

WHEN RECORDED, PLEASE RETURN TO:  
Central Utah Water Conservancy District  
626 East 1200 South  
Heber City, UT 84032

Ent 305815 Bk 880 Pg 334-342  
Date: 09-AUG-2006 9:58AM  
Fee: None Filed By: MWC  
ELIZABETH PALMIER, Recorder  
WASATCH COUNTY CORPORATION  
For: CENTRAL UTAH WATER CONSERVANCY

### NOTICE OF LOCATION OF EASEMENT

WHEREAS, that certain Notice of Interest, recorded on June 9, 1999, under Entry No. 00214969, Book 00427, Page 00190 of Records, Wasatch County, Utah, a copy of which is attached hereto as EXHIBIT "A" and incorporated by reference herein, was recorded by Wasatch County Special Service Area No. 1 (the "Service Area"), to document an unrecorded easement in favor of the Service Area for the purpose of construction, operation and maintenance of irrigation pipelines and related facilities (the "Easement"); and

WHEREAS, the Notice of Interest generally describes the property burdened by the Easement as that parcel described in Book 148, Page 192, Wasatch County Recorder's Office, County Assessor Parcel No. OWC-1630-2-008-045, (the "Property"); and

WHEREAS, as set forth in the Notice of Interest, the Easement was granted to the Service Area by virtue of an Easement Agreement between the owner of the property described therein and the Service Area, a copy of which agreement(s) is attached hereto as EXHIBIT "B" and incorporated by reference herein; and

WHEREAS, the Notice of Interest provides that following completion of construction, the exact location of the Easement across the Property would be determined and appropriate documentation filed with the Wasatch County Recorder's Office; and

WHEREAS, construction has been completed and the exact location of the Easement has been determined.

NOW, THEREFORE, NOTICE IS HEREBY GIVEN, that the exact location of the Easement referenced in the Notice of Interest is hereby documented as follows:

1. The Property burdened by the Easement is more particularly described in EXHIBIT "C" attached hereto and incorporated by reference herein.
2. The exact location of the Easement is identified in that certain document entitled WASATCH COUNTY WATER EFFICIENCY PROJECT, PIPELINE EASEMENTS, APRIL 2003 (the "Easement Book"), recorded on June 13, 2003, under Entry No. 259146, Book 0630, Pages 0752-0887, of Records, Wasatch County, Utah, under Lateral No. T-J, in recordation page(s) 786, respectively, of the Easement Book.

DATED this 6 day of April, 2006.

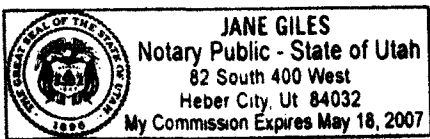
WASATCH COUNTY SPECIAL SERVICE AREA NO. 1

By: Jonathan M Clegg  
Its: Manager

STATE OF UTAH )  
: ss.  
County of Wasatch )

On the 6<sup>th</sup> day of April, 2006, appeared before me Jonathan Clegg, who duly acknowledged that the within and foregoing instrument was signed by him on behalf of Wasatch County Special Service Area No. 1 by authority of its Board of Trustees, and that said District executed the same.

Jane Giles  
NOTARY PUBLIC



**EXHIBIT "A"**  
**NOTICE OF INTEREST**

When Recorded return to: Wasatch County Special Service Area No.1  
2210 South Highway 40 - P.O. Box 87  
Heber City, Utah 84032

~~00214969 Bk 00427 Pg 00190-00190  
WASATCH CO RECORDER-ELIZABETH M PARCELL  
1999 JUN 09 16:31 PM FEE \$ .00 BY MWC  
REQUEST WASATCH COUNTY SPECIAL SERVICE~~

**NOTICE OF INTEREST**

Wasatch County Special Service Area No.1 has an unrecorded easement across the following described parcel of real property located in Wasatch County, State of Utah, for the purpose of construction, operation and maintenance of irrigation pipelines and related facilities:

**General Legal Description of Property**

That certain real property located in SE of Section 8 Township 4 South, Range 5 East as described in Docket 148, Page 192, Wasatch County Recorders Office. Affects County Assessor Parcel No. OWC-1630-2-008-045.

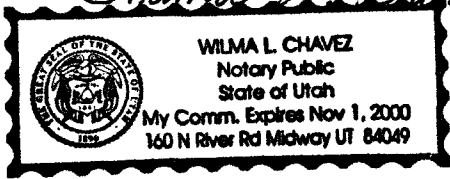
Following completion of construction, the exact location of the easement across the above-described property will be determined and the appropriate documentation filed with the Wasatch County Recorder's Office.

The easement was granted to Wasatch County Special Service Area No.1 by virtue of an Easement Agreement between the property owner GARY W & EDITH THURGOOD, and Wasatch County Special Service Area #1, dated the 1ST day of SEPTEMBER, 1998. A copy of the Easement Agreement is on file at the office of the Special Service Area, located at 2210 South Highway 40, Suite B, Heber City, Utah 84032 and may be inspected at that location during regular business hours.

Signature: Claude R. Hicke

Date: 6/4/99

Wilma L. Chavez



**EXHIBIT "B"**  
**EASEMENT AGREEMENT(S)**

**TURNOUT EASEMENT AGREEMENT**

I, GARY THURGOOD, do hereby grant unto Wasatch County Special Service Area #1 otherwise known as WCSSA #1, and their successors or assigns, a construction easement of approximately 25 feet in all directions from centerline of the landowner's turnout. This easement is for construction only and will not be recorded on the County records. The construction easement expires 3 years from the date of 3 Oct 98.

I, GARY THURGOOD, do hereby grant unto Wasatch County Special Service Area #1, otherwise known as WCSSA#1, and their successors or assigns, a permanent easement of approximately 12 1/2 feet in all directions from centerline of the landowners turnout or turnouts. This easement is for the purpose to operate and maintain the turnout. The permanent easement will be recorded on the County Recorder's records. This will be done after the turnout or turnouts are installed. WCSSA #1 will record the easements for the turnout or turnouts with the County Recorder after the total Wasatch County Water Efficiency Project is completed.

The turnout or turnouts are located on attached exhibits A and B. The location is SE 1/4 Sec. 8 T. 4S R. 5E.

The undersigned gives the right to the contractor for construction and WCSSA #1 staff, CUWCD, or agents to enter onto the property for inspection, operation and maintenance of the turnout or turnouts with their appurtenances. The participant will grant this easement for the right to use the delivery pipeline.

The contractor shall restore the disturbed area to pre-existing conditions, as required in the construction contract. The negotiation for the restoration of land and/or property is between the landowner and the contractor with the assistance of the WCSAA #1.

This easement is a legally binding document and cannot be altered without the agreement of all signatory parties.

Signed: *Gary Thurgood*  
Signed: \_\_\_\_\_

Date: 9-1-98  
Date: \_\_\_\_\_

Witness: *Jane Harrison*

Date: 9-1-98

**MAINLINE & TURNOUT EASEMENT AGREEMENT**

I, GARY THURGOOD, do hereby grant unto Wasatch County Special Service Area No. 1 otherwise known as WCSSA #1 and their successors or assigns, a temporary construction easement of approximately <sup>SEE</sup> ~~EXHIBIT~~ 10 feet left of centerline of Irrigation pipeline and <sup>SEE</sup> ~~EXHIBIT~~ 10 feet right of centerline of Irrigation pipeline for the purpose of installation of the Irrigation pipeline. The temporary construction easement will expire 3 years from the date of August 15, 1998. All distances are from centerline right or left of Irrigation pipelines looking in the direction of the flow of water in the Irrigation pipeline. The temporary construction easement will not be recorded.

I, GARY THURGOOD, do hereby grant unto Wasatch County Special Service Area No. 1 otherwise known as WCSSA#1, and their successors or assigns, a permanent easement of approximately 10 feet left of centerline of Irrigation pipeline and 10 feet right of centerline of Irrigation pipeline for the purpose of operation and maintenance of said Irrigation pipeline and turnout or turnouts. The permanent easement will be recorded among the records of the County Recorder. WCSSA#1 will record with the County Recorder the pipelines and turnout or turnouts easements after the installation is completed for the entire Wasatch County Water Efficiency Project.

Said easements are situated in the County of Wasatch, State of Utah and are shown in attachment Exhibits A and B. Property that the Irrigation pipeline traverses is located SE 1/4 Sec 8 T. 4S R. 5E .

The undersigned gives the right to the contractor for construction and WCSSA #1 staff, CUWCD, or agents to enter onto the property for inspections, operation and maintenance of the Irrigation pipeline and turnout or turnouts. The participant will grant this easement for the right to use the delivery Irrigation pipeline.

The contractor shall restore the disturbed area to pre-existing conditions as required in the construction contract. The negotiation for the restoration of land and/or property is between the landowner and the contractor with the assistance of the WCSSA#1.

This easement is a legally binding document and cannot be altered without the agreement of all signatory parties.

Signed: Gary Thurgood

Date: 9-1-98

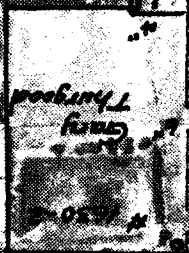
Signed: \_\_\_\_\_

Date: \_\_\_\_\_

Witness: Jane Hendson

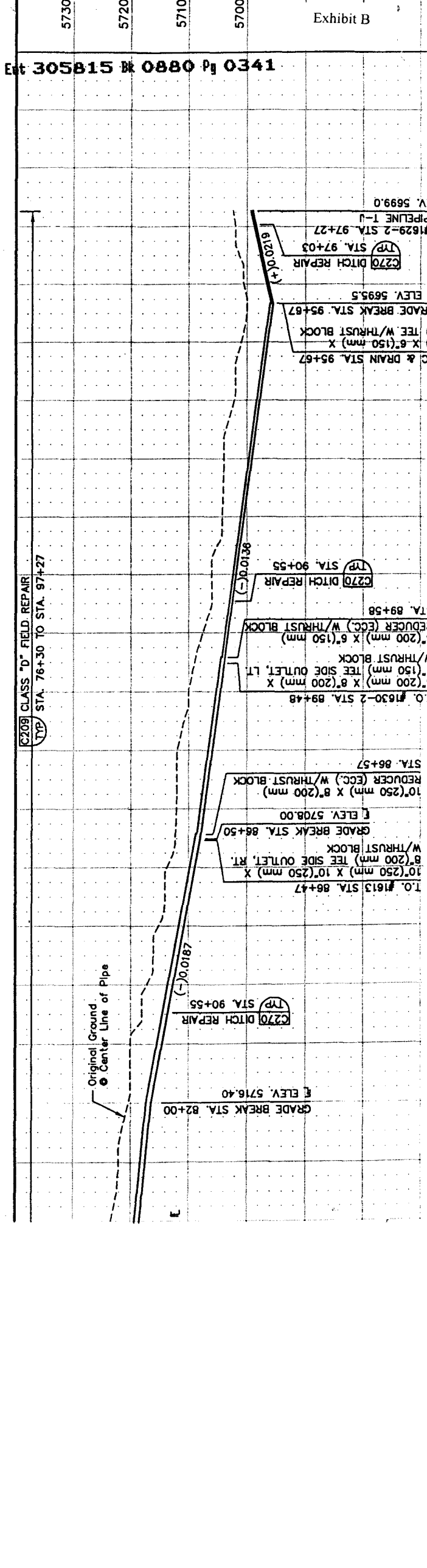
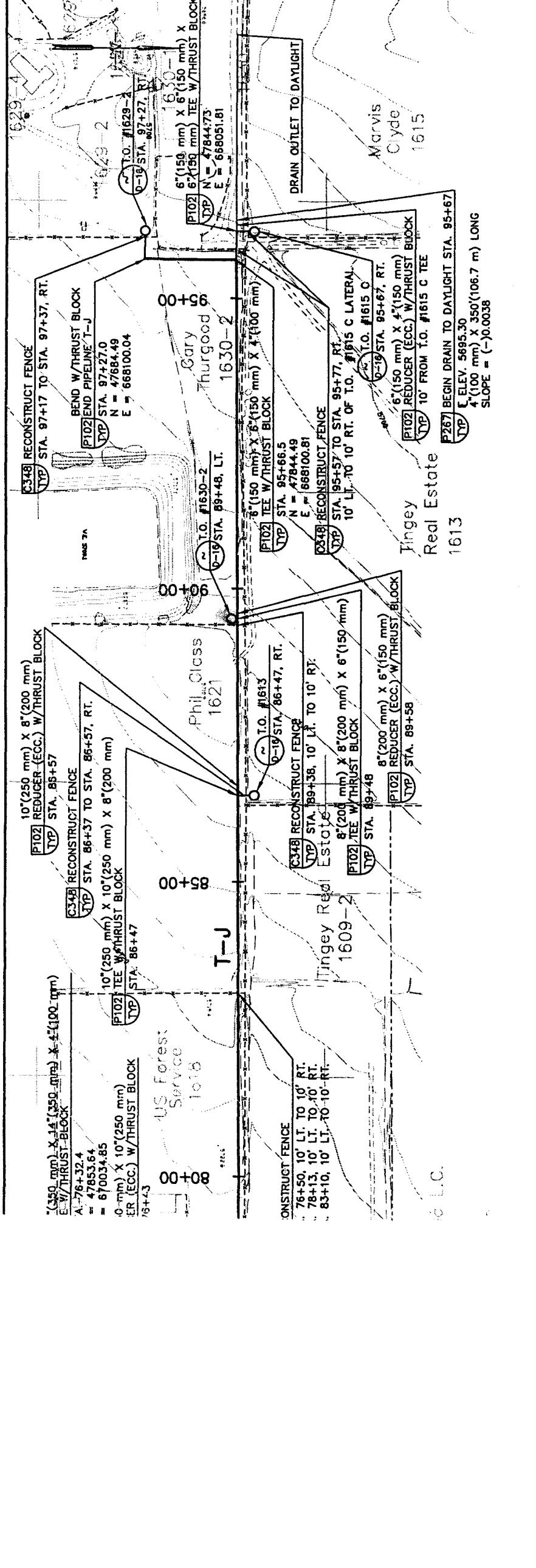
Date: 9-1-98

LATERAL T-2 4" PIPELINE  
TEMPORARY EASEMENT 30' LEFT 20' RIGHT  
PERMANENT EASEMENT 10' LEFT 10' RIGHT



LATERAL T-2 6" PIPELINE  
TEMPORARY EASEMENT 40' LEFT, 10' RIGHT  
PERMANENT EASEMENT 10' LEFT, 10' RIGHT





Est 305B15 BK 0880 Pg 0341

Exhibit B

5730  
5720  
5710  
5700

C & DRAIN STA. 95+67  
X 6\"/>

GRADE BREAK STA. 95+67  
ELEV. 5695.5  
C270 DITCH REPAIR  
STA. 97+03

PIPELINE T-J  
#1629-2 STA. 97+27  
E.V. 5699.0

C270 DITCH REPAIR  
STA. 90+55  
(-)0.0136

T.O. #1630-2 STA. 89+48  
8\"/>

STA. 86+57  
10\"/>

T.O. #1613 STA. 86+47  
10\"/>

C270 DITCH REPAIR  
STA. 90+55  
(-)0.0187

GRADE BREAK STA. 82+00  
ELEV. 5716.40

C270 DITCH REPAIR  
STA. 86+50  
ELEV. 5708.00

W/THRUST BLOCK  
8\"/>

GRADE BREAK STA. 86+50  
ELEV. 5708.00

10\"/>

STA. 89+58  
8\"/>

Original Ground  
Center Line of Pipe

Tingey  
Real Estate  
1613

Marvis  
Clyde  
1615

Gary  
Thurgood  
1630-2

Phil Class  
1621

US Forest  
Service  
1018

E.L.C.



**EXHIBIT "C"**  
**LEGAL DESCRIPTION OF THE PROERTY**

Commencing at a point 24 feet South of the Northeast corner of the Northwest quarter of the Southeast quarter of Section 8, Township 4 South of Range 5 East of the Salt Lake Base and Meridian, and running thence South 496.0 feet; thence West 648.0 feet, more or less, to the East line of lands now owned by LaMar Jensen; thence North  $0^{\circ}04'$  East 355.0 feet; thence North  $89^{\circ}41'32''$  West 111.94 feet; thence North 138.98 feet; thence North  $89^{\circ}54'17''$  East 759 feet, more or less to the point of beginning.

SUBJECT TO AND TOGETHER WITH A RIGHT OF WAY EASEMENT DESCRIBED AS FOLLOWS:

Commencing at a point having State Plane Rectangular Coordinates of X:2027248.26 and Y:783893.40 (based on the Lambert Conformal Projection, Utah Central Zone), said point also being South 22.63 feet and West 2079.94 feet from the East one-quarter corner of Section 8, Township 4 South, Range 5 East, Salt Lake Base and Meridian; thence North  $89^{\circ}54'17''$  West 584.70 feet; thence South  $89^{\circ}28'01''$  West 137.744 feet to the boundary of U. S. Highway 40; thence along said boundary North  $37^{\circ}30'38''$  West 30.853 feet; thence South  $89^{\circ}21'32''$  East 88.261 feet; thence North  $88^{\circ}21'56''$  East 63.235 feet; thence South  $89^{\circ}54'17''$  East 584.70 feet; thence continuing Easterly along the North line of the Southeast quarter of said Section 8 to the Northeast corner of the Northwest quarter of the Southeast quarter of said Section; thence South along the quarter section line 24 feet; thence West 759 feet, more or less, to the point of beginning.