UTILITY EASEMENT (SUBDIVISION)

E 1257086 B 2014 P 1133 CAROL DEAN PAGE, DAVIS CNTY RECORDER 1996 JUN 20 11:41 AM FEE 16.00 DEP MEC REC'D FOR FIRST AMERICAN TITLE CO OF UTA

1W 17 41-1W

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 hereby grants, conveys, sells, and sets over unto Layton City Corporation, a body politic of the State of Utah, hereinafter referred to as GRANTEE, its successors and assigns, a perpetual right-of-way and easement to lay, maintain, operate, repair, inspect, protect, install, remove and replace all public utilities hereinafter called Facilities, said right-of-way and easement being situated in Layton City, State of Utah, over an through a parcel of the GRANTOR's land ("Easement Property"), more fully described as follows:

See attached Exhibit "A"

10-027-0073+0078

TO HAVE AND TO HOLD the same unto the said GRANTEE, its successors and assigns, with the right of ingress and egress in said GRANTEE, its officers, employees, representatives, agents, successors and assigns to enter upon the Easement Property with such equipment as is necessary to install, maintain, operate, repair, inspect, protect, remove and replace said Facilities. During construction periods, GRANTEE and its agents may use such portion of GRANTOR's property along and adjacent to said Easement Property, as may be reasonably necessary in connection with the construction, repair or replacement of said 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 the Easement Property, except for the purpose for which this right-of-way and easement is granted to the said GRANTEE, provided such use shall not interfere with the Facilities or the collection and conveyance through said Facilities, or any other rights granted to the GRANTEE hereunder.

GRANTOR warrants that it and no one else holds title to the Easement Property and that it has authority to convey said easement to GRANTEE.

GRANTOR shall not build or construct or permit to be built or constructed, any building or other improvement over or across the Easement Property, nor change the contour thereof without the written consent of GRANTEE. This right-of-way and easement grant shall be binding upon the successors and assigns of the GRANTOR and inure to the benefit of the successors and assigns of the GRANTEE.

IN WITNESS WHEREOF, this day of	the GRANTOR has executed this right-of-way and easement, 1996.
	HOMCO INVESTMENT CO.,
	a general partnership
	By: Oujfn Chartner Layton P. Ott, General Partner
STATE OF UTAH)
COUNTY OF SALT LAKE	: ss.)
did say that such person is the general executed pursuant to the partnership as	4109
LAYTON CITY ACCEPTA	OH CITY CORPORA
ATTEST: Ja Meta J. Bhon Steven M. Ashby, City Rec	Seal Sorder Sorder
	m\users\david\UtityEas.sub

LEGAL DESCRIPTION

E 1257086 B 2014 P 1135

A PART OF THE NORTHWEST QUARTER OF SECTION 17, TOWNSHIP 4 NORTH, RANGE 1 WEST OF THE SALT LAKE BASE AND MERIDIAN, COUNTY OF DAVIS, STATE OF UTAH, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID NORTHWEST QUARTER FROM WHICH THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER BEARS SOUTH 89 DEGREES 55 MINUTES 10 SECONDS WEST, A DISTANCE OF 2634.88; THENCE SOUTH OO DEGREES 10 MINUTES 04 SECONDS WEST, ALONG THE EAST LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 1435.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING SOUTH OO DEGREES 10 MINUTES 04 SECONDS WEST, A DISTANCE OF 747.95 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF 1600 NORTH STREET AS DESCRIBED IN BOOK 1789 AT PAGE 295; THENCE RUNNING ALONG SAID NORTH RIGHT-OF-WAY LINE THE NEXT FOUR (4) COURSES: 1) SOUTH 89 DEGREES 54 MINUTES 50 SECONDS WEST, A DISTANCE OF 346.02 FEET (345.42 FEET RECORD); 2) ALONG THE ARC OF A CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF 26 DEGREES 07 MINUTES 43 SECONDS AN ARC DISTANCE OF 456.03 FEET, A RADIUS OF 1000.00 FEET AND A CHORD BEARING OF NORTH 77 DEGREES 01 MINUTES 19 SECONDS WEST WITH A DISTANCE OF 452.09 FEET; 3) NORTH 63 DEGREES 57 MINUTES 28 SECONDS WEST, A DISTANCE OF 54.69 FEET; 4) ALONG THE ARC OF A CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 19 DEGREES 16 MINUTES 59 SECONDS AN ARC DISTANCE OF 356.74 FEET, A RADIUS OF 1060.00 FEET AND A CHORD BEARING OF NORTH 73 DEGREES 35 MINUTES 57 SECONDS WEST WITH A DISTANCE OF 355.06 FEET TO A POINT LYING NORTH 89 DEGREES 55 MINUTES 10 SECONDS EAST, A DISTANCE OF 434.80 FEET FROM THE WEST RIGHT-OF-WAY LINE OF 1000 WEST STREET AS RECORDED IN BOOK 1810 AT PAGE 259; THENCE NORTH 00 DEGREES 22 MINUTES 10 SECONDS EAST, PARALLEL WITH SAID WEST RIGHT-OF-WAY LINE, A DISTANCE OF 636.04 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 1320.00 FEET OF THE SAID NORTHWEST QUARTER OF SECTION 17; THENCE NORTH 89 DEGREES 55 MINUTES 10 SECONDS EAST, ALONG SAID SOUTH LINE, A DISTANCE OF 849.74 FEET; THENCE SOUTH 00 DEGREES 10 MINUTES 04 SECONDS WEST, A DISTANCE OF 115.00 FEET; THENCE NORTH 89 DEGREES 55 MINUTES 10 SECONDS EAST, A DISTANCE OF 325.00 FEET TO THE POINT OF BEGINNING.

PT. 10-027-0077,0078

Planning/Engineering/Land Surveying Architecture/Landscape Architecture EXHIBIT A 60' EASEMENT SHEET 2 OF 2 E 1257086 8 2014 P 1136 S89"55"10"W 2634.88 NE COR. NW 1/4 SEC. 17 SALT LAKE MERIDIAN FIND 2.8" BRASS CAP "DAVIS COUNTY SURVEY MONUMENT" YW COR., SEC. 17, TAN.
1W. SALT LAKE MERIDIAN
FIND 2.5" BRASS CAP
"DAMS COUNTY SURVEY
MONUMENT" S0010'04"W POINT OF BEGINNING S89"55"10"W N89"55"10"E 325.00 208.10 207.84 ROBINS PARK SUBDIVISION FILING NO. 2 THE SALT LAKE MENDRAN S0010'04"W 1" = 100" TOWNSHIP 4 HORTH, RANGE 1 Δ=45'00'00" R=320.00' L=251.33' CD=\$22'19'56"E LC=244.92' A=45'00'00" R=380.00' L=298.45' CD=N22'19'56"W LC=290.84' ÷ A=4500'00" R=380.00' L=298.45' CD=522'19'56"E LC=290.84' b OUARTER ROBINS PARK SUBDIVISION EAST LINE OF THE HONTHWEST FILING NO. 3 Δ=45'00'00" R=320.00' L=251.33' CD=N22'19'56"W LC=244.92' S00"10"04"W 38.50" N0010'04"E 38.76" 1600 NORTH STREET HERITAGE BOULEVARD 50' R-0-W BK, 1789 PG, 295 S89'54'50"W 60.00 HERITAGE PLACE AT LAYTON HILLS