

RETURNED
DEC 14 1990

E# 911387 BK 1386 PG 796
CAROL DEAN PAGE, DAVIS CNTY RECORDER
1990 DEC 14 1:26 PM FEE 9.50 DEP REC
REC'D FOR BONNEVILLE TITLE COMPANY, INC

6911-2D

AGREEMENT

SW 8 41 2W
12-047-0039
0017

This Agreement made this 7th day of ~~November~~ ^{DECEMBER}, A.D., Nineteen hundred and ninety, between KENNETH HAMMON and BARBARA S., a, (herein Hammon) the party of the first part, and KENNETH HAMMON, JR and JESSACA MAE HAMMON, (herein Hammon Jr.) the party of the second part.

WHEREAS: Hammon and Hammon Jr. owns property located in Syracuse City, more particularly described as follows:

HAMMON PROPERTY HEREINAFTER KNOWN AS PARCEL 1: 12-047-0039 See attached Exhibit "A"

KH BH
WTS SUCCESSORS AND/OR ASSIGNS

HAMMON JR. PROPERTY HEREINAFTER KNOWN AS PARCEL 2: 12-047-0017 See attached Exhibit "B"

WHEREAS: Hammon and Hammon Jr. are desirous to set forth the terms and conditions of a certain water well located on the Hammon property.

THEREFOR: In consideration of the sum of one dollar and other good and valuable consideration, paid by each party to the other, the parties hereby agrees that the terms set forth herein shall be to the mutual benefit of both parcels involved: a) Parcel 1 shall have an undivided 60% ownership in and to the well and the water rights pertaining thereto and Parcel 2 shall have an undivided 40% ownership in and to the well and the water rights pertaining thereto; b) Parcel 2 shall have a right of way for any necessary access to and from the well, only should the need arise; c) All well maintenance will be the sole responsibility of Parcel 1, with the exception of direct hockups and maintenance to Parcel 2. and d) this agreement will terminate upon Parcel 2 obtaining culinary water from a different source.

WITNESS the hand of the signers of the within instrument, as set forth and dated this 7 day of ~~November~~ ^{DECEMBER}, A.D., 1990.

Kenneth Hammon
KENNETH HAMMON

Kenneth Hammon, Jr.
KENNETH HAMMON, JR.

Barbara S. Hammon
BARBARA S. HAMMON

Jessaca Mae Hammon
JESSACA MAE HAMMON



EXHIBIT "A"

Beginning at a point 20 chains North from the Southwest corner of Section 8, Township 4 North, Range 2 West, Salt Lake Meridian; thence South 126.3 feet more or less to the Northwest corner of property conveyed in Book 492, Page 656; thence East 300 feet along said North line; thence South 241.81 feet to the Northerly line of old Railroad right of way; thence North 72°03' East 2459.95 feet more or less along said Northerly line of old right of way to the East line of the Southwest Quarter of Section 8; thence North 601.07 feet more or less to the South line of property conveyed in Book 729, Page 474; thence South 89°57'10" West 2655.11 feet to the West line of said section; thence South 0°14'20" West 319.40 feet to the North line of property conveyed in Book 701, Page 445; thence South 89°58' East 926.19 feet; thence South 0°02' West 120 feet; thence North 89°58' West 476.19 feet; thence South 0°02' West 145.2 feet; thence North 84°58' West 450 feet to West line of Section 8; thence South 437.60 feet more or less to the point of beginning.

12-047-0039

EXHIBIT "B"

Beginning at a point South 0o14'20" West 656.40 feet along the Section line and 33 feet, more or less, East to the East line of a county road from the West Quarter corner of Section 8, Township 4 North, Range 2 West, Salt Lake Meridian; thence South 89o58' East 926.19 feet; thence South 0o02' West 120 feet; thence North 89o58' West 926.19 feet to the East line of said road; thence North 0o02' East 120 feet along said road to the point of beginning.

12-047-0017