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ADAM GARDINER
RECORDER, SALT LAKE COUNTY, UTAH
DENNIS K POOLE
4543 S 700 E STE 200
SLC UT 84107
BY: KRP, DEPUTY - M 6 P.

When Recorded, Mail To:

Dennis K. Poole, Esq.
POOLE & ASSOCIATES, L.C.
4543 South 700 East, Suite 200
Salt Lake City, Utah 84107

Space above for County Recorder's Use
Parcel Nos. 16-06-434-008; 16-06-434-006;
16-06-433-008; 16-06-433-007;
16-06-433-018; 16-06-433-019

AMENDED AND RESTATED ACCESS AND UTILITY EASEMENT

THIS AMENDED AND RESTATED ACCESS AND UTILITY EASEMENT is entered into this 8 day of June, 2018, by and between **VALLEY MENTAL HEALTH INCORPORATED**, a Utah nonprofit corporation, referred to herein as GRANTOR, of Salt Lake County, State of Utah, and **T H A INVESTMENTS, LTD.**, a Utah limited partnership, of Salt Lake County, State of Utah, herein referred to as GRANTEE.

RECITALS:

A. On January 14, 2014, Findings of Fact and Conclusions of Law, and Order and Judgment Quieting Title (the "Judgment"), was entered in that certain action filed by T H A Investments, LTD, and Valley Mental Health Incorporated against several defendants, in the Third Judicial District Court of Salt Lake County, State of Utah, Civil No. 130901459, which among other matters, (i) confirmed and granted to Grantor, fee simple title to West Lang Place as more particularly set forth on Exhibit "A" attached hereto, subject to an easement in favor of Grantee (as described below); (ii) confirmed and granted to Grantee, fee simple title to the balance of Lang Place (meaning Lang Place reduced by West Lang Place), as more particularly set forth on Exhibit "B" attached hereto (herein referred to as "East Lang Place"), and (iii) confirmed and granted to Grantee, an easement over West Lang Place for ingress and egress for vehicular and pedestrian uses, and for the installation, maintenance, repairs and replacement of current or future public and/or private utility lines and related facilities, over, under and through West Lang Place, which Judgment was recorded in the official records of the Salt Lake County Recorder on January 21, 2014, as Entry No. 11792399, in Book 10206, beginning at page 4035, which was supplemented and corrected by that certain Affidavit recorded April 1, 2014, as Entry No. 11827021, in Book 10221, beginning at page 182 (those portions of the Judgment which confirmed and granted an easement to Grantee over West Lang Place, herein referred to as the "Original Easement").

B. Grantee is now the sole owner of the real properties, including but not limited to East Lang Place, benefitted by the Easement, which real properties are more particularly described on Exhibit "C" attached hereto (herein referred to as "Grantee's Property").

C. Grantee has requested that the Original Easement be amended to permit the construction of a cement pad within West Lang Place and to clarify the terms of the Original Easement.

D. Grantor has agreed to an amendment to the Original Easement, and Grantor and Grantee have elected to amend the Original Easement and restate in their entirety the terms and conditions of the Easement, as amended hereby.


NOW, THEREFORE in consideration of these recitals, and other good and valuable consideration, the parties hereto agree as follows:

VALLEY MENTAL HEALTH INCORPORATED, a Utah nonprofit corporation, as GRANTOR, of Salt Lake County, State of Utah, hereby grants, bargains, sells, and conveys to **T H A INVESTMENTS, LTD.**, a Utah limited partnership, of Salt Lake County, State of Utah, as GRANTEE, for the sum of TEN

GRANTEE:


T H A INVESTMENTS, LTD., a Utah limited partnership

By its General Partner, **THA Management, LLC**, a Utah limited liability company

By:  _____
W. Taylor Vriens, Manager

STATE OF UTAH)
 :SS
COUNTY OF SALT LAKE)

On this 9 day of June, 2018, personally appeared before me W. Taylor Vriens, who being by me duly sworn, did say that he is the Manager of **THA Management, LLC**, a Utah limited liability company, which is the General Partner of **T H A INVESTMENTS, LTD.**, a Utah limited partnership, and that the foregoing instrument was signed in behalf of said partnership and that partnership executed the same.



NOTARY PUBLIC

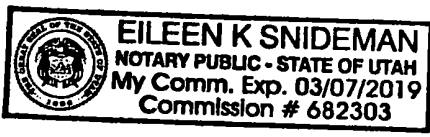


EXHIBIT "A"

(West Lang Place)

Real property located in Salt Lake County, State of Utah, more particularly described as follows:

The West 110 feet of the following: Beginning at the Southeast Corner of Lot 3, Block 32, Plat "B", Salt Lake City Survey, and running thence West 20 rods to the East line of Sixth East Street; then North 1 rod; thence East 20 rods; thence South 1 rod to the point of beginning.

Parcel No. 16-06-433-018

EXHIBIT "B"

(East Lang Place)

Real property located in Salt Lake County, State of Utah, more particularly described as follows:

The East 220 feet of the following: Beginning at the Southeast Corner of Lot 3, Block 32, Plat "B", Salt Lake City Survey, and running thence West 20 rods to the East line of Sixth East Street; then North 1 rod; thence East 20 rods; thence South 1 rod to the point of beginning.

Parcel No. 16-06-433-019

EXHIBIT "C"

(Grantee's Property)

Real property located in Salt Lake County, State of Utah, more particularly described as follows:

Parcel 1:

Beginning at the Southeast Corner of Lot 2, Block 32, Plat "B", SALT LAKE CITY SURVEY, and running thence West 1 ½ rods; thence North 10 rods; thence East 1 ½ rods; thence South 10 rods to the place of beginning.

Parcel No. 16-06-434-008

Parcel 2:

ALSO, Beginning 107.25 feet North of the Southwest Corner of Lot 2, Block 32, Plat "B", SALT LAKE CITY SURVEY, and running thence North 57.75 feet; thence South 89 deg 59'44" East 305.88 feet; thence South 00 deg 13'35" East 165.00 feet; thence North 89 deg 59'44" West 175.00 feet; thence North 00 deg 20'08" West 107.25 feet; thence North 89 deg 59'44" West 130.45 feet to the point of beginning.

Parcel No. 16-06-434-006

Parcel 3:

ALSO, Beginning at a point 6 2/3 rods East and 1 rod North of the Southwest Corner of Lot 3, Block 32, Plat "B", SALT LAKE CITY SURVEY, and running thence North 4 rods; thence East 6 2/3 rods; thence South 4 rods; thence West 6 2/3 rods to the point of beginning. TOGETHER WITH AND SUBJECT TO a right of way over the following described property: Beginning at the Southwest Corner of Lot 3, Block 32, Plat "B", SALT LAKE CITY SURVEY; and running thence North 1 rod; thence East 20 rods; thence South 1 rod; thence West 20 rods to the point of beginning.

Parcel No. 16-06-433-008

Parcel 4:

ALSO, Beginning 1 rod North of the Southeast Corner of Lot 3, Block 32, Plat "B", SALT LAKE CITY SURVEY; and running thence West 6 2/3 rods; thence North 4 rods; thence East 6 2/3 rods; thence South 4 rods to the point of beginning. TOGETHER WITH AND SUBJECT TO a right of way over the following: Beginning at the Southeast Corner of said Lot 3, and running thence West 20 rods to the East line of Sixth East Street; thence North 1 rod; thence East 20 rods; thence South 1 rod to the point of beginning.

Parcel No. 16-06-433-007

Parcel 5:

The East 220 feet of the following: Beginning at the Southeast Corner of Lot 3, Block 32, Plat "B", Salt Lake City Survey, and running thence West 20 rods to the East line of Sixth East Street; then North 1 rod; thence East 20 rods; thence South 1 rod to the point of beginning.

Parcel No. 16-06-433-019