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Book - 10643 Pg - 8927-8930
ADAM GARDINER
RECORDER, SALT LAKE COUNTY, UTAH
ELLIOTT F CHRISTENSEN
BY: NDP, DEPUTY - WI 4 P.

WHEN RECORDED, MAIL TO:
Brighton and North Point Irrigation Company
7145 So. Union Park Avenue
Midvale, Utah 84047

Tax Parcel Nos.: 15-03-451-005

NOTICE OF EASEMENT

NOTICE IS HEREBY GIVEN that Brighton and North Point Irrigation Company, a Utah corporation ("Brighton"), is the holder of an easement (the "Easement") established in part pursuant Utah Code Annotated 57-13a-102 for the location and operation of an irrigation canal system known as the Brighton Canal ("the Canal").

Brighton owns a thirty foot wide easement for its East Branch Canal crossing a portion of the Property, the centerline of which is described on Exhibit 'B-1' & 'B-2' attached hereto as identified in that certain Resolution dated February 27, 1981 in Book 5227 at Page 1418 as Entry Number 3546750. This easement was created, in part, by that certain Proclamation dated August 25, 1919 of the Salt Lake County Commission, recorded in Book 3K Liens and Leases, Page 133-136 of the official records of the Salt Lake County Recorder.

The existing canal, maintenance road, and related easements are described and depicted on the legal description annexed hereto as Exhibit A. This notice is recorded pursuant to Utah Code Annotated 57-13a-103. The Easement is held by Brighton for the construction, use, operation, maintenance, repair, and replacement of its canals, ditch laterals, headgates, weirs, diversions, canal banks, maintenance and access roads, toe drain ditches, pipelines, fences, gates and other related facilities. In addition, Brighton has the right to operate and maintain the Canal in a manner consistent with Utah law, including Utah Code Annotated 73-1-8. Pursuant to Utah Code Annotated 73-1-15, it is unlawful to encroach upon this Easement or to interfere with any of the water system located thereon.

This Notice does not alter the historic rights and interests of Brighton regarding its water rights, water facilities, its other assets, or its overall system of canals. This Notice is to provide record notice to the public of (1) the location of the Easement, and (2) Brighton's rights, privileges and interests in the Easement, in addition to any other seepage easements, lateral and subjacent support easements, and other rights existing of record or from use. Any questions about this Notice shall be directed to Brighton at the address above.

BRIGHTON AND NORTH POINT IRRIGATION COMPANY

By: Elliott F. Christensen
Elliott F. Christensen, President

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

On this 1st day of February 2018, personally appeared before me Elliott F. Christensen, who duly acknowledged to me that he is the president of Brighton and North Point Irrigation Company and duly authorized to execute the foregoing Notice of Easement on its behalf, and did so voluntarily for its stated purpose.

My Commission Expires:

March 10, 2018

Melisa Ann McSwan
Notary Public
Residing at: State of Utah

EXHIBIT A
[Legal Description of Easement]

DESCRIPTION of a portion of the existing BRIGHTON AND NORTH POINT IRRIGATION COMPANY canal system, being a part of the Southeast Quarter of Section 3, Township 1 South, Range 1 West, Salt Lake Base and Meridian, Salt Lake City, Salt Lake County, Utah, being a thirty (30) foot wide right-of-way and easement fifteen (15) feet on each side of the following described centerline:

Beginning at the intersection of the centerline of said existing canal and the south line of the K & W Investments, LTD property (VTDI Parcel Number 15-03-451-005), said point also being North 00°15'28" West 687.461 feet along the Quarter Section line and EAST 626.975 feet from the South Quarter Corner of Section 3, Township 1 South, Range 1 West, Salt Lake Base and Meridian; and running thence along the centerline of said canal for the following two courses: North 34°43'46" West 53.766 feet and North 45°04'19" West 223.432 feet to the north line of said K & W Investments, LTD property and point of ending of this right-of-way and easement, and with both sides of this right-of-way and easement extended to said south and north lines of said K & W Investments, LTD property, respectively.

748-BNP-K&W-INVESTMENTS-4DEC08.doc

EXHIBIT B-1
14

~~3546750~~

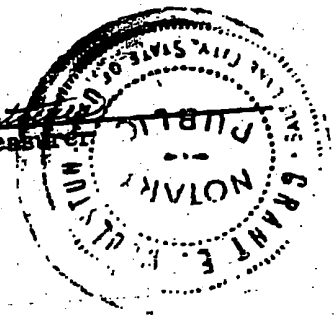
BRIGHTON-NORTH POINT IRRIGATION CO.
c/o George M. Loertscher, Secretary-Treasurer
1018 Montgomery Street, Salt Lake City, Utah 84104

Telephone 973-8260

RESOLUTION

Be it resolved that the center-line description of the Brighton-North Point Canal prepared by Bingham Engineering under date of July 1980, and revision January 1981, be adopted as the legal description of the Brighton-North Point Canal and it is further resolved that the President may be, and is hereby, authorized and directed to take any and all action necessary to record said legal description in the office of the Salt Lake County Recorder. Dated this twenty-seventh day of February 1981.

George M. Loertscher
Secretary-Treasurer



STATE OF UTAH
COUNTY OF SALT LAKE) ss

On the 20th day of March 1981, personally appeared before me George M. Loertscher who duly acknowledged that he is the Secretary-Treasurer of the Brighton-North Point Irrigation Company, and that the foregoing Resolution was duly adopted by the Board of Directors on the twenty-seventh day of February 1981.

My Commission expires: 5 Aug 82

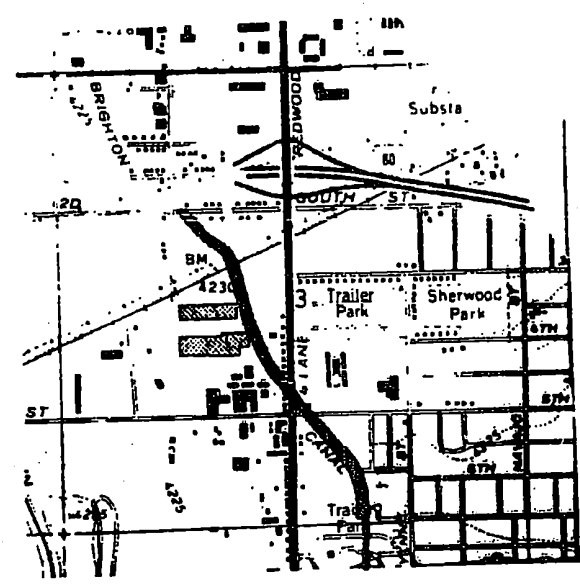
Grant E. Wilson
NOTARY PUBLIC
Residing in Salt Lake County, Utah

4400
Bingham North Point
REC'D
DEP
MAR 24 6 52 AM '81
KATIE L. DIXON
RECORDER
SALT LAKE COUNTY
UTAH

MM5227 REC-1403

CENTERLINE DESCRIPTION
OF THE
EAST BRANCH OF THE BRIGHTON NORTH POINT CANAL

Section 3, T1S, R1W



Beginning at Engineer's POT Station 139+48.14 which is a point on the south line of Section 3, T1S, R1W, SLB & M, and said point lies 470 feet more or less East of the south quarter corner of said Section 3, and running thence $N0^{\circ}22'43''W$, 447.00 feet; thence NW 47.70 feet along the arc of a 77 foot radius curve to the left (long chord bears $N18^{\circ}07'32''W$); thence $N35^{\circ}52'20''W$, 307.00 feet; thence NW 65.89 feet along the arc of a 302 foot radius curve to the left (long chord bears $N42^{\circ}07'20''W$); thence $N48^{\circ}22'20''W$, 214.00 feet to Engineer's PI Station 150+29.73; thence $N36^{\circ}07'20''W$, 710.00 feet through a culvert beneath 500 South Street and Redwood Road to Engineer's PI Station 157+39.73; thence $N28^{\circ}37'20''W$, 417.00 feet; thence $N30^{\circ}52'20''W$, 306.00 feet; thence NW 378.80 feet along the arc of a 1378 foot radius curve to the right (long chord bears $N22^{\circ}59'50''W$); thence $N15^{\circ}07'20''W$, 194.00 feet; thence NW 47.56 feet along the arc of a 300 foot radius curve to the left (long chord bears $N19^{\circ}39'50''W$); thence $N24^{\circ}12'20''W$, 250.00 feet to Engineer's POT Station 173+35.09 which point is the inlet end of a culvert under a double track of the Union Pacific Railroad; thence $N24^{\circ}12'20''W$, 56.00 feet through said culvert; thence $N24^{\circ}12'20''W$, 50.00 feet; thence NW along the arc of a 300 foot radius curve to the left (long chord bears $N33^{\circ}12'20''W$); thence $N42^{\circ}12'20''W$, 723.00 feet to a point on the north line of 200 South Street, which is the end of the East Branch, Station 182+58.34 which point lies 1330 feet more or less East and 800 feet more or less South from the Northwest corner of Section 3, T1S, R1W.

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