

Recorded at request of Joseph H. Simpson Fee Paid \$ 3.00
Date SEP 14 1966 at 10:30 A.M. EMILY T. ELDREDGE Recorder Davis County
By Marquand A. Bannum County Clerk 557 Page 159
2474-7-4N-24

304666

CONVEYANCE OF EASEMENT FOR IRRIGATION CANAL -- RESERVATION OF RIGHT TO TAKE WATER -- REVERTER FOR NONUSE

There is hereby conveyed by the grantors, EARL S. PAYNE and DELIA P. PAYNE to the grantees JOSEPH E. SIMPSON and LOUISE SIMPSON for a consideration of TEN DOLLARS and other good and valuable consideration a right of way five feet wide for a canal for irrigating land, such a canal to run from the northeast corner to the northwest corner in a westerly direction and not to stray from the northern most boundary between said northeast corner and said northwest corner more than ten feet on the following tract in Davis County, State of Utah, to-wit:

Commencing at southeast corner of the northwest quarter of Section 7, Township 4 North, Range 2 west, Salt Lake Meridian; running thence west 20 chains; thence north 18.39 chains; thence northeasterly 3.87 chains; thence south 6° 20", east 7.65 chains; thence east 15.41 chains; thence south 11.10 chains to the place of beginning, containing 24.65 acres.

The grantors herein do reserve and retain the right at all times

hereafter to take water from the canal at any place, and at any time, when the same can be obtained by gravity flow from the canal for the purpose of watering and supplying the lands of the grantors herein, wherever such canal may serve such purpose usefully.

By this instrument neither the grantors herein, nor their heirs nor assigns shall be bound to maintain or do anything for the upkeep or operation of the canal or of the right-of-way herein granted to the grantees; the grantors reserve the right to construct bridges or passageways over the canal at such places as may be convenient or necessary for the use and operation of their own land.

The grantees have the rights to said easement forever, except that in the event that the same is not used as an irrigation canal for a period of five successive years, the full title to said easement shall revert to the grantors, their heirs and assigns forever.

Abstracted
Indexed
Entered
Compared
Filed

Handwritten signature or initials at the bottom of the page.

The grantees further agree that, in consideration for this grant, they will provide drainage facilities for the grantees' property as follows:

Beginning at the northwest corner in a southerly direction along the western boundary approximately one hundred yards is a drainage area to which the grantees hereby agree to provide adequate and reasonable drainage to and across said grantees' property.

Joseph G. Simpson
Louise C. Simpson
Earl S. Payne
Della P. Payne

STATE OF UTAH }
COUNTY OF Denise } ss

On the 13th day of December 1966, personally appeared before me EARL S. PAYNE and DELLA P. PAYNE, and JOSEPH G. SIMPSON and LOUISE SIMPSON, the signers of the within instrument who duly acknowledged to me that they executed the same.

Denise L. [Signature]
Notary Public
My Commission expires 26 June 1969. My residence is West Point, Utah