When Recorded Mail To: Qwest Corporation 1425 West 3100 South West Valley City, Utah 84119

R/W # 12-185-01UT

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GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
CENTURY LINK
1425 W 3100 S
SLC UT 84119
BY: ZJM, DEPUTY - WI 4 P.

## **EASEMENT AGREEMENT**

The Undersigned Grantor (and each and all of them if more than one) for and in consideration of \$5000 THOUSAND dollars (\$5000) and other good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant and convey to Qwest Corporation, d/b/a CenturyLink QC, a Colorado corporation, hereinafter referred to as "Grantee", whose address is 1425 West 3100 South, West Valley City, Utah 84119, its successors, assigns, lessees, licensees and agents, a perpetual easement to construct, reconstruct, modify, change, add to, operate, maintain and remove such telecommunications facilities and electrical facilities, and appurtenances, from time to time, as Grantee may require upon, over, under and across the following described land situated in the County of Salt Lake, State of Utah, which the Grantor owns or in which the Grantor has any interest, to wit:

An easement situate in Southeast Quarter of Section 36, Township 01 North, Range 01 West, Salt Lake Base and Meridian, as shown and described on Exhibit 'A' attached hereto and made a part hereof:

Parcel: 08-36-435-001

Grantee shall have the right of ingress and egress over and across the land of the Grantor to and from the above-described property and the right to clear and keep cleared all trees and other obstructions as may be necessary for the Grantee's use and enjoyment of the easement area.

Grantee shall indemnify Grantor for all damage caused to Grantor as a result of Grantee's negligent exercise of the rights and privileges herein granted. Grantee shall have no responsibility for pre-existing environmental contamination or liabilities.

Grantor reserves the right to occupy, use, and cultivate said easement for all purposes not inconsistent with the rights herein granted.

Grantor covenants that he/she/they is/are the fee simple owner of said land or in which the Grantor has any interest and will warrant and defend title to the land against all claims.

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BK 10041 PG 7854

Grantor hereby covenants that no excavation, building, structure or obstruction will be constructed, erected, built or permitted on said easement.

The rights, conditions and provisions of this easement shall inure to the benefit of and be binding upon the heirs, executors, administrators, successors and assigns of the respective parties hereto.

Any claim, controversy or dispute arising out of this Agreement shall be settled by arbitration in accordance with the applicable rules of the American Arbitration Association, and judgment upon the award rendered by the arbitrator may be entered in any court having jurisdiction thereof. The arbitration shall be conducted in the county where the property is located.

Signed and delivered this 3 day of , A.D., 20 12
Grantor: WRAG PROPERTIES, INC
BY: James Cane
ITS:
STATE OF UTAH  ss  COUNTY OF GAT LAKE  )
On the <u>A3<sup>rd</sup></u> day of <u>July</u> , 20 12, personally appeared before me <u>James Garner</u> , the signer(s) of the above instrument, who duly acknowledged to me that (he) (she) (they) executed the same. Witness my hand and official seal this <u>23<sup>rd</sup></u> day of <u>July</u> . 20 12.
same. Witness my hand and official seal this 23rd day of 50ly . 20 12.
DONALD E. GREEN JR.  HOTARY PUBLIC - STATE OF UTAH  My Comm. Exp. 03/24/2018  Commission # 578096  Notary Public

E.301401 - S L MAIN - SE1/4 Sec 36, T01N, R01W, SLB&M

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## EXHIBIT "A" SHEET 1 OF 2

## **CENTURYLINK EASEMENT DESCRIPTION:**

AN EASEMENT BEING A PORTION OF LOT 7, BLOCK 7, PLAT "E", SALT LAKE CITY SURVEY, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP 1 NORTH, RANGE 1 WEST OF THE SALT LAKE BASE AND MERIDIAN, SALT LAKE COUNTY, UTAH, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT 190.90 FEET SOUTH 89'59'13" WEST ALONG MONUMENT LINE AND 27.25 FEET SOUTH 00'00'47" EAST FROM THE STREET MONUMENT LOCATED AT THE INTERSECTION OF 300 NORTH STREET AND CENTER STREET, SAID POINT ALSO BEING 166.87 FEET SOUTH 89'59'13" WEST FROM THE NORTHEAST CORNER OF LOT 8, BLOCK 7, PLAT "E", SALT LAKE CITY SURVEY; AND RUNNING THENCE SOUTH 00'00'47" EAST 2.57 FEET; THENCE NORTH 89'59'13" EAST 11.00 FEET; THENCE SOUTH 00'00'47" EAST 6.00 FEET; THENCE SOUTH 89'59'13" WEST 15.00 FEET; THENCE NORTH 00'00'47" WEST 8.57 FEET, MORE OR LESS, TO THE SOUTHERLY RIGHT—OF—WAY OF 300 NORTH STREET; THENCE ALONG SAID SOUTHERLY RIGHT—OF—WAY, NORTH 89'59'13" EAST 4.00 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

EASEMENT CONTAINS: 100 SQ. FT., OR 0.002 ACRES, MORE OR LESS, (AS DESCRIBED).

SITE EXHIBIT FOR:

SITE EXHIBIT

