

9357714

9357714
04/25/2005 03:06 PM \$12.00
Book - 9121 Pg - 8461-8462
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
SANDY CITY RECORDER
10000 CENTENNIAL PARKWAY
SANDY UT 84070
BY: ZJM, DEPUTY - WI 2 P.

When recorded, please return to:

Sandy City Recorder
10000 Centennial Parkway
Sandy, Utah 84070

**GRANT OF EASEMENT
FOR WATER AND STORM WATER LINES**

WHITE INVESTMENT COMPANY, A UTAH CORPORATION, AND MAGNA INVESTMENT & DEVELOPMENT, LTD., A UTAH LIMITED PARTNERSHIP, GRANTORS, HEREBY GRANT, CONVEY AND WARRANT TO SANDY CITY CORPORATION, A UTAH MUNICIPAL CORPORATION, GRANTEE, FOR GOOD AND VALUABLE CONSIDERATION, THE RECEIPT AND ADEQUACY OF WHICH IS HEREBY ACKNOWLEDGED, A PERMANENT NON-EXCLUSIVE EASEMENT AND RIGHT-OF-WAY FOR THE CONSTRUCTION, REPAIR, MAINTENANCE, REPLACEMENT OR REMOVAL OF A VAULT, WATER PIPELINES AND STORM WATER PIPELINES FOR THE TRANSPORTATION OF WATER THROUGH, ACROSS AND UNDER THE DESCRIBED PREMISES, TOGETHER WITH ALL RIGHTS OF INGRESS AND EGRESS ALONG SAID EASEMENT NECESSARY OR CONVENIENT FOR THE FULL AND COMPLETE USE, OCCUPATION AND ENJOYMENT OF THE EASEMENT HEREBY GRANTED, AND ALL RIGHTS AND PRIVILEGES INCIDENT THERETO. GRANTEE, IN THE EVENT IT BECOMES NECESSARY TO DISTURB THE SURFACE OF SAID EASEMENT AND RIGHT-OF-WAY, AGREES TO RESTORE AND REPLACE SAID SURFACE (INSO FAR AS IT IS REASONABLY PRACTICABLE) TO THE SAME CONDITION THAT EXISTED PRIOR TO ANY SUCH DISTURBANCE. GRANTORS SHALL HAVE THE RIGHT TO USE SAID PREMISES EXCEPT FOR THE PURPOSE FOR WHICH THIS RIGHT-OF-WAY AND EASEMENT IS GRANTED TO THE SAID GRANTEE, PROVIDED SUCH USE SHALL NOT INTERFERE WITH THE FACILITIES OR WITH THE DISCHARGE AND CONVEYANCE OF WATER AND SORM WATER THROUGH SAID FACILITIES. THE SOUTHERLY LINE OF A 30.00 FOOT EASEMENT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EASTERLY LINE OF 1300 EAST STREET, SAID POINT BEING THE SOUTHWEST CORNER OF THE MAGNA INVESTMENT AND DEVELOPMENT LTD. AND WHITE INVESTMENT INC. PARCEL AS CONVEYED BY WARRANTY DEED RECORDED APRIL 24, 1996 AS PER ENTRY NO. 6339348 IN BOOK 7383 ON PAGE 532 OF THE OFFICIAL RECORDS, SAID POINT ALSO BEING SOUTH 00°38'03" WEST ALONG THE SECTION LINE 1313.83 FEET AND SOUTH 89°33'14" EAST 53.00 FEET FROM THE NORTHWEST CORNER OF SECTION 16, TOWNSHIP 3 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE SOUTH 89°33'14" EAST ALONG THE SOUTHERLY LINE OF SAID MAGNA INVESTMENT AND DEVELOPMENT LTD. AND WHITE INVESTMENT INC. PARCEL 856.34 FEET TO THE SOUTHWEST CORNER OF THE PROPOSED HEARTHSTONE SUBDIVISION, AS CURRENTLY IN REVIEW WITH SANDY CITY.

THIS EASEMENT SHALL BE BINDING ON THE GRANTORS AND GRANTEE AND THEIR RESPECTIVE SUCCESSORS AND ASSIGNS.

WITNESS THE HAND OF SAID GRANTORS THIS 22 DAY OF
April, 2005.

WHITE INVESTMENT COMPANY,
INC., A UTAH CORPORATION

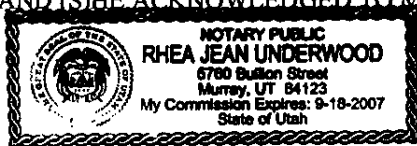
MAGNA INVESTMENT &
DEVELOPMENT, LTD., A UTAH LIMITED
PARTNERSHIP

BY: *Alvin W. Holliday*
ITS: *Secretary*

BY: *[Signature]*
ITS: _____

STATE OF UTAH)
 :SS
COUNTY OF SALT LAKE)

ON THE *22* DAY OF *April*, 20*05* PERSONALLY APPEARED BEFORE ME
Alvin W. Holliday WHO DID SAY THAT HE IS THE PRESIDENT OF THE
CORPORATION, AND THAT THE FOREGOING INSTRUMENT WAS SIGNED IN BEHALF OF
SAID CORPORATION BY AUTHORITY OF A RESOLUTION OF ITS BOARD OF DIRECTORS;
AND (S)HE ACKNOWLEDGED TO ME THAT SAID CORPORATION EXECUTED THE SAME.

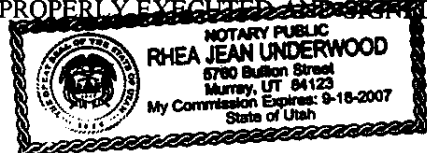


Rhea Jean Underwood
NOTARY PUBLIC
RESIDING IN *Murray, Utah*

MY COMMISSION EXPIRES:
9/18/07

STATE OF UTAH)
 :SS
COUNTY OF SALT LAKE)

ON THE *22* DAY OF *April*, 20*05* PERSONALLY APPEARED BEFORE ME
Thelma P. Smart AND ACKNOWLEDGED THAT (S)HE SIGNED THE FOREGOING
INSTRUMENT, AND WHO DID SAY THAT (S)HE IS AN EXECUTIVE VICE-PRESIDENT OF
ALLIED SERVICES, INC., GENERAL PARTNER OF MAGNA INVESTMENT DEVELOPMENT,
LTD., A UTAH LIMITED PARTNERSHIP AND THAT THE FOREGOING INSTRUMENT WAS
PROPERLY EXECUTED AND SIGNED IN BEHALF OF SAID LIMITED PARTNERSHIP.



Rhea Jean Underwood
NOTARY PUBLIC
RESIDING IN *Murray, Utah*

MY COMMISSION EXPIRES:
9/18/07