

When Recorded Return to:  
Jerry Huish  
7875 South 965 East  
Sandy, Utah 84094

1000

4992967  
26 NOVEMBER 90 12:06 PM  
KATIE L. DIXON  
RECORDER, SALT LAKE COUNTY, UTAH  
JERRY HUIISH  
REC BY: DIANE KILPACK, DEPUTY

4992967

GRANT OF EASEMENT  
AND  
AGREEMENT TO JOIN IN DEDICATION ON PLAT

This Agreement is made this 10<sup>th</sup> day of November, 1990 by and between JERRY HUIISH (Herein referred to as HUIISH) and JOHN R. MERENDINO, RONALD P. HARRINGTON AND WILLIAM L. ROBERTS (Herein referred to as MERENDINO, HARRINGTON AND ROBERTS). In consideration of the sum of ten dollars and other mutual benefits and consideration the adequacy of which is hereby acknowledged, the parties hereto understand and agree as follows:

1. HUIISH is an owner of certain property located in Section 8, Township 2 South, Range 1 East, SLBM and known as Salt Lake County Tax Parcel (1990) No. 28-08-426-002 (herein the HUIISH Parcel).

2. MERENDINO, HARRINGTON AND ROBERTS are the owners of approximately one (1) acre of property located in Section 8, Township 2 South, Range 1 East, SLBM and known as Salt Lake County Tax Parcel (1990) No. 28-08-426-005 (herein the MERENDINO, HARRINGTON AND ROBERTS Parcel).

3. The parties have reached an agreement for HUIISH to develop a cul-de-sac on the Northerly extension of Lannae Drive at approximately 1250 East and 10000 South, Sandy, Utah a portion of which cul-de-sac is situated on a portion of the MERENDINO, HARRINGTON AND ROBERTS Parcel, and now desire to reduce to writing the agreement between them with regard to such use.

4. MERENDINO, HARRINGTON AND ROBERTS agree to allow HUIISH to develop and construct on the property described below a portion of the cul-de-sac and related improvements as required by Sandy City and does hereby grant to HUIISH an easement and right of way for the purposes set forth herein over the following described property located in Salt Lake County, Utah (Herein referred to as "The Easement"):

SEE EXHIBIT "A" ATTACHED HERETO.

5. MERENDINO, HARRINGTON AND ROBERTS also further agree to join in the dedication of a subdivision plat which contains the improvements on the easement.

6. For the purposes set forth herein HUIISH has obtained

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regard to the location of the street, curb, gutter, sidewalk, median strip, drainage, and public utilities, and the construction of the same a portion of which shall be constructed on the Easement. A copy of the DeMass drawing is attached hereto as Exhibit "B".

7. HUIISH agrees to pay all of the development costs of the cul-de-sac.

8. The easement granted hereunder shall run with the land and shall be binding upon and inure to the benefit of the successors and assigns of the parties hereto with respect to said land. In the event of default hereunder the defaulting party agrees to pay the costs of the non-defaulting party in enforcing any of the terms and conditions of this agreement including a reasonable attorney's fee.

WITNESS THE HANDS OF THE PARTIES THE DATE ABOVE WRITTEN.

*Jerry Huish*  
JERRY HUIISH

*William L. Roberts*  
WILLIAM L. ROBERTS

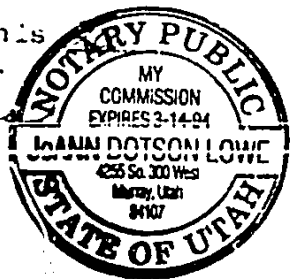
*John R. Merendino*  
JOHN R. MERENDINO

*Ronald P. Harrington*  
RONALD P. HARRINGTON

STATE OF UTAH )  
  ) ss.  
COUNTY OF SALT LAKE )

The foregoing instrument was acknowledged before me this day of November, 1990 by JERRY HUIISH.

*Janet Dotson Lowe*  
Notary Public



STATE OF UTAH )  
  ) ss.  
COUNTY OF SALT LAKE )

The foregoing instrument was acknowledged before me this day of November, 1990 by JOHN R. MERENDINO.

*Dannette Duffin*  
Notary Public



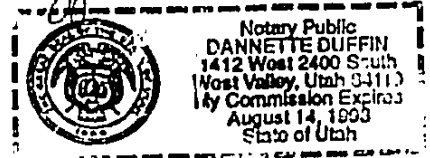
Notary Public  
DANNETTE DUFFIN  
1412 West 2400 South  
West Valley, Utah 84119  
My Commission Expires  
August 14, 1993  
State of Utah

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STATE OF UTAH )  
 ) :ss.  
COUNTY OF SALT LAKE )

The foregoing instrument was acknowledged before me this 20<sup>th</sup>  
day of November, 1990 by RONALD P. HARRINGTON.

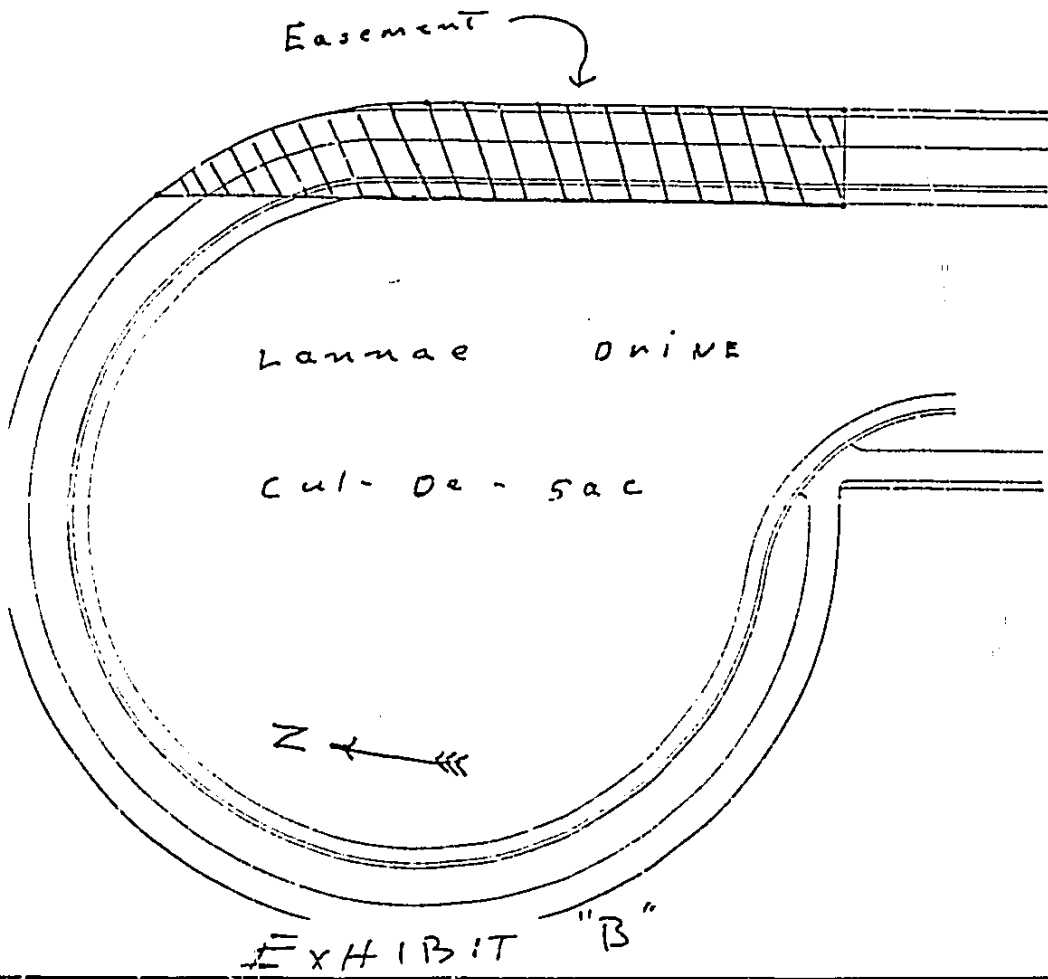
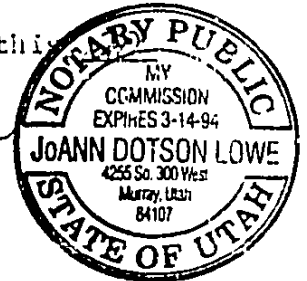
*Dannette Duffin*  
Notary Public



STATE OF UTAH )  
 ) :ss.  
COUNTY OF SALT LAKE )

The foregoing instrument was acknowledged before me this  
day of November, 1990 by WILLIAM L. ROBERTS.

*Joann Dotson Lowe*  
Notary Public



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EXHIBIT "A"

LEGAL DESCRIPTION

JERRY HUISH  
PARCEL FROM EAST PROPERTY TO BE IN INCLUDED  
IN THE CUL-DE-SAC AT THE EAST OF LANNAE DRIVE

BEGINNING AT A POINT ON THE EAST LINE OF LANNAE DRIVE BEING THE NORTHWEST CORNER OF LOT 57 OF SAGE CREST #5 SUBDIVISION, SAID POINT BEING  $S00^{\circ}15'35''E$ , 659.595 FEET AND  $N89^{\circ}46'30''W$ , 225.70 FEET FROM THE EAST QUARTER CORNER OF SECTION 8, TOWNSHIP 3 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; AND RUNNING THENCE  $N00^{\circ}03'00''W$ , 55.29 FEET; THENCE NORTHWESTERLY, 38.032 FEET ALONG THE ARC OF A 55.00 FOOT RADIUS CURVE TO THE LEFT (CHORD BEARS  $N19^{\circ}51'36''W$ , 37.279 FEET; THENCE  $S00^{\circ}03'00''E$ , 90.278 FEET; THENCE  $S89^{\circ}46'30''E$ , 12.63 FEET TO THE POINT OF BEGINNING.

CONTAINS: 1,001 SQUARE FEET OR 0.023 ACRE.