NE-7-411-1W AUG 242000 07-046-0048pt,0045pt

E 1609716 B 2684 F 874 SHERYL L. WHITE, DAVIS CHTY RECORDER 2000 AUG 24 9:11 AM FEE 14.00 DEP MEC REC'D FOR QWEST

RECORDING INFORMATION ABOVE

## EASEMENT

R/W# <u>OD19801UT</u>

The Undersigned Grantor (and each and all of them if more than one) for and in valuable consideration, receipt of which is hereby acknowledged, do hereby grant and convey to U S WEST Communications, Inc., a Colorado corporation, (Grantee) whose address is 250 Bell Plaza, Salt Lake City, Utah 84111, its successors, assigns, lessees, licensees and agents, a perpetual easement to construct, reconstruct, operate, maintain and remove such telecommunications and electrical facilities as Grantee may require upon, over, under and across the following described land situated in County of <u>Davis</u>, State of Utah, which the Grantor owns or in which the Grantor has any interest, to wit:

An easement situated in a portion of the Northeast One Quarter of Section 9, Township 4 North, Range 2 West, Salt Lake Base and Meridian. Said easement is more particularly shown on Exhibit "A" attached hereto and made a part hereof:

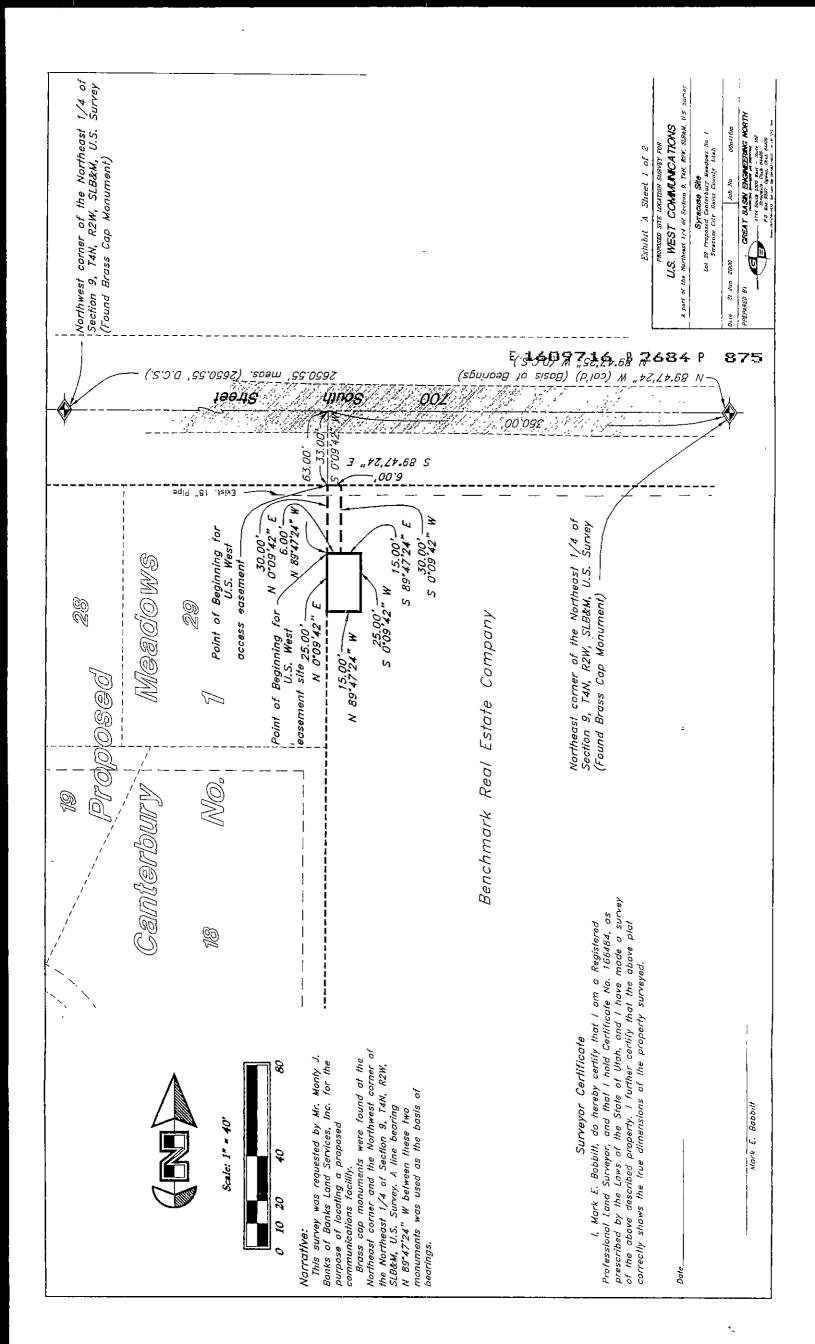
Grantee shall have the right of ingress and egress over and across the land of the Grantor to and from the above-described property. Grantee shall be responsible for all damage caused to Grantor arising from Grantee's exercise of the rights and privileges herein granted.

The Grantor reserves the right to occupy, use, and cultivate said Easement for all purposes not inconsistent with, nor interfering with the rights herein granted.

The rights, conditions and provisions of this easement shall inure to the benefit of and be binding upon the heirs, executors, administrators, successors and assigns of the respective parties hereto.

Any claim, controversy or dispute arising out of this Agreement shall be settled by arbitration in accordance with the applicable rules of the American Arbitration Association, and judgment upon the award rendered by the arbitrator may be entered in any court having jurisdiction thereof. The arbitration shall be conducted in the county where the property is located.

JOB NO.916K878 Clearfield - NE $\frac{1}{4}$  09 T4N R2W SLB&M - PARCEL:12-048-0097



## U.S. WEST EASEMENT SITE DESCRIPTION

along the North line of said Quarter Section and 63.00 feet Section: running thence South 89'47'24" East 15.00 feet; thence South 0'09'42" West 25.00 feet; thence North 89'47'24" West A part of the Northeast Quarter of Section 9, Township 4 North, Rombe 2 West, Salt Lake Base and Meridian, U.S. Survey. 15.00 feet; thence North 0°09'42" East 25.00 feet to the point of South 0°09'42" West from the Northeast corner of said Quarter Beginning at a point which is 350.00 feet North 89°47'24" West

Contains 375 sq. ft.

beginning.

## U.S. WEST ACCESS EASEMENT DESCRIPTION

A part of the Northeast Quarter of Section 9, Township 4 North, Linne 2 West, Salt Lake Base and Meridian, U.S. Survey.

Beginning at a point on the South Right of way line of 700 South Street, which is 350.00 feet North 89°47′24" West along the North thence South 0°09'42" West 30.00 feet; thence North 89°47'24" West 6.00 feet; thence North 0°09'42" East line of said Quarter Section and 33.00 feet South 0.09'42" West 30.00 feet to the point of beginning. South 89°47'24" East 6.00 feet along said South Right of Way line; from the Northeast corner of said Quarter Section: running thence

Contains 180 sq. ft.

Exhibit 'A' Sheet 2 of 2 PROPOSED SITE LOCATION SURPEY FOR

U.S. WEST COMMUNICATIONS

PREPARED BY OPEAT BASIN ENCHERNA MORTH

177 Such 100 Fed - Suite 102

Profess 507 Great CAS 6462

In fed to the be sentence to protect to

a port of the Northmost 1/4 of Section 9, TAN ROW, SLEEK U.S. Survey Syracuse Site
Lot 29 Proposed Canterbury Meadows No 1
Syracuse City, Davis County Utah Job No 00n416m