

Recorded SEP 18 1989 Filing No. 38766

At 4:01 PM In Book 145 Page 413

RIGHT-OF-WAY EASEMENT Fee No Fee Debra L. Ames, Rich County Recorder

Requested By Town of Garden City

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of One Dollar (\$1.00) and other good and valuable consideration paid to VIOLA M. COOK and GRANTOR, by THE TOWN OF GARDEN CITY, hereinafter referred to as GRANTEE, the receipt of which is hereby acknowledged, the GRANTOR does hereby grant, bargain, sell, transfer, and convey unto the GRANTEE, its successor and assigns, a perpetual easement with the right to erect, construct, install, lay, use, operate, inspect, repair, maintain, replace, and remove culinary water system improvements over, across, and through the land of the GRANTOR situate in Rich County, State of Utah, said land being described as follows:

See Exhibit "A" attached hereto and is by this reference incorporated herein.

E A together with the right of ingress and egress over the adjacent lands of the GRANTOR, his successors and assigns, for the purposes of this easement.

The easement shall be thirty (30) feet in width, used as a strip of land over the above described property, as shown on the Land Ownership and Water Line Easement Plan (Sheet 12 of the Garden City, Utah Water System Improvement Plat) dated April, 1989 and compiled by George L. Walker of Valley Engineering, Inc.

The consideration hereinabove recited shall constitute payment in full for any damages to the land of the GRANTOR, his successors and assigns, by reason of the installation, operation, and maintenance of the structures or improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTOR, his successors and assigns.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 4th day of August, 1989.

Handwritten signature (Seal)

STATE OF UTAH)
County of Rich) ss.

On this 4th day of Aug., 1989, personally appeared before me Viola M. Cook, and they did execute the foregoing Easement Agreement.

413 Notary Public

My Commission expires: August 16, 1991
Residing at: Garden City, Utah

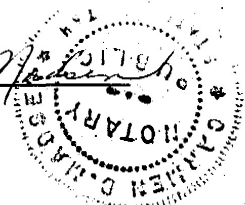


EXHIBIT "A"

A permanent water line maintenance easement 30 feet in width across a parcel of land described in Book T-4, Page 441, in the Office of the County Recorder, County of Rich, State of Utah, and located in the Southeast quarter of Section 17, Township 14 North, Range 5 East of the Salt Lake Base and Meridian and further described as follows:

Beginning at a point which is by record 2115.30 feet North from the Southeast corner of said Section 17; thence West along a boundary line of record, 30.00 feet; thence North, 567.60 feet, more or less, to a boundary line of record; thence East along a boundary line of record, 30.00 feet; thence South along a boundary line of record and the East line of the Southeast quarter of said Section 17, 567.60 feet to the point of beginning.