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WHEN RECORDED, MAIL TO: Brighton Canal Company 7145 So. Union Park Avenue Midvale, Utah 84047

Tax Parcel Nos.: 07-35-100-02

13836145

11/30/2021 04:09 PM \$ 40.00

Book - 11276 P9 - 2075-2076

RASHELLE HOBES

RECORDER, SALT LAKE COUNTY, UTAH

BRIGHTON CANAL COMPANY

7145 S UNION PARK AVE

MIDVALE UT 84047

BY: DHA, DEPUTY - WI 2 P.

## **NOTICE OF EASEMENT (CORRECTED)**

(Revised Legal Description)

NOTICE IS HEREBY GIVEN that Brighton Canal Company, LLC, a Utah Limited Liability Company, doing business as Brighton Canal Company ('Brighton'), successor in interest of Brighton and North Point Irrigation Company, a Utah corporation, 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"). The existing canal, maintenance road, and related easements are described (as corrected) on the attached legal description, annexed hereto as Exhibit 'A'. This notice is recorded pursuant to Utah Code Annotated 57-13a-103.

This 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. It is unlawful for any person or entity to place or maintain in place within the described easement any obstruction (such as debris, pavement, landscaping, shrubbery trees, plants, lawn, posts, poles, vaults, structures, sheds, fencing and other facilities). Brighton shall have the right to remove(with no obligation to replace), such obstructions from within the described Easement.

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 CANAL COMPANY, LLC

By: Substitute Christensen, Member/Manager

Elliott F. Christensen, Member/Manager

STATE OF UTAH

) ss.

COUNTY OF SALT LAKE

)

On the  $\frac{3075}{\text{day}}$  of November 2021, personally appeared before me, Elliott F. Christensen, the signer of the within instrument, who duly acknowledged to me that he executed the same.

My Commission Expires:

Notary Public Residing at:

Murray, UT 84107

Ent 13836145 BK 11276 PG 2075

Notary Public - State of Utah Mark David Winger

Comm. #707364

July 22, 2023

## **EXHIBIT 'A"**

Beginning at a point on the west line of Bonneville Center Subdivision-Plat B, recorded 9-30-98 as Entry Number 7104415, Book 98-9p Page 269 of the Salt Lake County Recorder's Office, said point also being South 89°58'50" West 1,030.24 feet along the Section line and South 00°01'10" East 99.00 feet from the North Quarter Corner of Section 35, Township 1 North, Range 2 West, Salt Lake Base and Meridian and running thence along the boundary of a Brighton and North Point Irrigation Company easement for the following seven (7) courses according to a Horrocks Engineering map titled Utah State Prison Relocation for said Brighton and North Point Irrigation Company and exhibit drawings by Psomas (Project No. 8H0E010300): 1) South 00°02'36" East 100.00 feet along last said west line of Bonneville Center Subdivision Plat-B, 2) South 89°58'50" West 1,609.47 feet, 3) South 89°55'15" West 2,156.71 feet, 4) South 89°55'17" West 485.59 feet, 5) South 89°55'25" West 2,644.47 feet, 6) North 89°59'08" West 68.51 feet, and 7) North 00°00'53" East 100.00 feet; thence along the southerly right-of-way line of 700 North, a 99 foot (ninety-nine) wide road for the following five (5) courses according to said Horrocks Engineering map and exhibit drawings by Psomas: 1) South 89°59'08" East 68.43 feet, 2) North 89°55'25" East 2,644.38 feet, 3) North 89°55'17" East 485.62 feet, 4) North 89°55'15" East 2,156.95 feet, and 5) North 89°58'50" East 1,609.27 feet to the point of beginning. Containing 696,470 square feet or 15.98875 acres, more or less.