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plete use, occupation and enjoyment of the easement hereby granted, and all rights and privileges incident thereto, including the right to cut and remove timber, trees, brush overhanging branches and other obstructions which may injure or interfere with the Grantees use, occupation or enjoyment of this easement.

WITNESS the hands of the Grantors this 23 day of May A.D. 1938

CORNELIUS EILANDER  
MINA EILANDER

STATE OF UTAH )  
                  )SS  
COUNTY OF WEBER )

On the 23 day of May A.D. 1938, personally appeared before me Cornelius Eilander and Mina Eilander, his wife the signers of the foregoing instrument, who duly acknowledged to me that they executed the same.

Chas L. Ovard Notary Public  
My Commission Expires Aug 26, 1940

.....  
CHAS L. OVARD NOTARY PUBLIC COMMISSION  
EXPIRES AUG 26 1940 SALT LAKE CITY STATE  
OF UTAH

.....  
APPROVED AS TO DESCRIPTION

CBC WHC  
APPROVED AS TO FORM AND DESCRIPTION

AME  
File No. 14794.

Filed and Recorded for A.E.Buckler Jul 20 11:06 AM '38

ELVA A. WILKINSON COUNTY RECORDER  
BY DEPUTY DOROTHY B. CAMPBELL

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#37419

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ASSIGNMENT

WHEREAS, on the 27th day of September 1935, H.P. Vander Kooi executed and delivered to Joseph Y. Hornsby, now deceased, his certain promissory note in the sum of \$1,600.00 and his certain check in the sum of \$400.00 in payment for a one-third undivided interest in and to the following described property situated in Weber County, State of Utah: Beginning at a point 282 feet and 9 inches South of the Northeast corner of Lot 9, Block 10, South Ogden Survey, and running thence South 103 feet 9 inches more or less to a point 92 feet North of the North line of land of Emma M. Brown, thence West 177 feet 8 inches; thence North 103 feet 9 inches more or less; thence East 177 feet 8 inches to the point of beginning. which property was on February 7, 1938, sold on a contract by H.P. VANDER KOOI and Matilda Vander Kooi, his wife to Calla Howlett Wahlen, upon which contract there is a balance due in the approximate sum of \$3,500.00 and,

WHEREAS, an action has been commenced in the Second Judicial District Court in and for Weber County, State of Utah, on behalf of the estate of Joseph Y. Hornsby, deceased, against H.P. Vander Kooi for the collection of said promissory note and check in which action the interest of H.P. Vander Kooi in and to the property hereinabove described has been attached; and,

WHEREAS, H.P. VANDER KOOI has executed a promissory note of even date, payable to the order of Ethel Hornsby Simms, administratrix with the will annexed of the estate of Joseph Y. Hornsby, deceased, in the sum of \$2,327.90 payable at the rate of \$50.00 or more per month, with interest thereon at the rate of five per cent per annum on the unpaid balance. NOW, THEREFORE, in consideration of the premises and the dismissal of the action and release of the attachment hereinabove described by Ethel Hornsby Simms, administratrix as aforesaid, and in order to secure the last mentioned promissory note, and in order to secure the payment of the purchase price of a one third undivided interest in and to the real property described hereinabove, H.P. Vander Kooi and Matilda Vander Kooi, his wife, do