

12-046 - 0107,0060 pt

RETURNED

AUG 21 2008

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RICHARD T. MAUGHAN

DAVIS COUNTY, UTAH RECORDER

08/20/2008 02:57 PM

FEE \$12.00 Pgs: 2

DEP RTT REC'D FOR JOHN DIAMOND

NOTICE OF PERSCRITIVE EASEMENT

Utah code 57-13A-103

The following right of easement described below is for the purpose of identifying the location of an underground irrigation pipeline used to service agricultural properties in the area, used by Diamond Ranch LLC. (John Diamond), Joseph Simpson, Kenneth Payne, Kevin Tracy, West Star Limited Partnership, and the LDS Church. The legal description also describes the access road to Diamond Ranch LLC. Property. This easement grants right of access over certain real property located in Davis County, State of Utah and more particularly described as follows:

Legal Description

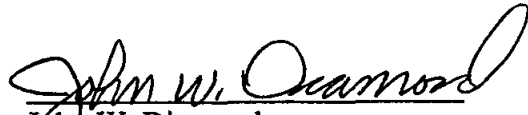
BEGINNING AT THE CENTER OF SECTION 7, T.4 N., R.2 W., S.L.M., AND RUNNING THENCE N.89°57'53"W. 908.83 FEET ALONG THE QUARTER SECTION LINE AS ESTABLISHED BY THE DAVIS COUNTY SURVEYOR; THENCE S.10°01'47"E. 33.52 FEET; THENCE S.89°57'53"E. 902.85 FEET TO THE QUARTER SECTION LINE; THENCE N.0°14'47"E. 33.0 FEET TO THE POINT OF BEGINNING.

CONTAINS 0.686 ACRE

The right of easement conveyed hereby shall be for the purpose of ingress and egress to Diamond Ranch LLC. property and identifying the location of the irrigation pipeline. This easement permits Diamond Ranch LLC, their successors or assigned to enter upon and over the above described property for the purpose of accessing their property, operation and maintance of the irrigation pipeline and for the purpose of regulating the flow of water through the irrigation pipeline, at such times as are reasonably required to permit Diamond Ranch LLC, to turn water into or out of said pipeline, in utilizing water rights now owned or hereafter acquired by Diamond Ranch LLC. Access shall also be permitted at any time and in such a manner as is reasonably required to permit Diamond Ranch LLC. to access their property, repair the pipeline or roadway and to assure a clear and free flow of water over the described property.

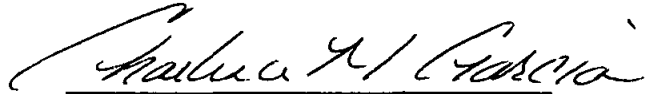
The right of access granted hereby shall run with the land, and shall be exercisable by Diamond Ranch LLC. (John Diamond) and their successors or assigns in perpetuity.

Dated this 15 day of August 2008.


John W. Diamond

STATE OF UTAH)
 :
County of Davis)

On this 15 day of August 2008, personally appeared before me JOHN W. DIAMOND, the signer of the within instrument, who duly acknowledged to me that he executed the same.



Notary Public
Residing at Davis, County, Utah

My Commission Expires

5-8-2009

