

Recorded at the Request of:
NS Mountainwest #1, LLC
c/o NovaSource Management, Inc.
2180 South 1300 East, Suite 410
Salt Lake City, Utah 84106

ENT 149165:2007 PG 1 of 5
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2007 Oct 16 2:31 pm FEE 19.00 BY CS
RECORDED FOR TITLE WEST - SLC
ELECTRONICALLY RECORDED

Space above this line for Recorder's Use Only

STORM SEWER FACILITIES EASEMENT

The Undersigned Grantor, for valuable consideration, does hereby grant and convey to SPRINGVILLE DRAINAGE DISTRICT, a special district organized under the laws of the State of Utah (Grantee) whose address is P.O. Box 745, Springville, Utah 84663, its successors and assigns, a perpetual easement to reconstruct, operate, maintain and remove an 18" underground storm drain line and other related facilities as have heretofore been constructed across and under a portion (the "Easement Area") of the following described land which the Grantor owns or in which the Grantor has any interest (the "Grantor's Land"), to wit:

See Exhibit "A" attached hereto for legal descriptions of both the Grantor's Land and the Easement Area contained therein. The Grantor's Land is located in the City of Springville, County of Utah, State of Utah. Exhibit "B" shows the approximate location of the Easement Area in relation to the Grantor's Property.

Grantee shall have the right of ingress and egress over and across those portions of the Grantor's Land constructed from time to time for the purpose of vehicular and pedestrian access to and from the above-described Easement Area. Grantee shall be responsible for all damage caused to Grantor, Grantor's Property and/or the improvements constructed from time to time by Grantor arising from Grantee's exercise of the rights and privileges herein granted.

The Grantor reserves the right to occupy, use, and cultivate said Easement Area for all purposes not inconsistent with, nor materially interfering with the rights herein granted.

The rights, conditions and provisions of this easement shall inure to the benefit of and be binding upon the heirs, executors, administrators, successors and assigns of the respective parties hereto.

TW 270932768

In accepting this Storm Sewer Facilities Easement the Grantee agrees to abandon and hereby quit-claims to the Grantor any and all other rights which the Grantee may currently have in and to the Grantor's Property, whether through prescription or otherwise.

Signed and delivered this 27 day of September, 2007

GRANTOR: NS MOUNTAINWEST #1, LLC, a Utah limited liability company

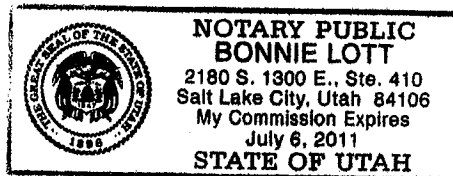
By: NovaSource Management, Inc., Its Manager

By: Shane D. Smoot
Shane D. Smoot, Its President

STATE OF UTAH)
)
) : ss.
)
COUNTY OF SALT LAKE)

On the 27th day of September, 2007, personally appeared before me, Shane D. Smoot, to me personally known to be the President of NovaSource Management, Inc., which entity is the Manager of NS Mountainwest #1, LLC the entity executing the foregoing document, who being by me duly sworn did say that the foregoing document was executed by him, for and on behalf of said limited liability company pursuant to its Articles of Organization and other governing documents.

Bonnie Lott
Notary Public



Accepted and Agreed by GRANTEE:

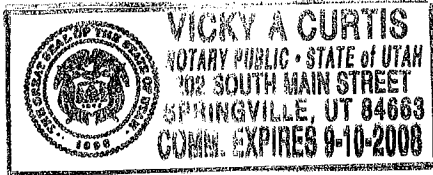
SPRINGVILLE DRAINAGE DISTRICT

By: Carl A. Carpenter
Carl Carpenter, President

Date: Oct. 01, 2007

STATE OF UTAH)
)
) : ss.
)
COUNTY OF UTAH)

On the 1st day of Oct., 2007, personally appeared before me, Carl Carpenter, to me personally known to be the President of SPRINGVILLE DRAINAGE DISTRICT, the entity executing the foregoing document, who being by me duly sworn did say that the foregoing document was executed by him, for and on behalf of said organization pursuant to its governing documents.



Vicky A. Curtis
Notary Public

Exhibit "A"

Legal Description of Grantor's Property

A PORTION OF THE SOUTHEAST QUARTER OF SECTION 31, TOWNSHIP 7 SOUTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, LOCATED IN SPRINGVILLE, UTAH, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF A NEW FRONTAGE ROAD AS SHOWN AND DESCRIBED ON A STREET DEDICATION PLAT RECORDED AS ENTRY NO. 2566;01, MAP #8895, ACCORDING TO THE OFFICIAL RECORDS OF UTAH COUNTY, SAID POINT BEING LOCATED NORTH 89°11'58" EAST ALONG THE SECTION LINE 574.56 FEET AND NORTH 479.12 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 31, TOWNSHIP 7 SOUTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN; THENCE NORTH 00°47'16" EAST 166.32 FEET; THENCE WEST 44.64 FEET; THENCE NORTH 41°28'09" EAST 74.61 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF A 140.00 FOOT RADIUS NON-TANGENT CURVE TO THE LEFT (RADIUS BEARS: NORTH 49°52'21" WEST) 97.17 FEET THROUGH A CENTRAL ANGLE OF 39°46'00" (CHORD: NORTH 20°14'39" EAST 95.23 FEET); THENCE NORTH 00°21'39" EAST 3.32 FEET TO THE SOUTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 77 (400 SOUTH), THE PREVIOUS 3 (THREE) COURSES ALONG SAID FRONTAGE ROAD; THENCE SOUTH 89°37'10" EAST 216.44 FEET ALONG STATE ROAD 77; THENCE ALONG THE ARC OF A 28.50 FOOT RADIUS CURVE TO THE RIGHT 44.73 FEET THROUGH A CENTRAL ANGLE OF 89°55'06" (CHORD: SOUTH 44°39'30" EAST 40.28 FEET); THENCE SOUTH 00°18'03" WEST 275.58 FEET, THE PREVIOUS 2 (TWO) COURSES ALONG A STREET DEDICATION OF 1750 WEST RECORDED AS ENTRY NO. 2056; 2001, MAP #8892, ACCORDING TO THE OFFICIAL RECORDS OF UTAH COUNTY; THENCE ALONG A STREET DEDICATION OF A NEW FRONTAGE ROAD RECORDED AS ENTRY NO. 2566;2001, MAP #8895, THE FOLLOWING 3 (THREE) COURSES; THENCE ALONG THE ARC OF A 13.00 FOOT RADIUS CURVE TO THE RIGHT 20.53 FEET THROUGH A CENTRAL ANGLE OF 90°29'13" (CHORD: SOUTH 45°32'39" WEST 18.46 FEET); THENCE NORTH 89°12'44" WEST 270.18 FEET TO THE POINT OF BEGINNING.

Contains 2.01 Acres +-

TAX ID NO. 23:030:0057

Legal Description of Easement Area

A 15 foot wide easement being located 7.5 feet on each side of the following described centerline:

BEGINNING AT A POINT LOCATED ON THE WESTERN BOUNDARY OF THE GRANTOR'S PROPERTY WHICH BEGINNING POINT IS LOCATED NORTH 89°11'58" EAST ALONG THE SECTION LINE 574.56 FEET AND NORTH 479.12 FEET AND THENCE FURTHER NORTH 00°47'16" EAST 152 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 31, TOWNSHIP 7 SOUTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN; THENCE SOUTH 81°27'52" EAST 274.54 FEET; THENCE SOUTH 00°02'08" WEST 101.25; THENCE SOUTH 79°10'57" EAST 9.95 FEET TO A POINT ON THE EASTERN BOUNDARY LINE OF THE GRANTOR'S PROPERTY.