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ENT 83045 BK 4412 PG 226
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
1997 Oct 22 1:22 pm FEE 17.00 BY JRD
RECORDED FOR RAY QUINNEY & NEBEKER

EASEMENT GRANT

TEMPORARY EASEMENT GRANT

CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole, 50 East North Temple Street, Twelfth Floor, Salt Lake City, Utah 84150, "Grantor," in consideration of the sum of **TEN DOLLARS (\$10.00)** and other good and valuable consideration, hereby grants and conveys to **TIMPANOGOS SPECIAL SERVICE DISTRICT**, a body corporate and politic and quasi-municipal corporation of the State of Utah, "Grantee," its successors and assigns, for valuable consideration a permanent nonexclusive easement and right of way for the construction, erection, operation, and continued maintenance, repair, alteration, inspection, relocation, and/or replacement of one or more waste water treatment facilities, including but not limited to pipelines, in, upon, along, over, through, across and under a tract of land situated in Utah County, State of Utah, particularly described as "Perpetual Easement" in the annexed Exhibit A, hereto, together with full right and authority to Grantee, its successors, licensees, lessees, contractors or assigns and its and their agents and employees to enter at all times upon said premises to survey, construct, repair, remove, replace, reconstruct, patrol, inspect, improve, enlarge and maintain waste water treatment facilities, both overhead and underground, but not limited to pipelines.

TO HAVE AND TO HOLD the same unto the said Grantee so long as Waste Water Treatment Facilities shall be maintained and operated on the said Easement Property, together with the right of the Grantee of ingress and egress to and from said Easement Property.

Grantee hereby agrees to save and hold Grantor harmless and to indemnify Grantor from and against any and all liens, encumbrances, costs, demands, claims, or judgments caused by or arising out of the use of the Easement Property by Grantee, its agents, or employees.

Grantee also promises and agrees and covenants that it will restore the Easement Property to its condition prior to installing the improvements, including restoring the irrigation system located on the Easement Property and on the other real property of Grantor which is adjacent thereto, to proper working order and verifying that it is functioning.

Grantor retains the right to use the Easement Property for any purpose or purposes not inconsistent with the easement herein granted to Grantee. Neither Grantor nor its successors or licensees shall erect or permit to be erected any building or structure of any kind within the boundaries of said perpetual easement.

Grantor further grants and conveys to **TIMPANOGOS SPECIAL SERVICE DISTRICT**, a body corporate and politic and quasi-municipal corporation of the State of Utah, "Grantee," its successors and assigns, for valuable consideration a temporary construction easement and right of way for a period of one year from the date of this instrument for the construction of Waste Water Treatment Facilities, including but not limited

EXHIBIT "A"

Perpetual Easement

A perpetual easement, upon part of an entire tract of property situate in the Northeast 1/4 and the North 1/2 Southeast 1/4 of section 27, Township 5 South, Range 1 East, Salt Lake Base and Meridian, in Utah County, Utah, for the purpose of constructing and maintaining a 60" sewer line.

BEGINNING on a fence line in the westerly boundary line of said entire tract, which point is 410.98 feet East and 872.67 feet South $1^{\circ}33'05''$ West, more or less, from the center of said Section 27; thence South $62^{\circ}00'00''$ East 977.78 feet to the Northerly boundary line of the Christensen property line Southerly of said entire tract. The above described part of an entire tract contains 29,333 square feet in area or 0.673 acres.

30 ft wide

Temporary Easement

Also a 70 foot temporary construction easement, 15 feet Northeasterly, and 55 feet Southwesterly from the above described perpetual easement containing 63,688 square feet in area or 1.462 acres. Above said easements being a portion of an entire line that lies within Sections 21, 26, 27, 28, and 35, township 5 South, Range 1 East, Salt Lake Base and Meridian, described as follows;

BEGINNING 1732.16 feet South from the Northwest corner of the Southwest quarter of said Section 21; and running thence South $62^{\circ}00'00''$ East 12,386.98 feet to a point of tangency of a 4,000 foot radius curve to the left; thence 1885.54 feet along said curve; thence South $89^{\circ}00'30''$ East 482.49 feet.