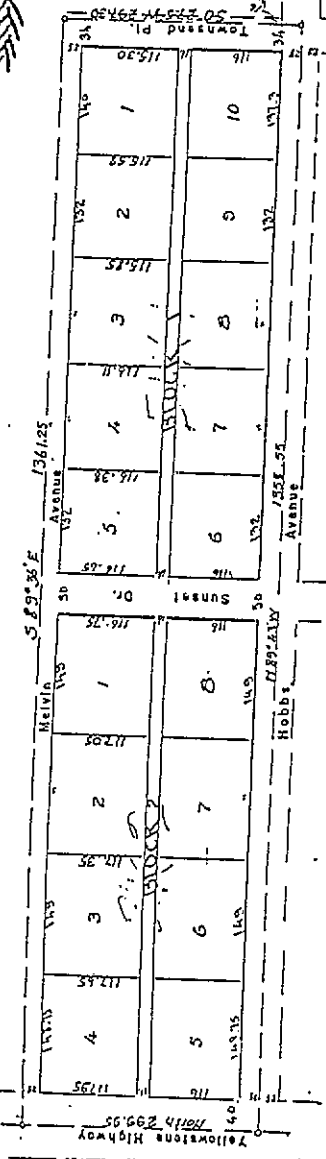




First American Title™

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Dedication
 Know all men by these presents, that Thomas V. Melvin, owner in fee simple of the land embraced in YELLOWSTONE ADDITION, SECOND FILING, does hereby declare the subdivision of the within described land, as appears on the plat to be his free act and deed and does hereby dedicate all of the streets and alleys shown hereon to the use of the public forever.
 Witness my hand and seal this 14th day of December, 1957.

Thomas V. Melvin
 Owner

Acknowledgement

The State of Wyoming ss
 County of Laramie
 On this 14th day of December, A.D. 1957, before me, a Notary Public in and for the State of Wyoming, personally appeared Thomas V. Melvin, to me known to be the person described in and who executed the said instrument to be his free act and deed and acknowledged the purpose therein stated.

My commission expires March 14, 1961

John H. Johnson
 Notary Public

Residing at *Cheyenne, Wyo.*

**YELLOWSTONE ADDITION
 SECOND FILING**

A SUBDIVISION OF A PART OF NW 1/4 SW 1/4 (LOT 3) SECTION 19 T. 14 N., R. 66 W., 6th P.M., LARAMIE COUNTY, WYOMING.

SCALE 1" = 100' December, 1957

ENGINEER'S CERTIFICATE

The State of Wyoming } ss
 County of Laramie }
 I, T.H. Baldwin, of Cheyenne, Wyoming, hereby certify that this plat of YELLOWSTONE ADDITION, SECOND FILING, was made from notes taken during an actual survey made under my direction in December, 1957, that it shows accurately the lots, blocks, streets, and alleys located on the ground during the survey and from stakes set at all other corners; and that the land embraced in this subdivision is all of the South Eight acres of the North Eighteen acres of NW 1/4 SW 1/4 (Lot 3) Section 19, T. 14 N., R. 66 W., 6th P.M., Laramie County, Wyoming, and is more particularly described as follows: Beginning at a point on the west boundary of said Lot 3, a distance of 330.4 feet, and thence more or less to the east boundary of said Lot 3; thence S02°23'14" W, parallel to the north boundary of said Lot 3, a distance of 136.735 feet to a point on the east boundary of said Lot 3; thence N82°53'34" W, parallel to the south boundary of said Lot 3, a distance of 237.230 feet to a point on the west boundary of said Lot 3; thence N01°14'35" E, along the west boundary of said Lot 3, a distance of 136.735 feet to the point of beginning.

T.H. Baldwin
 Wyo. Eng. Reg. No. 19

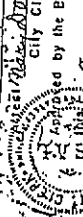
APPROVAL

Approved by the City Commission of the City of Cheyenne, Wyoming, this 14th day of December, 1957.

Walter H. Johnson
 Mayor

Approved by the Board of County Commissioners of Laramie County, Wyoming, this 14th day of December, 1957.

Walter H. Johnson
 Acting Chairman



819427

The State of Wyoming }
 County of Laramie }
 I, *John H. Johnson*, Notary Public, do hereby certify that this instrument was duly recorded in my office on this 14th day of December, 1957.
John H. Johnson
 Notary Public

**DECLARATION OF
RESTRICTIVE COVENANT**

For 5201 Yellowstone Road, Cheyenne, Laramie County, Wyoming

Yellowstone Surgical Center Building, L.L.C., a Wyoming limited liability company, (hereafter referred to as the "Declarant"), now the owner of all the premises described in Schedule "A", which is attached hereto and incorporated herein, which is located in the City of Cheyenne, County of Laramie, State of Wyoming, for valuable consideration does hereby declare the following use restriction shall be a restrictive covenant running with the premises described in Schedule "A" and shall inure and be binding upon the parties hereto, their respective assigns, transferees and successors in interest. Any deed, instrument of transfer or lease of the premises described in Schedule "A" shall contain the following restrictive covenant, with the appropriate book and page numbers from the filing of this Declaration with the Laramie County, Wyoming Clerk and Recorder:

"The premises being conveyed by this instrument as described on Schedule "A" shall not be used in any manner for the operation of an ambulatory surgery center or like facility which provides or performs out-patient surgical procedures.

This restrictive use covenant shall run with the land and shall be binding on all persons who acquire a legal or equitable interest or title to the Premises described in Schedule A (or any part thereof), and their respective successors and assigns for a period of five (5) years from the date on which this Declaration is recorded in the office of the Laramie County, Wyoming Clerk and Recorder.

Enforcement of this covenant shall be by proceedings at law or in equity against any person or persons violating or attempting to violate such covenant".

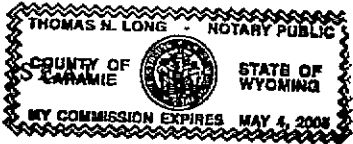
Grantor has executed this instrument of Declaration on the 21 day of November 2002.

YELLOWSTONE SURGICAL CENTER
BUILDING, L.L.C., a Wyoming limited
liability company

BY: Tahery Galloway
Managing Member

STATE OF WYOMING)
) SS
COUNTY OF LARAMIE)

The foregoing instrument was acknowledged before me by Take G. Pullos, Managing Member of Yellowstone Surgical Center Building, L.L.C., a Wyoming limited liability company, this 21st day of November, 2002. Witness my hand and official seal. My commission expires: 5/4/05.



Thomas H Long

NOTARY PUBLIC

**DECLARATION OF
RESTRICTIVE COVENANT
SCHEDULE "A"**

Legal description of 5201 Yellowstone Road

The North 111 feet of Lot 5, the North 111 feet of the West 56.25 feet of Lot 6, and the South 4 feet of the West 205 feet of the original alley, Block 2, Yellowstone Addition, 2nd Filing, in the City of Cheyenne, Laramie County, Wyoming, being more particularly described as follows:

Beginning at a Survey Cap 5 feet north of the Southwest corner of Block 2; thence North, along the west line of Block 2, a distance of 115.00 feet; thence S. 89°43'00" E., a distance of 205.00 feet; thence South parallel to the west line of Block 2 a distance of 115.0 feet; thence N. 89°43'00" W., a distance of 205.00 feet to the point of beginning.