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09/09/2002 03:28 PM 29.00
Book - 8645 Pg - 5888-5896
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
BRIGHTON TITLE
BY: ZJM, DEPUTY - WI 9 P.

#385 NWC 70th South & Redwood
West Jordan, UT
8/6/02

REVOCABLE ACCESS LICENSE

THIS REVOCABLE ACCESS LICENSE is made and granted as of September 4, 2002, by **Albertson's, Inc.**, a Delaware corporation ("**Albertson's**"), and **CPI/West Jordan, LLC**, an Idaho limited liability company ("**CPI**"), to and for the benefit of The Southland Corporation, a Texas corporation, doing business as "7-Eleven" ("**7-Eleven**").

RECITALS

A. CPI is the Owner of the real property described as Parcels 1, 2, 3 and 10 (the "**CPI Parcels**") and Albertson's is the Prime Lessee of Parcel 2, as such Parcels are depicted on the partial Site Plan attached hereto as **Exhibit "A,"** and as such Parcels are described in **Schedule I** attached hereto. Exhibit "A" and Schedule I are incorporated herein and made a part hereof by this reference.

B. 7-Eleven is the Owner of the parcel of real property at the Northwest corner of Redwood Road and 70th South Street, West Jordan, Utah, depicted on Exhibit "A" as "Not-A-Part: 7-Eleven" (the "**7-Eleven Parcel**").

C. 7-Eleven operates a convenience store under the brand name "7-Eleven" on the 7-Eleven Parcel.

D. 7-Eleven's employees, customers and invitees occasionally drive across (in motor vehicles) or walk-across the CPI Parcels to access the 7-Eleven Parcel and the convenience store operated on the 7-Eleven Parcel.

E. CPI and Albertson's are willing to permit continuation of the limited use of the CPI Parcels as above described based on a revocable license as hereinafter provided.

GRANT OF LICENSE

1. Each of the foregoing Recitals are material to and an integral part of this Revocable Access License.

2. CPI and Albertson's grant a revocable license to 7-Eleven and its employees, customers and invitees to drive their vehicles across or walk across the CPI Parcels to access the 7-Eleven Parcel, subject to the following conditions:

(a) all vehicular traffic shall be restricted to the paved drive aisle on the CPI Parcels as they may exist from time to time;

(b) all users of this license shall obey all traffic directional signs on the CPI Parcels;

(c) the existing drive aisles may be relocated, changed, reduced or eliminated at any time by CPI and Albertson's (subject to limitations as between CPI and Albertson's set forth in recorded documents affecting the CPI Parcels); and

(d) 7-Eleven shall hold harmless and indemnify CPI and Albertson's from and against any claim, demand, action or judgment arising out of the use of this Revocable Access License by the employees, customers and/or invitees of 7-Eleven.

3. This Revocable Access License is granted solely as an accommodation to 7-Eleven and its employees, customers and invitees, without payment of any consideration by any person or entity to CPI or Albertson's.

4. No license or other right or privileges for 7-Eleven or its employees, customers or invitees to park or cause to be parked any vehicle on any part of the CPI Parcels is hereby granted or implied, and no such parking shall be allowed.

5. This Revocable Access License and any and all privileges herein granted may be revoked at any time in the sole discretion of CPI or Albertson's, such revocation to be effected by the recordation in Salt Lake County, Utah, Official Records of a notice of revocation executed by CPI or Albertson's.

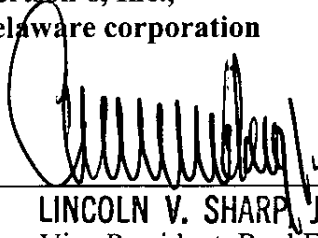
6. No easement currently exists, and none is implied or granted by this document, for 7-Eleven or its employees, customers or invitees to cross over, traverse or go upon the CPI Parcels.

EXECUTED effective as of the date first above written.

ALBERTSON'S:

**Albertson's, Inc.,
a Delaware corporation**

By: _____



LINCOLN V. SHARP, JR.
Vice President, Real Estate Law

WT/DR

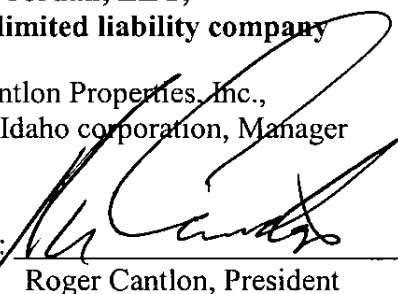
CPI:

**CPI/West Jordan, LLC,
an Idaho limited liability company**

By: Cantlon Properties, Inc.,
an Idaho corporation, Manager

CB

By: _____

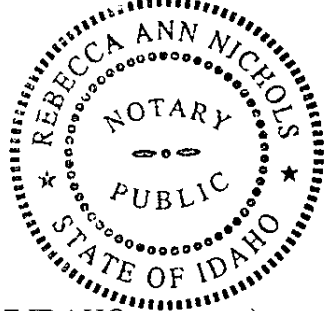


Roger Cantlon, President

STATE OF IDAHO)
) ss.
County of Ada)

On this 4th day of September, 2002, before me, Rebecca Ann Nichols, a Notary Public in and for said State, personally appeared LINCOLN V. SHARP, JR., known to me to be Vice President, Real Estate Law of **Albertson's, Inc.**, the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

WITNESS MY HAND and official seal hereto affixed the day, month and year in this certificate first above written.

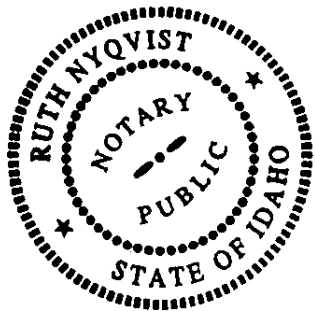


Rebecca Ann Nichols
Notary Public for the State of Idaho
Residing at Boise
My commission expires 09-29-06

STATE OF IDAHO)
) ss.
County of Ada)

On this 4th day of Sept, 2002, before me, Ruth Nyqvist, a Notary Public in and for said State, personally appeared Roger Cantlon, known or identified to me to be the President of Cantlon Properties, Inc., an Idaho corporation, the manager of the limited liability company of **CPI/West Jordan, LLC**, an Idaho limited liability company, and the manager who subscribed said company name to the foregoing instrument, and acknowledged to me that he executed the same in said company name.

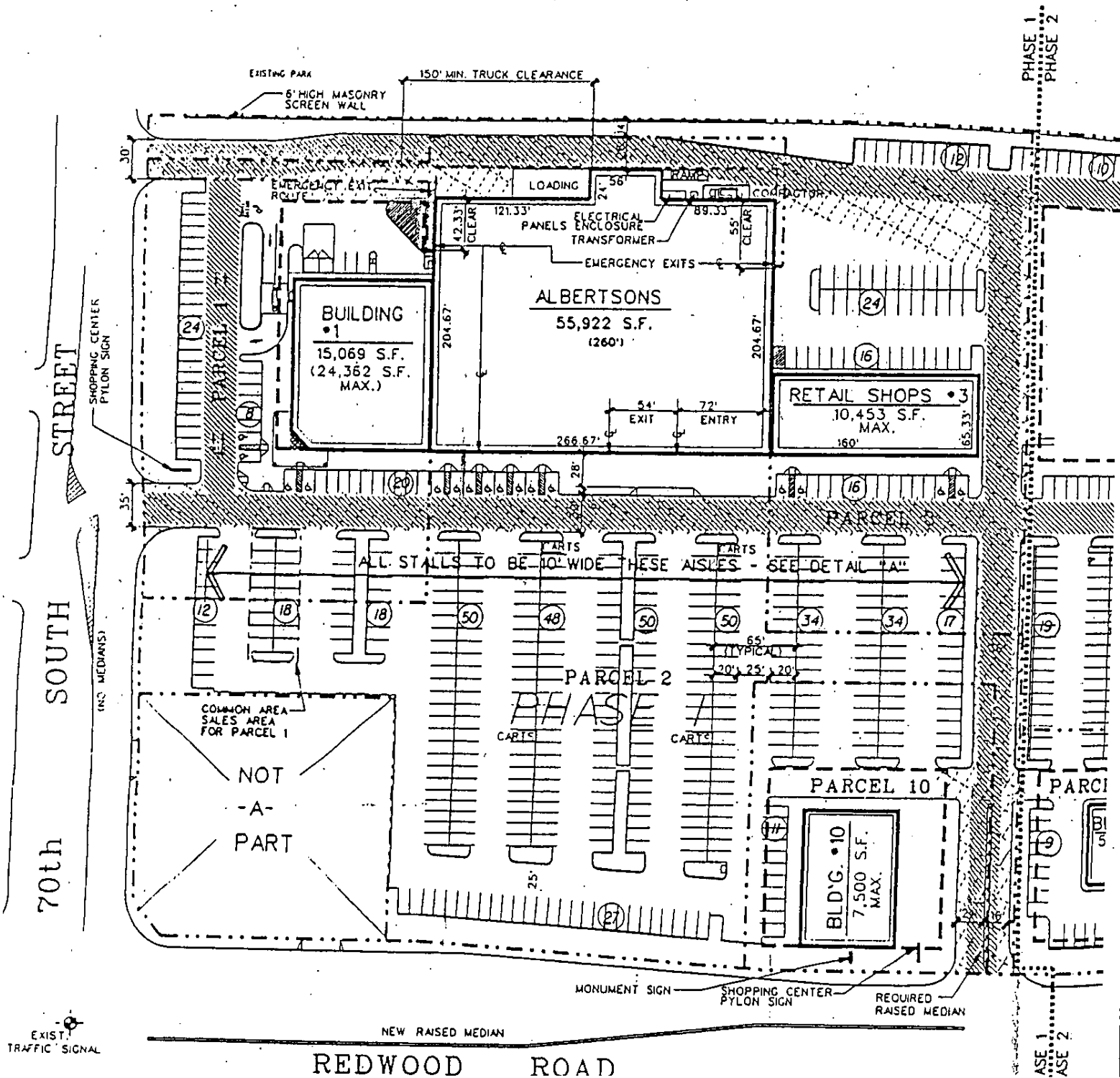
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Ruth Nyqvist
Notary Public for the State of Idaho
Residing at Boise Idaho
My commission expires 12-10-04

BK8645PG5891

EXHIBIT "A"



SCHEDULE I

WEST JORDAN TOWN CENTER

PARCEL I

LOT 1 OF the OFFICIAL PLAT of WEST JORDAN TOWN CENTER

also described as follows:

Parcel 1:

BEGINNING on the new North line of 7000 South Street at a point that is $N89^{\circ}54'29''W$ along the section line 731.18 feet and $N0^{\circ}01'13''W$ 40.00 feet and $S89^{\circ}54'29''E$ along said North line of street 50.19 feet from the County monument at the South Quarter corner of Section 22, Township 2 South, Range 1 West, Salt Lake Base and Meridian, from which Quarter corner the County monument at the center of said Section 22 bears $N0^{\circ}01'25''W$ (basis of bearing); thence along said North line of street $S89^{\circ}54'29''E$ 171.81 feet and $N87^{\circ}58'15''E$ 137.79 feet and $S89^{\circ}54'29''E$ 31.65 feet; thence $N0^{\circ}01'25''W$ 225.49 feet; thence $S89^{\circ}58'35''W$ 285.67 feet; thence $S0^{\circ}01'25''E$ 6.87 feet; thence $S89^{\circ}58'35''W$ 55.49 feet; thence $S0^{\circ}01'25''E$ 223.03 feet to the point of beginning. Contains 1.7827 acres.

(21-22-381-022)

OK
PC
6/24/98

BK8645 PG5893

SCHEDULE I

WEST JORDAN TOWN CENTER

PARCEL 2

LOT 2 OF the OFFICIAL PLAT of WEST JORDAN TOWN CENTER

also described as follows:

Parcel 2:

BEGINNING on the new West line of Redwood Road at a point that is $N0^{\circ}01'25''W$ along the quarter-section line 247.50 feet and $N89^{\circ}54'29''W$ 71.50 feet from the County monument at the South Quarter corner of Section 22, Township 2 South, Range 1 West, Salt Lake Base and Meridian; thence $N89^{\circ}54'29''W$ 192.50 feet; thence $S0^{\circ}01'25''E$ 202.40 feet to a point on the new North line of 7000 South Street; thence along said North line of street $N89^{\circ}54'29''W$ 75.83 feet; thence $N0^{\circ}01'25''W$ 225.49 feet; thence $S89^{\circ}58'35''W$ 285.67 feet; thence $S0^{\circ}01'25''E$ 6.87 feet; thence $S89^{\circ}58'35''W$ 55.49 feet; thence $S0^{\circ}01'25''E$ 223.03 feet to a point on said North line of 7000 South Street; thence along said North line of street $N89^{\circ}54'29''W$ 15.00 feet; thence $N0^{\circ}01'25''W$ 223.00 feet; thence $S89^{\circ}58'35''W$ 20.50 feet; thence $N0^{\circ}01'25''W$ 280.67 feet; thence $N89^{\circ}58'35''E$ 102.32 feet; thence $S0^{\circ}01'25''E$ 6.87 feet; thence $N89^{\circ}58'35''E$ 294.34 feet; thence $N0^{\circ}01'25''W$ 200.32 feet; thence $N89^{\circ}58'35''E$ 266.83 feet to a point on said West line of Redwood Road; thence along said West line of street $S0^{\circ}01'25''E$ 20.00 feet; thence $S89^{\circ}58'35''W$ 226.83 feet; thence $S0^{\circ}01'25''E$ 188.93 feet; thence $N89^{\circ}58'35''E$ 225.52 feet to a point on said West line of Redwood Road; thence along said West line of street $S3^{\circ}47'26''W$ 258.38 feet and $S0^{\circ}01'25''E$ 24.14 feet to the point of beginning. Contains 4.8537 acres.

(21-22-381-021)

OK
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6/24/98

BK 8645 PG 5894

SCHEDULE I

WEST JORDAN TOWN CENTER

PARCEL 3

A portion of LOT 5 OF the OFFICIAL PLAT of WEST JORDAN TOWN CENTER

also described as follows:

Parcel 3:

BEGINNING at a point that is $N0^{\circ}01'25''W$ along the quarter-section line 738.52 feet and $S89^{\circ}58'35''W$ 319.83 feet from the County monument at the South Quarter corner of Section 22, Township 2 South, Range 1 West, Salt Lake Base and Meridian; thence $S0^{\circ}01'25''E$ 200.32 feet; thence $S89^{\circ}58'35''W$ 294.34 feet; thence $N0^{\circ}01'25''W$ 6.87 feet; thence $S89^{\circ}58'35''W$ 102.32 feet; thence $S0^{\circ}01'25''E$ 280.67 feet; thence $N89^{\circ}58'35''E$ 20.50 feet; thence $S0^{\circ}01'25''E$ 223.00 feet to a point on the North line of 7000 South Street; thence along said North line of street $N89^{\circ}54'29''W$ 35.19 feet to a point of the Southerly extension of the East line of Heatherwood Subdivision Phase II, according to the official plat thereof; thence along said extension and said East line of subdivision $N0^{\circ}01'13''W$ 486.50 feet; thence Northeasterly 210.73 feet along said subdivision line and the arc of a 2915.00 foot radius curve to the right through a central angle of $4^{\circ}08'31''$ (chord bears $N2^{\circ}03'03''E$ 210.63 feet); thence $N89^{\circ}58'35''E$ 403.69 feet to the point of beginning. Contains 93,017 square feet or 2.1354 acres.

(21-22-381-028 & 21-22-381-027)

OK
RC
6/24/98

BK8645PG5895

SCHEDULE I

WEST JORDAN TOWN CENTER

PARCEL 10

LOT 3 OF the OFFICIAL PLAT of WEST JORDAN TOWN CENTER

also described as follows:

Parcel 10:

BEGINNING on the new West line of Redwood Road at a point that is $N0^{\circ}01'25''W$ along the quarter-section line 718.52 feet and $S89^{\circ}58'35''W$ 53.00 feet form the County monument at the South Quarter corner of Section 22, Township 2 South, Range 1 West, Salt Lake Base and Meridian; thence $S89^{\circ}58'35''W$ 226.83 feet; thence $S0^{\circ}01'25''E$ 188.93 feet; thence $N89^{\circ}58'35''E$ 225.52 feet to a point on said West line of Redwood Road; thence along said West line of street $N3^{\circ}47'26''E$ 19.73 feet and $N0^{\circ}01'25''W$ 169.24 feet to the point of beginning. Contains 0.9835 acre.

(21-22-381-020)

ok
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6/24/98

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