

RIGHT-OF-WAY EASEMENT

Entry No. 512426 Fee \$ N/E
Recorded at Request of Town of Springdale
Date JAN 5 1980 at 1:25 P.M
Book 265 Page 188-190
HERBERT S. BENTLEY
Washington County Recorder

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, the Town of Springdale is in the process

of designing a municipal sewage treatment facility at a cost of approximately \$2,053,000, and

WHEREAS, the Town of Springdale can obtain approximately \$1,500,000 in grants and loans from various governmental entities for the design and construction of said sewage treatment facility, and

WHEREAS, without the aforesaid loans and grants from governmental agencies, the Town of Springdale would not have the financial ability to design and construct said sewage treatment facility, and

WHEREAS, a precondition to obtaining the aforesaid grants and loans from governmental agencies is that the Town of Springdale obtain sewer pipeline easements for the sewage interceptor and collector lines for said system, and

WHEREAS, the construction of a sewage treatment facility by the Town of Springdale will increase the value of the real property encumbered by said easements,

NOW THEREFORE, we, the undersigned, hereinafter referred to as Grantors, owners of real property situated and located in Washington County, State of Utah, do hereby grant, bargain, sell, transfer and convey to the Town of Springdale Corporation, Washington County, State of Utah, its successors and assigns, hereinafer referred to as Grantee, a perpetual easement and right-of-way to erect, construct, install, and lay, and thereafter use, operate, inspect, repair, maintain, replace and remove a certain sewer pipeline, and related facilities, over, across, under, and through the following

described real property situated in Washington County, State of Utah, and more particularly described as follows:

Beginning at the NW corner of the SW 1/4 of the SW 1/4 of Section 2 Township 42 S. Range 11 W. SLB&M, and running thence E. 957.66 feet S. 11°04' W. 343.5 feet, thence N. 77°05' W. 397 feet, thence N. 61° W. 121.1 feet N. 67°37' W. 428.7 feet, thence N. 25.9 feet to the point of beginning; also the NE 1/4 of the SW 1/4 of Section 2 Township 42 S. Range 11 W. SLB&M.

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THE CONSIDERATION paid for this easement is the sum of ONE DOLLAR (\$1.00), receipt of which is hereby acknowledged by the Grantors, and the increase in value of the real property owned by the Grantors by virtue of the availability of a municipal sewage treatment facility to said property. Grantors hereby agree that the Town of Springdale Corporation shall have the right of ingress and egress over the lands of the Grantors, their successors and assigns, for the purposes of this easement. The easement shall be thirty (30) feet in width during the period of construction of said sewer pipeline, but thereafter upon completion of said sewer pipeline shall be twenty (20) feet in width, ten (10) feet on each side of the centerline which is described as follows:

A twenty foot wide permanent easement for a sewer line, ten feet on each side of the following described centerline:

Beginning at a point on the Grantor's East property line, said point being 740 feet South, more or less, of the NE corner of the NE 1/4 of the SW 1/4 of Section 2 Township 42 S. Range 11 W. SLB&M; thence N. 71°02' 46" W. 74.2 feet; thence N. 57°02' 28" W. 84.85 feet; thence S. 89°57'09" W. 179.46 feet; thence N. 72°07'12" W. 184.79 feet; thence N. 71°53'21" W. 121.98 feet to a point which is N. 164.8 feet and W. 612.63 feet of the point of beginning, more or less.

Also: A thirty foot temporary easement as described above.

THE PROPERTY OF GRANTORS shall be restored in as

