

WHEN RECORDED MAIL TO:
Centerville City
250 North Main
Centerville, UT 84014

RETURNED
APR - 4 2001

E 1651243 B 2780 P 530
SHERYL L. WHITE, DAVIS CNTY RECORDER
2001 APR 4 11:23 AM FEE .00 DEP
REC'D FOR CENTERVILLE CITY

NE 1/2 2N-1W

EASEMENT

For the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned Grantors, Hogan and Associates, A Utah corporation, hereby grants, conveys, sells, and sets over unto Centerville City, a municipal corporation of the State of Utah, as Grantee, its successors, assigns, licensees and franchisees, a perpetual right-of-way and easement to lay, maintain, operate, repair, inspect, protect, install, remove and replace sanitary sewer, storm drain, subsurface water drain, stream channel, and culinary water and other public utility structures and facilities, hereinafter called the "Facilities," said right-of-way and easement being situated in Davis County, State of Utah, over and through a parcel of Grantor's land, which easement is more particularly described as follows:

A 20' Public Utility and Flood Control Easement described as follows:

Beginning at a point on the West line of O.S.L. Railroad right of way, which is 88.92 feet South 89°58'05" West along the Section line and 513.04 feet South 0°14'40" West along said West line from the northeast corner of Section 12, Township 2 North, Range 1 West, Salt Lake Base and Meridian; and running thence South 0°14'40" West 20.00 feet along said West line; thence North 89°19'37" West 1179.67 feet to the Easterly right of way line of 1250 West Street; thence North 13°36'00" East 18.86 feet; West 10.00 feet and North 13°36'00" East 1.76 feet along said Easterly right of way line; thence South 89°19'37" East 1184.90 feet to the point of beginning.

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TO HAVE AND TO HOLD the same unto said Grantee, its successors and assigns, so long as such Facilities shall be maintained, with right of ingress and egress in said Grantee, its officers, employees, agents, contractors and assigns to enter upon the above described property with such equipment as is necessary to install, construct, maintain, operate, repair, inspect, protect, remove and replace said Facilities. During construction periods, Grantee and its contractors may use such portions of the property along and adjacent to said right-of-way as may be reasonably necessary in connection with the construction or repair of the 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. Grantor shall have the right to use said premises except for the purpose for which the right-of-way and easement is granted to the Grantee, provided such use shall not interfere with the Facilities, or with Grantees' use thereof, or any other rights provided to the Grantee hereunder.

Grantor shall not build or construct, or permit to be built or constructed, any building or other improvement over or across said right-of-way, 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 benefits of heirs, representatives, successors and assigns of the Grantor and the successors and assigns of the Grantee, and may be assigned in whole or in part by Grantee.

IN WITNESS WHEREOF, the Grantor has executed this right-of-way and easement this 28th day of March, 2001.

HOGAN AND ASSOCIATES

By: [Signature]
Michael R. Hogan, President

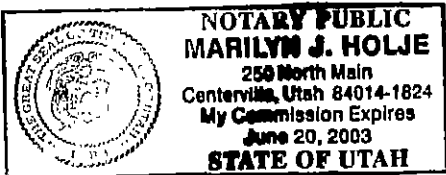
STATE OF)
) :ss.
COUNTY OF DAVIS)

On this 28th day of March, 2001, personally appeared before me, Michael R. Hogan, being by me duly sworn, did say that he is the President of HOGAN AND ASSOCIATES, a Utah corporation, and that said instrument was signed in behalf of said corporation by authority of its governing body and said Michael R. Hogan acknowledged to me that the corporation executed the same.

[Signature]
Notary Public

My Commission Expires:
6-20-2003

Residing at:
Centerville Ut.



Accepted for Recordation by Centerville City

[Signature]
Steve H. Thacker, City Manager

3/28/01
Date

EmPU2H&A

