

WHEN RECORDED, MAIL TO:

Centerville City
Attn: City Recorder
250 North Main
Centerville, Utah 84014

Affects Parcel No.: 02-095-0071 and 02-095-0109

WATERLINE UTILITY EASEMENT

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, **HALE INDUSTRIES, INC.**, a Utah corporation, as Grantor, hereby grants, conveys, and sets over unto **CENTERVILLE CITY**, a municipal corporation of the State of Utah, as Grantee, its successors, assigns, licensees, franchisees, and public utilities (collectively referred to as Grantee), a perpetual right-of-way and easement to install, maintain, operate, repair, inspect, protect, remove, replace, and relocate water pipelines and related facilities, hereinafter called the "Facilities," said right-of-way and easement being situated in Davis County, State of Utah, over and through a parcel of Grantor's land described in **Exhibit A**, and which easement is more particularly described in **Exhibit B**, attached hereto and incorporated herein by reference.

To have and to hold the same unto said Grantee, perpetually, with right of ingress and egress in said Grantee, its officers, employees, agents, contractors and assigns, to enter upon the above described property with such equipment as is necessary to install, maintain, operate, repair, inspect, remove, replace, and relocate said Facilities. During construction periods, Grantee and its contractors may use such portions of the property along and adjacent to said right-of-way and easement as may be reasonably necessary in connection with the construction or repair of the Facilities. The contractor performing the work shall restore all property, through which the work traverses to as near its original condition as is reasonably possible. Grantor shall have the right to use said premises except for the purpose for which the right-of-way and easement is granted to the Grantee, provided such use shall not interfere with the Facilities, or with Grantee's use thereof, or any other rights provided to the Grantee hereunder.

Grantor shall not build or construct, or permit to be built or constructed, any building or other improvement over or across said right-of-way and easement, nor change the contour thereof, without the written consent of Grantee. Pursuant to Utah law, if the property owner places buildings or improvements to land that interfere with the easement rights granted herein, the property owner shall bear the risk of loss or damage to those improvements resulting from the exercise of the easement rights granted herein.

This right-of-way and easement grant shall run with the land and shall be binding upon and inure to the benefit of the Grantor and Grantee and their respective heirs, representatives, successors and assigns.

IN WITNESS WHEREOF, Grantor has executed this right-of-way and easement this _____ day of _____, 2018.

"GRANTOR"

HALE INDUSTRIES, INC

By: _____

Its: _____

HALE INDUSTRIES ACKNOWLEDGMENT

STATE OF UTAH)
 :SS
COUNTY OF DAVIS)

On the _____ day of _____, 2018, personally appeared before me _____, who being by me duly sworn, did say that (s)he is the _____ of **HALE INDUSTRIES, INC.**, a corporation, and that said instrument was signed in behalf of said corporation by authority of its bylaws or by a resolution of its Board of Directors and that said corporation executed the same.

Notary Public

My Commission Expires:

Residing at:

Accepted for Recordation by Centerville City:

Mackenzie Wood, City Recorder

Date

Exhibit A

Legal Description of Grantor's Property

PARCEL NO. 02-095-0071:

BEG AT THE NE COR OF LOT 5, PARRISH PARK SUB, WH PT IS 13.33 CHAINS W, M/L, & N 0°06'27" E 165.00 FT FR THE SE COR OF LOT 1, BLK B, BC PLAT, CENTERVILLE TS SURVEY & RUN TH N 89°57'24" W 580.54 FT; TH N 0°09'05" E 150.00 FT; TH N 89°57'24" W 300.71 FT; TH N 0°09'05" E 197.26 FT ALG THE E LINE OF A 66.00 FT WIDE STR (400 WEST STR); TH S 89°18'18" E 881.03 FT ALG AN EXIST FENCE; TH S 0°06'27" W 337.24 FT TO THE POB. EXCEPTING THEREFROM THE E 180.0 FT THEREOF.
CONT. 4.49 ACRES

PARCEL NO. 02-095-0109:

A PARCEL LAND LOC IN LOT 1, BLK B, BC PLAT, CENTERVILLE TS SURVEY ALSO LOC IN SEC 7-T2N-R1E, SLB&M, BEING FURTHER DESC AS FOLLOWS: BEG AT A PT BEING N 89°57'24" W 1789.88 FT ALG THE MONU LINE OF PARRISH LANE (400 NORTH) & N 0°08'22" E 324 FT FR THE CENTERLINE MONU AT THE INTERSECTION OF PARRISH LANE (400 NORTH) & MAIN STR, SD PT ALSO BEING N 0°08'22" E 125 FT FR THE NW COR OF LOT 1 OF THE PARRISH PARK SUB; TH N 0°08'22" E 25 FT; TH S 89°57'24" E 300.04 FT; TH S 0°09'05" W 25 FT; TH N 89°57'24" W 300.03 FT TO THE POB.
CONT. 0.1722 ACRES

Exhibit B

Legal Description of Waterline Easement