

WHEN RECORDED MAIL TO:  
Ironwood Real Estate  
1392 Pass Canyon Road  
Erda, UT 84074

\*\*\*\*\*

## EASEMENT

### GRANTOR

*EXCELSIOR DEVELOPMENT L.L.C. A Utah Limited Liability Company.*

Hereby convey(s) and warrants

TO

### GRANTEE

*ERDA ACRES WATER COMPANY, A Utah Non-profit Water Company*

Of ERDA, TOOELE COUNTY, UTAH

Along with their successors, assigns, lessees, licensees and agents, a perpetual easement for the purpose of constructing and maintaining water lines and appurtenant parts thereof that require upon, over, under and across the following described land which the Grantor owns or in which the Grantor has any interest in, to wit:

For the Sum of

\*\*\*\*\*TEN DOLLARS AND OTHER GOOD AND VALUABLE  
CONSIDERATION\*\*\*\*\*

The following described tract of land in TOOELE, County, and State of UTAH:

**20 Foot Waterline Easement Main Line**

A 20 foot waterline easement for the main waterline, situate in the Southeast Quarter of the of Section 33, Township 2 South, Range 4 West, Salt Lake Base and Meridian, more particularly described as follows:

Beginning at a point that lies South 89°39'27" West 315.40 feet along the Quarter Section line and South 0°30'00" East 41.95 feet and South 89°32'00" West 1292.12 feet and South 1°09'00" East 7.00 feet from the East Quarter Corner of Section 33, Township 2 South, Range 4 West, Salt Lake Base and Meridian, and running:

thence South 514.00 feet;  
thence South 89°32'00" West 20.00 feet;  
thence North 514.00 feet;  
thence North 89°32'00" East 20.00 feet to the Point of Beginning.

**20 Foot Waterline Easement Fire Hydrant Line**

A 20 foot waterline easement for secondary fire hydrant waterline, situate in the Southeast Quarter of the of Section 33, Township 2 South, Range 4 West, Salt Lake Base and Meridian, more particularly described as follows:

Beginning at a point on an existing waterline easement that lies South 89°39'27" West 315.40 feet along the Quarter Section line and South 0°30'00" East 41.95 feet and South 89°32'00" West 1312.12 feet and South 1°09'00" East 7.00 feet and South 106.36 feet from the East Quarter Corner of Section 33, Township 2 South, Range 4 West, Salt Lake Base and Meridian, and running:

thence South 20.00 feet along the west line of said waterline easement;  
thence North 89°56'49" West 371.04 feet;  
thence North 0°03'11" East 20.00 feet;  
thence South 89°56'49" East 371.02 feet to the Point of Beginning.

And:

13-3-4

Grantee shall have the right of ingress and egress over and across the land of the grantor to and from the below described property. Grantee shall be responsible for all damage caused to grantor arising from grantees exercise of the rights and privileges herein granted.

The grantor reserves the right to occupy, use 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 and administrators, successors and assigns of the respective parties.

*R J Peck*  
EXCELSIOR DEVELOPMENT L.L.C.

*Manager*  
TITLE

STATE OF UTAH

ss.

COUNTY OF UTAH

On the 10<sup>TH</sup> day of AUGUST, 2009, Personally appered before me *Paul L. Peck* of EXCELSIOR DEVELOPMENT, a Utah Limited Liability Company, the signer(s) fo the within instrument who dully acknowledged to me that he executed the same.

*Shay Clark*  
Notary Public

Commission Expires: 12-26-2011

Residing In: LEHI, UTAH

