

When Recorded, Return To:
West Valley City
3600 Constitution Blvd.
West Valley City, Utah 84119

6818740
12/19/97 10:39 AM**NO FEE**
NANCY WORKMAN
RECORDER, SALT LAKE COUNTY, UTAH
WEST VALLEY CITY
3600 CONSTITUTION BLVD
WVC, UT 84119-3720
REC BY:R FRESQUES ,DEPUTY - WI

EASEMENT

6818740

For the sum of Ten and no/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned GRANIOR(S) hereby grant, convey, sell and set over unto WEST VALLEY CITY, a body politic of the State of Utah, hereinafter referred to as GRANTEE, its successors and assigns, a perpetual right-of-way and easement for the construction and maintenance and to lay, maintain, operate, repair, inspect, protect, install, remove and replace a 15 foot wide Storm Drain, manholes, laterals and other Storm Drain collection and transmission structures and facilities, hereinafter collectively referred to as "FACILITIES", insofar as they lie within the property of the GRANIOR(S), said right-of-way and easement being situate in Salt Lake County, State of Utah, over and through a parcel of the GRANIOR'S land, said parcel being more particularly described as follows:

A 15 foot wide storm drain easement described as follows:

Beginning at a point on the South line of 4100 South Street and the West line of Free Country Estates Subdivision which point is South 89°53'25" West 495.00 feet along the Section line and South 0°06'35" East 53.00 feet from the North Quarter Corner of Section 5, Township 2 South, Range 1 West, Salt Lake Base and Meridian, Salt Lake County, Utah and running thence South 0°06'35" East 480.99 feet along said West line of Free Country Estates; thence South 64°34'41" West 291.33 feet to the North line of Meadow Heights Subdivision No. 5; thence due West 48.05 feet along said North line; thence due North 15.00 feet; thence due East 44.67 feet; thence North 64°34'41" East 278.45 feet to a point 15.00 feet off the West line of Free Country Estates Subdivision; thence North 0°06'35" West 471.49 feet to the South line of 4100 South Street; thence North 89°53'25" East 15.00 feet to the point of beginning.

TO HAVE AND TO HOLD the same unto the said GRANTEE, its successors and assigns, so long as such facilities shall be maintained, with the right of ingress and egress in said 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 said facilities. During construction periods, GRANTEE and its agents may use such portions of GRANIOR'S property along and adjacent to said right-of-way as may be reasonably necessary in connection with the construction or repair of said facilities. The contractor performing the work shall restore all property, through which the work traverses, to as near its original condition as is reasonably possible.

GRANIOR(S) shall not build or construct or permit to be built or constructed over and across said right-of-way, any building or other improvement 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 GRANIOR(S) and the successors and assigns of the GRANTEE, and may be assigned in whole or in part by GRANTEE.

IN WITNESS WHEREOF, the GRANIOR(S) have executed this right-of-way and easement, this 28 day of October, 1997.

GRANIOR: BOYER WEST VALLEY MEDICAL, L.C.,
a Utah limited liability company,
By THE BOYER COMPANY, L.C., a Utah limited
liability company, Its Manager

By: 
H. ROGER BOYER, Its Manager

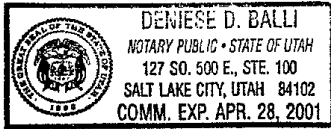
(continued)

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(continued)

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

On the *28* day of *October*, 1997, personally appeared before me H. ROGER BOYER, who being by me duly sworn, did say, that he, the said H. ROGER BOYER is the Manager of THE BOYER COMPANY, L.C., and H. ROGER BOYER duly acknowledged to me that said THE BOYER COMPANY, L.C. executed the same as the Manager of BOYER WEST VALLEY MEDICAL, L.C. and that the foregoing instrument was signed on behalf of said limited liability companies by authority of their Operating Agreements.



Deniese D. Balli
Notary Public

My Commission Expires: *4-28-01*
Residing at: *Salt Lake County*

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