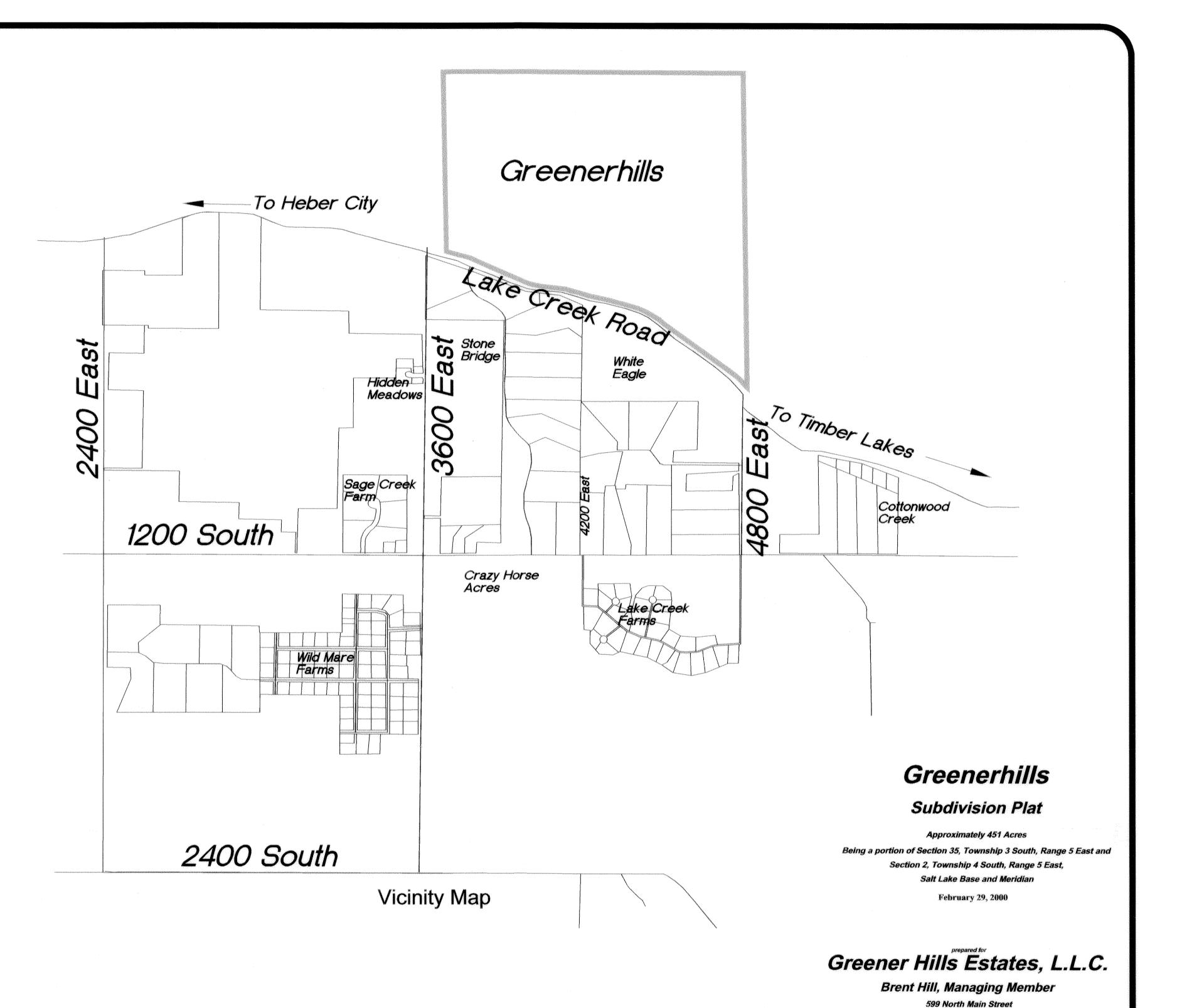


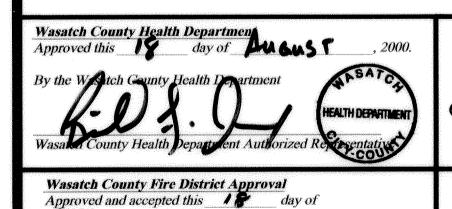
Surveyor's Certificate

I, David Hawks, a professional land surveyor, hold certificate No. 98-356548-2201, as prescribed by the State of Utah, and do hereby certify that by the authority of the owners, I have made an accurate survey of the tract of land shown on this plat and described herewith, and have subdivided said tract of land into lots and streets to be hereafter known as the Greenerhills Subdivision, and that the same has been surveyed and staked on the ground as shown on this

Signed on this | ST | day of M. ARCH







COMMUNITY FIRST NATIONAL BANK

Wasatch County Water Board Approval

Wasatch County Water Board Authorized Representative

Approved and accepted this

County Engineer I hereby certify that I have had this plat examined by this office and it is correct in accordance with information on file in this

Heber Light and Power Co. Authorized Representative

Heber Light and Power Co.

Approved and accepted this

Questar Gas Co. 20 day of Approved and accepted this Questar Gas 🗞 Authorized Representative

Approved and accepted this 2.9 James J. Guadling

PO Box 490 Heber City, Utah 84032 Telephone: 435-654-0907



prepared by FRANCIS SMITH ENGINEERING, INC.

136 South Main, Heber City, Utah 84032-0460 Email: fse@shadowlink.net Telephone: 435-654-1600

P.O. Box 460 Fax: 435-654-1624 Mobile: 801-376-3500

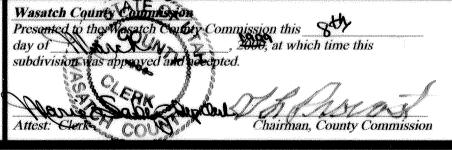
Wasatch County Planning Office 1st day of SETZEMBER, 2000.

Buchelsen Wasatch County Planning Director

By the Wasatch County Planning Office.

County Surveyor's Certificate I hereby certify that this office has examined this plat and it is correct in accordance with information on file in this

County Surveyor



Approval as to Form SEPTEMBER

WASATCH COUNTY RECORDER No. <u>227027</u> Book <u>474</u> Page <u>575-704</u> Date **9-7600** State of Utah, County of Wasatch, Time 14:40 , Fee 440.00 Recorded and Filed at the Request of Greener Hills Estates, L.L.C.

MARILYN W CUMMINGS County Recorder

Greenerhills Subdivision Plat Sheet 1 of 13

Notice to Purchasers

- 1. Soils and Geology Report Notice is hereby given to lot owners that the following soils and geology reports have been prepared for this subdivision and have been filed with the Wasatch County Planning Office. All grading and construction work shown on project plans to be in accordance with:
- * Interim Report, Preliminary Geology and Waste Water Disposal Recommendations, Residential Estates, Job No. 6-817-000722 dated March 6, 1997 prepared by Agra Earth & Environmental.
- * REPORT Geotechnical Investigation Greener Hills Development, Heber City, Utah dated August 5, 1999 prepared by Agra Earth & Environmental, Job No. 9-817-002437, 4137 South 500 West, Salt Lake City, Utah 84123, telephone 801-266-0720. These reports outline existing soils and geologic conditions present for the area covered by the subdivision plat. Specific recommendations as to building construction, grading, street construction, subsurface water conditions, and earthquake faults are stated therein and should be adhered to for all building and infrastructure construction.
- 2. Lot Specific Soils and Geology Reports- Lot specific soils and geology reports for grading, driveway, and building construction may be required by Wasatch County prior to issuance of building permits, particularly for lots with building sites
- between 25% and 30% natural grade. 3. Buildings - Single Family dwellings and accessory structures and buildings, only shall be constructed and maintained on all
- lots in the subdivision. 4. Lake Creek Road Driveways - No driveways shall directly front on Lake Creek Road. Access to the subdivision will be provided by two project roadway connections to Lake Creek Road. All vehicular access to homes shall be internal to the
- 5. Building Setbacks Building Setbacks shall be standard Wasatch County Building Setbacks in effect at the time of issuance
- 6. Uphill Lots On Lots having ownership on the uphill side of Greenerhill Drive, single family residences, and other buildings,
- shall be restricted to land falling below the "Restricted Use Open Space Line." 7. Building Restrictions - Wasatch County prohibits building on wetlands, within a 100-year 24 hour storm incident drainage path, or on areas in excess of 30% grade.
- 8. Building Restrictions Residential construction is prohibited within
- * 100 feet of perennial streams,
- * 75 feet of intermittent drainage, and
- * 25 feet of minor drainage.
- 9. Restricted Use Open Space Subdivision includes Restricted Use Open Space areas on certain lots as noted on the plat. These Restricted Use Open Space areas:
- * prohibit the construction of single family residences and other structures, and
- * include blanket easements for the construction of a trail system, and for the construction of Utilities, Water Systems, Sewer Systems, and Storm Drain Water Quality Systems facilities if necessary.
- 10. Restricted Use Open Space Restricted Use Open Space Areas shown on this Subdivision Plat prohibit the construction of
- single family dwellings, and other structures. 11. Restricted Use Open Space - Subdivision improvements in Restricted Use Open Space areas include the construction of a perimeter private trail system for hiking, biking, and equestrian purposes (no motorized vehicles). Exercise and/or picnic
- structures may optionally be constructed along the way. 12. Trails - Position of trails shown on this final plat are suggestive and approximate only. Actual topography and construction
- considerations will govern the actual location of constructed trails. 13. County Wide Trails - Wasatch County is in the process of attempting to establish a trail system throughout the Heber Valley. At such time that a public trail system is constructed adjoining the property, the trails within this subdivision will be connected to the County system.
- 14. Impact Fees All building construction within the subdivision shall be subject to Wasatch County Impact Fees at currently
- 15. Multiple Access Driveways Multiple access flag lot strips for Lots 36, 37, 38, 39, and 40 include reciprocal easements for the benefit of the each lot owner for the use of a shared driveway, and utilities.
- 16. Multiple Access Driveways Multiple access flag lot strips for Lots 33, 34, and 35 include reciprocal easements for the
- benefit of the each lot owner for the use of a shared driveway and utilities. 17. Multiple Access Driveways - The multiple access driveways serving lots 36, 37, 38, 39, and 40 are also subject to the following described easement as shown on the map: a 60 foot wide non exclusive easement for ingress, egress, storm drain,
- sewer, landscaping, irrigation, grading, public and private utilities, and emergency vehicle use purposes to be used in common with others for possible secondary emergency access to property to the north and east of Greenerhill Subdivision to be reserved to Greener Hills Estates LLC, together with the right to grant to others. 18, Fire Protection - The Wasatch Development Code does not require that water system Fire Flow protection be provided for 5
- acre and larger lots, and the County Commission Zone Change approval for the property did not require water system fire flow requirements for the subdivision, however, fire protection for the subdivision is being provided as follows: the project will be serviced by a water system capable of delivering the County's current residential fire flow requirement of 1,000 gpm for two hours (minimum 20 psi pressure) to fire hydrants shown on approved plans.
- 19. Fire Protection Fire Flow requirements for residential construction: "13D Modified Fire Sprinkler Systems (inside and outside of homes and garages) shall be required due to access and wildland interface under the following special circumstances: * For homes on multiple access driveways, and
- * For homes on flag lot driveways. Individual owners on lots where residences are constructed more than 150 feet from project roadways may be required by the Wasatch County Fire Marshall to provide individual fire protection improvements such as house sprinklers.
- 20. Fire Protection The following is a fire access standard to satisfy the Fire Code and the Wasatch County Fire Marshall: Single driveways over 150' in length must be constructed with a minimum 20' travel surface.
- 21. Storm Water Certain lots within the subdivision contain drainage swales and storm water detention basins and or structures, which will have to be maintained in an operating condition. Property owners shall not fill these basins or drains or otherwise render them inoperable.
- 22. Water Quality Detention Basin Easements are provided across lots 13, 14, 19, and 21 as shown on this map for the construction, operation, and regular maintenance of water quality and storm water detention facilities. Also implied in these easements are blanket easements across the lots as necessary to access and maintain these facilities.
- 23. Storm Water Certain lots within the subdivision contain natural water courses being perennial streams, intermittent drainage, and minor drainage, which will have to be respected and maintained in a natural and functioning condition. Culvert
- crossings of drainage courses shall require design, sizing, and plan preparation by a Civil Engineer 24. Noxious Weeds - In addition to the erosion control planting installed by the developer, the following parties shall be responsible for the control and eradication of noxious weeds on all areas of the property(included graded and disturbed areas which have been planted):
- * The developer until such time that individual lots are sold,
- * The individual lot owners after each lot is purchased.
- 25. Storm Water Future driveways from street to building sites will require culverts to preserve the following flows: * street drainage swales, and
- * natural drainage flows outside the street section where applicable.
- 26. Storm Water Individual lot owners shall be responsible for the maintenance of flows in any drainage devices and channels which have been crossed or in any way modified.
- 27. Storm Water Surface drainage ditches as shown on the final constructions plans for the subdivisions shall be maintained in an open condition at all times for flood control purposes.
- 28. Storm Water, Water Quality The following reports relating to Storm Water and Water Quality have been prepared for the subdivision and are available for review in the County Engineer's office:
- * Final Drainage Report Hydrology/Hydraulics Greener Hills dated August 12, 1999 prepared by Francis Smith Engineering, Inc.
- * Final Drainage Report Hydrology/Hydraulics Appendix G Culvert Capacity Analysis Greener Hills dated August 20, 1999 prepared by Francis Smith Engineering, Inc.
- 29. Storm Water Lot owners should utilize the services of a Civil Engineer in siting buildings and finished floor elevations. Concentrated and sheet flow drainage should be considered in specifying building locations and finished floor elevations.
- Protection Zones for Heber City drinking water supplies per the following reports: * Drinking Water Source Protection Report Including: Potential Contaminant Source Inventory, Management Programs, Implementation Schedule, Resource Evaluation of Broadhead Springs for Heber City prepared by Horrocks Engineers, February

30. Water Quality - Lot owners shall be responsible for the preservation of Water Quality per State Standards of Spring and Well

- 1998, and * Wasatch County Heber City Drinking Water Source Protection Delineation Report Well No. 1 prepared by Hansen Allen & Luce, Inc. May, 1996.
- The primary requirement for Water Quality Standards is being satisfied by developer construction of onsite and offsite sewers systems rather than constructing individual homeowner septic tanks and underground absorption systems for sewage disposal.

Notice to Purchasers (Continued)

- 31. Water Service Water Service to be provided as follows:
- * Domestic Water: Twin Creeks Special Service District.
- * Irrigation Water: Greenerhills Homeowners Association, provided that the delivering agent shall be Twin Creeks Special Service District
- 32. Pressure Reducing Valves All homes are required to install individual pressure reducing valves for inside culinary water
- service, except Lots 35, 37, and 38.
- 33. Sewage Disposal Collection: Twin Creeks Special Service District; Treatment: Heber Valley Special Services District. 34. Twin Creeks SSD - Twin Creeks Special Services District will own operate, and maintain the following facilities within and servicing the subdivision:
- * Onsite and Offsite Water System,
- * Onsite and Offsite Sewer Systems,
- 35. Homeowners Association The Greenerhill Homeowners Association will be responsible for the operation and
- maintenance of the following facilities within the subdivision:
- * Private Streets, * Multiple Access Private Driveways,
- * Pressurized Irrigation System,
- *Trail System and related Structures
- * Storm Water and Drainage Facilities,
- * Storm Water and Water Quality Detention Ponds and related facilities.
- 37. Individual Sewer Pumps The following lots within the subdivision: 6, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 29, 30, 31, 33, 34, 35, 37, 49, 50, and 51 may require individual combination wetwell & grinder pump installations to pump individual home sewage into onsite sewer lines. These wetwell and grinder pump installations are to be installed and maintained by individual
- home owners. 38. Sewer Laterals - The following lots within the subdivision: 7, 8, 9, 34, 35, 37, 38, 39, and 41 require sewer laterals along utility easements to the lot line or lot opening. The design, installation, and maintenance of these sewer laterals shall be the
- responsibility of the homeowner. All lots are required to hook up to sewer. 39. Public Utility Easements - Easements for installation and maintenance of public utilities (PUE's) are provided along all lot lines at a width of 10' each side of the lot line as shown on this map.
- 40. Easements Easements for culinary and irrigation waterlines as well as sanitary sewer mains are provided across lots 1, 2.
- 8, 9, 10, 11, 12, and 13 as shown on this map. 41. Project Documents - The following Project Documents have been prepared for the subdivision and may govern the use of
- land within the development:
- * Bylaws of Greenerhill Homeowners Association,
- * Declaration of Covenants, Conditions, Restrictions, and Management Policies.
- * Open Space Agreement, Greenerhill Subdivision,
- * Greenerhill Information Brochure,
- * Maintenance Agreement, Greenerhill Subdivision.
- 42. Irrigation Irrigation areas and irrigation water for the use of lots in this subdivision may vary:
- * Water rights furnished with each lot in the subdivision allow for an irrigation of 15,900 sq ft of land based on the normal water use rate of 3 acre feet per irrigated acre. Should low water use plants, low rate applications water systems, and/or Xeriscaping
- techniques be employed, additional areas may be landscaped. * In dry water years, irrigation water may be restricted in amount and duration of use.
- * Should the State Water Engineer rule that there are return flows from the Heber Valley Special Services sewer treatment plant in Midway, the above 15,900 sq ft irrigation area may be increased to 18,500 sq ft
- * Additional areas of lots may potentially be irrigated if individual lot owners acquire additional irrigation water rights in terms of
- quantity, source flow rate, and point of diversion.
- 43. A condition of zone change for the subdivision is that lots may not be further subdivided. 44. Trails to be kept open and unobstructed.
- 45. Private Streets All streets designated on this plat are private and shall be repaired and maintained (including snow
- removal) in accordance with Wasatch County standards solely at the expense of the Homeowners Association, which in turn shall assess individual lot owners.
- 46. Jones Reservoir Dam Maintenance and repair of the Jones Reservoir Dam shall be the responsibility of the Homeowners Association and individual lot owners in proportion to their share of the reservoir's capacity. By approving this plat, Wasatch County does not guarantee the performance of maintenance and repair obligations by Heber Light and Power, its successors, or
- assigns, or any other party or parties owning water rights in the reservoir. 47. Deeded Water - Greener Hills Estates, L.L.C. shall convey by deed to Twin Creeks Special Service District 56:72 acre-feet
- of water as a condition precedent to the issuance of any building permits in this subdivision.

SEE AFFIDAVIT OF CORRECTION IN Book 488 Ar Pages 746-768

ENTRY NO. 227027 DATE 9-7-00 TIME 14:40 FEE 440.0

RECORDED FOR GREENER HILLS BOOK 474 PAGE 575-704

RECORDER ELIZABETH M. PARCELL BY MARILYN W CHMMINGS

10 cm 2-1-01

Greenerhills

Subdivision Plat

Approximately 451 Acres Being a portion of Section 35, Township 3 South, Range 5 East and Section 2, Township 4 South, Range 5 East, Salt Lake Base and Meridian

Greener Hills Estates, L.L.C.

Brent Hill, Managing Member

599 North Main Street PO Box 490 Heber City, Utah 84032 Telephone: 435-654-0907

prepared by



136 South Main, Heber City, Utah 84032-0460 Email: fse@shadowlink.net Telephone: 435-654-1600

Fax: 435-654-1624 Mobile: 801-376-3500

June 9, 2000

Sheet 2 of 13

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ENTRY NO. 227027 DATE 9-7-00 TIME 14:40 FEE 440,00 RECORDED FOR GREENER HILLS BOOK 474 PAGE 575-704 RECORDER ELIZABETH M. PARCELL BY MARILYN W CUMMINGS

Greener Hills Estates, L.L.C.

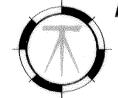
Brent Hill, Managing Member 599 North Main Street

PO Box 490 Heber City, Utah 84032 Telephone: 435-654-0907

Greenerhills

Subdivision Plat

Approximately 451 Acres Being a portion of Section 35, Township 3 South, Range 5 East and Section 2, Township 4 South, Range 5 East, Salt Lake Base and Meridian



prepared by FRANCIS SMITH ENGINEERING, INC.

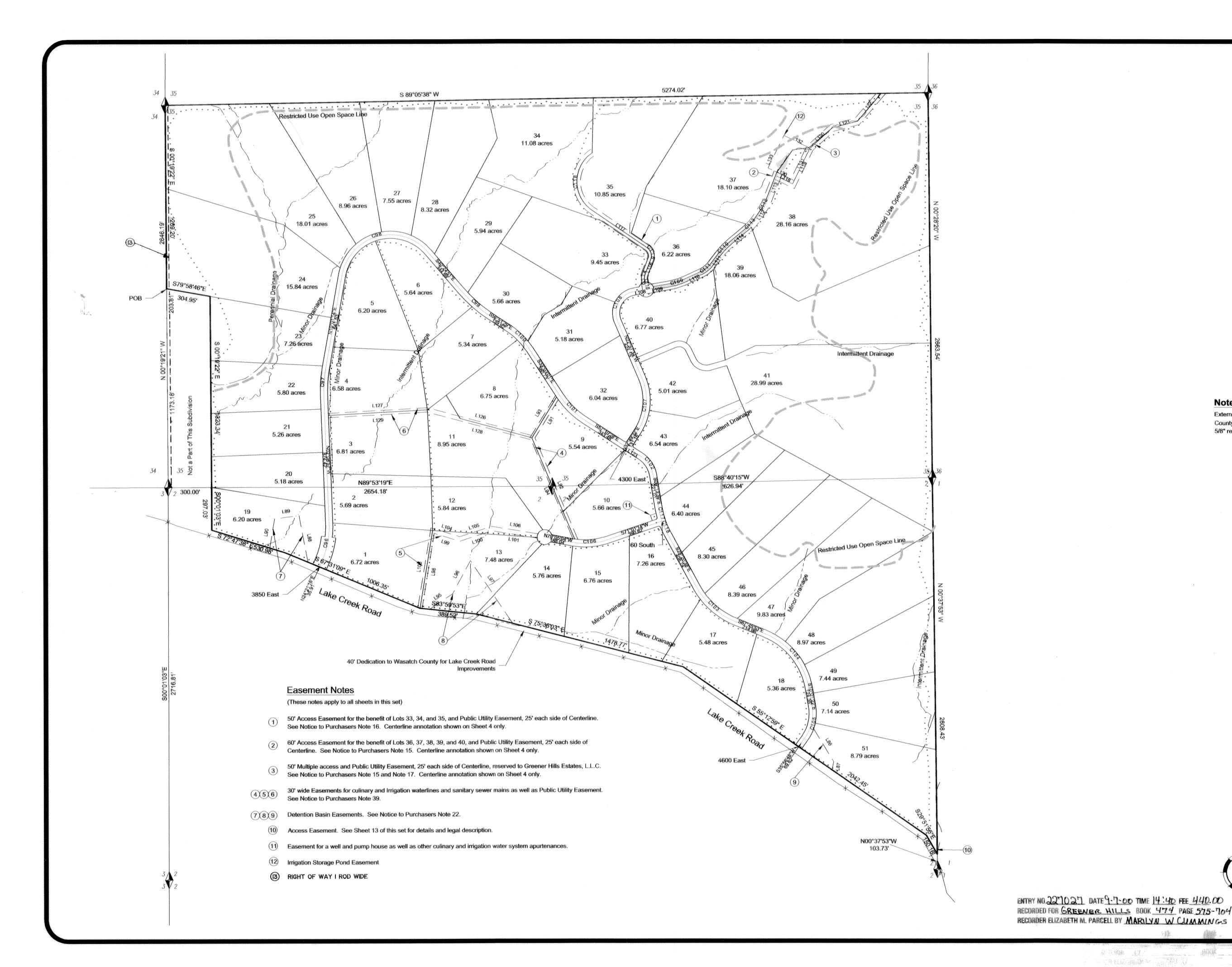
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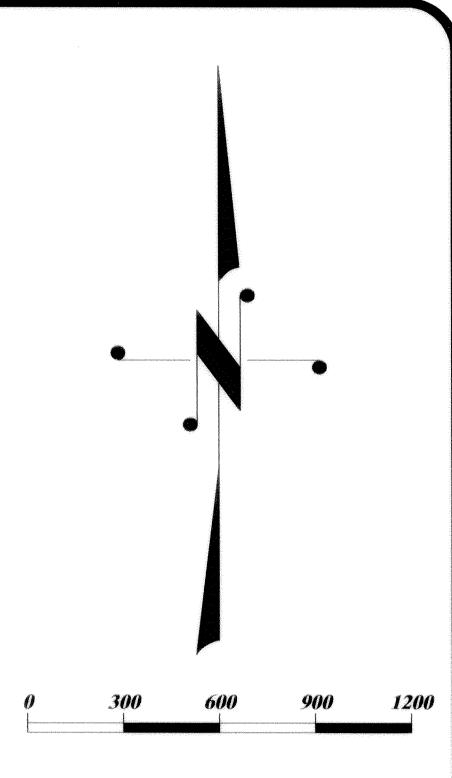
136 South Main, Heber City, Utah 84032-0460 P.O. Box 460 Email: fse@shadowlink.net Fax: 435-654-1624

June 9, 2000

Sheet 3 of 13

Mobile: 801-376-3500





External boundary corners set as 3" Brass Cap in concrete (Standard Wasatch County Monument) stamped RLS356548. All internal lot corners set or to be set as 5/8" rebar with yellow cap stamped RLS356548.

Restricted Use Open Space Line Minor Drainage Course Intermittent Drainage Course Perennial Drainage Course



Found Section Corner per Record of Survey

Greenerhills

Subdivision Plat

Approximately 451 Acres

Being a portion of Section 35, Township 3 South, Range 5 East and Section 2, Township 4 South, Range 5 East, Salt Lake Base and Meridian

Greener Hills Estates, L.L.C.

Brent Hill, Managing Member

599 North Main Street PO Box 490 Heber City, Utah 84032 Telephone: 435-654-0907

prepared by



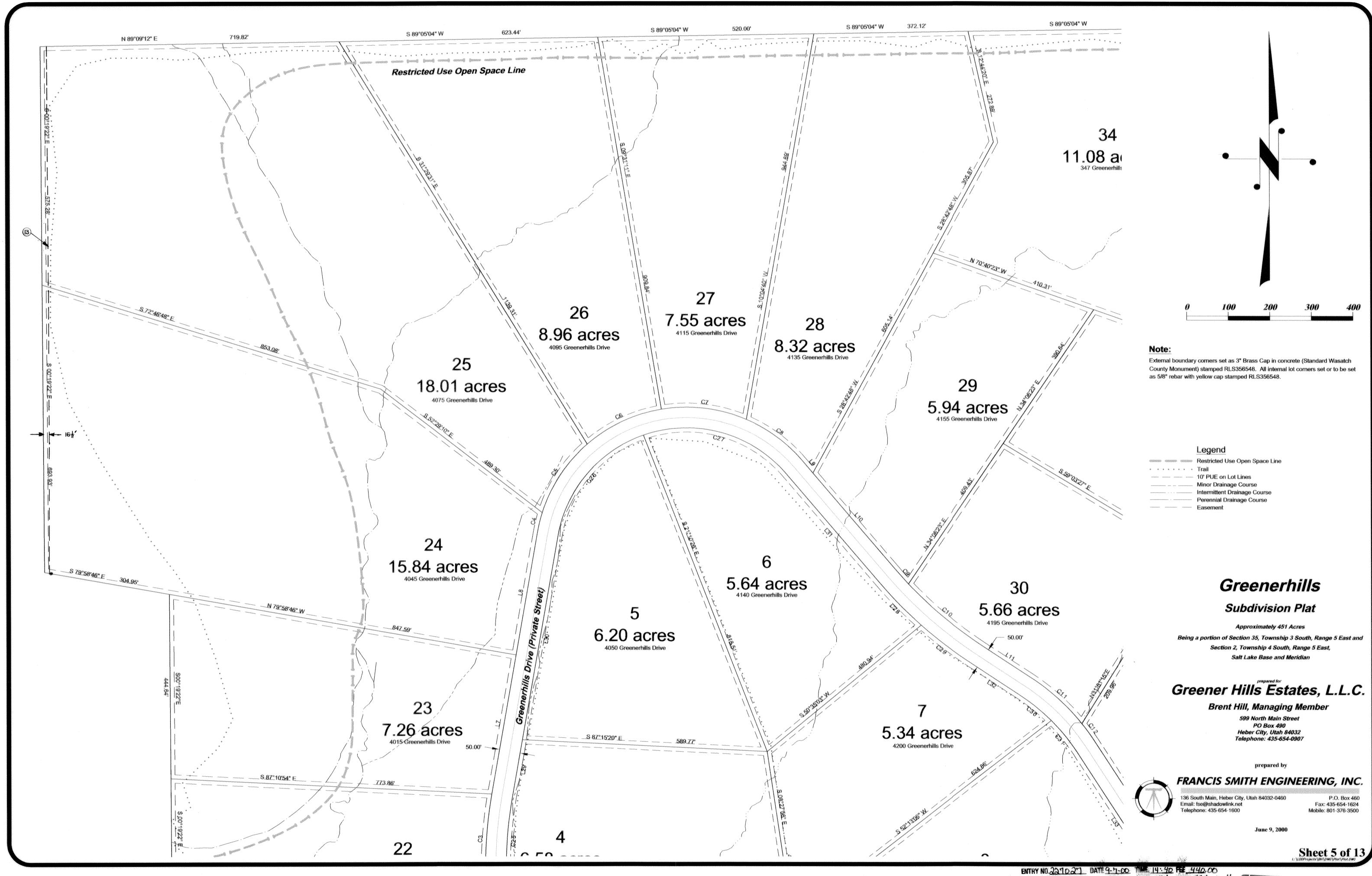
FRANCIS SMITH ENGINEERING, INC.

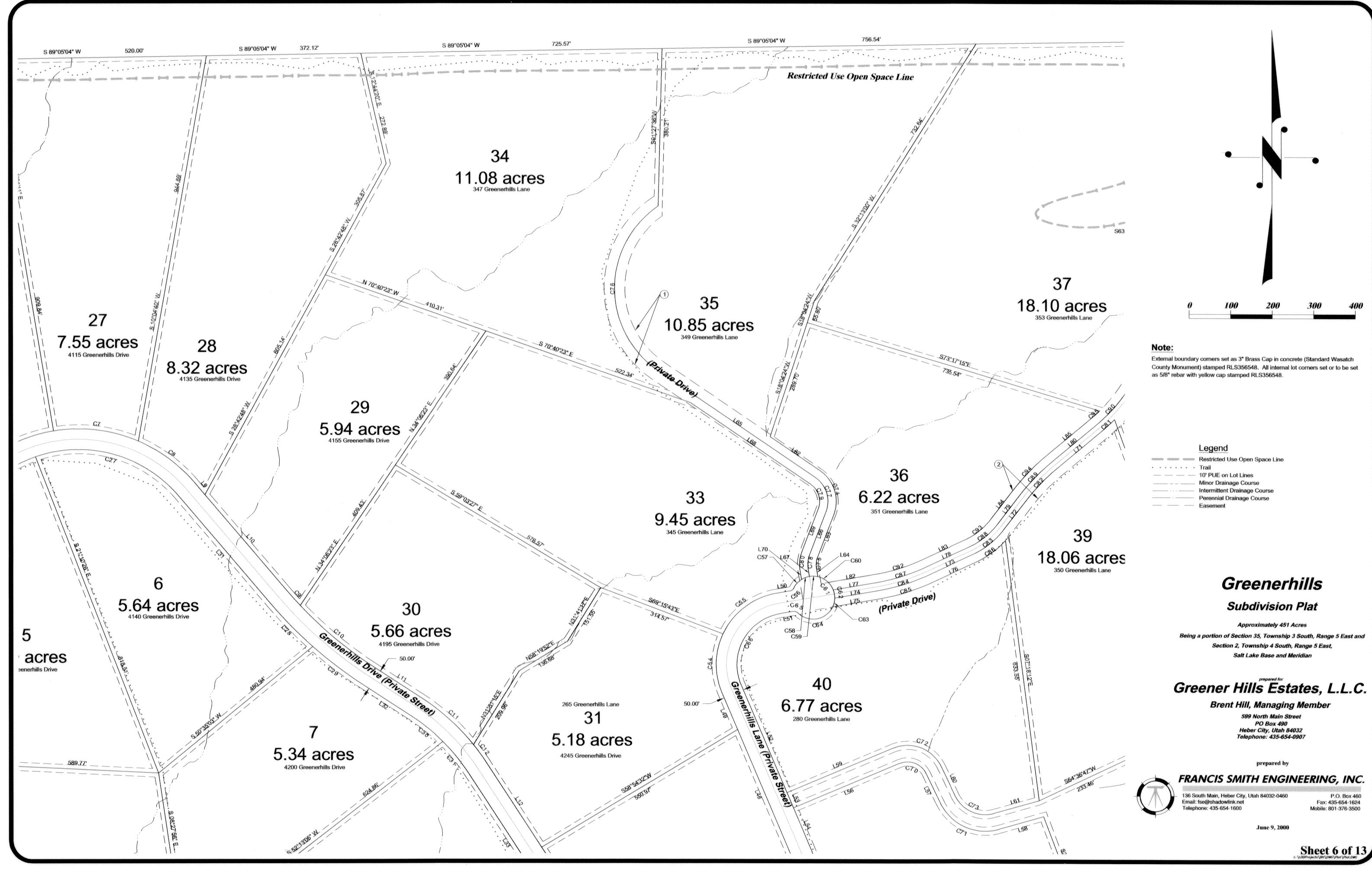
136 South Main, Heber City, Utah 84032-0460 Email: fse@shadowlink.net Telephone: 435-654-1600 P.O. Box 460 Fax: 435-654-1624 Mobile: 801-376-3500

June 9, 2000

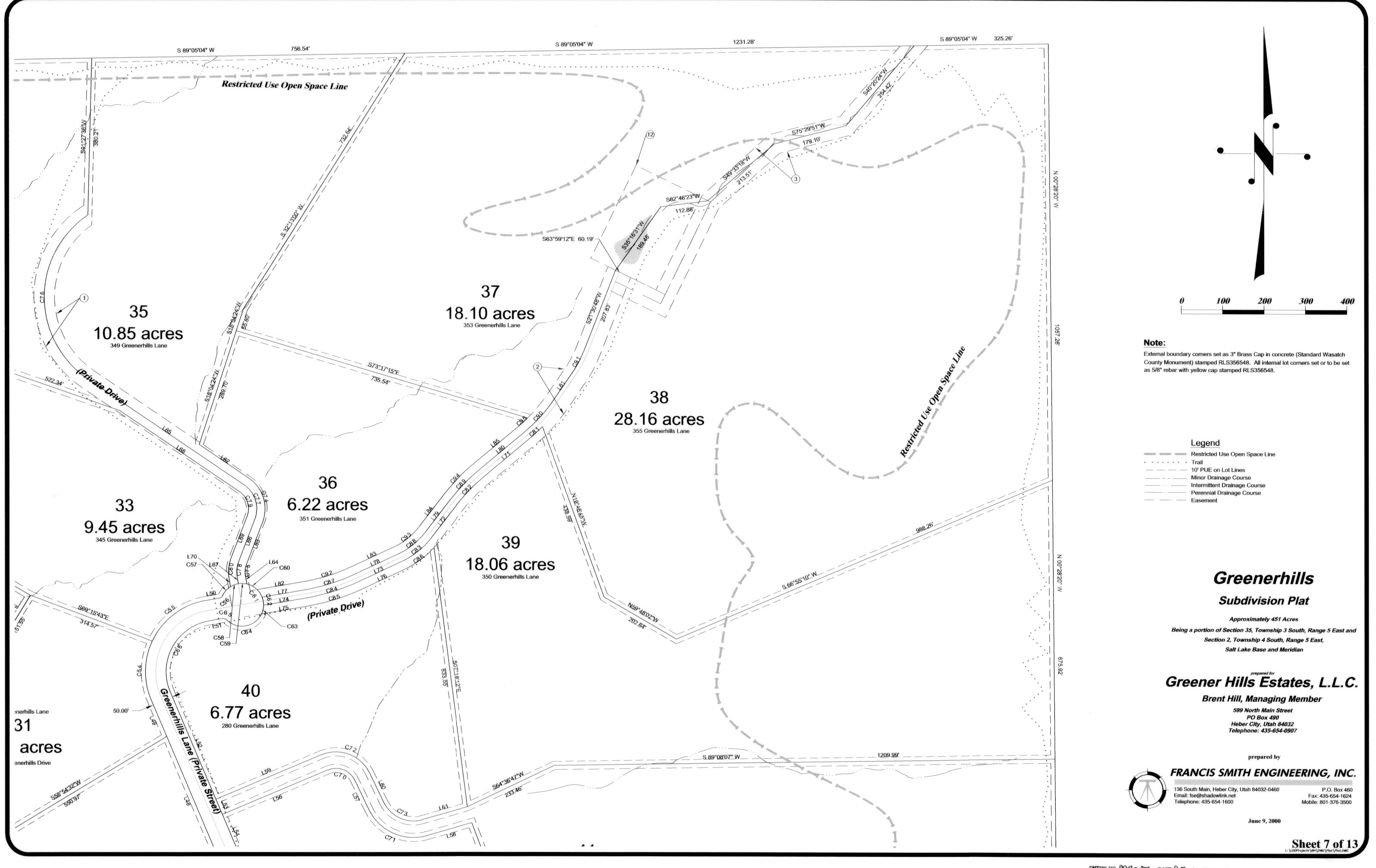
Sheet 4 of 13

GREENER HILLS SUB SHEET 4 of 13
SEC. 35 T.3S. R.5E.
SEC. 2 T.4S. R.5E.

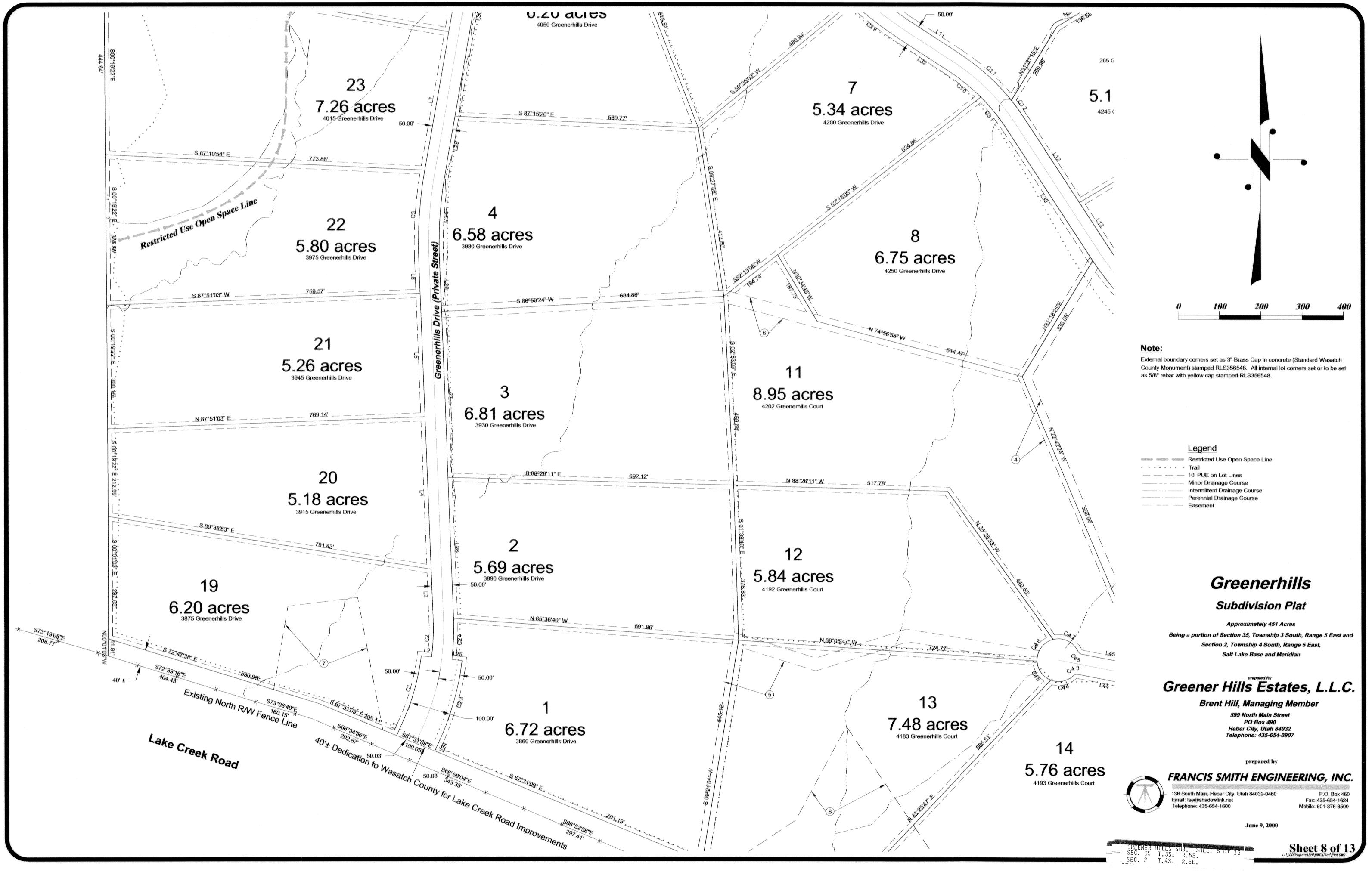


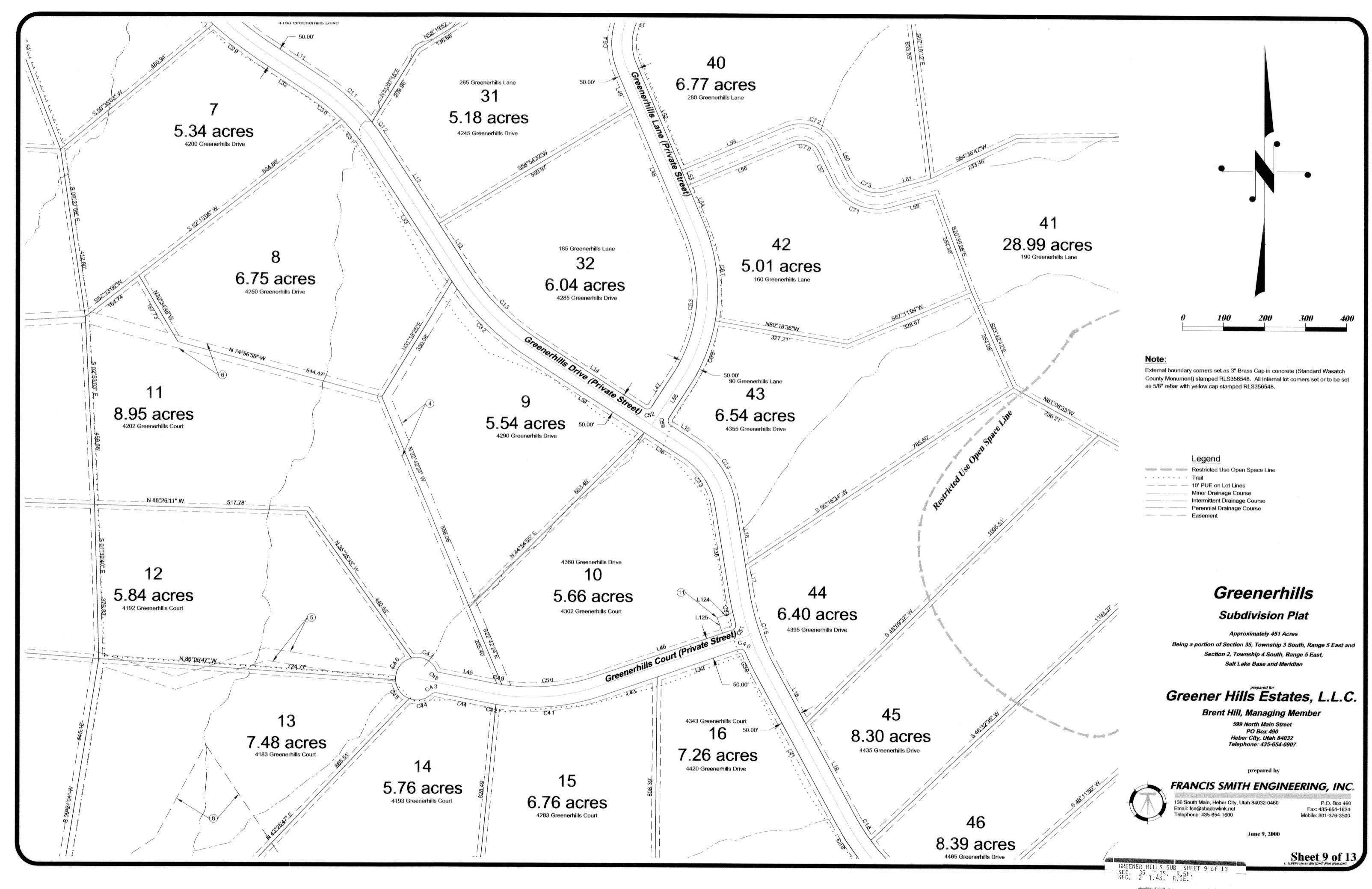


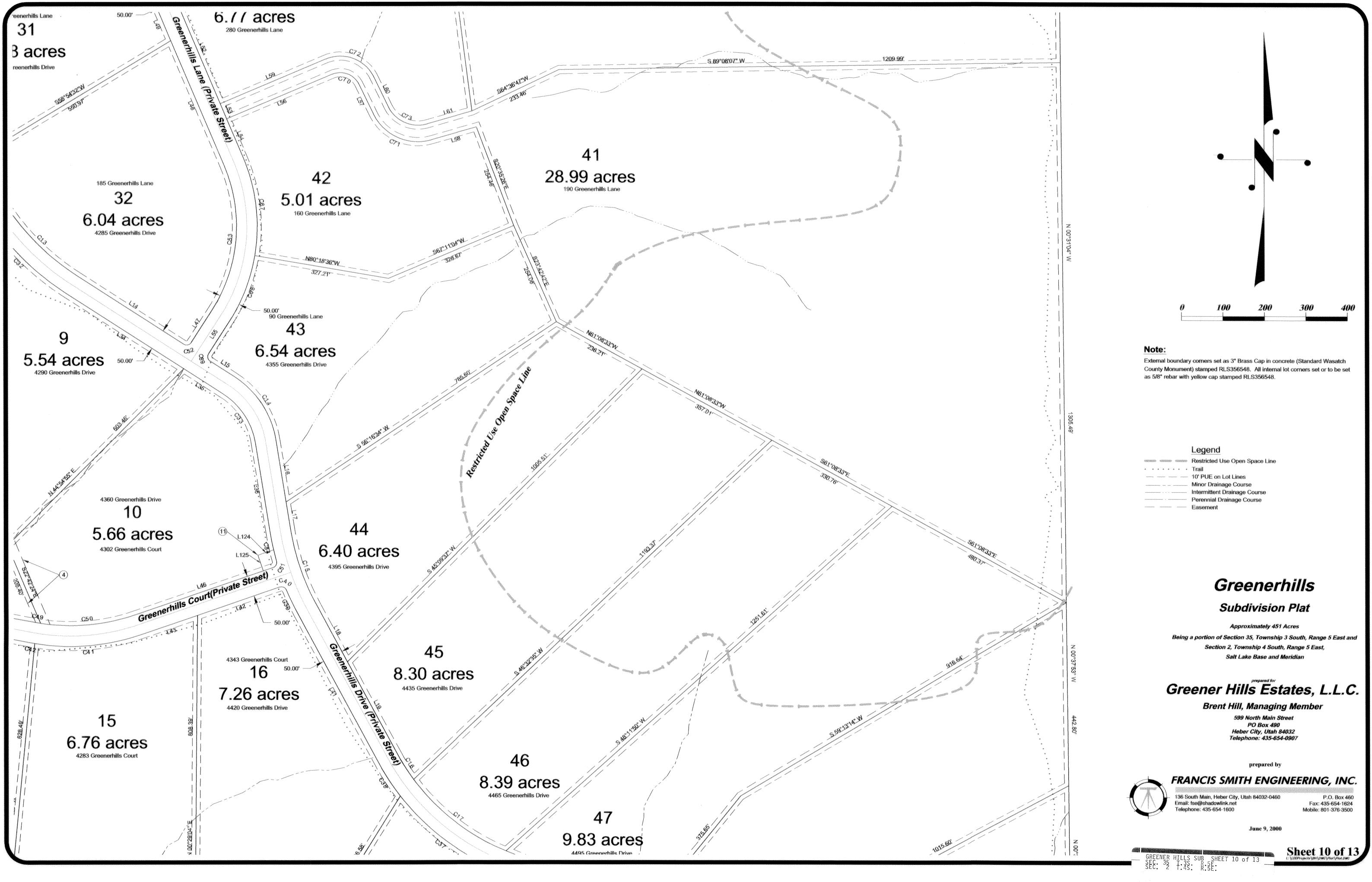
RECORDER ELIZABETH M. PARCELL BY MARILYN W CUMMINGS



ENTRY NO. 221021 DATE 9-7-00 TIME 14:40 FEE 440.00
RECORDED FOR GREENES HILLS BOOK 474 PAGE 575- 704
RECORDER ELIZABETH M. PARCELL BY MARILYN W CUMMINGS







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