

7622449

When Recorded, Please Mail To:
Sherry Jones
Salt Lake City Suburban Sanitary District No. 1
3932 South 500 East
Salt Lake City, Utah 84107-1895

7622449
04/21/2000 09:25 AM NO FEE
NANCY WORKMAN
RECORDER, SALT LAKE COUNTY, UTAH
SL CITY SUBURBAN SAN.DIST.#1
3932 S 500 E
SLC UT 84107-1895
BY: ZJM, DEPUTY - WI 4 P.

GRANT OF EASEMENT
FOR CONSTRUCTION AND MAINTENANCE OF WASTEWATER
COLLECTION AND TRANSPORTATION FACILITIES

For good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, Robert N. Shupe & Diane E. Shupe of Shupe Investments, Ltd., Grantor, hereby convey and warrant to Salt Lake City Suburban Sanitary District No. 1, a Special District of the State of Utah, (the "District") Grantee, of Salt Lake County, Utah, for the benefit of the District and in the public interest, a permanent easement and right-of-way (the "Easement") for the purpose of constructing, operating and maintaining one or more underground pipelines in the easement and all related equipment and apparatus including, without limitation, electrical lines and communication facilities relating thereto and manholes and other means of access on the surface of the Easement (collectively, the "Facilities"); the Easement granted herein for the collection and transportation of wastewater as permitted by the District in the exclusive discretion of the District, over, across, through and under the premises of the Grantor situated in Salt Lake county, Utah which premises are described on Exhibit "A" which is attached hereto and incorporated herein by reference. The Easement conveyed hereby is 10 feet wide, 5 feet on each side of the centerline of the Easement. The Easement is more particularly described on Exhibit "B" which is attached hereto and incorporated herein by reference.

Granting to Salt Lake City Suburban Sanitary District No. 1 a perpetual right of ingress and egress to and from and along the Easement with the right to construct, install, operate, maintain, repair, replace, reconstruct, augment and/or remove the Facilities and such other facilities deemed necessary by the District for the collection and transportation of wastewater, together with the right to use such other property of Grantor as may be reasonably necessary for ingress and egress to the Easement and for the other purposes set forth above and the right, in Grantee's sole discretion, to allow other persons to utilize the Easement for the purpose of constructing, maintaining, operating and repairing certain of the Facilities and for the purpose of constructing, maintaining, operating, repairing and connecting pipelines and appurtenances to the Facilities which are owned and operated by the Grantee or other persons.

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**GRANT OF EASEMENT
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Nothing contained herein shall: (i) constitute acceptance or ownership by the District of any sewer laterals or other facilities installed and/or maintained by persons other than the District; nor (ii) constitute acceptance or ownership by the District of any Facilities installed and/or maintained by persons other than the District prior to the time that the District officially accepts such Facilities.

Grantor shall have the right to utilize the surface of the Easement for uses which are not inconsistent with the rights granted to the Grantee herein, however Grantor shall not construct any structures or other permanent improvements on the surface of the Easement without first obtaining Grantee's express written consent, which consent may be withheld in Grantee's sole discretion.

The Grantee hereby agrees to repair or replace any damages to Grantor's land or crops caused by the Grantee, but not to permanent improvements encroaching upon the Easement (whether or not permitted by Grantee), in the construction, maintenance, repair, operation, replacement, or removal of the Facilities.

WITNESS the hand of said Grantor this 5 day of June, 1999.

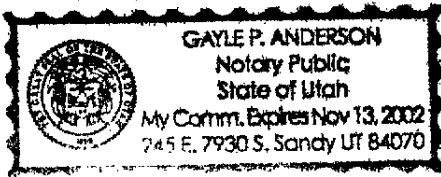
Shupe Investments Ltd
By Robert N. Shupe - Gen Partner
[Grantor's Name]

Shupe Investments Ltd.
By Deanne E. Shupe - Gen Partner
[Grantor's Name]

STATE OF UTAH)
)
) :SS
COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 5 day of June, 1999, by Robert N. Shupe and Deanne E. Shupe

(Seal)



My Commission Expires:

11/13/2002

Gayle P. Anderson
Notary Public for Utah
Residing at: Sandy, Utah

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EXHIBIT "A"

[Grantor's Property]

Real property located in Salt Lake County, Utah, described as:

Beginning at a point where the West line of Highland Drive intersects the South line of a 33.00 foot county road, said point being South 1099.08 feet and East 483.32 feet from the West Quarter Corner of Section 28, Township 1 South, Range 1 East, Salt Lake Base and Meridian, said point also being North 15°15'50" West 441.47 feet and South 89°20'00" West 34.21 feet from a county monument; and running thence South 15°15'50" East along the Westerly right-of-way of Highland Drive 158.67 feet; thence West 280.79 feet; thence South 00°04'00" East 10.30 feet; thence South 89°20'00" West 57.86 feet to the fence line of a parcel deeded to Kent and Pat Judkins, recorded as Entry 6342769, Book 7386, Page 1680; thence along said fence North 00°17'22" East 152.35 feet to the South line of a 49.75 foot right-of-way thence along said right-of-way North 89°20'00" East 65.12 feet; thence North 00°04'00" West 8.25 feet to the South line of said 33.00 foot county road (the county right-of-way narrows from 49.5 feet to 33.00 feet at this point); thence North 89°20'00" East 230.98 feet to the point of beginning.

Contains an area of 1.1051 acres.

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EXHIBIT "B"

[Centerline of Easement]

The centerline of a 10 foot wide easement located on the property described in Exhibit "A", which centerline is described as:

Beginning at a point on the South line of a 49.50 foot county road, said point being South 1110.52 feet and East 209.73 feet from the West Quarter Corner of Section 28, Township 1 South, Range 1 East, Salt Lake Base and Meridian; and running thence South $0^{\circ}17'22''$ West; thence South $89^{\circ}42'38''$ East 35.29 feet.

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