

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 described.

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.

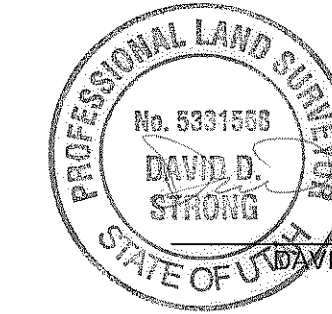
Dated this 24<sup>th</sup> Day of JUNE, 2013

NORTH OGDEN IRRIGATION COMPANY

By *Terel H. Grimley*  
Terel H. Grimley, President

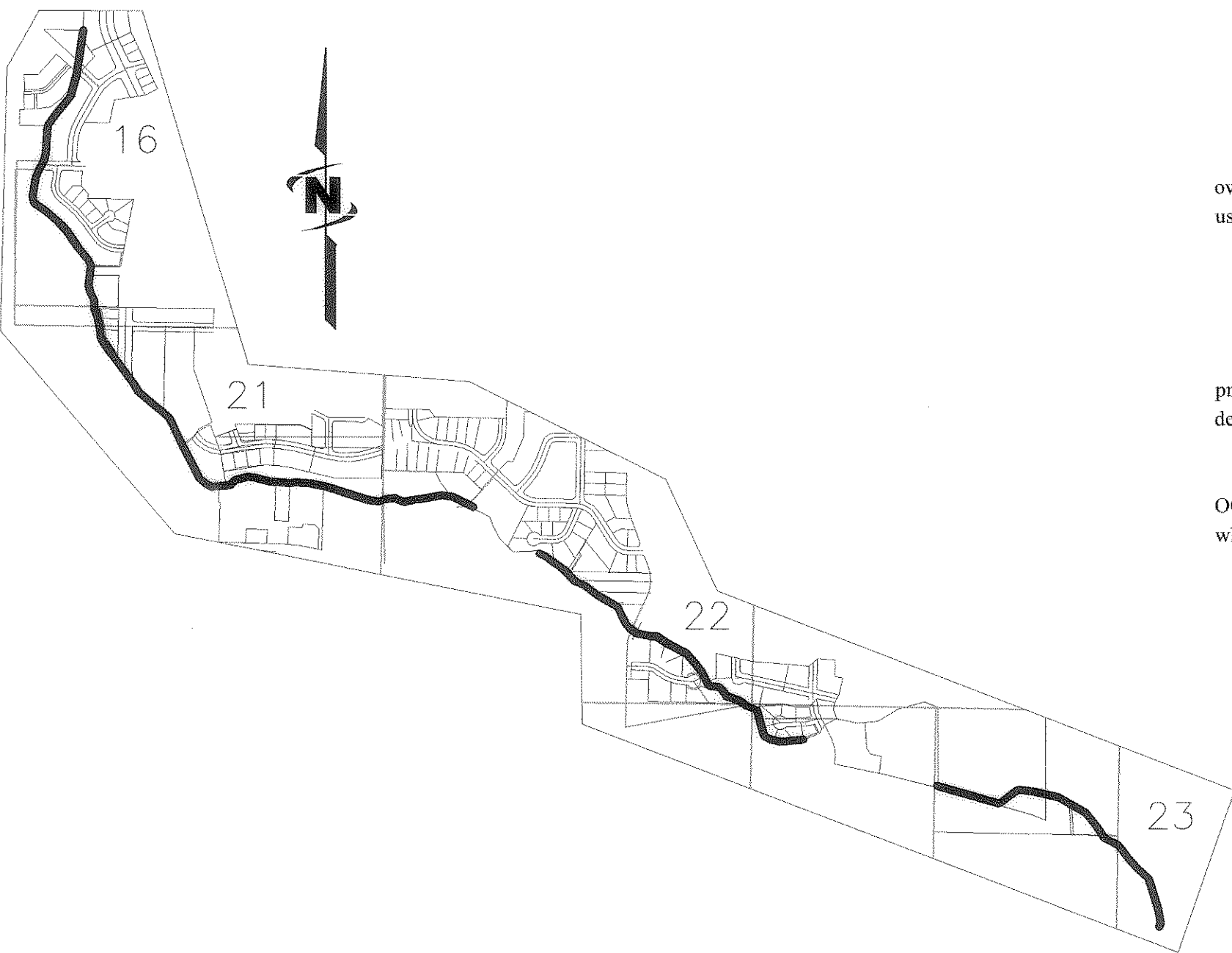
SURVEYOR'S CERTIFICATE

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.



*David D. Strong*  
DAVID D. STRONG, PLS

6/20/2013  
Date



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:

- 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 48°03'45" E 51.44 feet; thence
- N 74°50'02" E 90.80 feet; thence
- S 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
- 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 8°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; thence
- N 42°15'56" W 89.18 feet along the northerly boundary of Calver subdivision; thence
- N 62°41'56" W 70.72 feet along the northerly boundary of Calver subdivision; thence
- N 61°14'56" W 98.10 feet along the northerly boundary of Calver subdivision; thence
- N 55°32'56" W 76.20 feet along the northerly boundary of Calver subdivision; thence
- N 88°01'03" W 47.45 feet along the northerly boundary of Calver subdivision; thence
- 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 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 54°01'29" W 165.17 feet; thence
- N 68°00'22" W 41.48 feet.

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=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 17°47'36" E 227.71 feet; thence
- S 09°35'54" E 94.17 feet; thence
- S 20°45'18" W 33.20 feet.

Narrative:

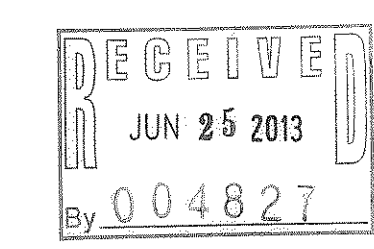
Basis of bearing is based on the Weber County bearing sheets, section corners found for this survey are West Quarter, and the Southwest Corner of Section 24, Township 7 North, Range 2 West and the South Quarter, and the Northeast Corner of Section 30, Township 7 North, Range 1 West. This survey was requested by the North Ogden Canal Company to locate and map their canal, all other parcels are shown for reference only.

**JUB**  
J-U-B ENGINEERS, INC.  
466 North 900 West  
Kaysville, Utah 84037  
Phone: 801-547-0393  
Fax: 801-547-0397  
www.jub.com

NO.	DESCRIPTION	BY	DATE

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NORTH OGDEN CANAL  
NORTH OGDEN IRRIGATION COMPANY  
PHASE 4  
RIGHT-OF-WAY PLAT



**WEBER COUNTY RECORDER**

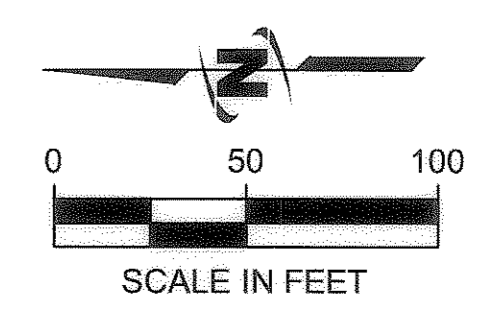
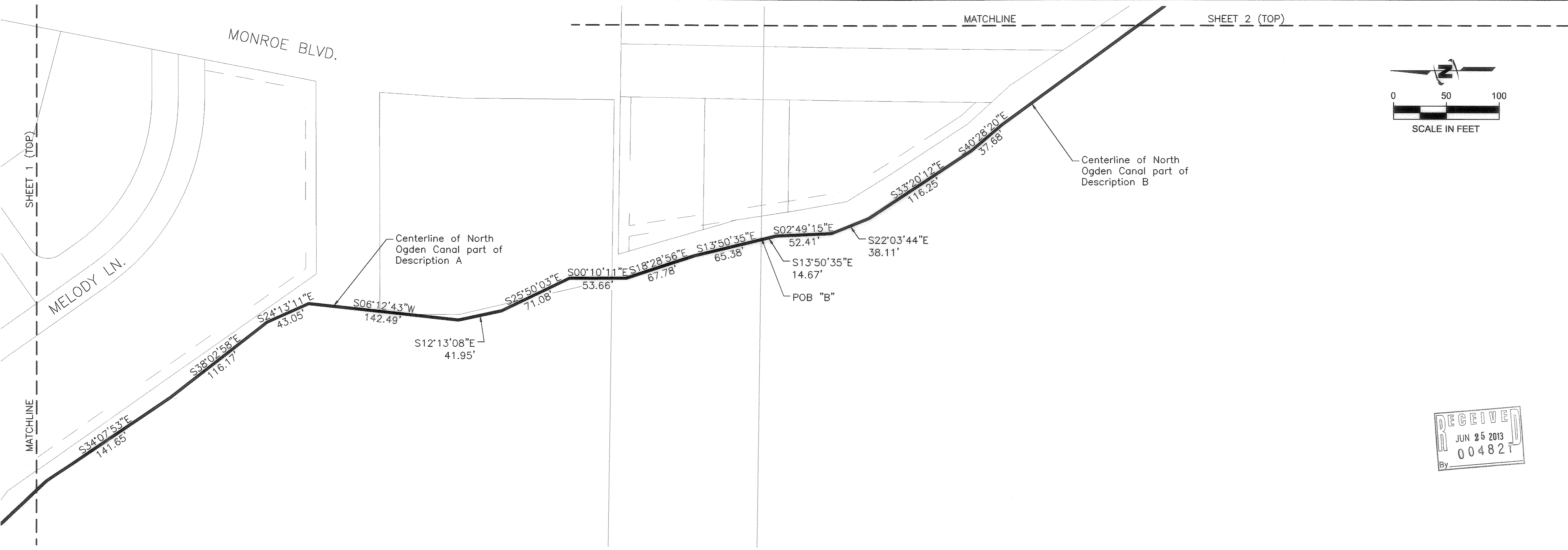
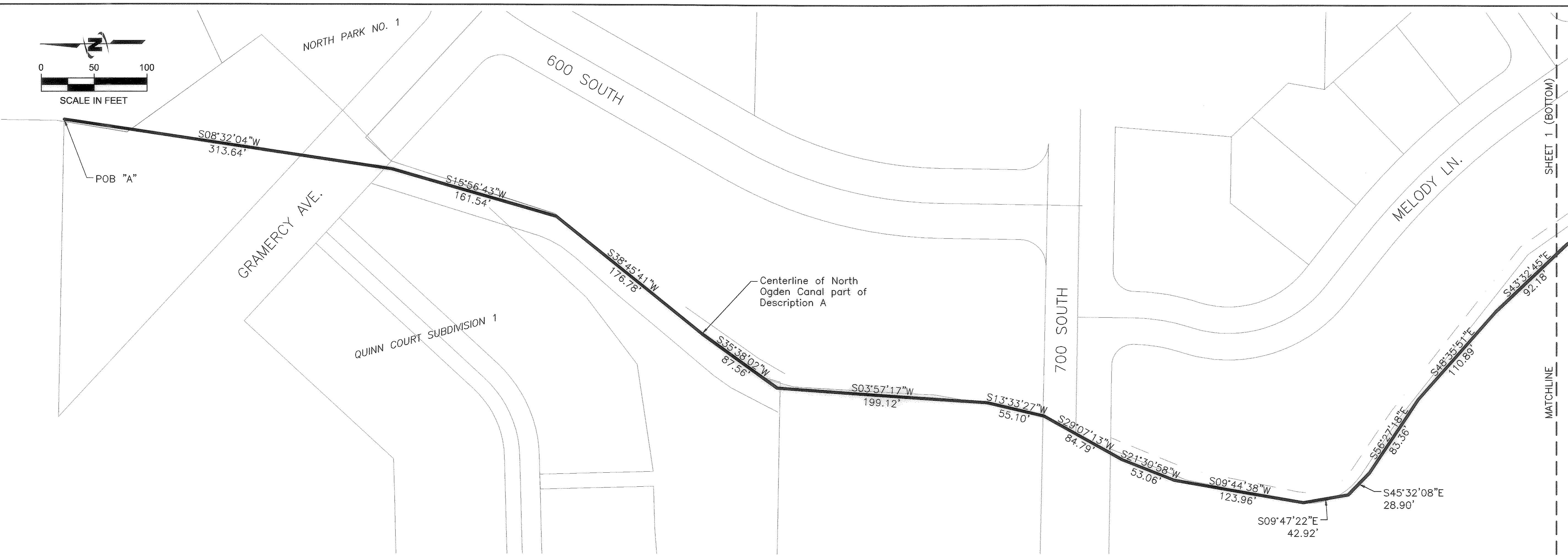
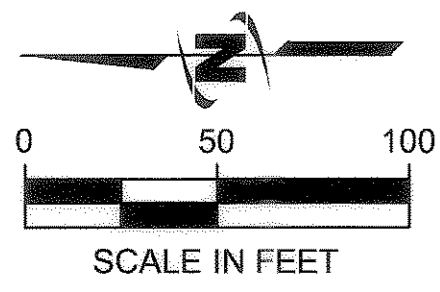
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OFFICIAL RECORDS.

RECORDED FOR: \_\_\_\_\_

COUNTY RECORDER

DEPUTY BY: \_\_\_\_\_

FILE: NORTH OGDEN CANAL PHASE 4  
JUB PROJ #: 55-07-060  
DRAWN BY: DDS/JDM  
DESIGN BY: \_\_\_\_\_  
CHECKED BY: DDS  
ONE INCH  
AT FULL SIZE, IF NOT ONE INCH SCALE ACCORDINGLY  
LAST UPDATED: 5/22/2013  
SHEET NUMBER:  
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REVISION

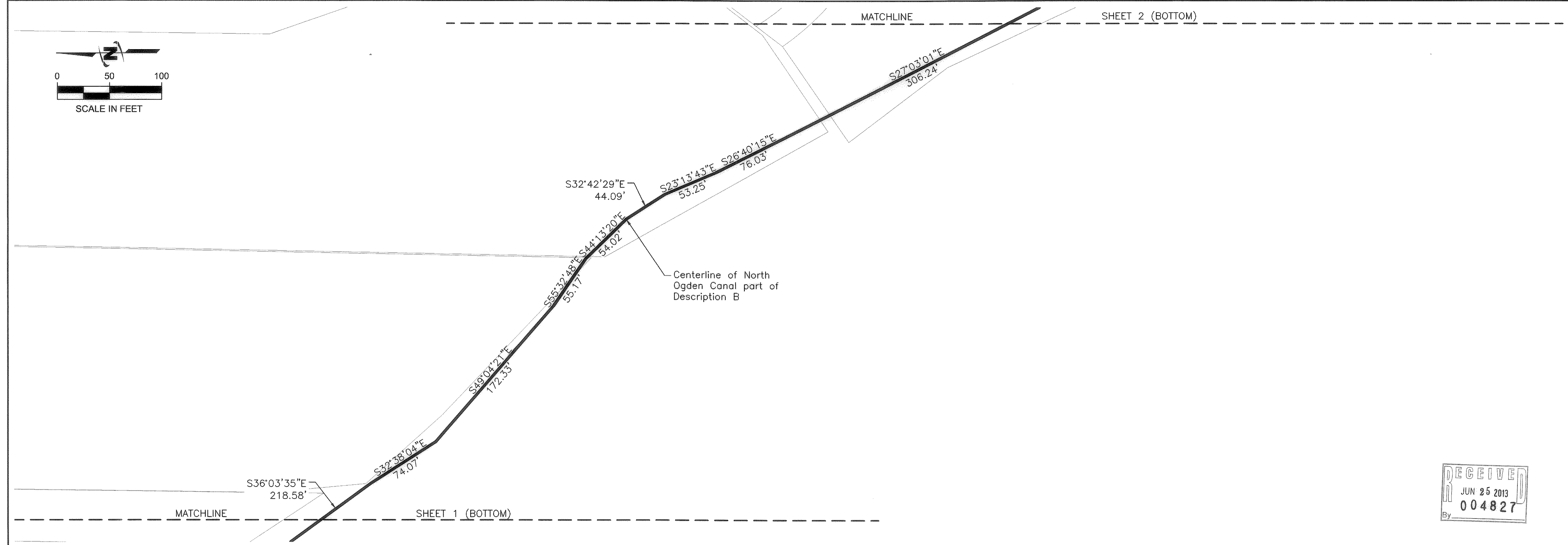
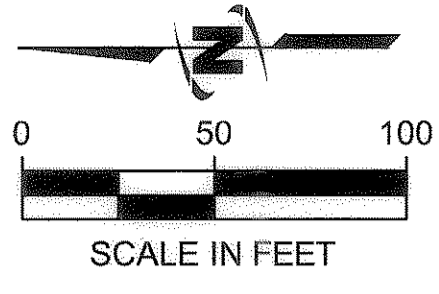
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FILE: NORTH OGDEN CANAL PHASE 4A.DWG  
 JUB PROJ #: 55-07-060  
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 DESIGN BY:  
 CHECKED BY: DDS  
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 LAST UPDATED: 5/22/2013  
 SHEET NUMBER:  
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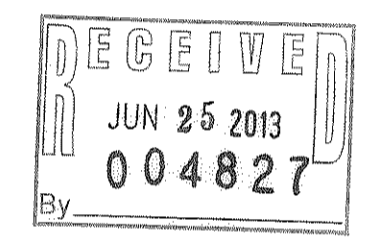


Date Created: 11/29/2012; PROJECT: S:\SUB\PHASE\VIEW\WATER\CANAL\NORTH OGDEN CANAL PHASE 4A.DWG



MATCHLINE SHEET 1 (BOTTOM)

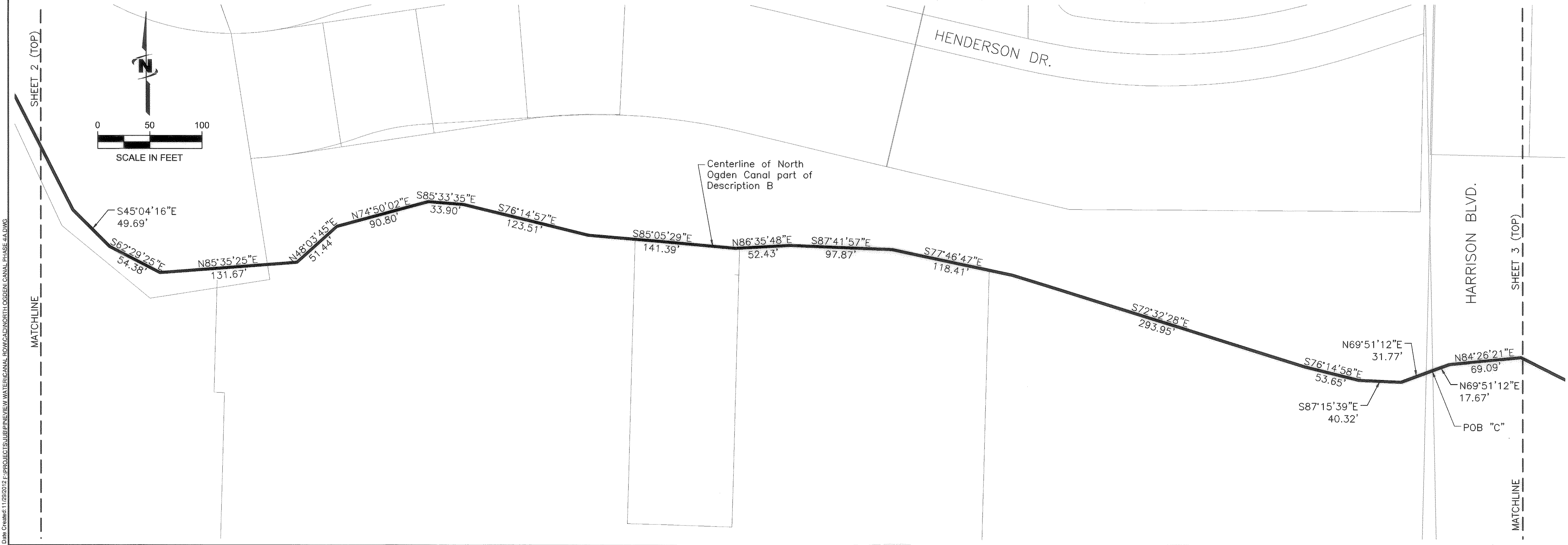
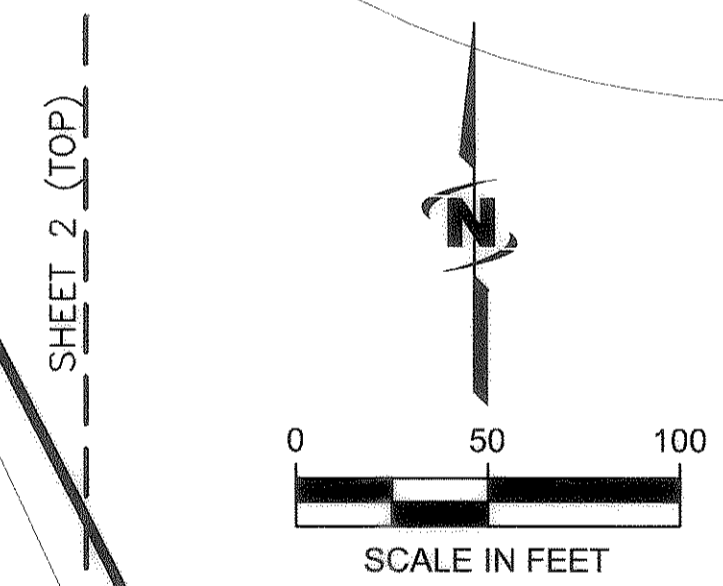
MATCHLINE SHEET 2 (BOTTOM)



**JUB**  
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NO.	REVISION	DESCRIPTION	BY	DATE



Plot Date: 6/19/2013 2:42 PM Plotted By: Jason Miller  
 Date Created: 11/29/2012 11:29 AM Project: SUBMIT NEW WATER CANAL ROW/CAD/NORTH OGDEN CANAL PHASE 4A.DWG

NORTH OGDEN CANAL  
 NORTH OGDEN IRRIGATION COMPANY  
 PHASE 4  
 RIGHT-OF-WAY PLAT  
 SHEET NUMBER:  
**2**

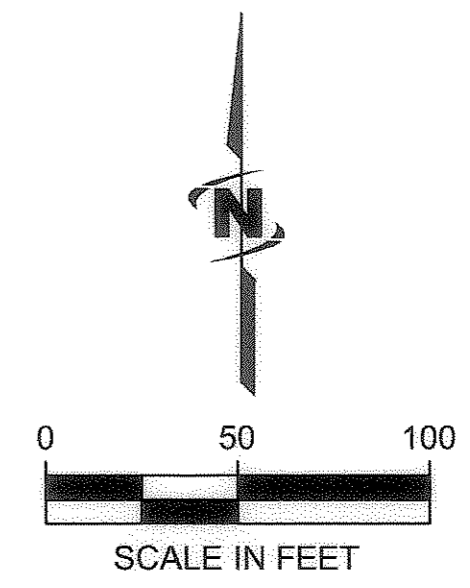
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 DRAWN BY: DDS/JDM  
 DESIGN BY: DDS  
 CHECKED BY: DDS  
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 LAST UPDATED: 5/22/2013



J-U-B ENGINEERS, INC.

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466 North 900 West  
Kaysville, Utah 84037

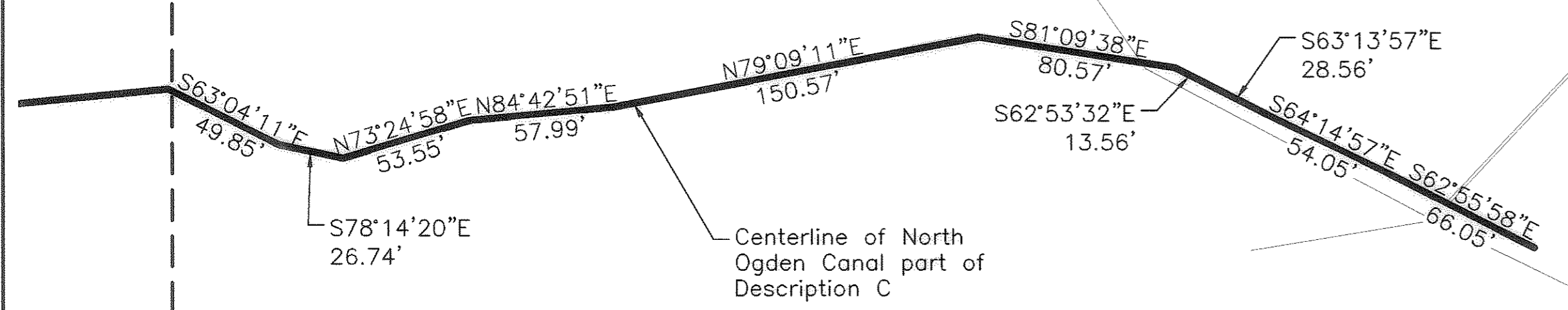
Phone: 801.547.0393  
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HARRISON BLVD.

SHEET 2 (TOP)

MATCHLINE



Centerline of North Ogden Canal part of Description C

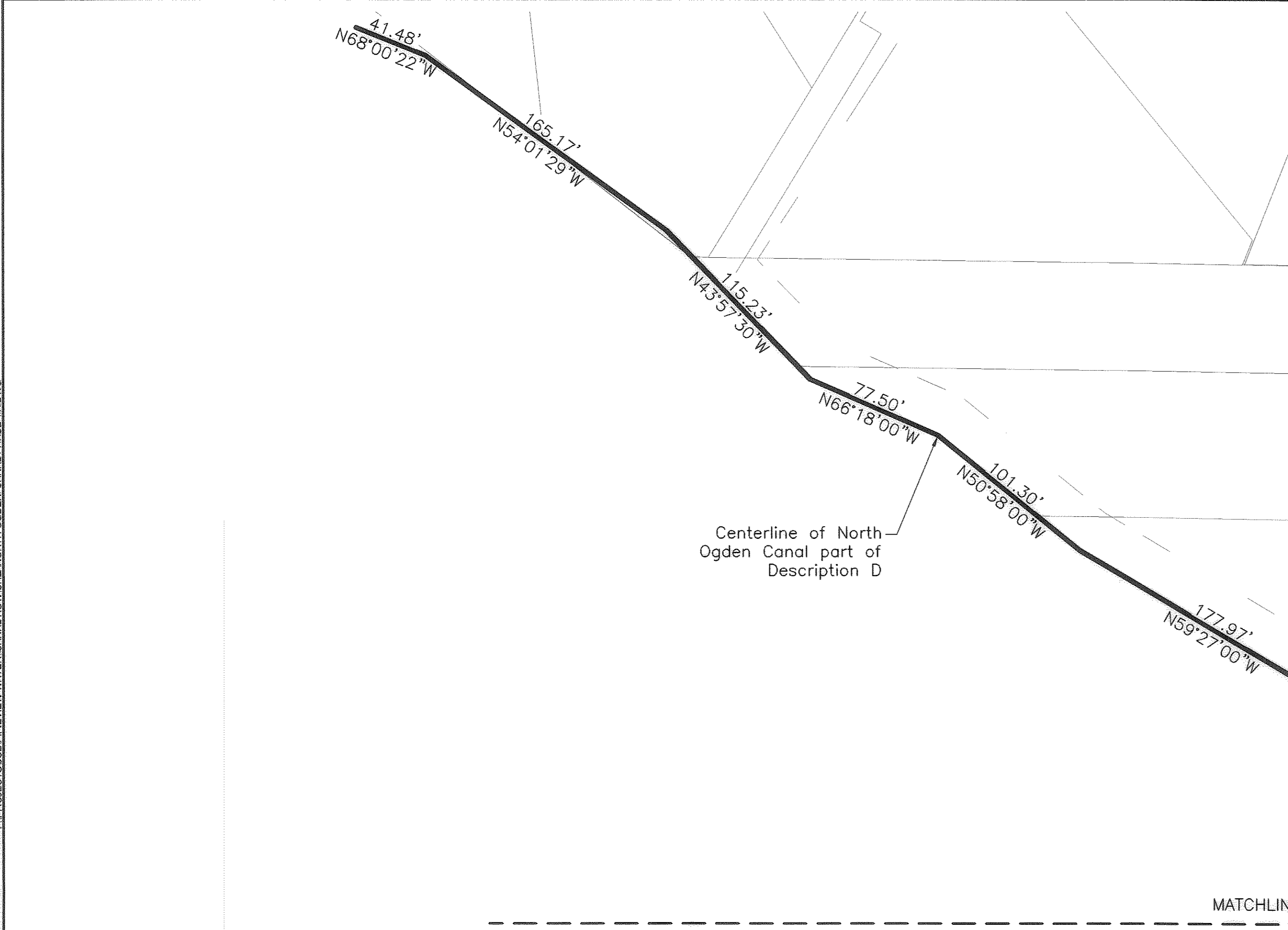
PEACH DR.

HENDERSON DR.

CUSTER AVE.

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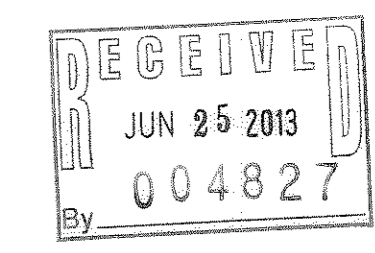
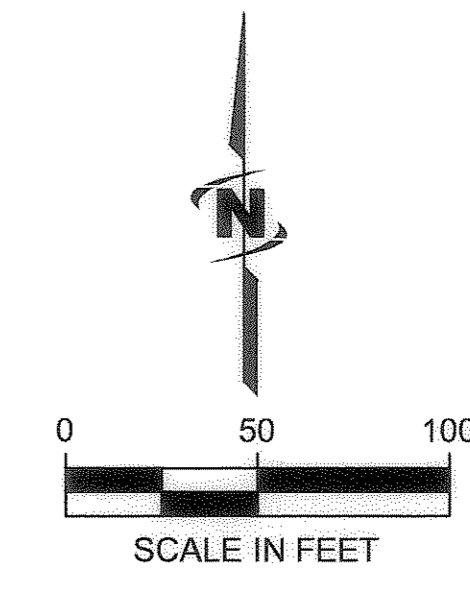
NO.	REVISION	DESCRIPTION	BY	DATE



Centerline of North Ogden Canal part of Description D

LAURELWOOD SUBDIVISION

MOUNTAIN RD.



NORTH OGDEN CANAL  
NORTH OGDEN IRRIGATION COMPANY

PHASE 4  
RIGHT-OF-WAY PLAT

FILE: NORTH OGDEN CANAL PHASE 4A  
JUB PROJ. #: 55-07-060  
DRAWN BY: DDS/JDM  
DESIGN BY:  
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ONE INCH  
AT FULL SIZE, IF NOT ONE INCH, SCALE ACCORDINGLY  
LAST UPDATED: 5/22/2013

SHEET NUMBER:  
**3**

MATCHLINE

SHEET 4 (TOP)

Plot Date: 6/19/2013 2:42 PM Plotted By: Jason Miller  
Date Created: 11/29/2012 11:00 AM Project: S:\SUB\PI\VIEW WATER\CANAL FROM\CAD\NORTH OGDEN CANAL PHASE 4A.DWG



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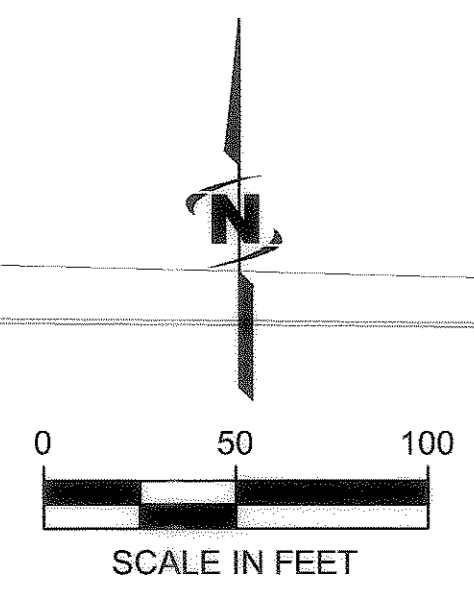
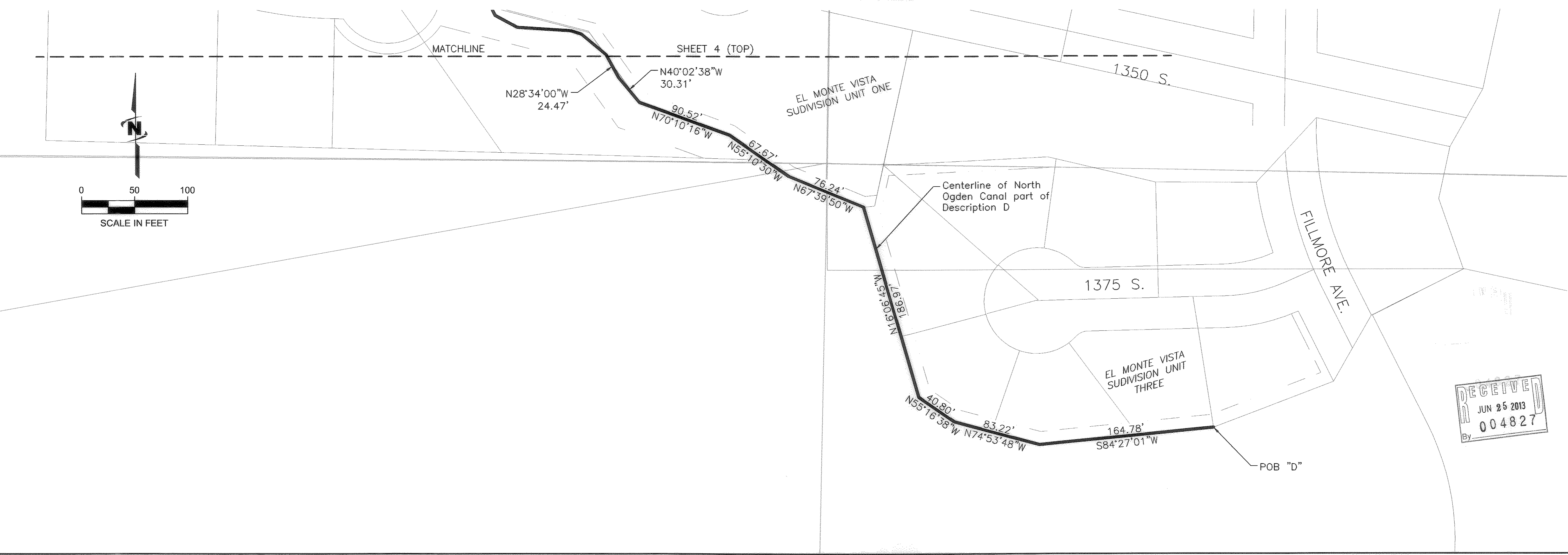
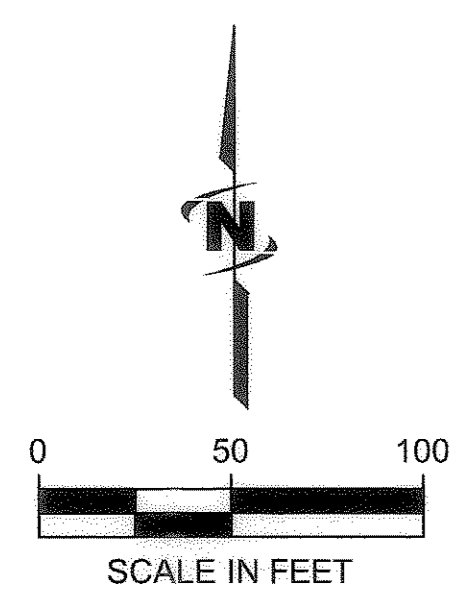
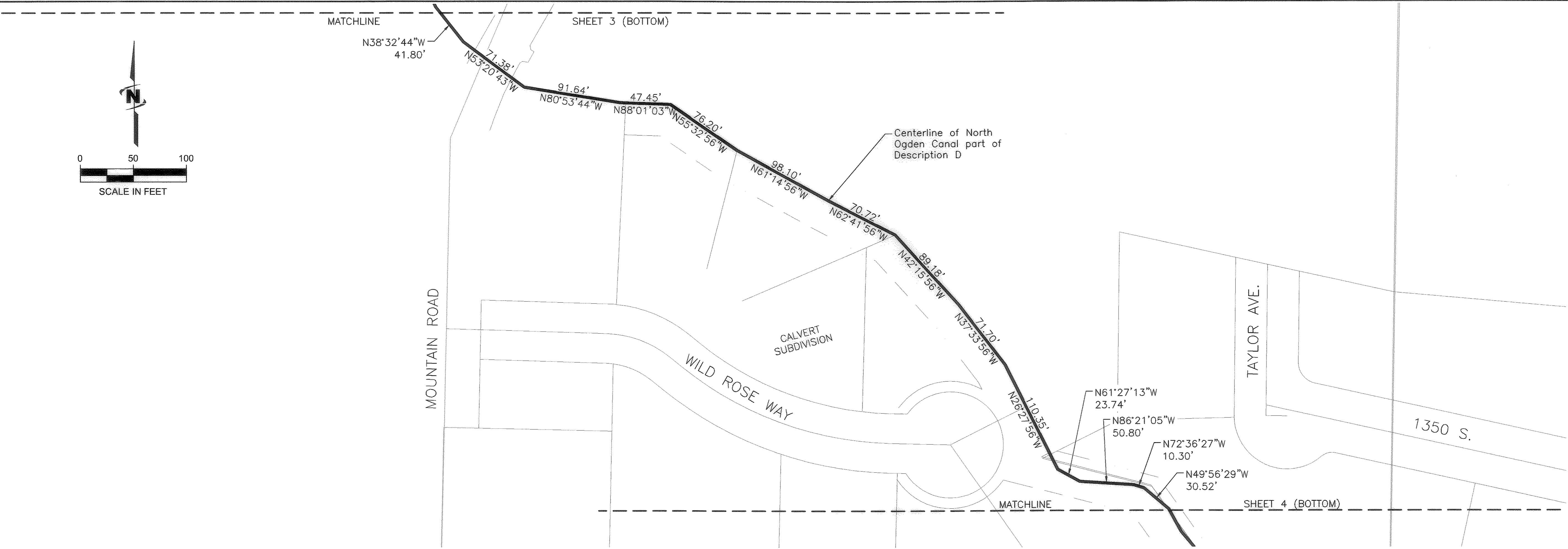
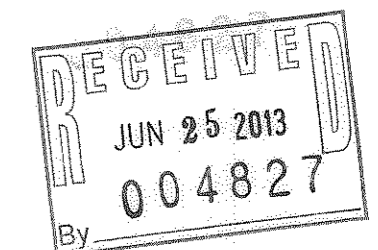
J-U-B ENGINEERS, INC.  
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Kaysville, Utah 84037  
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REVISION  
NO. DESCRIPTION BY DATE

FILE: NORTH OGDEN CANAL PHASE 4A  
JUB PROJ. #: 55-07-060  
DRAWN BY: DDSJDM  
DESIGN BY:  
CHECKED BY: DDS  
AT FULL SIZE, IF NOT ONE INCH SCALE ACCORDINGLY  
LAST UPDATED: 5/22/2013  
SHEET NUMBER:  
**4**

NORTH OGDEN CANAL  
NORTH OGDEN IRRIGATION COMPANY  
PHASE 4  
RIGHT-OF-WAY PLAT

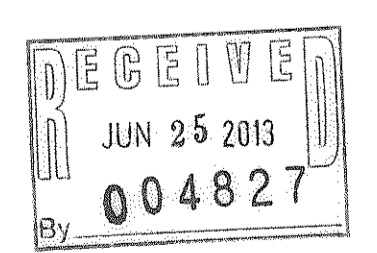
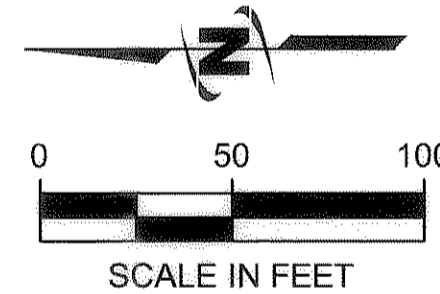
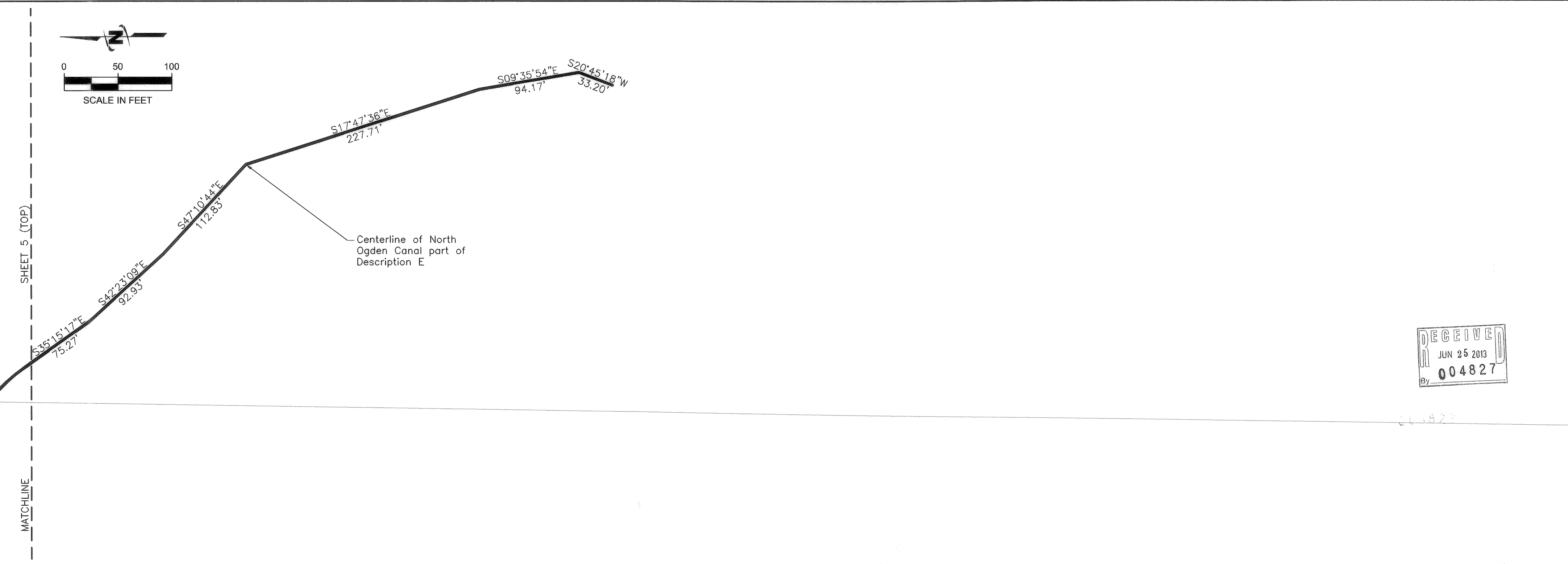
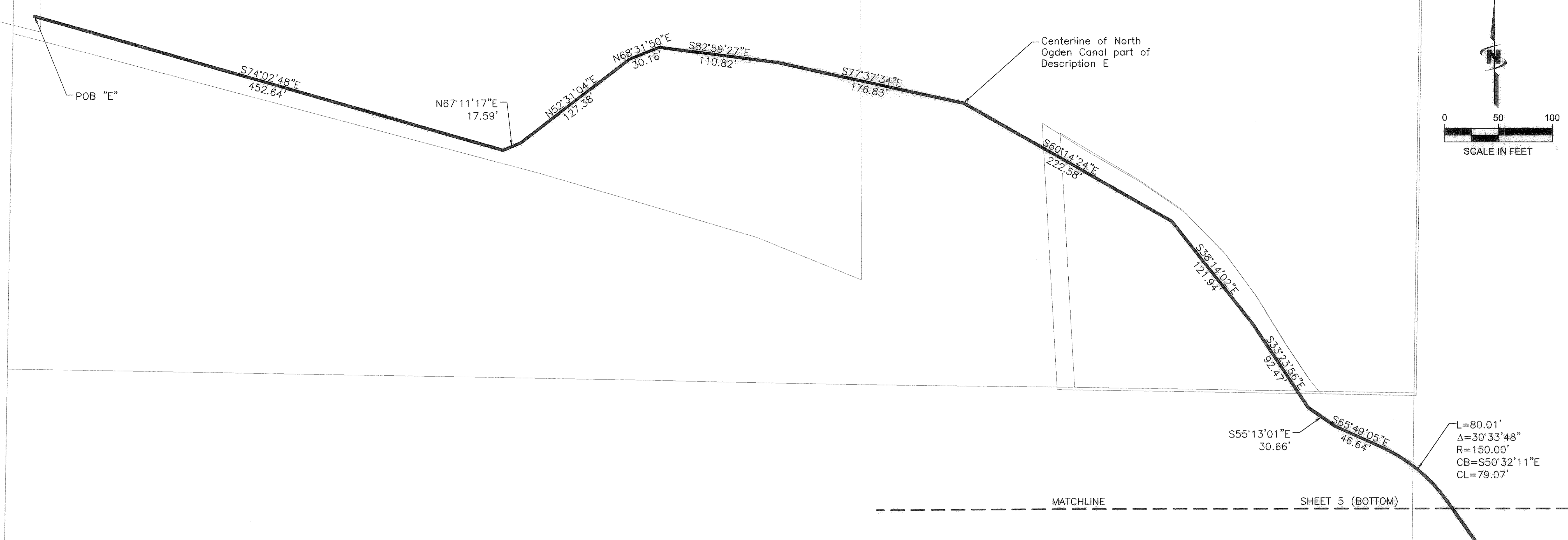
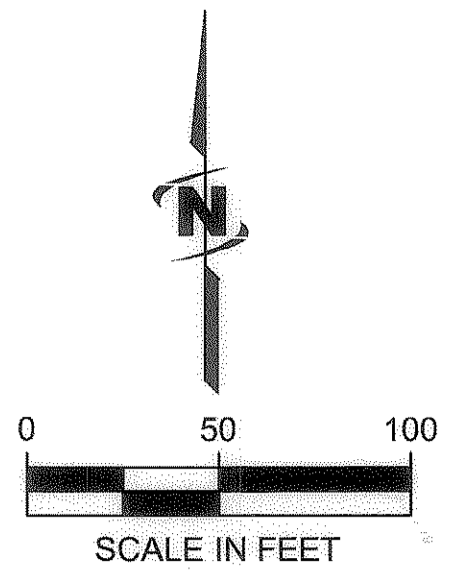


Plot Date: 6/19/2013 2:45 PM Plotted By: Jason Miller  
C:\msdcs11\2013\1\PROJECT\SUBDIVISION\WATER\CANAL ROW\CANAL NORTH OGDEN CANAL PHASE 4A.DWG



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NO.	DESCRIPTION	BY	DATE

NORTH OGDEN CANAL  
 NORTH OGDEN IRRIGATION COMPANY  
 PHASE 4  
 RIGHT-OF-WAY PLAT

FILE: NORTH OGDEN CANAL PHASE 4A  
 JUB PROJ # : 55-07-060  
 DRAWN BY: DDS/JDM  
 DESIGN BY:  
 CHECKED BY: DDS  
 ONE INCH  
 AT FULL SIZE, IF NOT ONE INCH SCALE ACCORDINGLY  
 LAST UPDATED: 5/22/2013  
 SHEET NUMBER:  
**5**

Plot Date: 6/19/2013 2:43 PM, Plotted By: Jason Miller  
 Data Created: 1/29/2012 4:10 PM, Project: JUB/PP/VIEW/WATER/CANAL ROW/CAD/NORTH OGDEN CANAL PHASE 4A.DWG