

RETURNED

JAN - 9 2002

E 1718812 B 2960 P 57
SHERYL L. WHITE, DAVIS CNTY RECORDER
2002 JAN 9 7:23 AM FEE 12.00 DEP KM
REC'D FOR QWEST CORPORATION

SE - 32 - 5N - 2W
14-048-0044 pt.

RECORDING INFORMATION ABOVE

EASEMENT

R/W# 0130201UT

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 Qwest Corporation, a Colorado corporation, (Grantee) whose address is 431 26th Street, Rm 209 Ogden Ut. 84119, 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 Davis, 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 Southeast Quarter of Section 32, Township 5 North, Range 2 West, Salt Lake Base and Meridian. Said easement is more particularly shown and described 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 and the right to clear and keep cleared all trees and other obstructions. 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.

Signed and delivered this 24th day of October, A.D., 2001

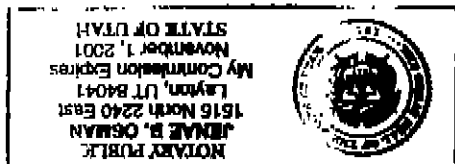
Grantor: Charles G. Osman

By West Point Towne Center LLC

Title Managing Member

STATE OF UTAH)
COUNTY OF Davis) SS

The foregoing instrument was acknowledged before me this 24 day of Oct., 2001, by Charles G. Osman the President managing of The West Point Towne Center, LLC.
WITNESS my hand and official seal this 24 day of Oct, 2001.



Jenae B. Osman
Notary Public

JOB NO.116E756 Clearfield - SE $\frac{1}{4}$ 32 T5N R2W SLB&M - PARCEL:14-048-0040&0063

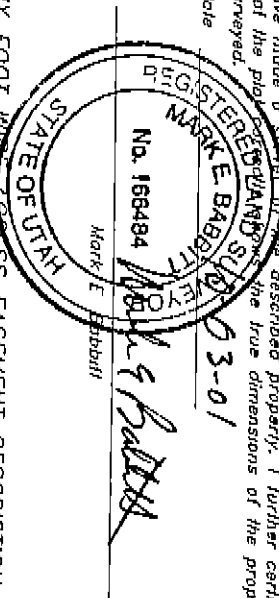
Mail to: Qwest Corporation, 431 26th Street, Rm 209 Ogden Ut. 84119

Narrative

This Survey was requested by Mr. Monty Banks of Banks Land Services, Inc. for the purpose of creating a 6' Access Easement and 30'x15' Site Easement for Great Communications. Davis County Survey Monuments were found at the intersection 3000 West and 300 North Street. A line bearing N 89°58'03" E between these two monuments was used as basis of bearing. No property corner were set.

Surveyor Certificate

I, Mark E. Babbitt, do hereby certify that I am a Registered Professional Land Surveyor, and that I hold Certificate No. 166484, as prescribed by the Laws of the State of Utah, and I have made a survey of the described property. I further certify that the plat is a true and correct copy of the true dimensions of the property surveyed.



SIX FOOT WIDE ACCESS EASEMENT DESCRIPTION

A 6 foot wide Access Easement to West for a underground cable more particularly described as follows:
A part of the Southeast Quarter of Section 32, Township 5 North, Range 2 West, Salt Lake Base and Meridian, U.S. Survey.
Beginning at a point on the North right of way line of 300 North Street (SR-107) which is 188.80 feet North 89°56'47" West along the Section line and 42.00 feet North 0°01'57" East from the Southeast Corner of said Section 32; running thence North 89°56'47" West 6.00 feet along said North right of way line, thence North 0°01'57" West 337.86 feet, thence North 89°58'03" East 6.00 feet, thence South 0°01'57" West 337.87 feet to the point of beginning.

30'x15' QWEST EASEMENT SITE DESCRIPTION

A part of the Southeast Quarter of Section 32, Township 5 North, Range 2 West, Salt Lake Base and Meridian, U.S. Survey:
Beginning at a point which is 188.80 feet North 89°56'47" West along the Section line, 42.00 feet North 0°01'57" West and 337.87 feet North 0°01'57" West from the Southeast Corner of said Section 32; running thence North 89°58'03" West 30.00 feet, thence North 0°01'57" West 15.00 feet, thence North 89°58'03" East 30.00 feet, thence South 0°01'57" West 15.00 feet to the point of beginning.
Contains 450 Square Feet
Or 0.010 Acre

Equestrian Ranchettes

30.00'

Lot 1 N 89°58'03" E

15.00'
N 0°01'57" W

30.00'
S 89°58'03" W

6.00'
N 89°58'03" E

West Point City
tax id # 14-048-0044

Point of Beginning
Site Easement
Edwin V. Kimber
Trustees
tax id # 14-048-0045

Marlin Larsen &
w/ Karen Marie Harder
tax id # 14-048-0003

Town of West Point
tax id # 14-048-0046

West Point City
tax id # 14-048-0047

Point of Beginning
6' wide Access Easement

Southeast corner of Section 32,
T5N, R2W, SLB&M, US Survey



Scale: 1" = 60'



LEGEND

- Found Section Corner
- Fence
- Centerline
- D.C.S.
- Davis County Survey

South 1/4 corner of Section 32, T5N,
R1W, SLB&M, U.S. Survey

(Basis of Bearings)

2655.77' D.C.S.

QWEST COMMUNICATIONS

A part of the Southeast 1/4 of Section 32, T5N, R2W, SLB&M, U.S. Survey

QWEST COMMUNICATIONS

West Point City, Davis County, Utah

Date: 1 Oct. 2001

Job No: 01H418V

PREPARED BY:

GREAT BASIN ENGINEERING NORTH



4371 South 1300 West - Suite 102
Provo, Utah 84603
Phone: 801-733-1000 Fax: 801-733-1001

RIGHT-OF-WAY NO. RW 01302010T

ACRES 126E756

EXCHANGE CLEARFIELD

\$ 13.00

DENIS

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