

RIGHT-OF-WAY AND EASEMENT GRANT

1000 and in 1919 for \$10.00 by D.P.Z. FROM JOHN TITUS & COMPANY COMPANY

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of One Dollar and other good and valuable consideration paid to JIAB SCHOOL DISTRICT, a political subdivision of the State of Utah, WENDELL A. LYNN, GAYLEN W. LYNN, BRYCE M. LYNN, MARIAN W. LYNN, as individuals, and DAYON C. WINN and LAYMERE K. WINN, as Co-Trustees of the DAYON C. WINN TRUST dated June 8, 1991, as amended, hereinafter referred to as Grantors, by ROBERT CREEK, a municipal corporation, hereinafter referred to as Grantee, the receipt of which is hereby acknowledged, the Grantors do hereby grant, and convey unto the Grantee, its successors and assigns, a perpetual easement with the right to construct and lay and thereafter use, operate, inspect, repair, maintain, replace, and remove sewer lines and appurtenances through the land of the Grantors situated in Utah County, State of Utah, said land being described as follows:

The Easement shall be 50 feet in width during construction, and upon completion the perpetual easement shall be 20 feet in width, 10 feet on each side of the centerline of Grantee's pipeline, more particularly described as follows, to-wit:

Centerline of the Easement: Beginning at a point which is South 0°28'01" East 246.97 feet along the Section line and West 242.39 feet to the Northeast corner of Lot 6, Plat "C" of the Lymanwood Subdivision and South 89°31'24" West 822.42 feet along the North line of Plat "C" of the Lymanwood Subdivision to a point which is South 89°21'56" West 10.00 feet from the centerline of 800 West Street from the East Quarter Corner of Section 33, Township 12 South, Range 1 East, Salt Lake Base and Meridian, thence North 1°24'49" West 800.00 feet, thence North 44°21'31" West 313.66 feet, thence North 48°20'33" West 280.17 feet to a point which is 10.00 feet North of the 1/4 line, thence South 89°42'07" West 1433.13 feet, thence South 62.80 feet to an existing manhole, thence South 89°42'07" West 128.00 feet to the East right-of-way of 400 West Street, North.

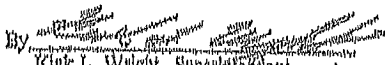
TO HAVE AND TO HOLD the same unto the Grantee, its successors and assigns, with the right of access through adjoining property along this right-of-way to build, maintain, operate, repair, inspect, protect, remove, and replace the same. In the case of an emergency when it would be hazardous to do otherwise, access may be from surrounding property. The Grantee shall have the right to use the said premises except for the purposes for which this right-of-way and easement is granted to the Grantee provided such use does not interfere with the installation or any other rights granted to the Grantee hereunder.

The Grantors shall not build or construct nor permit to be built or constructed any permanent structures over said right-of-way. The Grantors shall not build or permit to be built any other improvement or pipe over, across, or under said right-of-way, or lower the contour thereof without notifying the Grantee at least two working days before any digging begins.

It is hereby understood that any parties securing this grant on behalf of the Grantee are without authority to make any representations, covenants, or agreements not herein expressed.

IN WITNESS WHEREOF, the Grantors have executed this instrument this 25th day of August, 2000.

JIAB SCHOOL DISTRICT, a political subdivision of the State of Utah

By  Kirk L. Wright, Superintendent

(continued)

Wendley A. Lynn
Wendley A. Lynn

Gayle W. Lynn
Gayle W. Lynn

Bryce M. Lynn
Bryce M. Lynn

Marilyn W. Lynn
Marilyn W. Lynn

DEVON C. WINN 1990 TRUST dated
June 8, 1991, as amended

DeVon C. Winn
DeVon C. Winn, Trustee

Laverne K. Winn
Laverne K. Winn

STATE OF UTAH)
COUNTY OF JUAB) 88.

On the 13th day of August, A.D. 2000, personally appeared before me, Kirk L. Wright, who, being by me first duly sworn, on oath did say that he is the Superintendent of Juab School District, a political subdivision of the State of Utah, and that the foregoing instrument was signed by him in behalf of said Juab School District with full authority thereof.



Kirk L. Wright
Notary Public

STATE OF UTAH)
COUNTY OF JUAB) 88.

On the 13th day of August, A.D. 2000, personally appeared before me, a Notary Public in and for said state, Wendley A. Lynn, Gayle W. Lynn, Bryce M. Lynn and Marilyn W. Lynn, the signers of the foregoing instrument, who duly acknowledged to me that they executed the same.



Wendley A. Lynn
Notary Public

STATE OF UTAH)
COUNTY OF JUAB) 88.

On the 13th day of August, A.D. 2000, personally appeared before me, a Notary Public in and for the State of Utah, DeVon C. Winn and Laverne K. Winn, as Co-Fiduciaries of the DeVon C. Winn 1990 Trust dated June 8, 1991, as amended, the signers of the above instrument, who duly acknowledged to me that they executed the same pursuant to and in accordance with powers vested in them by the terms of said trust agreement.



DeVon C. Winn
Notary Public