When Recorded Return to:

Grantee	Town of Saratoga Springs	Grantor--Posey
Agency	O/C Paul Johnson	Page 1 of 2
Address	3355 N. Univ. Ave., Ste. 250	
City, State and zip	Provo, UT 84604	

Project: Harvest Hills

EASEMENT

Located in the NE Quarter of Section 23, Township 5S, Range 1W, Salt Lake Base and Meridian, U.S. Survey.

For good and valuable considerations, the receipt and sufficiency of which is hereby acknowledged, the undersigned GRANTOR(S) hereby grant unto the Town of Saratoga Springs, a body politic of the State of Utah, hereinafter referred to as GRANTEE, its successors and assigns, a perpetual right-of-way and easement to lay, maintain, operate, repair, inspect, protect, install, remove and replace ground-level or underground sewer and electric power transmission and distribution facilities and associated sewer system and electric power system improvements, hereinafter called FACILITIES, said right-of-way and easement, being situated in Utah County, State of Utah, over and through a 15-foot-wide strip of the GRANTOR'S land, the center line of said 15-foot-wide strip being described as follows:

BEGINNING at a point located South 907.37 feet East 62.71 feet from the monument at the NE corner of the NW quarter of Section 23, Township 5 South, Range 1 West, Salt Lake Base and Meridian and running thence:
South 48 degrees 21' 51" East 18.86 feet thence,
South 59' 56" East 358.63 feet thence,
South 87 degrees 37' 54" East 866.84 feet thence,
South 89 degrees 43' 26" East 458.99 feet thence,
South 89 degrees 49' 20" East 917.92 feet thence,
South 2' 30" West 39.02 feet thence,
South 1358.27 feet East 2326.02 feet from the monument at the NE corner of the NW quarter of Section 23, Township 5 South, Range 1 West, Salt Lake Base and Meridian.

TO HAVE AND TO HOLD the same unto the GRANTEE, its successors and assigns, so long as such FACILITIES shall be maintained, with the right of ingress and egress in the GRANTEE, its officers, employees, representatives, agents, and assigns to enter upon the above described property with such equipment as is necessary to install, maintain, operate, repair, inspect, protect, remove and replace the FACILITIES and the sewer lift station located near the east end of this easement on adjacent property. During construction periods, GRANTEE and its contractors may use such portion of GRANTOR'S property along and adjacent to the easement as may be reasonably necessary in connection with the construction or repair of the FACILITIES.

The contractor performing the work shall restore all property through which the work traverses, to as near its original conditions as is reasonably possible. GRANTOR(S) shall have the right to use above described premises except for the purpose for which this right-of-way and easement is granted to the GRANTEE, provided such use shall not interfere with the FACILITIES or with any rights granted to the GRANTEE hereunder.

GRANTOR(S) shall not build or construct or permit to be built or constructed any building or other improvement, over or across this right-of-way and easement, nor change the contour thereof without the written consent of GRANTEE. This right-of-way and easement grant shall be binding upon and inure to the benefit of the successors and assigns of the GRANTOR(S) and the successors and assigns of the GRANTEE, and may be assigned in whole or in part by GRANTEE.

IN WITNESS WHEREOF, the GRANTOR(S) have executed their right-of-way and easement this _26th_ day of _July_, 2000.

County Parcel No.	Right-of-way & Easement Acreage	GRANTOR(S)
58-35-08	0.91	

Kerry Posey

Bobby Posey

STATE OF UTAH)
       :ss
COUNTY OF UTAH)

On the _26_ day of _July_, 2000
Kerry and Bobbie Posey, the signers of the above instrument, personally appeared before me and duly acknowledged to me they executed this instrument.

_____
Notary Public

My Commission Expires: _Nov. 5, 2003_
Residing in: _SALT LAKE COUNTY_

Notary Public
Jason G Stoddard
Salt Lake City, Utah 84109
Commission Expires
November 5, 2003
State of Utah