

LAYTON CITY PLANNING DEPT.
437 WASATCH DRIVE
LAYTON, UTAH 84041

RECEIVED

AUG 20 1999

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SHERYL L. WHITE, DAVIS CNTY RECORDER
1999 AUG 20 7:37 AM FEE .00 DEP MT
REC'D FOR LAYTON CITY PLANNING DEPT

7-27-99
916702
09-047-0042 pt
SW 9-4N-1W

STORM DRAIN
EASEMENT
(Subdivision)

Antelope Hill #2

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 GRANTORS hereby grant, convey, sell, and set 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 sewer and storm drain and water pipelines, manholes, laterals, and other collection and transmission structures, and facilities, hereinafter called Facilities, said right-of-way and easement being situated in Layton City, State of Utah, over and through a parcel of the GRANTOR's land, more fully described as follows:

See Exhibit A

TO HAVE AND TO HOLD the same unto the said GRANTOR, its successors and assigns, with the right of ingress and egress in said GRANTEE, its officers, employees, representatives, agents and assigns to enter upon the above described 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 GRANTORS property along and adjacent to said right-of-way as may be reasonably necessary in connection with the construction or repair 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. GRANTORS shall have the right to use said premises 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 which the collection and conveyance of sewage, storm drainage and water through said Facilities, or any other rights granted to the GRANTEE hereunder.

GRANTORS warrant that they and no one else holds title to the above described property and that they have authority to sell said easement to the city.

GRANTORS shall not build or construct or permit to be built or constructed, any building or other improvement over or across said right-of-way 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.

IN WITNESS WHEREOF, The GRANTORS have executed this right-of-way and easement

this 27 day of July, 1999.

Nest Adams
Catherine Adams

STATE OF ~~UTAH~~ IDAHO)
)S
COUNTY OF ~~DAVIS~~ CASSIA

On the 27 day of July, 1999, personally appeared before
me, Nest Adams & Catherine Adams, the signer(s) of the above
instrument, who duly acknowledged to me they executed the same.

RAY M. KOYLE
NOTARY PUBLIC
STATE OF IDAHO

[Signature]
Notary Public

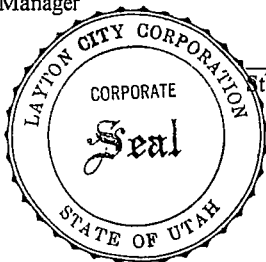
My Commission Expires: 10-7-2004
Residing In: Burley, Idaho

LAYTON CITY ACCEPTANCE

[Signature]
Alex Jensen, City Manager

ATTEST:

Alex Jensen, City Manager



[Signature]
Steven M. Ashby, City Recorder

Exhibit A

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Storm Drain and Access Easement

Beginning at a point on the East boundary of Antelope Hill Subdivision Phase 1, North 89°18'00" West 1258.57 feet along the section line and North 0°38'00" West 811.95 feet from the South Quarter Corner of Section 9, Township 4 North, Range 1 West, Salt Lake Base and Meridian, and running;

thence North 0°38'06" West 214.92 feet along the East line of said Antelope Hill Subdivision Phase 1;

thence South 89°18'00" East 20.00 feet;

thence South 0°38'00" East 214.92 feet;

thence North 89°18'00" West 20.00 feet to the point of beginning.