## NORTH OGDEN IRRIGATION COMPANY NOTICE OF INTEREST OF CANAL PROPERTY EASEMENT

PLEASE TAKE NOTICE that the North Ogden Irrigation Company, a Utah corporation (the "Company"), claims prescriptive easement rights to certain real property in Weber County, Utah, for ownership, use, operation and maintenance of a canal, roadway and related water delivery facilities. Said canal property has been in use for the delivery of water for far in excess of the 20-year prescriptive use period. Said canal has been continuously operated and maintained in its present location since the year 1875. The description of said canal is as follows:

## SEE DESCRIPTIONS

In certain areas the Company has acquired fee title to the North Ogden Canal property or acquired easements by deed or grant. Along the remainder of said canal alignment, the Company claims prescriptive easement rights that were acquired by continuous uninterrupted adverse use. The prescriptive easement for the North Ogden Canal and adjacent roadway encompasses the entire easement as

The Company claims through prescriptive use the exclusive right to the unobstructed use and occupation of the described easement. FENCES ARE NOT PERMITTED WITHIN THE NORTH OGDEN CANAL PROPERTY. Permanent or temporary structures (other than fences) that encroach within the prescriptive easement property may be permitted by written agreement with the Company where the same will not unreasonably interfere with the safe use, operation and maintenance of the North Ogden Canal.

Dated this 24th Day of JUVE, 2012

NORTH OGDEN IRRIGATION COMPANY

## Description A:

A part of the Southeast Quarter of Section 16, Township 6 North, Range 1 West, Salt Lake Base and Meridian, and being described as follows:

This description describes the centerline of the existing canal. The typical minimum necessary distance to maintain and operate the canal is 7 feet easterly from the easterly top of the canal bank and 20 feet westerly from the westerly top of the canal bank.

Beginning at a point being S 01°04'35" W 561.11 feet along the East line of said Section 16 and N 88°55'25" W 2189.97 feet from the East Quarter Corner of said Section 16; thence following the center line of the North Ogden Canal the following 24 courses:

Narrative:

S 08°32'04" W 313.64 feet; thence

S 15°56'43" W 161.54 feet; thence

S 38°45'41" W 176.78 feet; thence

S 35°38'02" W 87.56 feet; thence S 03°57'17" W 199.12 feet; thence

S 13°33'27" W 55.10 feet; thence

S 29°07'13" W 84.79 feet; thence

S 21°30'58" W 53.06 feet; thence

S 09°44'38" W 123.96 feet; thence

S 09°47'22" E 42.92 feet; thence

S 45°32'08" E 28.90 feet; thence

S 56°27'18" E 83.36 feet; thence

S 48°35'51" E 110.89 feet; thence S 43°32'45" E 92.18 feet; thence

S 34°07'53" E 141.65 feet: thence

S 38°02'58" E 116.17 feet; thence

S 24°13'11" E 43.05 feet; thence

S 06°12'43" W 142.49 feet; thence

S 12°13'08" E 41.95 feet; thence S 25°50'03" E 71.08 feet; thence

S 00°10'11" E 53.66 feet: thence

S 18°28'56" E 67.78 feet; thence

S 13°50'35" E 65.38 feet.

Description B:

A part of the Northeast Quarter of Section 21, Township 6 North, Range 1 West, Salt Lake Base and Meridian, and being described as follows:

This description describes the centerline of the existing canal. The typical minimum necessary distance to maintain and operate the canal is 7 feet easterly from the easterly top of the canal bank and 20 feet westerly from the westerly top of the canal bank.

Beginning at a point being N 89°14'55" W 2037.06 feet from the Ogden City Street monument located at the intersection of Harrison Boulevard and 900 South Street; thence following the center line of the North Ogden Canal the following 29 courses:

S 13°50'35" E 14.67 feet; thence S 02°49'15" E 52.41 feet; thence

S 22°03'44" E 38.11 feet; thence S 33°20'12" E 116.25 feet; thence S 40°28'20" E 37.68 feet; thence

S 36°03'35" E 218.58 feet; thence S 32°38'04" E 74.07 feet; thence S 49°04'21" E 172.33 feet; thence

S 55°32'48" E 55.17 feet; thence S 44°13'20" E 54.02 feet; thence S 32°42'29" E 44.09 feet; thence

S 23°13'43" E 53.25 feet; thence S 26°40'15" E 76.03 feet; thence

S 27°03'01" E 306.24 feet; thence S 45°04'16" E 49.69 feet; thence

S 62°29'25" E 54.38 feet; thence N 85°35'25" E 131.67 feet; thence

N 74°50'02" E 90.80 feet; thence

N 48°03'45" E 51.44 feet; thence

\$ 85°33'35" E 33.90 feet; thence S 76°14'57" E 123.51 feet; thence

S 85°05'29" E 141.39 feet; thence N 86°35'48" E 52.43 feet; thence

S 87°41'57" E 97.87 feet; thence

S 77°46'47" E 118.41 feet; thence S 72°32'28" E 293.95 feet; thence

S 76°14'58" E 53.65 feet; thence

Basis of bearing is based on the Weber County bearing sheets, section corners found for this survey are West Quarter, and the Southwest Corner of

survey was requested by the North Ogden Canal Company to locate and map their canal, all other parcels are shown for reference only.

Section 24, Township 7 North, Range 2 West and the South Quarter, and the Northeast Corner of Section 30, Township 7 North, Range 1 West. This

S 87°15'39" E 40.32 feet; thence N 69°51'12" E 31.77 feet to the East line of said Section 21. Description C:

A part of the Northwest Quarter of Section 22, Township 6 North, Range 1 West, Salt Lake Base and Meridian, and being described as follows:

This description describes the centerline of the existing canal. The typical minimum necessary distance to maintain and operate the canal is 7 feet easterly from the easterly top of the canal bank and 20 feet westerly from the westerly top of the canal bank.

Beginning at a point being S 01°09'11" W 1203.67 feet from the Ogden City Street monument located at the intersection of 900 South Street and Harrison Boulevard; thence following the center line of the North Ogden Canal the following 12 courses:

N 69°51'12" E 17.67 feet; thence N 84°26'21" E 69.09 feet; thence

S 63°04'11" E 49.85 feet; thence S 78°14'20" E 26.74 feet; thence N 73°24'58" E 53.55 feet; thence

N 84°42'51" E 57.99 feet; thence N 79°09'11" E 150.57 feet; thence S 81°09'38" E 80.57 feet; thence

S 62°53'32" E 13.56 feet; thence S 63°13'57" E 28.56 feet; thence

S 64°14'57" E 54.05 feet; thence

S 62°55'58" E 66.05 feet.

Description D:

A part Section 22, Township 6 North, Range 1 West, Salt Lake Base and Meridian, and being described as follows:

This description describes the centerline of the existing canal. The typical minimum necessary distance to maintain and operate the canal is 7 feet easterly from the easterly top of the canal bank and 20 feet westerly from the westerly top of the canal bank.

Beginning at a point being N 90°00'00" E 1263.46 feet and S 00°00'00" E 89.16 feet from the Ogden City Street monument located at Mountain Road and Canyon Road; thence following the center line of the North Ogden Canal the following 18 courses:

S 84°27'01" W 164.78 feet along the southerly boundary of El Monte Vista subdivision Unit Three; thence

N 74°53'48" W 83.22 feet along the southerly boundary of El Monte Vista subdivision Unit Three; thence N 55°16'38" W 40.80 feet along the southerly boundary of El Monte Vista subdivision Unit Three; thence

N 16°06'45" W 186.97 feet along the westerly boundary of El Monte Vista subdivision Unit Three; thence

N 67°39'50" W 76.24 feet along the southerly boundary of El Monte Vista subdivision Unit One; thence

N 55°10'30" W 67.67 feet along the southerly boundary of El Monte Vista subdivision Unit One; thence N 70°10'16" W 90.52 feet along the southerly boundary of El Monte Vista subdivision Unit One; thence

N 40°02'38" W 30.31 feet; thence

N 28°34'00" W 24.47 feet; thence

N 49°56'29" W 30.52 feet; thence

N 72°36'27" W 10.30 feet; thence

N 86°21'05" W 50.80 feet; thence N 61°27'13" W 23.74 feet; thence

N 26°27'56" W 110.35 feet to and along the northerly boundary of Calver

subdivision; thence N 37°33'56" W 71.70 feet along the northerly boundary of Calver subdivision;

N 42°15'56" W 89.18 feet along the northerly boundary of Calver subdivision;

N 62°41'56" W 70.72 feet along the northerly boundary of Calver subdivision;

N 61°14'56" W 98.10 feet along the northerly boundary of Calver subdivision;

N 55°32'56" W 76.20 feet along the northerly boundary of Calver subdivision;

N 88°01'03" W 47.45 feet along the northerly boundary of Calver subdivision;

N 80°53'44" W 91.64 feet; thence

N 53°20'43" W 71.38 feet; thence

N 38°32'44" W 41.80 feet; thence

N 26°49'30" W 58.58 feet; thence N 24°47'03" W 65.30 feet; thence

N 54°01'29" W 165.17 feet; thence

N 59°27'00" W 177.97 feet to and along the southerly boundary of Laurelwood subdivision; thence

N 50°58'00" W 101.30 feet along the southerly boundary of Laurelwood subdivision; thence

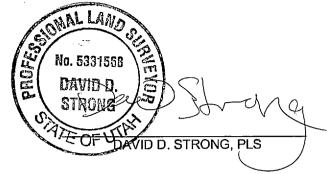
N 66°18'00" W 77.50 feet along the southerly boundary of Laurelwood subdivision; thence

N 43°57'30" W 115.23 feet along the southerly boundary of Laurelwood subdivision; thence

N 68°00'22" W 41.48 feet.

I, David D. Strong, do hereby certify that I am a Professional Land Surveyor and that I hold License No. 5331568 in accordance with Title 58, Chapter 22 of the Professional Engineers and Land Surveyors Licensing Act, have completed a survey of the property shown and described hereon and in accordance with Section 17-23-17. No survey was performed on adjoining parcels they are shown for reference only.

**SURVEYOR'S CERTIFICATE** 



Description E:

A part of the Southeast Quarter of Section 22 and part of the Southwest Quarter of Section 23, Township 6 North, Range 1 West, Salt Lake Base and Meridian, and being described as follows:

This description describes the centerline of the existing canal. The typical minimum necessary distance to maintain and operate the canal is 7 feet easterly from the easterly top of the canal bank and 20 feet westerly from the westerly top of the canal bank.

Beginning at a point being N 90°00'00" E 2214.13 feet and S 00°00'00" E 416.99 feet from the Ogden City Street monument located at Mountain Road and Canyon Road; thence following the center line of the North Ogden Canal the following 18 courses:

S 74°02'48" E 452.64 feet; thence

N 67°11'17" E 17.59 feet; thence N 52°31'04" E 127.38 feet; thence

N 68°31'50" E 30.16 feet; thence

S 82°59'27" E 110.82 feet; thence

S 77°37'34" E 176.83 feet; thence

S 60°14'24" E 222.58 feet; thence S 38°14'02" E 121.94 feet; thence

S 33°23'56" E 92.47 feet; thence

S 55°13'01" E 30.66 feet; thence

S 65°49'05" E 46.64 feet; thence

Southeasterly 80.01 feet along a curve to the Right (R=150.00', D=30°33'48", CH=79.07', CHB=S 50°32'11" E); thence

S 35°15'17" E 75.27 feet; thence

S 42°23'09" E 92.93 feet; thence

S 47°10'44" E 112.83 feet: thence

S 20°45'18" W 33.20 feet.

S 17°47'36" E 227.71 feet; thence

S 09°35'54" E 94.17 feet; thence

AN NORTH OGDEN CANAL OGDEN IRRIGATION COMP NORTH

PHASE 4 -OF-WAY

J-U-B ENGINEERS, INC.

## WEBER COUNTY RECORDER

ENTRY NO. **2642486** FEE PAID \_180.00 FILED FOR RECORD AND RECORDED 24-JUNE 20/3, AT 4:36 IN BOOK 74 PAGE 20 OF OFFICIAL RECORDS.

74-20

NORTH ONEN IRRIGATION CO RECORDED FOR:

FENEST D. POWLEY COUNTY RECORDER

Karen Thompson

JUB PROJ. # : 55-07-060 RAWN BY: DDS/JDM DESIGN BY: CHECKED BY: DDS ONE INCH AT FULL SIZE, IF NOT ONE INCH, SCALE ACCORDINGLY LAST UPDATED: 5/22/2013

FILE: NORTH OGDEN CANAL PHAS

SHEET NUMBER:

