637040 AGREEMENT BOOK 504 PAGE 0655 RECORDED 04/07/2009 AT 04:45 PM AUDREY KOLTISKA, SHERIDAN COUNTY CLERK

Sign Location Agreement

This agreement is made and entered into as of this 3 day of March, 2009, by and between the City of Sheridan, a municipal corporation in the state of Wyoming, herein known as the City, and OWENS GILLETTE RETAIL OWNER, L.C., COMMERCIAL REAL ESTATE, L.C., SHERIDAN MOUNTAIN PARTNERS, L.L.C., MBHT GILLETTE RETAIL OWNER, L.C., COMII GILLETTE RETAIL OWNER, L. C., BROWN GILLETTE RETAIL OWNER, L. C., JEC & JHC INVESTMENTS, L.L.C., and GENTZKOW SHERIDAN RETAIL OWNER, L.C., herein known as the Owners.

WITNESSETH:

WHEREAS, the Owners desire to erect an advertising sign at 1865 Coffeen Avenue, located in a westerly direction approximately 30 feet from the southeast corner of Sugar Lane and Coffeen Avenue; and

WHEREAS, the Owners acknowledge the sign will be located in the thirty foot (30 ft.) wide platted storm drain easement located adjacent and parallel to the north property line of Lot 2, Block 1 Replat of Sugarland South, a subdivision in Sheridan County, Wyoming, and as displayed on the attached Exhibit A; and

WHEREAS, the Owners acknowledge the sign is placed in close proximity to previously installed City storm drain main; and

WHEREAS, the City and the Owners desire to set forth their agreements with respect to the placement of the retail sign and its location;

NOW, THEREFORE, in consideration of the premises above and the terms and conditions set forth below, the City and the Owners hereby agree as follows:

- 1. The City will allow construction of the advertising sign in the proposed location as described above and as shown on the attached Exhibit A with the following stipulations and conditions:
 - Any damage to the city storm drain main that may occur during installation of the advertising sign will be repaired at the cost of the Owners.
 - b. The Owners will remove and replace the sign at their own expense if necessary to accommodate any future utility projects that affect the area in which the sign is installed.
 - c. The Owner's will agree to relocate the sign at their own expense if rendered necessary by the scope of work of any future utility project.

- 2. This Agreement may be amended, revised, or terminated only by the mutual consent of both parties. Amendments to attachments shall be permitted without requiring formal amendment to this agreement.
- 3. The effective date of this agreement shall be the day and year first written above.

IN WITNESS WHEREOF, the parties execute this agreement as of the date set forth above.

City of Sheridan:
Mike Cole, Utilities Director
City of Sheridan
TATE OF <u>ligoriis</u>): ss.
he foregoing instrument was acknowledged before me this 2 day of March, 2009, by Mike
to lotegoing instrument was acknowledged before the this day of March, 2009, by Mike ole.
SUSAN M GOODMAN - NOTARY PUBLIC
Ty Commission Expires: Viewella 3010 County of Sheridan Wyoming
My Commission Expires June 12, 2010

Owners: COMMERCIAL REAL ESTATE, L.C., a Utah limited liability company J. MoDONALD BRUBAKER, Manager STATE OF Utal COUNTY OF Sal The foregoing instrument was acknowledged before me this 20 day of March, 2009, by J. McDONALD BRUBAKER who is the Manager of COMMERCIAL REAL ESTATE, L.C., a Utah limited liability company. CHRISTIE WILSON NOTARY PUBLIC . STATE of UTAH **NOTARY PUBLIC** 1521 S TRAPPER RD SARATOGA SPRINGS UT 84043 Residing at: My Commission Expires: MY COMMISSION EXPIRES: 01-27-2010 SHERIDAN MOUNTAIN PARTNERS, L.L.C., a Utah limited liability company, by its following Manager CBIRES, Inc./a'Utah corporation KEVINL. STATE OF _ UTAH : SS. COUNTY OF DAVIS The foregoing instrument was acknowledged before me this 23rd day of March, 2009, by KEVIN L. MORTENSEN, who is the President of CBIRES, Inc., a Utah corporation, which is the Manager of SHERIDAN MOUNTAIN PARTNERS, L.L.C., a Utah limited liability company. IVA M CROSHAW Residing at: Bountiful UT My Commission Expires: April 3, 20/0 Notary Public State of Utah

My Comm. Expires Apr 3, 2010 1423 N 300 W Bountiful UT 84010

OWENS/GILLETTE RETAIL OWNER, L.C., a Utah limited liability company
JOHN WOWENS, Manager
STATE OF 11tch
COUNTY OF Salt Lake)
The foregoing instrument was acknowledged before me this 23 day of March, 2009, by JOHN N. OWENS, who is the Manager of OWENS GILLETTE RETAIL OWNER, L.C., a Utah limited liability company. Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City. UF 84111 Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City. UF 84111 Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City. UF 84111 Notary Public Salt Lake City. UF 84111 Notary Public Salt Lake City. UF 84111 Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City. UF 84111 Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City. UF 84111 Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City. UF 84111 Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City. UF 84111 Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City. UF 84111 Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City. UF 84111 Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City. UF 84111 Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City. UF 84111 Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City. UF 84111 Notary Public Notary
MBHT GILLETTE RETAIL OWNER, L.C., a Utah limited liability company By: HARLES C. MOORE II, Manager BY: BEN BROWN, Manager
STATE OF Utah COUNTY OF Salt Lake
The foregoing instrument was acknowledged before me this Zalday of March, 2009, by CHARLES C. MOORE II, who is a Manager of MBHT GILLETTE RETAIL OWNER, L.C., a Utah limited liability company. Notary Public LUANE CUTLER 175 East 40h South Suite 700 Salt Lake City. U1 841111 My Commission Expires May 16. 2010 State of Ulah NOTARY PUBLIC Residing at Davis My Commission Expires: 5/16/10
STATE OF LLtale : ss.
COUNTY OF SALL ARD

The foregoing instrument was acknowledged before me this ZZLday of March, 2009, by BEN BROWN, who is a Manager of MBHT GILLETTE RETAIL OWNER, L.C., a Utah limited liability company.
Notary Public LUANE CUTLER 175 East 400 South Suite 700 Salt Lake City, UT 84111 My Commission Expires May 15, 2010
NOTARY PUBLIC May 15, 2010 State of Utah
Residing at: Davi S
My Commission Expires: 5/16/10
CCMII GILLETTE RETAIL OWNER, L.C., a Utah limited liability company
By CHARLES C. MOORE II, Manager
STATE OF Utah : ss.
COUNTY OF alt Lake
The foregoing instrument was acknowledged before me this day of March, 2009, by CHARLES C. MOORE II, who is a Manager of CCMII GILLETTE RETAIL OWNER, L.C., a Utah limited liability company. Notary Public Lunke Cuttler The foregoing instrument was acknowledged before me this day of March, 2009, by CHARLES C. MOORE II, who is a Manager of CCMII GILLETTE RETAIL OWNER, L.C., a Utah limited liability company. Notary Public Lunke Cuttler The foregoing instrument was acknowledged before me this day of March, 2009, by CHARLES C. MOORE II, who is a Manager of CCMII GILLETTE RETAIL OWNER, L.C., a Utah limited liability company. The foregoing instrument was acknowledged before me this day of March, 2009, by CHARLES C. MOORE II, who is a Manager of CCMII GILLETTE RETAIL OWNER, L.C., a Utah limited liability company. The foregoing instrument was acknowledged before me this day of March, 2009, by CHARLES C. MOORE II, who is a Manager of CCMII GILLETTE RETAIL OWNER, L.C., a Utah limited liability company. The foregoing instrument was acknowledged before me this day of March, 2009, by CHARLES C. MOORE II, who is a Manager of CCMII GILLETTE RETAIL OWNER, L.C., a Utah limited liability company. The foregoing instrument was acknowledged before me this day of March, 2009, by CHARLES C. MOORE II, who is a Manager of CCMII GILLETTE RETAIL OWNER, L.C., a Utah limited liability company. The foregoing instrument was acknowledged before me this day of March, 2009, by CHARLES C. MOORE II, who is a Manager of CCMII GILLETTE RETAIL OWNER, L.C., a Utah limited liability company. The foregoing instrument was acknowledged before me this day of March, 2009, by CHARLES C. MOORE II, who is a Manager of CCMII GILLETTE RETAIL OWNER, L.C., a Utah limited liability company. The foregoing instrument was acknowledged by Charles C. MOORE II, who is a Manager of CCMII GILLETTE RETAIL OWNER, L.C., a Utah limited liability company. The foregoing instrument was acknowledged by Company. The foregoing instrument was acknowledged by Company. The
BROWN GILLETTE RETAIL OWNER, L.C., a Utah limited liability company Ben Brown, Manager
STATE OF (Hah)
COUNTY OF SILLARO
The foregoing instrument was acknowledged before me this 23 day of March, 2009, by BEN BROWN, who is a Manager of BROWN GILLETTE RETAIL OWNER, L.C., a Utah limited liability company.

Notary Public LUANE CUTILER 175 East 400 South Soile 700 Salt Luke City II 8 4111 My Commission Expires May 16, 2010 State of Utah My Commission Expires:
By: JOSEPH E. COOLEY, Manager STATE OF [] : ss. COUNTY OF Sall Lake)
The foregoing instrument was acknowledged before me this Z3 day of March, 2009, by JOSEPH E. COOLEY, who is the Manager of JEC & JHC INVESTMENTS LLC, a Utah limited liability company. Notary Public LUANE CUTLER 175 E.ust 400 South Suite 700 Sait Lake City. UT 84111 My Commission Expires thay 16, 2010 State of Utah My Commission Expires:
GENTZKOW SHERIDAN RETAIL OWNER, L.C., a Utah limited liability company By: CHRISTOPHER M. GENTZKOW, Manager
STATE OF (Itah : ss. COUNTY OF Sull Lake) The foregoing instrument was acknowledged before me this 23 day of March, 2009, by
CHRISTOPHER M. GENTZKOW, who is the Manager of GENTZKOW SHERIDAN RETAIL OWNER, L.C., a Utah limited liability company: Notary Public LUAHE CUTLER 170 East 400 South Suite 700 Sail Lake City. Ut B 4111 My Commission Expires May 16, 2010 State of Utah My Commission Expires: My Commission Expires:

