

EASEMENT

143671 ✓ Bk 0743 Pg 0374
LuAnn Adams, Box Elder County Recorder
08/09/2000 1:00pm FEE: .00 Dep:JI
Rec'd For: LYLE NESSEN

06-093-0014

Brain D Poulsen and Jennifer L HIS WIFE, OF Howell, Box Elder County, Utah, hereinafter referred to as GRANTORS, do hereby grant, bargain, sell, transfer, conveys, and warrant unto HOWELL TOWN, its successors and assigns, herein-after referred to as GRANTEE, a perpetual easement with the right to erect, construct, install and lay and thereafter use, operate, inspect, repair, maintain, replace and remove a culinary water pipeline, together with all connections and appurtenances necessary thereto, over, across and through the land of Grantor situate in Box Elder County, State of Utah, and described as follows:

THAT PORTION OF S/2 OF SW/4 OF SEC 9, TWP 12N, R 5W, SLM, THAT LIES E OF ST HWY & W OF AN IRRIGATION CANAL DESC AS FOLLOWS: BEG AT A PT IN E R/W OF ST HWY, 49.00 FT E OF SW COR OF SD SEC 9, TH N 89°54'46"E 130.70 FT TO W BANK OF IRRIGATION CANAL, TH ALG SD W BANK OF AN IRRIGATION CANAL THE FOLLOWING 5 COURSES: N 7°05'14"E 189.22 FT N 34°29'29"E 47.37 FT, N 26°21'39"E 180.25 FT, N 7°38'00"W 104.08 FT, N 23°11'04"W 236.63 FT TO E R/W LINE OF ST HWY, TH SWLY 613.57 FT ALG A CURVE WHOSE RADIUS IS 1380.03 FT & WHOSE CHORD BEARS S 12°44'12"W 608.52 FT TO A STATE R/W MARKER, TH S 117.06 FT TO POB. SUBJ TO R/W'S.

Together with the right of ingress and egress necessary or convenient for all rights and privileges incident thereto, including the right to remove any obstruction which might insure or interfere with the GRANTEE'S use, occupation and enjoyment of this easement.

The consideration for this easement shall be ONE DOLLAR (\$1.00), receipt of which is hereby acknowledged and said consideration shall constitute payment in full for any damages to the land of Grantor, his successors and assigns, by reason of the installation, operation, and maintenance of the structures or improvements referred to herein. The Grantee covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTOR, his successors and assigns.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS THERE OF, THE GRANTOR has executed this agreement
this 8 day of AUGUST, 2000

Brian Fouben
Jennifer Fouben

Signed in the presence of:

Sept 11/00

STATE OF UTAH)
) ss.
COUNTY OF BOX ELDER)

On the 8 day of August, A.D., 2000 personally appeared before me
Brian D. Fouben and Jennifer J. Fouben his wife, the
signers of the within instrument who duly acknowledged to me that they executed the
same.

Beth Ann Esplin
Notary Public
Residing at:

My Commission Expires:

