When Recorded Return to: Mr. Craig L. White South Valley Sewer District P.O. Box 908 Draper, Utah 84020 11272055 11/01/2011 12:58 PM \$16.00 Book - 9963 P9 - 3420-3423 GARY W. OTT RECORDER, SALT LAKE COUNTY, UTAK SOUTH VALLEY SEWER DISTRICT PO 80X 908 DRAPER UT 84020 BY: HNP, DEPUTY - WI 4 P.

PARCEL I.D.# 26-36-400-042
GRANTOR: HTC ONE LLC
(Herriman Towne Center - The Market Place Lot A)
Page 1 of 4

## **EASEMENT**

A twenty (20) foot wide sanitary sewer easement located in the Southwest Quarter of Section 00, Township 3 South, Range 1 East, Salt Lake Base and Meridian, U.S. Survey.

For the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned as GRANTORS hereby grant, convey, sell, and set over unto South Valley Sewer District, 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 construct, maintain, operate, repair, inspect, protect, install, remove and replace sewer pipelines, valves, valve boxes and other sewer transmission and distribution structures and facilities, hereinafter called the FACILITIES, said right-of-way and easement, being situate in Salt Lake County, State of Utah, over and through a parcel(s) of the GRANTORS' land lying within a strip twenty (20) feet wide, said strip extending ten (10) feet on each side of and lying parallel and adjacent to a line of reference and projection thereof, more particularly described as follows:

See Exhibit "A" attached hereto and by this reference made a part hereof.

Contains: 0.22 acres (approx. 9,542.20 s.f.)

TO HAVE AND HOLD the same unto the GRANTEE, its successors and assigns, with the right of ingress and egress in the GRANTEE, its officers, employees, agents and assigns to enter upon the above-described property with such equipment and vehicles as is necessary to construct, install, maintain, operate, repair, inspect, protect, remove and replace the FACILITIES. During construction periods, GRANTEE and its contractors may use such portion of GRANTORS' property along and adjacent to the right-of-way and easement as may be reasonably necessary in connection with the construction or repair of the 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. GRANTORS shall have the right to use the above-described property except for the purposes for which this right-of-way and easement is granted to the GRANTEE, provided such use shall not interfere with the FACILITIES or with the discharge and conveyance of sewage through the FACILITIES, or any other rights granted to the GRANTEE hereunder.

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

to the benefit of, the successors and assigns of the GRANTORS and the successors and assigns of the GRANTEE, and may be assigned in whole or in part by GRANTEE.

31 IN WITNESS WHEREOF, the GRANTORS have executed this right-of-way and Easement this day of Otro Ben., 2011.

STATE OF UTAH

COUNTY OF SALT LAKE

company executed the same.

## HTC ONE LLC On the 3 day of OCHOLD, 2011, personally appeared before me who being by me duly sworn did say that (s)he is the of HTC ONE LLC a limited liability company, and that the within and foregoing instrument was duly authorized by the limited liability company at a lawful meeting held by authority of its operating agreement; and duly acknowledged to me that said limited liability My Commission Expires: JUNU 12, 2013 Residing in: Sult Lake City

CHELSEA WINBURN Notary Public, State of Utah Commission # 578926 My Commission Expires June 02, 2013

**GRANTOR(S)** 

## Exhibit 'A'

## HERRIMAN TOWNE CENTER THE MARKET PLACE LOT A SEWER EASEMENT

October 21, 2011

A 20.00 foot wide permanent, non-exclusive easement located in the Southeast Quarter of Section 36, Township 3 South, Range 2 West, Salt Lake Base and Meridian, Salt Lake County, Utah, described as follows:

BEGINNING at a point South 89°38'29" East 596.36 feet along the south line of Section 36, Township 3 South, Range 2 West, Salt Lake Base and Meridian and North 342.18 feet from the South Quarter Corner of said Section 36, and thence North 00°03'22" East 20.00 feet; thence South 89°56'38" East 477.11 feet; thence South 00°03'22" West 20.00 feet; thence North 89°56'38" West 477.11 feet to the POINT OF BEGINNING. Said easement encompasses 9,542 square feet or 0.22 acres, more or less.

