

RETURNEE  
SEP 28 2007

2309708  
BK 4377 PG 920

E 2309708 B 4377 P 920-922  
RICHARD T. MAUGHAN  
DAVIS COUNTY, UTAH RECORDER  
09/28/2007 01:31 PM  
FEE \$0.00 Pgs: 3  
DEP RTT REC'D FOR MBA PROPERTIES

When recorded mail to:  
Bountiful City  
790 S. 100 E.  
Bountiful, Utah 84010

39- BTF1- NMC

## GRANT OF PUBLIC UTILITY EASEMENT

WHEREAS, Marvin A. Blosch hereinafter called the Grantor, owner and entitled to possession of real property situated in Bountiful, Davis County, Utah as shown:

BEGINNING ON THE WEST SIDE OF STREET 43.00 RODS AND 8.25 FEET EAST AND 165.00 FEET SOUTH OF THE NORTHWEST CORNER OF BLOCK 39, NMC PLAT, BOUNTIFUL TOWNSITE SURVEY; AND RUNNING THENCE SOUTH 99.00 FEET; THENCE WEST 195.00 FEET; THENCE NORTH 99.00 FEET; THENCE EAST 195.00 FEET TO THE POINT OF BEGINNING. 03-037-0013 ✓

WHEREAS, Bountiful City, hereinafter called the Grantee, is desirous of obtaining a permanent public utility easement over a portion of said property as shown above.

WHEREAS, the said grantors are willing to grant and convey the same to Grantee for the consideration hereinafter set forth:

NOW THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) to the Grantors paid by the Grantee, receipt of which is hereby acknowledged, said Grantors hereby conveys and grants to the Grantee, its successors, transfers, and assigns a permanent public utility easement as described below, hereinafter described to construct, reconstruct, operate, repair, replace and maintain the Utility: in, over, upon across and through those portions of Grantors land as follows:

### See Attached Exhibit "A"

Grantors shall, subject to the Grantees rights as herein granted, have the right to fully enjoy and use the premises burdened by said easements, but Grantor, his heirs successors, administrators, representatives or assigns, shall not erect any permanent buildings or structure upon the lands comprising the perpetual or permanent easement above herein described without Grantees consent in writing first had and obtained.

Grantee, by accepting this grant agrees to replace or repair, with materials of like kind and equal quality, any existing fences, ditches, pipelines, driveways, curbing parking lot, landscaping or roadways, including the appurtenances thereto, damaged or destroyed in said construction, and will restore the surface as near can be to its original condition within the easement area. Grantee, his heirs, successors, administrators, representatives or assigns, shall not erect any permanent buildings or structures over and across said easement.

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Witness the hand of said grantor this 24<sup>th</sup> day of September, 2007

Marvin A. Bloch  
Marvin A. Bloch

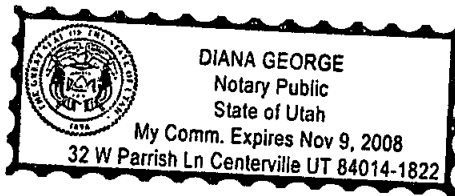
STATE OF UTAH

COUNTY OF DAVIS

On the 24 day of September, 2007, personally appeared before me, Marvin A. Bloch, the signer of the foregoing instrument, who duly acknowledged to me that he executed the same.

Diana George  
NOTARY PUBLIC

My commission expires: November 9, 2008 Residing at: Bountiful, UT



# H HILL & ARGYLE, Inc.

## Engineering and Surveying

181 North 200 West, Suite #4, Bountiful, Utah 84010  
 (801) 298-2236 Phone, (801) 298-5983 Fax



40° 53' 27.12" N  
 111° 53' 09.40" W

*Exhibit A*



September 27, 2007

Marv Blosch - 500 South

10-foot Public Utility Easement - 5 feet on both sides of the following described centerline.  
 Centerline description runs 5 feet North and West and parallel to fence lines.

Beginning at a point 5 feet North of and existing fence which point is North 89°44'04" East 371.15 feet along the monument line and due South 288.16 feet from the monument at the intersection of 500 South and 100 East Streets, which point is given as 281.75 feet East from the Northwest Corner of Block 39, North Millcreek Plat, Bountiful Townsite Survey and running thence North 89°55'10" East 61.74 feet more or less, North of an existing fence to a point 5 feet West of an existing fence line; thence North 0°44'12" West 97.99 feet, more or less, to point on a fence line 5 feet West of an existing fence.