

Recorded SEP 18 1989 Filing No. 38786

At 4:32 PM In Book WS Page 461

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:

EA
That in consideration of One Dollar (\$1.00) and other good and valuable consideration paid to DENNIS F. BULLOCK and MARTHA J. BULLOCK, hereinafter referred to as 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 temporary water line construction easement with the right to erect, construct, install, lay, 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 "B", ATTACHED HERETO AND BY THIS REFERENCE INCORPORATED HEREIN

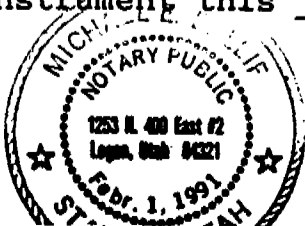
together with the right of ingress and egress over the adjacent lands of the GRANTOR, his successors and assigns, for the purposes of this easement.

The easement shall be fifty (50) 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 for the term of the construction of the culinary water system improvements, but in no event to exceed 1 year from the date entered herein.

IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 15th day of June, 1989.



Dennis F. Bullock (Seal)

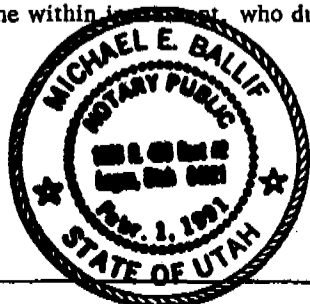
Martha J. Bullock (Seal)

INDIVIDUAL ACKNOWLEDGMENT

STATE OF UTAH }
County of Cache } ss

On the *fifteenth* day of *June* A.D. 1989, personally
appeared before me *Dennis F. Bullock & Martha H. Bullock*

the signer *S* of the within *acknowledged* who duly acknowledged to me that *they* executed the same.



Michael E. Ballif
Notary Public

Commission expires: *February 1, 1991*
507 Residing in *Logan, Utah*

EXHIBIT "B"

Also, a temporary water line construction easement 50 feet in width across a parcel of land described in Book E-5, Page 461, in the Office of the County Recorder, County of Rich, State of Utah, and located in the Northeast quarter of Section 17, Township 14 North, Range 5 East of the Salt Lake Base and Meridian, said easement being described in three segments with 15 feet lying Easterly and 35 feet lying Westerly from the following described line:

Commencing at the Southeast corner of the Northeast quarter of said Section 17, and assuming that the East line of said Northeast quarter bears N 00°00'02" W as recorded on the Raspberry Patch Estates, Unit #1, a subdivision plat filed in said Rich County, Utah records; thence West along a boundary line of record and the South line of said Northeast quarter, 15.00 feet to the true point of beginning; thence N 00°00'02" W, 261.59 feet; thence N 80°00' E, 15.23 feet, more or less, to a point on a boundary line of record and the East line of said Northeast quarter, said point being N 00°00'02" W, 264.23 feet from the Southeast corner of the Northeast quarter. Also, commencing at the Southeast corner of said Northeast quarter of said Section 17, thence N 00°00'02" W along a boundary line of record and the East line of said Northeast quarter, 570.71 feet, more or less, to the true point of beginning, which point is 15.00 feet Westerly as measured at a right angle, from the Westerly right-of-way line of U.S. Highway 89; thence Northwesterly parallel with a boundary line of record and said Westerly right-of-way line, 680 feet, more or less, to a point which is S 1°48'18" W,

52.73 feet from the South boundary line of record of the Raspberry Patch Road as recorded on said Raspberry Patch Estates, Unit #1, subdivision plat; thence N 43°11'42" W, 35.68 feet; thence N 1°48'18" E, 27.50 feet to a point on the South boundary line of said Raspberry Patch Road, said point being N 87°11'00" W, 40.23 feet from the intersection of the South boundary line of said Raspberry Patch Road and the Westerly right-of-way line of said U.S. Highway 89. Also, beginning at a point on the North boundary line of the Raspberry Patch Road as recorded on said Raspberry Patch Estates, Unit #1, subdivision plat; said point being N 87°11'00" W, 40.23 feet from the intersection of the North boundary line of said Raspberry Patch Road and the Westerly right-of-way line of said U.S. Highway 89; thence N 1°48'18" E, 27.50 feet; thence N 46°48'18" E, 35.68 feet, more or less, to a point which is 15.00 feet Westerly, as measured at a right angle, from the Westerly right-of-way line of said U.S. Highway 89; thence Northeasterly parallel with a boundary line of record and said Westerly right-of-way line, 763 feet, more or less, to a point of record on the South boundary line of a parcel of land described in Book F-5, Page 473, in said Rich County, Utah records.