

Easements Page 1 of 4  
 Russell Shirts Washington County Recorder  
 06/07/2010 02:43:20 PM Fee \$16.00 By  
 SOUTHERN UTAH TITLE

**WHEN RECORDED MAIL TO:**

Washington County Water  
 Conservancy District  
 533 E. Waterworks Drive  
 St. George, UT 84770

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Space Above This Line for Recorder's Use

Parcel No. SG-5-3-5-22041

**ACKNOWLEDGMENT OF EASEMENT**

TIERRA DEVELOPMENTS, INC., a Utah corporation, the owner of certain property in Washington County, State of Utah, hereby recognizes and acknowledges the following-described easement in favor of the ST. GEORGE AND WASHINGTON CANAL COMPANY, as easement holder. Said easement was acquired and perfected by construction and use of a ditch for conveyance of water rights belonging to the Canal Company which was perfected on or before 1890. Accordingly, the undersigned acknowledges the existence and validity of the easement on the following-described tract of land, to erect, construct, install, and lay and thereafter access, use, operate, inspect, repair, relocate, maintain, replace and remove an underground water line, at the easement holder's expense, over, across and through said easement located on the following-described property:

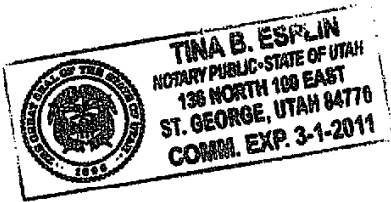
**Commencing at the Southeast Corner of Section 5, Township 43 South, Range 15 West, Salt Lake Base and Meridian; Thence North 01°12'54" East, along the Section line, a distance of 623.66 feet; Thence West, a distance of 271.05 feet, to the Point of Beginning, said point being on the Easterly right-of-way line of River Road; Thence North 24°18'10" West along said right-of-way line a distance of 15.07 feet, to the beginning of a 30.00 foot radius curve to the right, thence northeasterly along the arc of said curve a distance of 60.60 feet, to a point on the Southerly right-of-way line of 2330 South Street; Thence South 88°33'43" East along said line a distance of 203.14 feet, to a point on the Westerly boundary line of Foothills At St. George Phase 1 Subdivision; Thence South 01°26'17" West, along said line, a distance of 25.00 feet; Thence North 88°33'43" West, a distance of 172.70 feet; Thence South 59°36'50" West, a distance of 59.93 feet, to the Point of Beginning.  
 Easement containing: 6,643 square feet or 0.15 acres.**

The undersigned acknowledges that it may not install, build, place or cause or allow anything to be installed, built, or placed in the easement or otherwise interfere with the easement in any way. The undersigned bears the risk of loss or damage to any improvements installed built or placed within the easement by the undersigned resulting from the exercise of the easement rights; and the easement holder is not responsible to repair, replace, maintain,

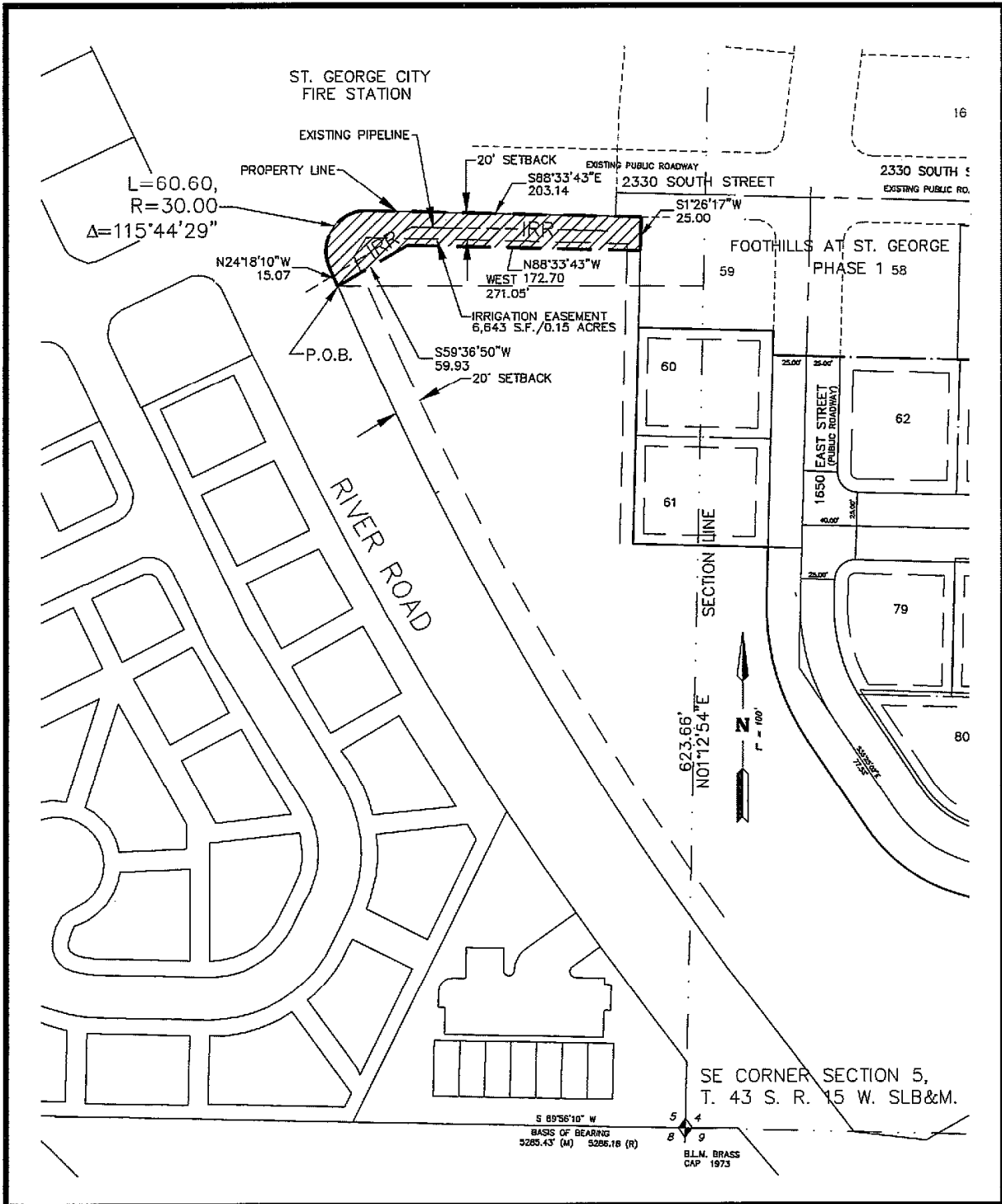


STATE OF UTAH                    )  
                                          : ss.  
COUNTY OF WASHINGTON)

On the 27 day of May, 2010, personally appeared before me  
RONALD W. THOMPSON, Secretary of ST. GEORGE AND WASHINGTON CANAL  
COMPANY, who acknowledged to me that he executed the foregoing instrument on behalf of  
ST. GEORGE AND WASHINGTON CANAL COMPANY, by appropriate authority and that  
the document was the act of ST. GEORGE AND WASHINGTON CANAL COMPANY for its  
stated purpose.



Tina B. Espin  
NOTARY PUBLIC



S:\sds\pr-oj\WCWCD River Road waterline\RIVER ROAD WATERLINE.dwg, 5/20/2010 4:11:52 PM.  
 svrplscsy

RIVER ROAD/2330 SOUTH  
 WATERLINE EXHIBIT "B"

**ALPHA**  
 ENGINEERING COMPANY  
 43 SOUTH 100 EAST, ST. GEORGE, UT 84770  
 TEL: 435-628-6500 FAX: 435-628-6553

FILE: