

Project Name (Subdivision):

Hathaway Warehouse

Water Main Easement Number: _____

Identify this Easement by sequential number if Project contains more than one Water Main easement.

(See Instructions for additional information).

WATER MAIN EASEMENT

THIS Easement Agreement, made this _____ day of _____, 20__ between 2168 E. Franklin, LLC (“Grantor”), and the City of Meridian, an Idaho Municipal Corporation (“Grantee”);

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

WHEREAS, the water main 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 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 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.

THE GRANTOR covenants and agrees that Grantor will not place or allow to be placed any permanent structures, trees, brush, or perennial shrubs or flowers within the area described for this easement, which would interfere with the use of said easement, for the purposes stated herein.

THE GRANTOR covenants and agrees with the Grantee that should any part of the right-of-way and easement hereby granted shall become part of, or lie within the boundaries of any

GRANTEE: CITY OF MERIDIAN

Robert E. Simison, Mayor

Attest by Chris Johnson, City Clerk

STATE OF IDAHO,)
 : ss.
County of Ada)

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

(stamp)

Notary Signature
My Commission Expires: _____



IDAHO
SURVEY
GROUP

9955 W Emerald St
Boise, ID 83704

Phone: (208) 846-8570
Fax: (208) 884-5399

Exhibit "A"
Legal Description for
Hathaway Warehouse
Water Main Easement
April 20, 2021

A portion of Lot 2, Block 1 of Whitehawk Subdivision, according to the official plat thereof, as filed in Book 105 of Plats at Page 14247, Ada County Records, situated in the SE 1/4 of the SW 1/4 of Section 8, T.3N., R.1E., B.M., located in the City of Meridian, Ada County, Idaho, being more particularly described as follows:

COMMENCING at the southwest corner of said Lot 2; thence on the south boundary line of said Lot 2, North 89°37'18" East, 11.00 feet, to the west boundary line of that City of Meridian water main easement recorded as Instrument No. 112117351, Ada County Records; thence on said west boundary line, North 00°23'00" West, 24.00 feet, to the **REAL POINT OF BEGINNING**;

thence continuing North 00°23'00" West, 35.42 feet;

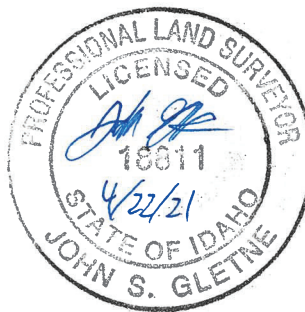
thence North 89°37'18" East, 20.00 feet;

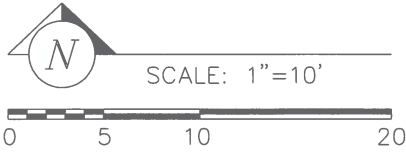
thence South 00°23'00" East, 35.42 feet to the north boundary line of said City of Meridian water main easement recorded as Instrument No. 12117351;

thence on said north boundary line, South 89°37'18" West, 20.00 feet to the **REAL POINT OF BEGINNING**.

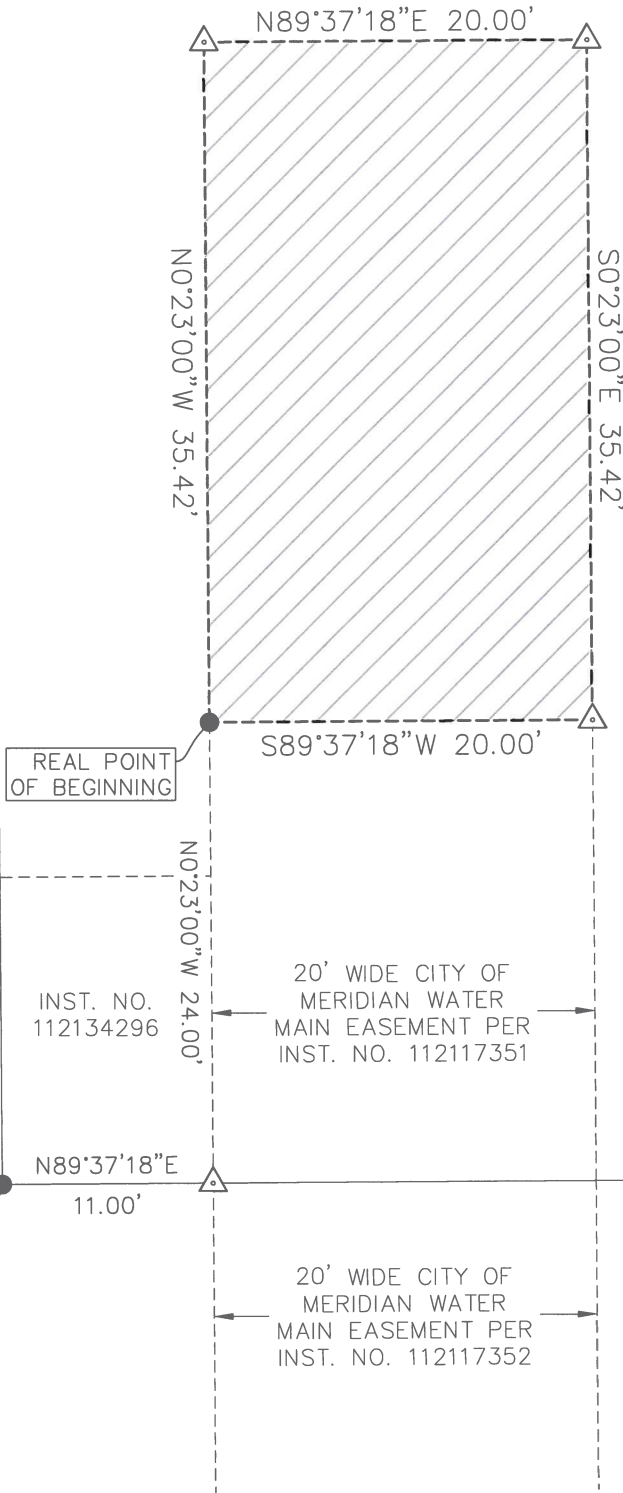
Containing 708 square feet more or less.

End of Description.





①
BLOCK 1
WHITEHAWK
SUBDIVISION



⑤
BLOCK 1
SPARROWHAWK
SUBDIVISION
NO. 2

ISG IDAHO SURVEY GROUP, LLC
 9955 W. EMERALD ST.
 BOISE, IDAHO 83704
 (208) 846-8570

EXHIBIT "B"
 LEGAL EXHIBIT FOR
 HATHAWAY WAREHOUSE
 WATER MAIN EASEMENT

A PORTION OF LOT 2, BLOCK 1, WHITEHAWK SUBDIVISION SITUATED IN THE SE 1/4 OF THE SW 1/4 OF SECTION 8, T.3N., R.1E., B.M., LOCATED IN THE CITY OF MERIDIAN, ADA COUNTY, IDAHO

JOB NO. 21-195
SHEET NO. 1
DWG. DATE 4/22/2021