

SECURITY TITLE CO.

Order No. 71143

CONVEYANCE AND RELEASE

E# 853857 BK 1285 PG 567  
CARDL DEAN PAGE, DAVIS CNTY RECORDER  
1989 APR 6 10:19 AM FEE .00 DEP MEC  
REC'D FOR SECURITY TITLE COMPANY

✓ L. P. W. C. 12411

JOSEPH H. PALMER, as duly qualified General Personal Representative of the Estate of GLADYS PALMER, DECEASED, Probate File No. 3610 in the 2nd Judicial District Court in and for Davis County, State of Utah, herein called "Palmer", HEREBY GRANTS AND CONVEYS to DAVIS COUNTY, UTAH, herein called Davis County, and to BOUNTIFUL CITY, herein called Bountiful, both being political subdivisions of the State of Utah, for the sum of \$1.00 and other good and valuable considerations, the following easements situated in Bountiful, Davis County, Utah, to-wit:

- A. A permanent and perpetual easement for the installation, maintenance, and operation of a concrete channel for waters entitled to flow in the Mill Creek drainage channel, which concrete channel is situated and located and more particularly described as:

Beginning at a point on the East line of 200 West Street, said point is South 0°09'34" West 395.29 feet from the Northwest corner of Block L, North Mill Creek Plat, Bountiful Townsite Survey, in the City of Bountiful, and running thence South 86°55'54" East along the North edge of a concrete canal 49.46 feet; thence South 87°32'45" East along said North edge of canal 253.84 feet; thence South 59°37'34" West 21.00 feet to a point on the South edge of said Concrete canal; thence North 87°32'45" West along said South edge 236.19 feet; thence North 86°55'54" West along said South edge 49.00 feet to said East line of 200 West Street; thence North 0°09'34" East along said East line 11.40 feet to the point of beginning. Contains 0.0769 Acres.

Beginning at a point South 389.28 feet and East 658.90 feet from the Northwest corner of Block L, North Mill Creek Plat, Bountiful Townsite Survey in the city of Bountiful, and running thence South 0°09'34" West 11.72 feet to a point on the South edge of a concrete canal and to a curve to the left whose radius point is South 14°29'28" West 84.06 feet; thence Westerly along said South edge and the arc of said curve 62.76 feet and through a central angle of 42°46'42" to a point of a curve to the right whose radius point is North 28°17'14" West 174.43 feet; thence Westerly along said South edge and the arc of said curve 93.59 feet and through a central angle of 30°44'29" to a point of tangency; thence North 87°32'45" West along said South edge 83.43 feet; thence North 80°58'26" West 9.23 feet; thence North 67°12'26" West 29.76 feet to a point on the North edge of said concrete canal; thence South 87°32'45" East along said North edge 120.50 feet to a point of a curve to the left whose radius point is North 2°27'15" East 163.03 feet; thence Easterly along said North edge and the arc of said curve 87.47 feet and through a central angle of 30°44'29" to a point of a curve to the right whose radius point is South 28°17'14" East 95.46 feet; thence Easterly along said North edge and the arc of said curve 68.37 feet and through a central angle of 41°02'12" to the point of beginning. Contains 0.0688 acres.

- B. A permanent and perpetual easement for ingress, egress and access to the channel described in A above for a distance of 20.0 feet Southerly from the South boundary of said concrete channel. This easement in this Subparagraph B is for the joint use of Davis County, Bountiful, Palmer, and the successors and assigns of Palmer, and Palmer and Palmer's successors retain full rights to the use and enjoyment of this 20 foot wide easement area on the Southerly boundary of the aforesaid concrete channel so long as such use does not unreasonably restrict the rights of access by Bountiful and/or Davis County to maintain and service

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the said concrete channel as a drainage channel and for the uses set forth in A above. This 20.0 foot wide easement area is more particularly described as follows:

Beginning at a point on the East line of 200 West Street, said point is South  $0^{\circ}09'34''$  West 406.69 feet from the Northwest corner of Block L, North Mill Creek Plat, Bountiful Townsite Survey in the city of Bountiful, and running thence South  $86^{\circ}55'54''$  East along the South edge of a concrete canal 49.00 feet; thence South  $87^{\circ}32'45''$  East along said South edge 236.19 feet; thence South  $59^{\circ}37'34''$  West 28.57 feet; thence South  $86^{\circ}28'33''$  West 43.34 feet; thence North  $87^{\circ}32'45''$  West 119.99 feet; thence North  $72^{\circ}14'26''$  West 7.97 feet; thence North  $88^{\circ}41'25''$  West 83.09 feet; thence North  $86^{\circ}55'54''$  West 6.52 feet to a point on said East line of 200 West Street; thence North  $0^{\circ}09'34''$  East along said East line 20.02 feet to the point of beginning. Contains 0.1194 acres.

Beginning at a point which is South 401.00 feet and East 658.87 feet from the Northwest corner of Block L, North Mill Creek Plat, Bountiful Townsite Survey in the city of Bountiful, and running thence South  $0^{\circ}09'34''$  West 17.73 feet; thence South  $69^{\circ}34'33''$  West 4.93 feet to a point on a curve to the left whose radius point is South  $14^{\circ}48'08''$  West 64.06 feet; thence Westerly along the arc of said curve 48.18 feet and through a central angle of  $43^{\circ}05'22''$  to a point of a curve to the right whose radius point is North  $28^{\circ}17'14''$  West 194.43 feet; thence Westerly along the arc of said curve 59.13 feet and through a central angle of  $17^{\circ}25'28''$ ; thence North  $80^{\circ}58'26''$  West 129.06 feet to a point on the South edge of a concrete canal; thence South  $87^{\circ}32'45''$  East along said South edge 83.43 feet to a point of a curve to the left whose radius point is North  $2^{\circ}27'15''$  East 174.43 feet; thence Easterly along said South edge and the arc of said curve 93.59 feet and through a central angle of  $30^{\circ}44'29''$  to a point of a curve to the right whose radius point is South  $28^{\circ}17'14''$  East 84.06 feet; thence Easterly along said South edge and the arc of said curve 62.76 feet and through a central angle of  $42^{\circ}46'42''$  to the point of beginning. Contains 0.0748 acres.

In consideration of the grant by Palmer of the foregoing easements, and by their acceptance thereof, Bountiful and Davis County hereby release and Quit Claim to Palmer, and to the successors and assigns of Palmer, any and all right, title, interest, claim or possession of Bountiful and Davis County, in and to any area or portion of the natural drainage channel which existed in the West 660.0 feet of said Block L, North Mill Creek Plat, Bountiful Townsite Survey, prior to the construction of the concrete channel referred to herein, excepting therefrom any portion of such natural drainage channels which may be and are situated within ~~the~~ the confines of the easements recited in Paragraph A of this instrument, AND ALSO RESERVING, however, to Bountiful and Davis County the easements granted herein and recited above.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be duly executed by persons and parties duly authorized on the dates set opposite the respective signatures.

Date: 22 Mar 1989

  
JOSEPH H. PALMER, General Personal  
Representative of the Estate of  
Gladys Palmer, Deceased.

DATE: 4-8-89

DAVIS COUNTY, a Political Subdivision  
of the State of Utah

BY: William A. Peltus  
Chairman of the Board of County  
Commissioners

APPROVED AND AUTHORIZED  
FOR RECORDING:

DAVIS COUNTY:

BY: William A. Peltus

ATTEST: Margaret Isom  
COUNTY CLERK

DATE: 4-5-89

BOUNTIFUL, A Municipal Corporation of  
the State of Utah

BY: Dean S. Stable  
MAYOR

ATTEST: Alden F. Jensen  
City Recorder

APPROVED AND AUTHORIZED  
FOR RECORDING:

BOUNTIFUL CITY

BY: Samuel Jones  
City Attorney

STATE OF UTAH    X  
                          SS.  
COUNTY OF DAVIS X

On the 31<sup>st</sup> day of March, A.D. 1989, personally appeared before me JOSEPH H. PALMER,  
as General Personal Representative of the Estate of GLADYS PALMER, Deceased, the  
signer of the within instrument, who duly acknowledged to me that he executed the  
same as such General Personal Representative.

Joseph H. Palmer  
NOTARY PUBLIC  
Residing at: Bountiful, Utah  
My Com. Expires: 8-8-92

