

WHEN RECORDED, MAIL TO:  
Utah Department of Transportation  
Right of Way, Fourth Floor  
Box 148420  
Salt Lake City, Utah 84114-8420

NW 24 > 3N-1W  
SW 13

RETURNED  
APR 7 2008

E 2359778 B 4519 P 598-599  
RICHARD T. MAUGHAN  
DAVIS COUNTY, UTAH RECORDER  
04/24/2008 02:07 PM  
FEE \$0.00 Pgs: 2  
DEP RTT REC'D FOR UTAH DEPT OF TRA  
NSPORTATION

DEED OF EASEMENT  
Davis County

The UTAH DEPARTMENT OF TRANSPORTATION, by its duly appointed Director of Right of Way, Grantor, of Salt Lake City, County of Salt Lake, State of Utah, Grantor, herein referred to as Grantor, Grants and Conveys to the WEBER BASIN WATER CONSERVANCY DISTRICT, Grantee, for the sum of One Dollar and other good and valuable consideration, the receipt of which is hereby acknowledged, a perpetual easement to construct, reconstruct, operate and maintain an underground pipeline or pipelines and other related appurtenant structures on, over, or across the following described property:

PART OF THE GRANTOR'S ENTIRE TRACT OF PROPERTY, SITUATE IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 13, TOWNSHIP 3 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY RIGHT OF WAY LINE OF THE UNION PACIFIC RAILROAD, SAID POINT BEING SOUTH  $89^{\circ}48'27''$  WEST 734.65 FEET ALONG THE SECTION LINE TO SAID WESTERLY RIGHT OF WAY LINE AND NORTH  $50^{\circ}36'16''$  WEST 124.09 FEET ALONG SAID WESTERLY RIGHT OF WAY LINE FROM THE SOUTH QUARTER CORNER OF SAID SECTION 13; THENCE NORTH  $50^{\circ}36'16''$  WEST 40.84 FEET ALONG SAID WESTERLY RIGHT OF WAY LINE; THENCE SOUTH  $51^{\circ}02'24''$  WEST 101.32 FEET; THENCE SOUTH  $38^{\circ}57'36''$  EAST 40.00 FEET; THENCE NORTH  $51^{\circ}02'24''$  EAST 109.56 FEET TO THE POINT OF BEGINNING. CONTAINS 4218 SQUARE FEET OR 0.0968 ACRES.

TAX ID NO. 08-075-0032  
Project No. SP-0067(1)0  
PARCEL NO. 212:EQ2  
SEE EXHIBIT RW-9.1

BASIS OF BEARING: SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 13 IN THE DAVIS COUNTY COORDINATE SYSTEM SOUTH ( $89^{\circ}48'27''$  WEST).

Grantor shall, subject to Grantee's rights as herein granted, have the right to fully enjoy and use the premises burdened by said easement, but Grantor, its successors and assigns, shall not erect any permanent buildings, structures, or place trees upon lands comprising the perpetual easement without the Grantee's consent in writing. Notwithstanding the foregoing, Grantor, its successors and assigns, shall have the right to enter into agreements relating to and impacting the easement area set forth herein, subject to the prior written consent of Grantee, which consent shall not be unreasonably withheld.

Project No. SP-0067(1)0  
PARCEL NO. 212:EQ2

ACKNOWLEDGMENT

IN WITNESS WHEREOF, said UTAH DEPARTMENT OF TRANSPORTATION has caused this instrument to be executed this 17<sup>th</sup> day of April, A.D. 2007, by its Director of Right of Way.

STATE OF UTAH )  
 )  
 ) ss.  
COUNTY OF Salt Lake )

UTAH DEPARTMENT OF TRANSPORTATION

By \_\_\_\_\_

M. D. McMillan

Director of Right of Way

On the date first above written personally appeared before me,  
Lyle D. McMillan, who, being by me duly sworn, did say that he is the Director of Right of Way, and he further acknowledged to me that said instrument was signed by him in behalf of said UTAH DEPARTMENT OF TRANSPORTATION.

WITNESS my hand and official stamp the date in this certificate first above written.

Dian McGuire  
\_\_\_\_\_  
Notary Public

Prepared by CRS 11/14/2007

