

New

OUTFALL EASEMENT

WE, THE UNDERSIGNED owners of real property situated and located in Morgan County, State of Utah, do hereby convey, grant, and release to Mountain Green Sewer Improvement District, Morgan County, State of Utah, an easement and right-of-way for a sanitary sewer and related facilities, over, under, and through the following described real property situated in Morgan County, State of Utah, and more particularly described as follows:

Said property being described as follows: Situate in the Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 27, and the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 26, Township 5 North, Range 1 East, Salt Lake Base and Meridian. Commencing 121.2 rods east of the center of Section 27, running thence south 80 rods; thence east 84.2 rods; thence north 5-1/2° west 114.6 rods to the center of the County Road; thence north 87° east along the center of road 24 rods; thence north 43.6 rods; thence west 97.2 rods; thence south 80 rods to place of beginning.

EXCEPTING THEREFROM the following described real property:

A part of the Southwest Quarter of the Northwest Quarter of Section 26, Township 5 North, Range 1 East, Salt Lake Base and Meridian, U.S. Survey: BEGINNING at the Southeast Corner of Lot 15, Mt. Green Subdivision Plat No. 1 and running thence south 80° 40' 00" east along street 39.62 feet; thence to the right along the arc of a 239.68 foot radius curve 140 feet along said street; thence north 04° 00' 00" west 185 feet; thence south 86° 00' 00" west 147 feet to the east line of said Lot 15; thence South 110 feet, more or less to the place of beginning.

ALSO: A parcel of land having a 100 foot radius, the center of which is 90.66 feet south and 351.15 feet east of the West Quarter Corner of Section 27, Township 5 North, Range 1 East, Salt Lake Base and Meridian, U.S. Survey. Together with a 10 foot pipeline easement, 5 feet each side of the following described centerline; beginning at a point 90.66 feet South and 351.15 feet east of the West Quarter Corner of Section 27, Range 1 East, Salt Lake Base & Meridian, U.S. Survey: running thence north 09° 22' 16" west 270.89 feet; thence north 10° 08' 46" west 283.86 feet; thence north 19° 29' 45" west 191.74 feet; thence north 25° 12' 45" west 230 feet; thence north 13° 34' 30" west 145.04 feet; thence north 00° 01' 30" west 87.60 feet; thence north 03° 12' 55" west 131.82 feet; thence north 15° 46' 08" west 59.82 feet; thence north 25° 17' 22" west 93.39 feet; thence north 18° 04' 37" west 122.59 feet; thence north 26° 16' 10" west 61.68 feet; thence north 65° 02' 45" west 4.05 feet to the east side of the existing reservoir. /Also a reservoir easement having a 50 foot radius, the center of which is 88.0 feet west and 1534 feet north of the West Quarter Corner of Section 27, Township 5 North, Range 1 East, Salt Lake Base and Meridian, U.S. Survey. These rights of way are granted for the purpose to ingress and egress with the necessary rights of maintenance and operation of the water association. Subject to the existing rights of way of record and for existing creek and irrigation ditches.

Entry No. 58557 Book M 73
 CORDED 11-29-82 9:16 A. M. Page 867
 REQUEST of Mt. Green Sewer
 15-50 *Mountain Green Sewer*

ALSO: A a part of the Southwest Quarter of Section 26, and the Southeast Quarter of Section 27, Township 5 North, Range 1 East, Salt Lake Base and Meridian, U.S. Survey: BEGINNING at a point which is north 00° 18' 00" east 1324.0 feet along the section line, and south 89° 55' 00" west 557.70 feet from the Southeast Corner of said Section 27, said point is also given as 126.2 rods east and 80 rods south from the center of said Section 27, running north 89° 55' 00" east 1306.8 feet; thence north 05° 30' 00" west 453.34 feet to the south line of the Union Pacific Railroad Right-of-Way; thence north 83° 33' 00" west 1268.26 feet along said south line; thence south 00° 18' 00" west 595.63 feet to the point of beginning.

A part of the Northwest Quarter of Section 26, Township 5 North, Range 1 East, Salt Lake Base and Meridian, U.S. Survey: Beginning at a point on the north line of State Highway 30; said point being 552.77 feet north along the section line and 811.95 feet north 86° 00' 00" east from the West Quarter Corner of said Section 26; and running thence north 03° 00' 00" west 160.42 feet; thence northerly along the arc of a 239.68 foot radius curve to the left 13.57 feet (Long Chord bears north 04° 37' 17" west 13.56 feet); thence north 86° 00' 00" east 96.65 feet, more or less; thence south 174.39 feet, more or less, to said north line of State Highway 30; thence south 86° 00' 00" west 87.14 feet, more or less, along said north line to the point of beginning.

A twenty-foot wide perpetual easement centered about a line described as follows: Commencing at a point on the easterly boundary line of the above described property, said point being 1969.15 feet west and 482.42 feet south of the center of Section 26, Township 5 North, Range 1 East, Salt Lake Base and Meridian, said point being on the property's easterly boundary line and 10 feet north of the north Right-of-way line of Interstate 84; thence N 83° 24' 15" W along said right-of-way line 125 feet more or less.

Together with a continuous and contiguous 40-foot wide temporary construction easement located along the north side of the permanent easement, which construction easement shall serve through the construction contract period and thereafter terminate upon final approval and inspection by The Mountain Green Sewer Improvement District and the Grantor(s).

This easement is granted in consideration for the construction of the above described pipeline and related facilities for the improvement of real property owned by the Grantor(s) along with \$10.00 and other good and valuable consideration.

Grantor(s) hereby agree that Mountain Green Sewer Improvement District shall have the right of ingress to and egress from the property above described for the purpose of constructing, maintaining, and repairing said certain pipeline and related facilities, to be located on the above described property. The District agrees to only enter the property by way of the easement. No access rights are granted through any other portion of the owner's property.

The Grantor(s) hereby agree not to construct or maintain any building or structure of a permanent nature upon the perpetual easement above described.

JUL 10 '89 12:04 APIK UTAH 801 373 20840

P.44

Construction shall proceed in such a manner to minimize the impact on improved landscaping. All construction shall be completed within 30 days of commencement of construction. After construction all disturbed ground surfaces within the proposed easements will be smoothed to conform to existing grades and improved landscaping such as trees, shrubs, sod, and appurtenances will be restored to original condition in so far as practicable. In addition, at the conclusion of the construction the District shall install a 12-foot wide lockable swinging gate in the fence along the east property line. The District shall furnish two padlocks to the owner to be installed on the gate.

DATED this 13 day of July, 1989

Signed: June W. Poll TRUSTEE
June W. Poll

Signed: Robert W. Poll TRUSTEE
Robert W. Poll

Signed: Shelly Hopkin TRUSTEE
Shelly Hopkin

SUBSCRIBED AND SWORN to before me, a Notary Public, in and for the State of Utah, on this day and year above written.

RONALD L. LAWSON
Notary Public

Residing at: Mountain Green, UT Commission Expires: 3-1-1991

