

*Grantee B S Drains*

*E 1/2 17-4N-2W 179*

166188

CONTRACT AND GRANT OF EASEMENT

also known as David Ernest Cook, *D.E. C.*

David E. Cook and Ireta S. Cook, his wife of Syracuse, County of Davis, State of Utah, hereinafter referred to as Grantor, hereby conveys to THE UNITED STATES OF AMERICA, acting pursuant to the provisions of the Act of June 17, 1902, (32 Stat., 388) and acts amendatory thereof or supplementary thereto, Grantee, for the sum of One Dollar (\$1.00) a perpetual easement to construct, repair, operate and maintain an underground drain and appurtenant structures designated as lateral 1.2L of the Syracuse (B5) drain across the following described property:

The East Half of the East Half (E<sup>1</sup><sub>2</sub>E<sup>1</sup><sub>2</sub>) of Section Seventeen (17), Township Four (4) North, Range Two (2) West, Salt Lake Base and Meridian.

The drain lateral will enter the property at a point on the South line of the Grantor's property from which point the Southeast corner of said Section Seventeen (17) bears East Forty-five and Five-tenths (45.5) feet, and run thence North 19°05' West Thirty-seven Hundred Thirty-five and Eight-tenths (3735.8) feet to a point on the West line of the Grantor's property from which point the Southeast corner of said Section 17 bears South 19°44' East Thirty-seven Hundred Fifty and Nine-tenths (3750.9) feet.

That portion of lateral 1.2L on above described property will consist of a 15 inch inside diameter pipe buried approximately 10 feet deep together with two manholes located at the points where existing farm drains intersect the lateral and one manhole where the lateral intersects the West property line. The existing drains shall be connected to the new drain at the manholes thus permitting the new drain to serve as an outlet for the existing drains.

As a part of the consideration, the United States agrees, without cost or expense to the Grantor, shall repair or replace, with materials of like kind or equal quality, any existing fences, gates, ditches, roadways or other facilities damaged or destroyed by the construction or maintenance of the drain and its appurtenances.

It is agreed that construction and maintenance of said drain will be accomplished during the season when farming operations are not being carried on. Should any exercise of the rights herein granted be necessary during the farming season consent and agreement as to damages, if any, of the Grantor must be first had and obtained.

Recorded at request of *Stm H. Shiley*  
Date *APR 29 1957*  
By *Wm R. Bybee*  
Fee Paid *1.90*  
Recorder Davis County  
Page *179*  
EMILY T. ELDRIDGE  
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