

**STORM DRAINAGE UTILITY EASEMENT**

R.D.U. Investments, Ltd., a Utah limited liability partnership, at Brigham City, Utah, hereinafter referred to as Grantor, hereby convey and warrant to Brigham City Corporation, a municipal corporation, organized pursuant to the laws of the State of Utah, its successors and interests and assigns, hereinafter referred to as Grantee, for the sum of Ten Dollars (\$10.00), a perpetual easement for the construction and installation and continued maintenance, repair, alteration and replacement of a storm drain utility line as may be authorized by Brigham City Corporation through those portions of Grantor(s) land lying in the tract of land located in Box Elder County, Utah, said easement described as follows, to wit:

A part of the Northeast ¼ Section 23, Township 9 North, Range 2 West, Salt Lake Base and Meridian, Brigham City, Box Elder County, Utah.

Beginning at the Southeast corner of Grantor's Property, said point located South 24.75 feet, East 33.00 feet, South 89°15' East 3,187.99 feet, South 0°08'04" West 225.24 feet and South 0°08'04" West 313.14 feet along an existing fence from the Northwest corner of said Section 23 and running thence North 89°17'05" West 208.66 feet along an existing fence to the East line of K.E.B. Subdivision; thence North 0°08'04" East 35.00 feet; thence South 89°17'05" East 208.66 feet to the East line of Grantor's property; thence South 0°08'04" West 35.00 feet more or less to the point of beginning.

Containing 7,303.10 Square Feet or .168 acres.

Together with all rights of ingress and egress necessary or convenient for enjoyment of all rights and privileges incident thereto, including the right to excavate soil, cut and remove timber, trees, brush, fences and other obstructions, which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement, provided that the Grantee repair and replace all improvements, landscaping, fences or other items damaged or removed in the maintenance, to an extent equal to or better than the condition existing immediately prior to construction.

WITNESS the hands of the Grantors this \_\_\_\_ day of May, 2001.

Signed in the presence of:

Will Udy

R.D.U. COMPANY, L.C.

R. Dean Udy  
R. Dean Udy, Operating Manager of  
R.D.U. Company, L.C.

STATE OF UTAH )

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COUNTY OF BOX ELDER )

On the 9 day of May, 2001, personally appeared before me R. Dean Udy, the signers of the within instrument who duly acknowledged to me that they executed the same.

[Signature]

NOTARY PUBLIC  
Residing in Brigham City, Utah  
My commission expires: 6-24-2003

NE 1/4 SECTION 23 TOWNSHIP 9N

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