

WHEN RECORDED, RETURN TO:

CENTERVILLE CITY CORP.  
c/o CITY RECORDER  
250 NORTH MAIN  
CENTERVILLE, UTAH 84014-1824

02-026-0071

SW 7 2N-1E

RETURNED

SEP 19 2001

1690051 12889 P 312  
SHERYL L. WHITE, DAVIS CNTY RECORDER  
2001 SEP 19 11:12 AM FEE .00 DEP MEC  
REC'D FOR CENTERVILLE CITY

### STORM DRAIN 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 Grantor, Land Rover Centerville, R.E. L.L.C., a limited liability company, 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 public utilities (including, but not limited to storm drainage, subsurface water drain) 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 30-foot wide drainage easement - 30 feet parallel and East of the following described line:

Beginning at a point which is on the East right-of-way line of the Frontage Road which point is also North 89°40'15" East 345.12 feet along the section line and due North 35.40 feet from the Northwest Corner of Section 18, Township 2 North, Range 1 East, Salt Lake Base and Meridian and running thence along the East right-of-way line of said Frontage Road North 02°51'00" East 90.14 feet.

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. Grantors 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.

Grantors 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 insure to the benefits of heirs, representatives, successors and assigns of the Grantors and the successors and assigns of the Grantee, and may be assigned in whole or in part by Grantee.

IN WITNESS WHEREOF, said Grantor has caused this Easement to be executed  
this \_\_\_\_ day of September, 2001.

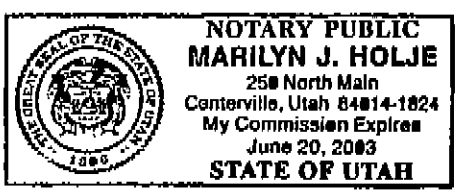
2001 SEP 17 11:16 AM FEE REC'D FOR CENTERVILLE CITY CLERK MEC

E 1690051 B 2889 P 313  
LAND ROVER CENTERVILLE, R.E. L.L.C.  
a limited liability company

Dan R. Eastman  
Dan R. Eastman, Co-Manager

STATE OF UTAH )  
 ) :ss  
COUNTY OF DAVIS )

On the 13<sup>th</sup> day of September, 2001, personally appeared before me Dan R. Eastman, who being by me duly sworn, did say that he is the Co-Manager of Land Rover of Centerville, R.E. L.L.C., and that said instrument was signed in behalf of L.L.C. by authority of its bylaws and said Dan R. Eastman acknowledged to me that said L.L.C. executed the same.



Marilyn J. Holje  
Notary Public

Residing at:  
Centerville UT

My Commission Expires:  
6-20-2003

Accepted and Approved for Recordation by:

Steve H. Thacker  
Steve H. Thacker, City Manager  
Centerville City, a Municipal Corporation

9/13/01  
Date

honda2es mt

