

When Recorded mail to:
K. Cartwright Associates Inc.
180 South 300 West, Suite 310
Salt Lake City, UT 84101

E 2408958 B 4671 P 773-776.
RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
12/08/2008 03:55 PM
FEE \$16.00 Pgs: 4
DEP RT REC'D FOR NATIONAL TITLE AG
ENCY LLC

Tax ID: 12-106-0047 ✓

EASEMENT

This document is being recorded solely as a courtesy and an accommodation to the parties named herein. National Title Agency, LLC hereby expressly disclaims any responsibility or liability for the accuracy or the content thereof.

EASEMENT

Jensen Brothers Davis County Properties LLC., Grantor(s), hereby convey(s) and warrant(s) to North Davis Sewer District, its successors in interest and assigns, Grantee for the sum of One Dollar and other good and valuable consideration, a permanent easement and Right-of-Way for the construction, operation, maintenance, repair, alteration, enlargement, inspection, relocation and replacement of an underground sewer and associated facilities related thereto, on, over, under and across real property located in Davis County, Utah and described as follows:

A Permanent Easement described as follows:

See description attached Exhibit A and,

A Temporary Construction Easement described as follows:

See description attached Exhibit A

| <u>County Serial No.</u> | <u>Square Footage</u> | <u>Easement</u> |
|--------------------------|-----------------------|--------------------|
| 12-106-0047 | 0.4086 Acres | Permanent Easement |
| 12-106-0047 | 0.6703 Acres | Temporary Easement |

Together with all necessary and reasonable rights of ingress and egress and the right to excavate and refill ditches and trenches for the location, installation and repair of the above-mentioned facilities and to remove trees, shrubbery, undergrowth or other obstructions interfering with the repair and maintenance of said underground facilities.

The Grantor(s) reserve(s) the right to occupy, use and cultivate said property for all purposes not inconsistent with the rights herein granted. Grantor(s) shall not build or construct over or across said permanent Right-of-Way, any building or other improvement, nor change the contour thereof without the written consent of the Grantee.

The temporary easement shall remain in force a maximum of one year beyond the Contract Time as specified within the Contract Documents as agreed to by the Contractor selected to construct said pipeline. Upon termination of said one-year guarantee period, the temporary easement shall be dissolved and all previous rights of the Grantor(s) shall be restored with respect to the temporary easement.

The Grantor(s) hereby covenant(s) with the North Davis Sewer District that Grantor(s) is/are lawfully seized and possessed of the real estate above described; that Grantor(s) has/have a good and lawful right to convey it, or any part thereof; that it is free from all encumbrances and that Grantor(s) will forever warrant and defend the title thereto against the lawful claims of all persons whomsoever.

As part of the consideration for this grant, the Grantor(s) hereby release(s) any and all claims for damages from whatsoever cause incidental to the exercise of the rights herein granted.

The property over which said easement passes and the location thereof are depicted in Exhibit "A", attached hereto and by reference made a part hereof as though set forth fully herein.

In Witness Whereof, the Grantor(s) have executed this Right-of-Way and easement this 12th day of November, 2008.

GRANTOR(S)

By: Gary Jensen
By: Eric Jensen

STATE OF UTAH)
) :SS
COUNTY OF DAVIS)

On the 12th day of November, 2008, personally appeared before me,

Gary Jensen & Eric Jensen

the signer(s) of the above instrument who duly acknowledged to me he/she/they executed the same.

[Signature]
Notary Public

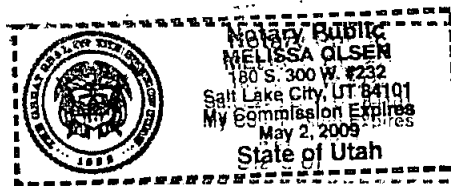


Exhibit A

RBB

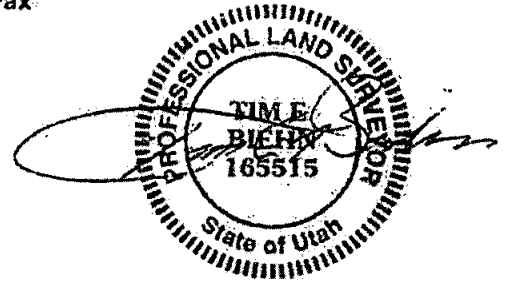
ROBINSON, BIEHN & BIEHN, INC.

Professional Land Surveyors
5330 South 900 East, Suite 120
Salt Lake City, Utah 84117-7261
(801) 266-1118 • (801) 262-5814 Fax

Leo E. Robinson, PLS
Ted M. Biehn, PLS
Tim E. Biehn, PLS

August 27, 2008

Project: North Davis Sewer District, South Relief Sewer Line



The parcel affected by this easement is:

Parcel 12-106-0047 (Davis County, Utah)
Jensen Family Trust.

Permanent Sewerline Easement

A 25 foot wide strip of land for a sewer line easement located in the Southeast Quarter of Section 22, Township 4 North, Range 2 West, Salt Lake Base and Meridian, Davis County, Utah and being more particularly described as follows.

Beginning on Grantor's east property line the north line of Gentile Street at a point N0°15'10"E 33.00 along the section line from the Southeast Corner of said Section 22; thence N89°59'34"W 25.00 feet along the north line of said Gentile Street; thence N0°15'10" E 718.87 feet; thence S61°00'49"E 28.51 feet to Grantor's east property line; thence S0°15'10"W 705.06 feet to the point of beginning. Contains 0.4086 acre, more or less.

Temporary Construction Easement

A 40 foot wide strip of land for a temporary construction easement located in the Southeast Quarter of Section 22, Township 4 North, Range 2 West, Salt Lake Base and Meridian, Davis County, Utah and being more particularly described as follows:

Beginning on the north line of Gentile Street and the west line of the above describe Permanent Easement at a point N0°15'10"E 33.00 feet along the section line and N89°59'34"W 25.00 feet from the Southeast Corner of said Section 22; thence N89°59'34"W 40.00 feet along the north line of said Gentile Street; thence N0°15'10"E 740.97 feet; thence S61°00'49"E 45.62 feet to the west line of said Permanent Easement; thence S0°15'10"W 718.87 feet to the point of beginning. Contains 0.6703 acre, more or less.

(See Sketch)