

## Agreement Between

Scofield Mountain Estates, Inc. (SME),  
Scofield Estates LLC (SE)  
American Recreation and Sports, Inc. (ARS)  
and Aspen Cove at Scofield Homeowners' Association Inc (ACSHA)

1. SME has already cut a new road following the new surveyed Right of Way (ROW) description centerline (Exhibit 1 – red line). This road has been deemed acceptable by SME, SE, ARS, and ACSHA. SE or SME will have no further obligation in maintaining the new ROW from Aspen Cove to the NW corner of SME Phase 5, lot 101. Scofield Mountain Estates Home Owners Association (SMEHOA) will maintain the shared portion of 234 feet between the Dry Valley Rd (county road) and lot 101. The former ROW will be relinquished by ARS & ACSHA (Exhibit 1 – blue line).
2. SME will pay the expense to move and install ACSHA's gate on the new ROW to property line between Scofield Estates LLC and American Sports Recreation. At this time, a new ROW will be fully passable through its designated route location (Exhibit 1 – red line, not 145 feet to the south). At no time shall SME/SE/SMEHOA shut off both accesses simultaneously.
3. All previous agreements between Scofield Estates LC, Scofield Mountain Estates Inc., American Recreation and Sports Inc, and Aspen Cove at Scofield Homeowners' Association, Inc. about paying to move ROWs, fence, gates, fence cost sharing, etc. are now null and void.
4. Regardless, if there are discrepancies with the new ROW, SME agrees to correct them and ensures that ingress and egress will be maintained for underground utilities and vehicular travel from Aspen Cove to the County road.
5. SME will be responsible for the expense and responsibility if the existing fiber line on the old ROW needs to be moved.

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Matt Brown Director of Scofield Mountain Estates, Inc. & Scofield Estates LLC      Date

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Mark Nelson, President of American Recreation & Sports, Inc.      Date

*Daniel D. Allen*

9-19-23

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Dan Allen, President of Aspen Cove at Scofield Homeowners' Association      Date

