

off 8

GRANT OF EASEMENT

WHEREAS, CORPORATION NINE, a Corporation of the State of Utah, hereinafter called the GRANTOR, owner of and entitled to possession of real property situated in Weber County, Utah; and

WHEREAS, OGDEN CITY, a Municipal Corporation of the State of Utah, hereinafter called the GRANTEE, is desirous of obtaining an easement over and along a portion of said property, as more particularly hereinafter described; and

WHEREAS, the said Grantor is willing to grant and convey the same to the Grantee for the consideration hereinafter set forth;

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to the Grantor paid by the Grantee, receipt of which is hereby acknowledged, said Grantor hereby conveys and grants to the Grantee, its successors, transferees, and assigns, the perpetual easement hereinafter described to reconstruct, operate, repair, replace and maintain a water pipeline and appurtenant structures in, over, upon and across and through those portions of Grantor's said land lying in Weber County, Utah as follows:

A strip of land 10 feet wide, lying 5 feet on each side of and parallel and adjacent to the following described line, to wit:

A part of Sections 17, 18, and 19, T6N, R1W, SLB&M, U.S. Survey.

Beginning at a point on Ogden City coordinates North 205 + 20.46 and East 48 + 95.21 (said point given as 13.30 chains West, North 1°30' East 58.24 feet, South 89°15' East 187.32 feet, South 0°29'30" West 462.09 feet, North 70°29'30" East 71.59 feet and South 64°10' East 51.76' from the Southeast corner of said Section 18); running thence North 0°29'30" East 526.34 feet, South 89°30'30" East 587.00 feet, thence South 32°00' East 155.22 feet to a point 4 feet South of the centerline of vacated 9th St. extended, thence South 89°09' 45" East 149.96 feet to the center of Mill Creek.

Grantor shall, subject to the Grantee's rights as herein granted, have the right to fully enjoy and use the premises burdened by said easements, but Grantor, his heirs, successors, administrators, representatives or assigns, shall not erect any permanent buildings or structure upon the lands comprising the perpetual or permanent easement above described without Grantee's consent in writing first had and obtained.

12-09-60 6026
12-09-60 760-21
12-09-60 160-21
7100-5190-160-21

WITNESS THE HANDS of Grantor this 6th day of March, 1974.

John New
JOHN NEW
President

Russell D. Nessen
RUSSELL D. NESSEN
Secretary

STATE OF UTAH)
COUNTY OF WEBER)

On the 6th day of March, 1974, personally appeared before me JOHN NEW and RUSSELL D. NESSEN to me known to be the persons who executed the foregoing instrument as President and Secretary, respectively, of CORPORATION NINE, a corporation named therein, and severally acknowledged before me that they executed the same as such officers, in the name of and for and on behalf of the said corporation.

Fred M. Jensen
Notary Public
(seal)



Residing at: Ogden, Utah
My Commission Expires: May 25, 1976

OGDEN CITY, A Municipal Corporation
BY R.L. Larsen
R.L. Larsen
City Manager
Grantee

ATTEST:
Donna Adam
City Recorder

Approved As To Form: Jack Richards
Jack Richards
City Attorney Deputy

CONSENT TO EASEMENT

COMES NOW THE COMMERCIAL SECURITY BANK, a Corporation of the State of Utah, who hereby state and acknowledge that they hold interest in certain real property located at approximately Century Drive and West 10th Street (extended), Ogden, Utah, more particularly described as follows:

A part of the Northeast Quarter of Section 19, Township 6 North, Range 1 West, Salt Lake Base and Meridian, U.S. Survey: Beginning at the Northeast Corner of the Northeast Quarter of said Section 19, running thence West to a point 187.32 feet of the East line of O.S.L.R.R., thence South $0^{\circ}29'30''$ West 705.67 feet thence East 21.28 feet, thence North $3^{\circ}00'$ East 326.70 feet, thence South $61^{\circ}15'$ East 439.48 feet, thence North 407 feet thence North $50^{\circ}24'$ East 66 feet thence South $43^{\circ}20'$ East 230 feet, to the East Section line, thence North to the point of beginning.

A part of the Southeast Quarter of Section 18, in Township 6 North, Range 1 West of the Salt Lake Meridian, United States Survey: Beginning at a point 23.55 chains South of the Northeast corner of said Quarter Section, and running thence West 6.70 chains to the middle of Mill Creek, thence following up the middle of the South Fork of said Mill Creek to the Section line, thence North 12.70 chains to the place of beginning.

A part of the Southeast Quarter of Section 18, in Township 6 North, Range 1 West, Salt Lake Meridian, U.S. Survey: Beginning at the Southeast Corner of said Quarter Section and running thence West to a point 187.32 feet East of the East line of O.S.L. Railroad, thence North $0^{\circ}29'$ East 58.24 feet, thence North $89^{\circ}15'$ West 187.32 feet, thence North 2096 feet thence East 3.50 chains, thence North 6° East 6.50 chains to the Middle of Mill Creek, thence Southeasterly up the Channel of said creek to the East line of said Quarter Section to a point due North of beginning, thence South 4.50 chains to the place of beginning.

A part of the Southwest Quarter of Section 17, Township 6 North, Range 1 West, Salt Lake Meridian, U.S. Survey: Beginning at a point 35.49 chains West of the Southeast corner of said quarter section, and running thence West 4.50 chains to the Southwest corner of said quarter section, thence North 4.50 chains, thence in a Southeasterly direction to the place of beginning.

A part of the Southwest Quarter of Section 17, in Township 6 North, Range 1 West, of the Salt Lake Meridian, United States Survey: Beginning at a point 40 chains West and 4.50 chains North of the Southeast corner of said Quarter Section, and running thence North 12.70 chains, thence East 3 chains, thence South 15.70 chains, thence following up Mill Creek in a Northwesterly direction to the place of beginning. Together with the right of way from Seventh Street to the said land and premises, which is now and heretofore has been used by the Grantors in going to and coming from said land and premises.

A part of the Northwest Quarter of Section 20, Township 6 North, Range 1 West, Salt Lake Base and Meridian, United States Survey: Beginning at Northwest corner of said Quarter Section and running thence East along the Section line to Mill Creek, thence up the channel of Mill Creek to a point which bears North 49° East 9.66 chains and South 70° East 3.35 chains and South 10.3 chains from the Northwest corner of said Quarter Section, thence South 49° West 497.06 feet; thence North $43^{\circ}20'$ West to Section line, thence North along Section line to beginning.

The undersigned hereby certify that they have knowledge of three easements (one for a water line, one for a sewer line, and one for a pedestrian walkway) being granted the Ogden City Corporation in connection with the development of the land as a mobile home park. Said easements being granted by the owner in fee of the said property, CORPORATION NINE.

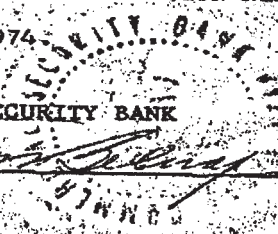
The undersigned hereby consent and agree that the said easements be granted and further acknowledge that the said Ogden City Corporation has no obligations of payment of consideration beyond payment to the said CORPORATION NINE and have no obligations to the undersigned whatever.

The undersigned further agree that the consideration for this agreement is the contract or agreement between the undersigned and CORPORATION NINE.

Dated this 8th day of March, 1974.

COMMERCIAL SECURITY BANK

By: *[Signature]*



STATE OF UTAH)
 :
COUNTY OF WEBER)

On the 8th day of March, 1974, personally appeared before me Gordon L. Belnap, an officer of the COMMERCIAL SECURITY BANK, the signer of the within instrument, who duly acknowledged to me that he executed the same.

[Signature]
NOTARY PUBLIC
Residing at Ogden, Utah

My Commission Expires:

APR 5 1975

NOTARY PUBLIC
OF UTAH

630007

no fee

FILED AND RECORDED FOR
Ogden City
1975 JAN 10 PM 3 22

Platted Indexed
Recorded Abstracted
Compared Filed

RUTH EAMES OLSEN
WEBER COUNTY RECORDER
DEPUTY *[Signature]*