

RETURNED  
JUL 19 2010

### NORTH DAVIS SEWER UTILITY EASEMENT

12-111-0108pt

Syracuse City, Grantor(s), hereby conveys and warrants to the North Davis Sewer District, its successors in interest, and assigns Grantee, for the sum of One Dollar and other good and valuable consideration, a permanent easement and right-of-way for the construction, operation, maintenance, repair, alteration, enlargement, inspection, relocation, and replacement of an underground sewer, and associated facilities related thereto, on, over, under, and across real property located in Davis County, Utah, as follows:

A Permanent Easement, described as follows: See description attached as Exhibit A; and,

A Temporary Easement, described as follows: See description attached as Exhibit A.

<u>County Serial Nos.</u>	<u>Square Footage</u>	<u>Easement</u>
12-111-0108	14,185	Permanent
12-111-0108	44,949	Temporary

Together with all necessary and reasonable rights of ingress and egress and the right to excavate and refill ditches and trenches for the location, installation, and repair of the above-mentioned facilities, and to remove trees, shrubbery, undergrowth, or other obstructions interfering with the repair and maintenance of said underground facilities.

The Grantor(s) reserve the right to occupy, use, and cultivate said property for all purposes not inconsistent with the rights herein granted. Grantor(s) shall not build or construct, over or across said permanent right-of-way, any building or other improvement nor change the contour thereof without the written consent of the Grantee.

The temporary easement shall remain in force a maximum of one year beyond the Contract Time as specified within the Contract Documents as agreed to by the Contractor selected to construct said pipeline. Upon termination of said one-year guarantee period, the temporary easement shall dissolve and all previous rights of the Grantor(s) shall be restored with respect to the temporary easement.

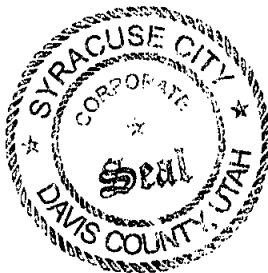
The Grantor(s) hereby covenants with the North Davis Sewer District that Grantor(s) is/are lawfully seized and possessed of the real estate above described; that Grantor(s) has/have a good and lawful right to convey it, or any part thereof; that it is free from all encumbrances and that Grantor(s) will forever warrant and defend the title thereto against the lawful claims of all persons whomsoever.

E 2540680 B 5069 P 938-940  
RICHARD T. MAUGHAN  
DAVIS COUNTY, UTAH RECORDER  
07/19/2010 03:26 PM  
FEE \$0.00 Pgs: 3  
DEP RTT REC'D FOR SYRACUSE CITY CO  
RP

As part of the consideration for this grant, the Grantor(s) hereby release(s) any and all claims for damages from whatsoever cause incidental to the exercise of the rights herein granted.

The property over which said easement passes and the location thereof are depicted in Exhibit "A", attached hereto and by reference made a part hereof as though set forth fully herein.

In Witness Whereof, the Grantor(s) have executed this Right-of-Way and easement this 16, day of June, 2010.

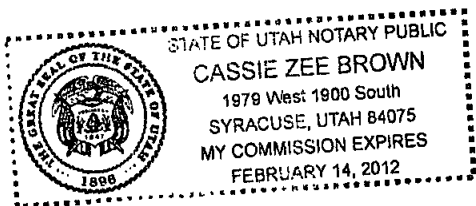


GRANTOR(S)

By: [Signature]  
By: \_\_\_\_\_

STATE OF UTAH )  
 )ss.  
COUNTY OF DAVIS )

On the 16 day of June, 2010, personally appeared before me, Jamie Nagle the signer(s) of the above instrument who duly acknowledged to me he/she/they executed the same.



Cassie Zee Brown  
Notary Public



PARCEL #  
121110108

Sheet  
**2 of 2**

**EXHIBIT "A"**

**LEGAL DESCRIPTION OF: TCE 2**

An appurtenant & Temporary Construction Easement, Located in the Northwest Quarter of Section 26, Township 4 North, Range 2 West, Salt Lake Base and Meridian, Davis County, State of Utah and being more particularly described as follows:

Commencing at a point which is 1098.37 feet, South 00° 13' 24" West along the section line from the North Quarter Corner of Said section, said point also being on the East property line of property owned by Syracuse City Book 2624 Page 946 of the official records, running Thence, S 00° 13' 24" W along said property line and Section line for a distance of 176.69 feet; Thence, N 34° 44' 29" W for a distance of 180.30 feet; Thence, N 71° 25' 16" W for a distance of 57.57 feet; Thence, N 42° 13' 05" W for a distance of 295.03 feet; Thence N 52° 06' 37" W a distance of 281.55 feet to a point on the West line of said property; Thence, N 00° 06' 42" E along said property line for a distance of 75.91 feet; Thence, S 52° 06' 37" E for a distance of 324.01 feet; Thence, N 37° 53' 50" E for a distance of 6.59 feet to North line of said property; Thence, S 52° 22' 25" E along said property line for a distance of 34.43 feet; Thence, S 34° 44' 29" E for a distance of 5.83 feet; Thence, S 37° 53' 50" W for a distance of 10.42 feet; Thence, S 42° 07' 02" E for a distance of 252.47 feet; Thence, S 71° 25' 16" E for a distance of 131.91 feet to the **POINT OF BEGINNING**. Containing 50,891 square feet more or less

**LEGAL DESCRIPTION OF: PE 2**

An appurtenant & permanent utility Easement, Located in the Northwest Quarter of Section 26, Township 4 North, Range 2 West, Salt Lake Base and Meridian, Davis County, State of Utah and being more particularly described as follows:

Commencing at a point which is 1119.97 feet, South 00° 13' 24" West along the section line from the North Quarter Corner of Said section line, said point also being on the East property line of property owned by Syracuse City Book 2624 Page 946 of the official records, running Thence, S 00° 13' 24" W along said property line and section line for a distance of 21.07 feet; Thence, N 71° 25' 16" W for a distance of 154.92 feet; Thence, N 42° 11' 07" W for a distance of 291.25 feet; Thence N 52° 06' 37" W a distance of 298.79 feet to a point on the West line of said property; Thence, N 00° 06' 42" E along said property line for a distance of 25.30 feet; Thence, S 52° 06' 37" E for a distance of 316.03 feet; Thence, S 42° 09' 06" E for a distance of 287.47 feet; Thence, S 71° 25' 16" E for a distance of 143.42 feet to the **POINT OF BEGINNING**. Containing 14,894 square feet more or less

TCE IN EXISTING SEWER EASEMENT	5,942 SQUARE FEET
REMAINING TCE ( less PE)	* 44,949 SQUARE FEET

PE IN EXISTING SEWER EASEMENT	709 SQUARE FEET
REMAINING PE	* 14,185 SQUARE FEET

**MWH**  
10619 S. Jordan Gateway Suite 100  
Salt Lake City, Utah  
PHONE 801-617-3200

DATE OF ORIGINAL DRAWING: 8-13-2009			
2	Adjustment on sqft tables	11/19/09	RDF
1	Adjustment on sqft tables	11/3/09	RDF
NO	REVISION	DATE	BY

OWNED BY	ZFB
CHECKED BY	RDF
PROJ #	

**South Outfall Sewer Pipe Easement**  
Davis County, Utah

SHEET TITLE: D... 121110108 Syracuse City

**FLINT**  
  
**LAND SURVEYING & CONSULTING INC.**  
P.O. BOX 95029  
SOUTH JORDAN, UT 84095  
PHONE (801) 446-1820