

Altonah Cemetery Pond Access Easement Agreement Draft

8/13/25

This Access Easement agreement allows Altamont City access to the Altonah Cemetery Pond located in Duchesne County, Utah in parcels 00-0035-0470 & 00-0004-7518 located in T1SR4W sec 24.

This agreement allows Altamont City employees & administrators access to the private property in order to operate, maintain and repair the Altonah Cemetery Pond, fence, pump house and discharge feeder pipeline supplying irrigation water to the Altonah Cemetery.

This agreement does not give the private property owners of the above stated parcels the right to deny access to or the operations of the Altonah Cemetery Pond or associated equipment.

If conflicting issues arise between the two parties, the issues will need to be resolved using the Utah Property Rights Ombudsman's Office. The resolution will need to be reached with acceptable terms for both parties.

This agreement requires there to be open dialogue and cooperation between the private property owners and Altamont City representatives in the operation and management of the Altonah Cemetery Pond and associated equipment.

This access easement agreement does not give Altamont City, deed or title to any private property or rights to impact the private property in the above stated parcels.

If any new improvements, additions or alterations to the pond, fence, pump house or discharge pipeline are to be made they need to be discussed and agreed upon with the current private property owners before any improvements or changes are to be made.

If such improvements, additions, or alterations are made they need to be completed and restored to acceptable standards agreed upon between the Private Property owners and Altamont City in a timely manner.

The Private Property owners are not responsible for the cost or expenses of operations, management or maintenance of the Altonah Cemetery Pond and associated equipment.

The Private Property owners are not to be held liable in the event of injury or death of Altamont City personnel or contractors which occur during the operation, management, maintenance or improvement of the Altonah Cemetery Pond and associated equipment on the private property.

Once this agreement has been signed and witnessed by a notary by both parties it shall be in effect and complete in perpetuity regardless of the current and future private property owners.

This access easement agreement can only be ratified by the joint decision of both parties to the agreement and must be completed within 90 days of inception.