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Recorded OCT 20 1960 at 9:34 a. m.
Request of *James E. French*
Fee Paid. Nellie M. Jack,
Recorder, Salt Lake County, Utah
\$.5.50 By *James E. French* Deputy

NOTICE OF EASEMENT Ref. *977 Kearsney Bldg*

Be it remembered that Dry Creek Irrigation Company, a corporation of the State of Utah, has been organized and operating as a mutual irrigation company serving its stockholders in the Holladay area for many years, and

WHEREAS, rights of way and easements have existed as presently used for over a hundred years, and

WHEREAS, numerous subdivisions are being created in the area seeking to change rights of way and easements,

NOW THEREFORE, notice is hereby given that Dry Creek Irrigation Company owns, claims and intends to hold easement and rights of way for a six inch culinary water pipe and open irrigation ditch as have been habitually used over the following lands in Salt Lake County, State of Utah, more particularly described as follows:

Commencing at a point 682 feet South and 594 feet West of the North quarter corner of Section 11, Township 2 South, Range 1 East, Salt Lake Base & Meridian, which point is at a 6" C. I. Wye set in a pipe line about 40 feet South of a 50,000 gal. reservoir in the Northeast $\frac{1}{4}$ Northeast $\frac{1}{4}$ Northwest $\frac{1}{4}$ of said Section 11, and running South $61^{\circ} 06'$ West 119 feet along the South side of Dry Creek Irrigation Company's open ditch; thence South $63^{\circ} 46'$ West 42.8 feet; thence South $72^{\circ} 23'$ West 195.2 feet; thence South $70^{\circ} 12'$ West 131 feet to a point where the 6" pipe crosses the North side of the ditch. At this same point the ditch water enters a 12" pipe on a steep grade; thence from the point where the 6" C I pipe crosses the entrance of the irrigation water into the 12" pipe, the 6" C I pipe continues South $70^{\circ} 12'$ West 74 feet; thence South $63^{\circ} 49'$ West 259 feet to a point on the West side of a traveled road 10 feet wide, thence South $62^{\circ} 01'$ West 30 feet to the point where the 6" pipe line crosses to the South of the ditch. To this point the above description is the center of the right-of-way for the culinary pipe line and the open irrigation ditch. The center line of the right-of-way for the pipe line only continues South $62^{\circ} 01'$ West 78 feet to an angle point in the 6" C I line. This angle point in the line is 20 feet South of the ditch, being also 23 feet South of an old fence which extends Northeasterly 930 feet through a thick growth of brush and trees

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along the North bank of said ditch to a point 40 feet South of the 50,000 gal. reservoir herein described; thence the 6" pipe line runs on a straight line South $75^{\circ} 40'$ West 38 feet to the center of the upper canal at a point 20 feet South of the flume conveying the Dry Creek ditch water across the canal; thence continuing South $79^{\circ} 40'$ West 506.5 feet through the property of Bert and Blanche Christenson to a concrete wall on the East side of Wander Lane at a point 49.5 feet Southerly from the Northwest corner of said property; thence continuing across Wander Lane 41.5 feet to a concrete meter box on the West side of said lane and continuing on the same course through the Easterly boundary of Fenno B. Casto's lot at the Southwest intersection of Wander Lane and Wren Road, entering said property at a point approximately 7 feet Southerly from the Northeast corner of Mr. Casto's lot, and running thence Northwesterly leaving said lot and entering onto Wren Road at a point 16 feet Westerly from the Northeast corner of said lot. From this point the culinary water line follows the right-of-way of Wren Road and Andlor Street, Milo Way, Holladay Boulevard, Cottonwood Lane and Edgemore Drive to the end of said water line in front of the Owen E. Andrus property. The right-of-way for the open irrigation ditch as heretofore stated coincides with the right-of-way of the pipe line to the point where said pipe line crosses to the South of the ditch approximately 116 feet Easterly of the upper canal. From this point the irrigation ditch runs approximately South $79^{\circ} 59'$ West 116 feet to the center of a flume over the upper canal, which flume is 20 feet North of the 6" culinary pipe line, and continues South $79^{\circ} 59'$ West 125 feet at which point the center line of the ditch is approximately 3 feet South of the North fence line of the Bert Christenson property and thence meandering Westerly through Mr. Christenson's property passing on the Southerly side of his house to a point on the East side of Wander Lane which is directly above the 6" culinary pipe line; thence crossing Wander Lane through a culvert in a Southwesterly direction to a point 22 feet Southerly from the Northeast boundary of the Fenno B. Casto property; thence meandering through a portion of the Casto property to a point 100 feet Westerly from the Northeast corner of said property, at which point the center line of the ditch is 1 foot 6" plus or minus South from the Northerly boundary of the Casto lot; thence South $78^{\circ} 47'$ West 73 feet to a point 1 foot 6" South and 1 foot 6" East of the Northwest corner of the Casto lot; thence South $8^{\circ} 15'$ East 225.5 feet to a point 2 feet North and 1 foot 6" East of the Casto property line, which point is 1,372.9

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feet South and 517.32 feet East from the Northwest corner of Section 11, Township 2 South, Range 1 East, Salt Lake Base and Meridian; thence West 435 feet along the center line of said ditch which line is 2 feet North of the boundary line (a fence line that stood for over 50 years) between the original Santa Ana Casto and the James Austin Taylor properties; thence South 1° 33' West 170 feet to a point where said irrigation ditch enters a 12" underground culvert which point is 0' North and 6' West from the Northeast corner of Lot 4 Andlor Subdivision, as amended by a Quit-Claim Deed to Louis and Robert D. Casto.

Also the areas adjacent to the North of Lots 2, 3, 4, 5, and 6, CASTO GARDEN SUB-DIVISION, according to the official plat thereof of record in the Office of the Recorder of Salt Lake County.

IN WITNESS WHEREOF, the Dry Creek Irrigation Company has caused its corporation name and seal to be hereunto affixed by its duly authorized officers this 17 day of October, A.D. 1960.

DRY CREEK IRRIGATION COMPANY

By Douglas H. Pack

ATTEST:

Leone A. Taylor

Corporate Seal

STATE OF UTAH)
: ss.
COUNTY OF SALT LAKE)

On the 17th day of October, A.D., 1960, personally appeared before me, Douglas H. Pack and Leone A. Taylor, who being by me duly sworn did say each for himself that, he, the said Douglas H. Pack is the President, and that she the said Leone A. Taylor, is the Secretary of Dry Creek Irrigation Company and that the within and foregoing instrument was signed in behalf of said corporation by authority of a resolution of its Board of Directors and the said Douglas H. Pack and Leone A. Taylor each duly acknowledged to me that the said corporation executed the same and that

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seal affixed is the seal of said corporation.

James E. Lusk
Notary Public
Residing in: Salt Lake County

My commission expires:

4/26/00

