

ESMT-2023-0012

Foxcroft Subdivision Water Main Easement No. 2

WATER MAIN EASEMENT

THIS Easement Agreement, made this 7th day of February, 2023 between Viper Investments, 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 2-7-2023

Attest by Chris Johnson, City Clerk 2-7-2023

STATE OF IDAHO,)

: ss.

County of Ada)

This record was acknowledged before me on 2-7-2023 (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: _____

Description for
Water Main Easement
Foxcroft Subdivision
January 7, 2023

A portion of the Southeast 1/4 of the Northeast 1/4 of Section 10, Township 3 North, Range 1 West, Boise Meridian, City of Meridian, Ada County, Idaho more particularly described as follows:

Commencing at the Center 1/4 corner of said Section 10 from which the East 1/4 corner of said Section 10 bears South 89°36'02" East, 2655.68 feet; thence on the east-west centerline of said Section 10, South 89°36'02" East, 1,677.06 feet; thence leaving said east-west centerline, North 00°23'58" East, 25.00 feet to the **POINT OF BEGINNING**;

thence continuing North 00°23'58" East, 44.20 feet;

thence South 89°36'02" East, 25.00 feet;

thence South 00°23'58" West, 44.20 feet to the north right-of-way line of W. Pine Avenue;

thence on said north right-of-way line, North 89°36'02" West, 25.00 feet to the **POINT OF BEGINNING**.

Containing 1,105 square feet or 0.03 acres, more or less.

End of Description.

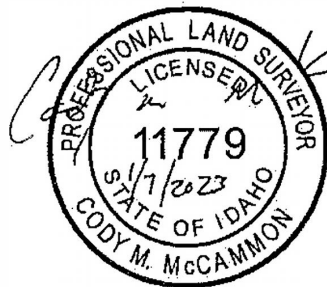
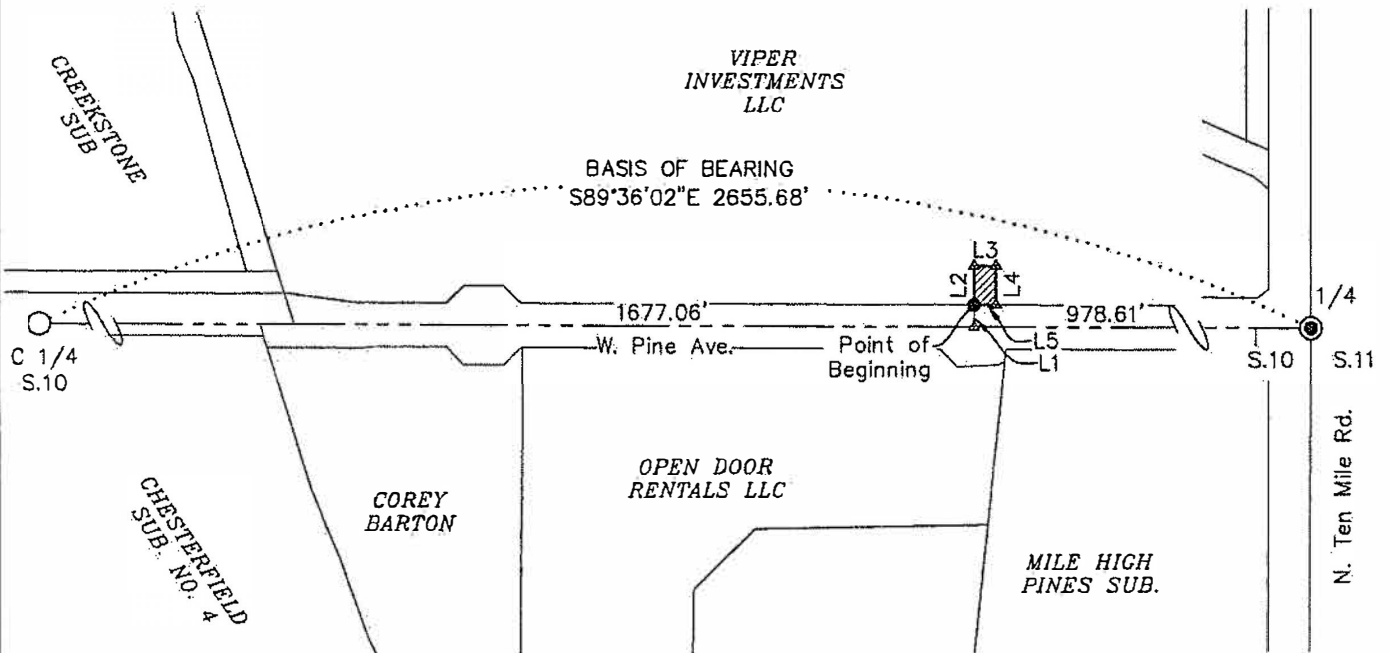


Exhibit B



Scale: 1"=200'

0 50 100 200 400



LINE TABLE		
LINE	BEARING	LENGTH
L1	N0°23'58"E	25.00
L2	N0°23'58"E	44.20
L3	S89°36'02"E	25.00
L4	S0°23'58"W	44.20
L5	N89°36'02"W	25.00

IDAHO SURVEY GROUP, LLC

9955 W. EMERALD ST.
BOISE, IDAHO 83704
(208) 848-8570

EXHIBIT DRAWING FOR
WATER MAIN EASEMENT
FOXCROFT SUBDIVISION

A PORTION OF THE SE1/4 OF THE NE1/4 OF SECTION 10, T.3N., R.1W., B.M.,
CITY OF MERIDIAN, ADA COUNTY, IDAHO

JOB NO.
21-159
SHEET NO.
1
DWG. DATE
1/7/2023