WHEN RECORDED, MAIL TO Utah Department of Transportation Right of Way, Fourth Floor Box 148420 Salt Lake City, Utah 84114-8420 RETURNED

NOV 1 @ 2005

5 Holf Commercial 12-242-0007

**Easement** 

(LIMITED LIABILIITY COMPANY)

Davis County

E 2121720 B 3910 P 295-296
RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
11/10/2005 09:55 AM
FEE \$0.00 Pas: 2
DEP RIT REC'D FOR UTAH DEPT OF TRA

Affecting Tax ID No. 12-242-0007

Parcel No 0108:2:3E

Project No. STP-0108(7)3

Chelemes Enterprises L.L.C.
a Limited Liability Company of the State of Utah , Grantor,
hereby GRANTS AND CONVEYS to the UTAH DEPARTMENT OF TRANSPORTATION, at
4501 South 2700 West, Salt Lake City, Utah 84119, Grantee, for the sum
of Dollars,
a perpetual easement, upon part of an entire tract of property, situate in Lot 5, HOLT COMMERCIAL SUBDIVISION, and Lot 6, LARSEN COMMERCIAL SUBDIVISION, situate in the NE 1/4 of Section 14, T. 4 N., R. 2 W., S.L.B.& M., in Davis County, Utah, for the purpose of constructing thereon cut and/or fill slopes and appurtenant parts thereof, incident to the widening of an existing highway, State Route 108, known as Project No. STP-0108(7)3.
Said part of an entire tract is a strip of land 8.00 feet wide, adjoining southerly the following described southerly line of a perpetual irrigation easement,
Beginning at the intersection of said southerly line of said perpetual irrigation easement and the easterly line of said Lot 5 at a point 60.00 feet perpendicularly distant southerly from the center line of said project, which point is 8.65 feet S. 00°10'11" W. from the northeast corner of said Lot 5, and running thence N. 89°39'55" W. 545.37 feet to the westerly line of said Lot 6.
The above described strip of land contains 4,362 square feet or 0.100 acre in area, more or less.
(Note: Rotate all bearings in the above description 00°20'40" clockwise to match highway bearings based upon the Utah State Plane Coordinate System modified.)
The boundary lines of said strip of land shall be prolonged and/or shortened to begin and end on, and conform to the boundary lines of said entire tract.
It is agreed hereby, that the Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not to increase the vertical distance or grade of said cut and/or fill slopes, after said slopes are constructed on the above described lands at the expense of said Utah Department of Transportation, thereafter said Utah Department of Transportation is relieved of any further claim or demand for costs, damages or maintenance charges which may accrue against said slopes and appurtenant parts thereof.

Continued on Page 2

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Affecting Tax ID No. 12-242-0007 Parcel No. 0108 2:3E Project No. STP-0108(7)3

IN WITNESS WHEREOF, said _	
has caused this instrument to	be executed by its proper officers thereunto duly day of October, A.D. 2005
STATE OF Utak	) ss. Limited Liability Company
COUNTY OF DAMS	By Sam Chelenne
	Manager
Sam J. Chelem	above written personally appeared before me, <u>185</u> , who, being by me duly sworn, says <u>Therenes Enterprises</u> ,
a Limited Liability Company, signed in behalf of said company	and that the within and foregoing instrument was my by authority of its Articles of Organization, and
company executed the same.	e())e5 acknowledged to me that said
witness my hand and offic date in this certificate first	TO MAIN TO BEING

TO THE STATE OF TH