

AFTER RECORDING RETURN TO:  
Robert Gray  
785 East 200 South  
Lehi, Utah 84043

## AFFIDAVIT

STATE OF UTAH                    )  
  )ss  
County of Utah                    )

Robert F. Gray and Glen P. Gray, BEING DULY SWORN DEPOSES AND SAYS:

- 1.) I we are both citizens of the United States of America, over the age of 21 years, and are both residing in the State of Utah.
- 2.) That there is a waste water ditch on the west end of the real property which is located at approximately 700 South 2300 West, Lehi, Utah, that runs north and south.
- 3.) That this ditch has never been an irrigation ditch, but has for the last 70 years been in place as drainage to catch run-off waste water from irrigation and spring runoff.
- 4.) That the said ditch turns and runs west to the Jordan River.
- 5.) That we claim proprietary rights to this east-west ditch as it has always been used as waste water drainage and never as an irrigation ditch since our father/grandfather Preston Gray started his farm here over 75 years ago.
- 6.) That the purpose of this Affidavit is to impart constructive notice, by the Official Records, of the contents of this Affidavit.

Dated this 17<sup>th</sup> day of July, 2004.

Robert F. Gray  
Robert F. Gray  
Glen P. Gray  
Glen P. Gray

Personally appeared before me Robert F. Gray and Glen P. Gray, the signor of the foregoing instrument who duly acknowledge to me that he executed the same.

Teresa Donaldson  
Notary Public

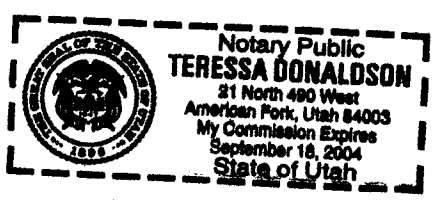


EXHIBIT "A"

SURVEYOR'S CERTIFICATE

I, CHAD A. POULSEN, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR AND THAT I HOLD CERTIFICATE NO. 501182 AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY BY AUTHORITY OF THE OWNERS, I HAVE MADE A SURVEY OF THE TRACT OF LAND SHOWN ON THIS PLAT AND DESCRIBED BELOW, AND HAVE SUBDIVIDED SAID TRACT OF LAND INTO LOTS, BLOCKS, STREETS, AND EASEMENTS AND THE SAME HAS BEEN CORRECTLY SURVEYED AND STAKED ON THE GROUND AS SHOWN ON THIS PLAT AND THAT THIS PLAT IS TRUE AND CORRECT.

BOUNDARY DESCRIPTION

BEGINNING AT POINT LOCATED N0°09'31"W 396.00 FEET FROM THE SOUTHEAST CORNER OF SECTION 13, T5S, R1W, S1.B.&M.; THENCE ALONG THE FOLLOWING COURSES & DISTANCE:

COURSE	DISTANCE	REMARKS
WEST	64.79	
N89°12'14"W	1,023.22	
NORTH	681.31	
S89°51'31"E	673.74	
N0°08'29"E	1.54	
S89°35'31"E	380.31	
SOUTH	690.56	
WEST	265.10	TO THE POINT OF BEGINNING
CONTAINS: 21.38 ACRES		
BASIS OF BEARING: ALONG SECTION LINE AS SHOWN		

DATE \_\_\_\_\_ SURVEYOR (See Seal Below)

OWNER'S DEDICATION

KNOW ALL MEN BY THESE PRESENTS THAT WE, ALL OF THE UNDERSIGNED OWNERS OF ALL OF THE PROPERTY DESCRIBED IN THE SURVEYOR'S CERTIFICATE HEREOF, AND SHOWN ON THIS MAP, HAVE CAUSED THE SAME TO BE SUBDIVIDED INTO LOTS, BLOCKS, STREETS AND EASEMENTS AND DO HEREBY DEDICATE THE STREETS AND OTHER PUBLIC AREAS AS INDICATED HEREOF FOR PERPETUAL USE OF THE PUBLIC.

IN WITNESS WHEREOF WE HAVE HEREUNTO SET OUR HANDS THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 20\_\_\_\_

