

Oaks North Subdivision No. 10
Sanitary Sewer and Water Main Easement B

SANITARY SEWER AND WATER MAIN EASEMENT

THIS Easement Agreement, made this 17th day of August 20 21 between
Toll Southwest LLC ("Grantor") and the City of Meridian, an Idaho
Municipal Corporation ("Grantee");

WHEREAS, the Grantor desires to provide a sanitary sewer and water main right-of-way across the premises and property hereinafter particularly bounded and described; and

WHEREAS, the sanitary sewer and water is to be provided for through underground pipelines to be constructed by others; and

WHEREAS, it will be necessary to maintain and service said pipelines from time to time by the Grantee;

NOW, THEREFORE, in consideration of the benefits to be received by the Grantor, and other good and valuable consideration, the Grantor does hereby give, grant and convey unto the Grantee the right-of-way for an easement for the operation and maintenance of sanitary sewer and water mains over and across the following described property:

(SEE ATTACHED EXHIBITS A and B)

The easement hereby granted is for the purpose of construction and operation of sanitary sewer and water mains and their allied facilities, together with their maintenance, repair and replacement at the convenience of the Grantee, with the free right of access to such facilities at any and all times.

TO HAVE AND TO HOLD, the said easement and right-of-way unto the said Grantee, it's successors and assigns forever.

IT IS EXPRESSLY UNDERSTOOD AND AGREED, by and between the parties hereto, that after making repairs or performing other maintenance, Grantee shall restore the area of the easement and adjacent property to that existent prior to undertaking such repairs and maintenance. However, Grantee shall not be responsible for repairing, replacing or restoring anything placed within the area described in this easement that was placed there in violation of this easement.

GRANTEE: CITY OF MERIDIAN

Robert E. Simison, Mayor 8-17-2021

Attest by Chris Johnson, City Clerk 8-17-2021

STATE OF IDAHO,)

: ss.

County of Ada)

This record was acknowledged before me on 8-17-2021 (date) by
Robert E. Simison and Chris Johnson on behalf of the City of Meridian, in
their capacities as Mayor and City Clerk, respectively.

Notary Signature

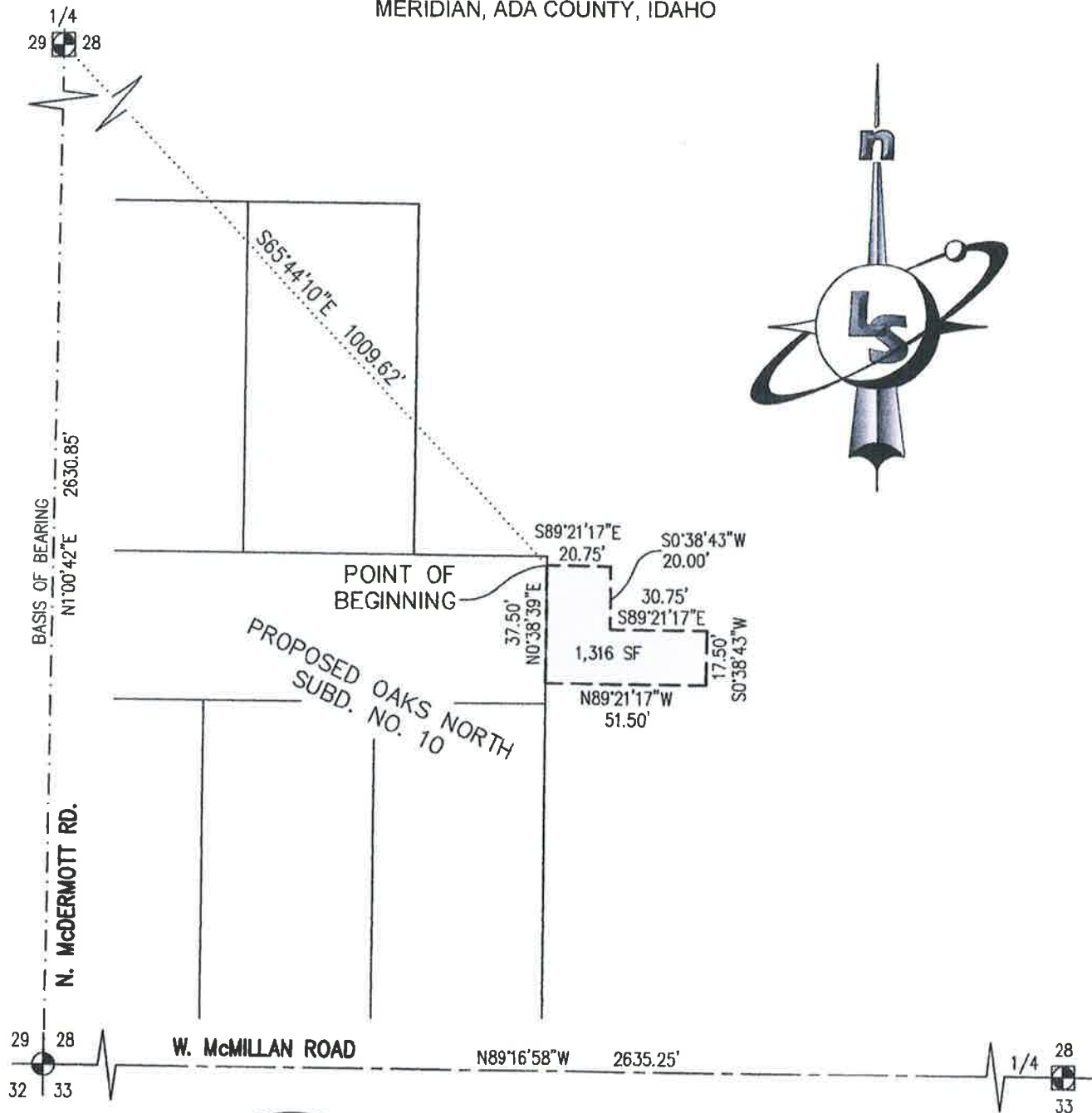
My Commission Expires: 3-28-2022

Exhibit A

MERIDIAN SEWER & WATER DISTRICT EASEMENT

THE OAKS NORTH SUBDIVISION NO. 10 / EASEMENT B

LOCATED IN THE SW $\frac{1}{4}$ OF SECTION 28, T.4N., R.1W., B.M.
MERIDIAN, ADA COUNTY, IDAHO



LandSolutions
Land Surveying and Consulting

231 E. 5TH ST., STE. A
MERIDIAN, ID 83642
(208) 288-2040 (208) 288-2557 fax
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JOB NO. 16-35

Exhibit B

Legal Description City of Meridian Sanitary Sewer and Water Easement B The Oaks North Subdivision No. 10

An easement located in the SW ¼ of Section 28, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, and more particularly described as follows:

Commencing at an Aluminum Cap monument marking the northwest corner of the SW ¼ (W ¼ corner) of said Section 28, from which a Brass Cap monument marking the southwest corner of said SW ¼ bears S1°00'42" W a distance of 2630.85 feet;

Thence S 65°44'10" E a distance of 1009.62 feet to the **POINT OF BEGINNING**;

Thence S 89°21'17" E a distance of 20.75 feet to a point;

Thence S 0°38'43" W a distance of 20.00 feet to point;

Thence S 89°21'17" E a distance of 30.75 feet to a point;

Thence S 0°38'43" W a distance of 17.50 feet to point;

Thence N 89°21'17" W a distance of 51.50 feet to a point;

Thence N 0°38'39" E a distance of 37.50 feet to the **POINT OF BEGINNING**.

This easement contains 1,316 square feet more or less and is subject to any other easements existing or in use.

Clinton W. Hansen, PLS
Land Solutions, PC
July 19, 2021

