

9234220

WHEN RECORDED, MAIL TO:

Draper Irrigation Company

12421 South 800 East

Draper, Utah 84020

9234220

11/30/2004 09:04 AM \$12.00

Book - 9066 Pg - 2076-2077

GARY W. OTT

RECORDER, SALT LAKE COUNTY, UTAH

DRAPER IRRIGATION CO

12421 S 800 E

DRAPER UT 84020

BY: ZJM, DEPUTY - WI 2 P.

Parcel ID# 28-28-276-005

## Easement

Salt Lake County

Hidden Valley Country Club, a Non-Profit Corporation of the State of Utah, Grantors, for the sum of -0- Dollars, hereby GRANTS AND CONVEYS to the **Draper Irrigation Company**, at 12421 South 800 East, Draper, Utah, 84020. Grantee, a perpetual conservation easement for the purpose of establishing a 100 foot radius drinking water source protection zone around the Valle Di Villa Well, a public drinking water source.

Said Easement being upon part of that entire tract of land, lying and situate in Section 28, Township 3 South, Range 1 East, SLB&M, and described on Tax ID 28:28:276:005 of the Salt Lake County Records Office. Said Entire Easement described as follows:

A 200 foot diameter circle centered at a point that is West 16.68 feet and North 00°30'00" East 320.25 feet and North 00°54'00" East 116.79 feet along an existing fence line and East 8.00 feet from the East 1/4 Corner of Section 28, Township 3 South, Range 1 East, S.L.B. & M.; Thence from said center point 100 foot radius forming a 200 foot diameter circle.

The purpose of this easement is to establish a Land Use Agreement between Grantor and Grantee for the purpose of protecting the ground water source for said Valle Di Villa well, as required by the Drinking Water Source Protection Rule (R309-113) of the Utah Administrative Code.

Grantor acknowledges the drinking water source protection plan for the Valle Di Villa Well. Grantor agrees not to locate or allow the location of any **uncontrolled potential contamination sources**; such as pesticide, herbicide, and fertilizer storage, filling or mixing areas; oil or gasoline storage or filling areas; and junk or salvage yards; or pollution sources within the above described protection zone. Grantor also agrees not to locate or allow the location of any **pollution sources**, such as storage or use of extremely hazardous substances, animal feeding operations, septic tanks or manure piles within a 250-day groundwater time of travel to the wellhead, unless design standards are implemented to prevent contaminated discharges. Complete definitions of potential contamination sources and pollution sources are located in section six of said Drinking Water Source Protection Rule.

This easement grant shall be binding upon and inure to the benefit of, the heirs, representatives, successors-in-interest and assigns of Grantors and the successors and assigns of Grantee and may be assigned in whole or in part by Grantee.

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Grantor shall have the right to use said easement area and permit others to use said easement area for passive recreational use for which said tract of land is intended, in as much as said use is not inconsistent with the purpose of the conservation easement.

IN WITNESS WHEREOF, said HIDDEN VALLEY COUNTRY CLUB  
has caused this instrument to be executed by its proper officers thereunto duly  
authorized, this 17 day of NOVEMBER, A.D. 2004.

STATE OF UTAH ) HIDDEN VALLEY COUNTRY CLUB  
 ) ss.  
COUNTY OF SALT LAKE ) By DAVID W. SLAGLE, PRESIDENT

On the date first above written personally appeared before me, David W. Slagle, President  
who, being by me duly sworn, says he is the PRESIDENT of  
HIDDEN VALLEY COUNTRY CLUB Corporation, and that the within and forgoing instrument  
was signed in behalf of said Corporation by authority of BOARD OF DIRECTORS  
and said DAVID W. SLAGLE acknowledged to me that said Corporation  
executed the same.

Witness my hand and official stamp the  
date in this certificate first above written:

[Signature]

Notary Public

