## DOC ID 20100018562

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

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,

indemnify, or reimburse the undersigned for any such damage or loss. The undersigned shall pay for any costs which the easement holder incurs as a result of the undersigned burdening the easement in any way.  DATED this		
	TIERRA DEVELOPMENTS, INC.:	
	By: July	
	Its: JAMES GLARKIN, Vice President	
STATE OF UTAH ) : ss. COUNTY OF WASHINGTON)		
On the day of June, 2010, personally appeared before me Tomes C. Lauton, Vice President of TIERRA DEVELOPMENTS, INC., a Utah corporation, who acknowledged to me that he/see executed the foregoing Acknowledgment of Easement on behalf of TIERRA DEVELOPMENTS, INC., by appropriate authority, and that execution of said Acknowledgement of Easement was the act of TIERRA DEVELOPMENTS, INC. for the reasons stated therein.		
DAVID PRISBREY NOTARY PUBLIC • STATE OF UTAH 20 N MAIN SUITE 300 ST GEORGE, UT 84770 COMM. EXP. 06-14-2012	NOTARY PUBLIC	
The undersigned acknowledges and agrees to the easement location limited to the legal		

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Tierra Developments, Inc.

Its: SECRETARY

ST. GEORGE AND WASHINGTON CANAL

By: RONALD W. THOMPSON

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description set forth above.

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STATE OF UTAH	)	
COUNTY OF WASHING	: ss. GTON)	
On the 27 day	of Man	, 2010, personally appeared before me
RONALD W. THOMPS	ON, Secretary of\S	T. GEORGE AND WASHINGTON CANAL
		he executed the foregoing instrument on behalf of AL COMPANY, by appropriate authority and that
the document was the act stated purpose.	of ST. GEORGE A	AND WASHINGTON CANAL COMPANY for it

TINA B. ESP. IN

NOTARY PUBLIC-STATE OF UTAH

136 NORTH 109 EAST

137. GEORGE, UTAH 84770

COMM. EXP. 3-1-2011

NOTARY PUBLIC

Słysdskproj/WCWCD River Road waterline\RIVER ROAD WATERLINE.dwg. RIVER ROAD WATERLINE, 5/26/2010 4:11:52 PM. swoolscy