

RECORDING FEES EXEMPT
AS PER SECTION 63J-1-505

UTAH STATE CODE

ENTRY NO. 01058264

11/17/2016 12:01:13 PM B: 2384 P: 0338
Easements PAGE 1/36
MARY ANN TRUSSELL, SUMMIT COUNTY RECORDER
FEE \$0.00 BY SNYDERVILLE BASIN SPECIAL RECREATION DISTRICT

WHEN RECORDED MAIL TO:
Snyderville Basin Special Recreation District
5715 Trailside Drive
Park City, UT 84098

Space above for Recorders Stamp

PUBLIC RECREATION TRAIL EASEMENT AND ACCESS AGREEMENT

Property Owner: Promontory Investments, LLC. Trail Name: Lady Di Trail; South Canyon Trail.

Parcel # NS-3, NS-1, NS-2, NS-90
SS-51-C, SS-55, SS-54-A, SS-66

THIS PUBLIC RECREATION TRAIL EASEMENT AGREEMENT AND ACCESS AGREEMENT ("Easement Agreement"), is made and entered into this 15th day of November, 2016, by and between Promontory Investments, LLC, with address at 8758 N. Promontory Ranch Road, Park City, UT 84098 ("Owner"), and **SNYDERVILLE BASIN SPECIAL RECREATION DISTRICT**, a special service district of the State of Utah, with offices at 5715 Trailside Drive, Park City, UT 84098 ("SBSRD"). Owner and SBSRD are sometimes collectively referred to in this Easement Agreement as the "**Parties**" or individually as a "**Party**."

RECITALS

WHEREAS, Owner is the owner of certain real property in SUMMIT COUNTY, Utah, more particularly described on **Exhibit A and Exhibit D**, attached hereto and by this reference incorporated herein (the "**Property**"); and,

WHEREAS, The term "**Owner**" as used herein shall mean the possessor of any interest in the Property, whether public or private land, including a condominium association where the easement to be granted herein is located in a designated common area and an owner's association is empowered to grant easements over same; and,

WHEREAS, Owner desires to grant SBSRD an easement across the Property for the purpose of establishing a public, non-paved, non-motorized trail, and assisting in the shaping of the character, direction, and development of public recreation trails throughout Summit County; and,

WHEREAS, SBSRD is a public body, authorized by law to acquire interests in real property for purposes of developing and maintaining land for public recreational opportunities;

PA

AGREEMENT

NOW, THEREFORE, in consideration of the sum of one dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, the Parties hereby agree as follows:

1. Grant of Easement.

Owner hereby grants unto SBSRD:

A. A trail easement ("**Trail Easement**") on, over, under, and across the Property solely consisting of a corridor Ten feet (10') in width ("**Easement Corridor**") lying in two separate alignments as follows:

- The **Lady Di Trail** alignment described in the document attached hereto as **Exhibit A**, and as depicted in the sketch attached hereto as **Exhibit B** and the aerial photography contained in **Exhibit C**; and,
- The **South Canyon Trail** alignment described in the document attached hereto as **Exhibit D**, and as depicted in the aerial photography contained in **Exhibit E**.

All of the above-referenced exhibits are incorporated herein by this reference, exclusively for the duration and purpose set forth herein below and consisting only of the rights hereinafter enumerated.

B. A non-exclusive access easement ("**Access Easement**") on, over, under, and across private roads, driveways, common area parcels, and emergency ingress/egress easements, to the extent they are included in the two above-referenced alignments and owned and/or controlled by Owner on the Property, including access into gated/guarded communities, for the duration and purpose set forth herein below and consisting of the rights hereinafter enumerated.

2. Duration.

The Trail Easement and Access Easement are granted in perpetuity and shall run with the land so as to be forever binding upon the parties hereto and their respective heirs, personal representatives, administrators, successors, and assigns.

3. Purpose.

The purpose of the Trail Easement is to obtain, develop, preserve, and maintain the area within the Easement Corridor for development, construction, use, preservation, and maintenance of a non-paved, non-motorized trail, for the use and benefit of SBSRD and the general public.

The purpose of the Access Easement is to provide SBSRD and its Affiliates (as defined below), not the general public, access to the Easement Corridor as SBSRD deems reasonable and necessary to develop,

construct, maintain, and otherwise manage the Trail Easement in accordance with provisions set forth herein.

4. Rights Conveyed and Obligations.

The rights conveyed to and corresponding obligations imposed upon SBSRD by this Trail Easement and Access Easement are as follows:

A. To develop within the Easement Corridor a non-paved trail not to exceed four feet (4') in width, ("Trail") for non-motorized recreational use;

B. To lay out, mark, develop, construct, maintain or relocate the Trail, within the Easement Corridor;

C. To make minor topographical changes to the Property within the Easement Corridor for the necessity and convenience of locating the Trail, (including improvements as needed to provide structural support and erosion control; e.g. drainage ditches, berms, import soils to build up to level grade, etc.);

D. To establish and maintain appropriate signage within the Easement Corridor marking the trail and providing directions or other appropriate information in connection with the Trail;

E. To enter upon the Easement Corridor for all reasonable and necessary construction, maintenance, and repair of the trail and Easement Corridor, and to pursue same diligently to completion. Such maintenance shall include, but shall not be limited to sweeping, snow plowing, weed spraying, crack sealing, seal coating, re-treading, re-surfacing, and otherwise keeping the trail in a serviceable and safe condition;

F. To manage vegetation within the Easement Corridor through removal and/or trimming of trees, shrubs, grasses or exotic or noxious plant species, in order to maintain appropriate sight lines (as determined necessary by SBSRD at its sole discretion), and otherwise as necessary to keep the Trail in a serviceable and safe condition and maintain the integrity of the Trail;

G. To maintain the Easement Corridor in a good, clean and sanitary condition, free from waste or litter and/or any condition that is offensive to the public health, safety or welfare or that constitutes a nuisance; and,

H. To ensure that no lien or claim of mechanics, laborers or materialmen will be filed against the Property, or any part or parts thereof, for any work, labor or materials furnished, alleged to have been furnished or to be furnished pursuant to any agreement by SBSRD regarding the Trail Easement.

I. If any damage occurs to Owner's property or any improvements thereon arising out of, related to, or as a consequence of any of SBSRD's work in the Easement Corridor, Owner promptly will

RP

notify SBSRD in writing of the damage. Unless otherwise agreed by the parties, SBSRD will repair the damage (or commence and diligently pursue repairing the damage) within 30 days after receipt of Owner's notice.

5. Limitation on Use of the Trail Easement.

Public access on, over or across the Trail Easement shall be strictly limited to access by foot or other non-motorized means except as follows: (a) use by motorized or battery propelled wheelchairs, (b) use by Owner or SBSRD operated motor vehicles for purposes of construction or maintenance of any trail that may be established within the Easement Corridor, and (c) use for emergency access for wild land fire and structural fire suppression, to facilitate search and rescue operations, or by public law enforcement personnel as deemed necessary for public safety.

6. Fees.

No fees shall be charged by Owner for use of the Trail Easement by the general public.

7. Liability/Indemnification/Immunity.

Owner shall enjoy the limitations on legal liability involving public recreational use of the Trail Easement as provided for in *Utah Code Annotated ("UCA") §§57-14-101 thru 205 (Limitations on Landowner Liability – Relating to Recreational Use) and UCA §57-14-401 and §78B-4-509 (2) and (3) (Inherent Risks of Certain Activities)*. Furthermore, SBSRD agrees to indemnify, defend, and forever hold Owner, (including without limitation, its officers, directors, owners, members, agents, representatives, affiliates, partners, associates, and employees, harmless from and against any loss, damage, injury or death arising from any act or omission of SBSRD (including without limitation, licensees, employees, agents, and invitees (collectively "Affiliates")), for the duration of the Trail Easement and/or Access Easement.

Owner shall promptly notify the SBSRD of all incidents and claims known to the Owner which may be the basis for a claim of indemnification against the SBSRD and provide the SBSRD with a reasonable opportunity to defend, negotiate, settle, or deny such claims, and litigate the defense of such claims. Owner agrees that it will not in any way interfere with the rights of the SBSRD to assert all legal defenses and defend the claims of third parties.

To the extent permitted by Utah Law, Owner shall have same level of immunity from suit as the SBSRD regarding injury arising out of or in connection with or resulting from the operation or existence of the Trail Easement that traverses along a ditch, canal, stream, or river. *UCA §63G-7-301(5)(n)*.

8. Owner's Representations.

Notwithstanding that the Trail Easement and Access Easement granted herein is without warranty, Owner represents that it is a possessor in interest of the Property, and that it has full legal authority to

grant this Trail Easement and Access Easement to SBSRD free of liability for any lien or encumbrance previously placed thereon by Owner.

9. Retained Rights.

Except for the rights expressly conveyed to SBSRD hereunder, Owner reserves to itself, its personal representatives, heirs, successors and assigns all other rights arising out of ownership of the Property, including, without limitation, the right to engage in, or permit or invite others to engage in, all uses of the Property that are not inconsistent and do not interfere with the terms and conditions of this Easement Agreement, including, again without limitation, the following enumerated rights:

A. A right-of-way on, over, under, and across the Trail Easement for purposes of ingress, egress, placement of underground utilities for the benefit of the Property and adjacent property that is or may hereafter be acquired by Owner, the location of any such right-of-way to be designated by Owner at a future date; and

B. To relocate (but not terminate), the Trail Easement as described herein, provided all of the following conditions are met: 1. SBSRD approves in writing the proposed new location, which approval shall not be unreasonably withheld, noting that integrity of trail (e.g. grade, line of site) and increased maintenance concerns, are examples of justification for disapproval; 2. the proposed new location of Trail Easement, as approved by SBSRD, is within the Easement Corridor; 3. relocation work is completed by or at the direction of SBSRD; and 4. Owner agrees in writing to promptly reimburse SBSRD for all actual out of pocket costs associated with the relocation (SBSRD to provide a written estimate of costs to Owner prior to commencement of work). Upon any such relocation, SBSRD shall enjoy all rights conveyed herein with respect to the Trail Easement as relocated.

C. To landscape and install and maintain irrigation within the Easement Corridor, but not any portion of the Trail, subject to the right, but not the obligation of SBSRD to manage any such vegetation as provided for in Section 4 Paragraph F herein.

10. Enforcement.

The SBSRD and Owner shall have the right to enforce, through any permitted proceeding at law or in equity, including by specific performance, the terms, provisions, restrictions and requirements of this Easement Agreement. Any failure to insist upon the strict performance of or compliance with any of the terms, provisions, covenants and requirements of this Easement Agreement shall not result in or be construed to be an abandonment or termination of this Easement Agreement or any waiver of the right to insist upon such performance or compliance with the terms of this Easement Agreement in the future. If any action or proceeding is brought because of a default under, or to enforce or interpret any of the covenants, provisions, or requirements of this Easement Agreement, the party prevailing in such action or arbitration shall be entitled to recover from the unsuccessful party reasonable attorneys' fees,



(including those incurred in connection with any appeal), the amount of which shall be fixed by the court or the arbitrator and made a part of any judgment rendered.

11. Acceptance.

By its signature set forth herein below, SBSRD hereby accepts the foregoing grant of the Trail Easement and Access Easement subject to the terms and conditions herein.

12. Binding Effect.

This Easement Agreement extends to and is binding upon the Parties and their respective heirs, personal representatives, successors and assigns.

13. Law.

This Easement Agreement shall be interpreted, construed, and enforced according to the laws of the State of Utah.

14. Relationship Between the Parties.

The easements and rights-of-way reserved above are not intended to create, nor shall they be in any way interpreted or construed to create, a joint venture, partnership, or any similar relationship between Owner and SBSRD, or as applicable, owners association and SBSRD.

15. Amendment.

This Easement Agreement shall not be modified or amended except by a written instrument executed by the Parties hereto and recorded in the official records of Summit County.

16. Entire Agreement.

The Parties agree that this Trail Easement and Access Easement constitutes the entire understanding and agreement between the Parties with regard to the subject matter hereof, and supersedes any previous agreement, representation, or understanding between the Parties relating to the subject matter hereof.

17. Severability.


If any provision of this Easement Agreement shall be declared by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions shall remain in full force and effect.



IN WITNESS WHEREOF, the Parties have caused their respective names to be hereunto affixed this 15th day of November, 2016.

Counterpart signatures appear on the following pages.

SBSRD
SNYDERVILLE BASIN SPECIAL RECREATION DISTRICT

BY: 
Brian Hanton

ITS: District Director

STATE OF UTAH)

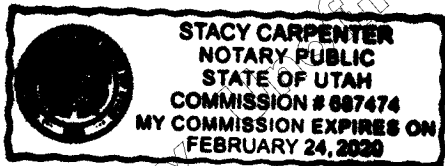
:SS

COUNTY OF SUMMIT)

On the 15th day of November, 2016, personally appeared before me, **BRIAN HANTON**, the signer of the foregoing instrument, who duly acknowledged to me that he executed the same as **District Director of Snyderville Basin Special Recreation District, Summit County, Utah.**


IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year last aforesaid.


NOTARY PUBLIC



OWNER
Promontory Investments, LLC

BY:


Richard A. Sonntag

ITS: Managing Director

STATE OF Utah)

COUNTY OF Summit)
):ss

The undersigned, a Notary Public in and for the above state and county, hereby certifies that on the 14th day of November 2016 before me personally appeared **Richard A. Sonntag**, as the **Managing director of Promontory Investments, LLC**, who is known to me as the person and officer described in and who executed the foregoing instrument on behalf of said entity, and who acknowledge that he/she held the position or title set forth in the instrument and certificate, that he/she signed the instrument of behalf of said entity by proper authority, and that the instrument was the act of the entity for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year last aforesaid.

SEAL:



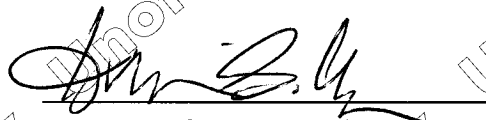

NOTARY PUBLIC



EXHIBIT A



LEGAL DESCRIPTION
BASIN RECERATION TRAIL EASEMENT CENTERLINE

May 27, 2016

A centerline trail easement 10 feet wide, 5 feet on both sides of the following centerline description, with the intent to follow an existing trail that controls if discrepancies exist between the actual trail location and the description, located in Section 35, Township 1 North, Range 4 East and Sections 1, 2, and 12, Township 1 South, Range 4 East, Salt Lake Base and Meridian.

Beginning at a point that is South 13°25'52" West 37.65 feet from the east common corner of Lots 51 and 52 of the Aspen Camp Subdivision, recorded December 14, 2005, as Entry No. 761737 in the office of the Summit County Recorder; and running thence North 29°04'02" East 36.79 feet to a point South 63°55'10" East 10.16 feet from said common corner of Lot 51 and 52; thence North 26°37'16" East 62.08 feet; thence North 06°43'05" East 39.18 feet; thence North 13°32'59" East 134.40 feet to a point South 82°10'13" East 10.10 feet from the angle point of the east boundary of said Lot 51; thence along and coincident to a 10 foot offset line to the East from the east boundary of said Lot 51 North 00°11'16" West 108.61 feet; thence North 11°10'45" East 75.32 feet; thence North 06°50'51" East 57.84 feet; thence North 08°43'01" West 54.51 feet; thence North 41°51'35" West 56.86 feet to a point on a curve to the right having a radius of 7.40 feet, of which the radius point bears North 48°08'25" East; thence along the arc of said curve 22.58 feet through a central angle of 174°56'20"; thence South 46°55'16" East 56.60 feet to a point on a curve to the left having a radius of 7.90 feet, of which the radius point bears North 43°04'44" East; thence along the arc of said curve 20.56 feet through a central angle of 149°12'28"; thence North 16°07'44" West 69.95 feet; thence North 63°12'10" West 64.28 feet; thence South 88°31'16" West 57.79 feet; thence South 68°22'04" West 84.60 feet; thence North 74°45'00" West 85.82 feet; thence North 85°58'23" West 105.04 feet to a point on a curve to the right having a radius of 9.89 feet, of which the radius point bears North 04°01'37" East; thence along the arc of said curve 19.26 feet through a central angle of 111°35'07"; thence North 25°36'44" East 50.77 feet; thence North 76°02'13" East 31.02 feet; thence North 43°37'41" East 71.25 feet; thence North 16°44'12" East 62.85 feet to a point on a curve to the left having a radius of 6.42 feet, of which the radius point bears North 73°15'48" West; thence along the arc of said curve 19.25 feet through a central angle of 171°45'52"; thence South 29°39'24" West 14.01 feet to a point on a curve to the right having a radius of 4.91 feet, of which the radius point bears North 60°20'36" West; thence along the arc of said curve 15.09 feet through a central angle of 175°57'17"; thence North 25°36'40" East 60.26 feet; thence North 08°17'31" East 47.11 feet; thence North 29°49'18" West 65.95 feet; thence North 20°25'32" West 106.19 feet; thence North 38°01'57" West 26.51 feet to a point on a curve to the right having a radius of 40.54 feet, of which the radius point bears North 51°58'03" East; thence along the arc of said curve 30.39 feet through a central angle of 42°56'48"; thence North 04°54'51" East 28.58 feet to a point on a curve to the right having a radius of 17.38 feet, of which the radius point bears South 85°05'09" East; thence along the arc of said curve 30.07 feet through a central angle of 99°09'50"; thence South 75°55'19" East 227.97 feet to a point on a curve to the left having a radius of 27.84 feet, of which the radius point bears North 14°04'41" East; thence along the arc of said curve 38.97 feet through a central angle of 80°11'30" to a point South 60°11'28" East 12.71 feet from the south common corner of Lots 38 and 39 of said Aspen Camp Subdivision; thence North 23°53'12" East 130.96 feet; thence North 21°16'30" East 191.78 feet to a point on a curve to the left having a

R

radius of 35.80 feet, of which the radius point bears North 68°43'30" West; thence along the arc of said curve 54.10 feet through a central angle of 86°35'20"; thence North 65°18'51" West 356.43 feet; thence North 80°47'06" West 55.16 feet; thence South 83°39'45" West 43.31 feet to a point on a curve to the right having a radius of 16.20 feet, of which the radius point bears North 06°20'15" West; thence along the arc of said curve 34.32 feet through a central angle of 121°22'22"; thence North 25°02'07" East 149.81 feet; thence North 12°31'20" East 52.96 feet; thence North 78°33'23" East 74.54 feet to a point on a curve to the left having a radius of 5.84 feet, of which the radius point bears North 11°26'37" West; thence along the arc of said curve 15.79 feet through a central angle of 155°00'09"; thence North 76°26'46" West 70.48 feet; thence North 55°25'18" West 95.88 feet to a point on a curve to the left having a radius of 12.69 feet, of which the radius point bears South 34°34'42" West; thence along the arc of said curve 27.99 feet through a central angle of 126°23'37"; thence South 01°48'54" East 123.16 feet; thence South 37°20'19" West 57.22 feet; thence South 61°13'59" West 70.96 feet; thence South 40°48'38" West 26.05 feet; thence South 79°40'49" West 304.22 feet; thence South 47°01'39" West 34.31 feet to a point on a curve to the right having a radius of 4.71 feet, of which the radius point bears North 42°58'21" West; thence along the arc of said curve 12.45 feet through a central angle of 151°33'11"; thence North 18°34'50" East 22.60 feet; thence North 61°21'45" East 272.74 feet to a point on a curve to the left having a radius of 7.15 feet, of which the radius point bears North 28°38'15" West; thence along the arc of said curve 21.47 feet through a central angle of 171°57'36"; thence South 69°24'09" West 105.78 feet; thence South 79°10'47" West 159.90 feet; thence North 74°54'42" West 33.99 feet; thence South 77°58'18" West 39.27 feet; thence North 76°52'36" West 86.54 feet; thence South 59°21'48" West 45.46 feet; thence South 15°21'50" West 35.51 feet to a point on a curve to the right having a radius of 6.63 feet, of which the radius point bears North 74°38'10" West; thence along the arc of said curve 19.41 feet through a central angle of 167°43'12"; thence North 03°05'02" East 125.92 feet; thence South 80°38'16" East 96.03 feet; thence North 73°45'53" East 105.10 feet; thence North 70°01'15" East 94.03 feet; thence North 48°46'34" East 145.32 feet; thence North 05°16'02" West 49.21 feet; thence North 23°04'21" East 82.32 feet; thence North 14°35'50" East 117.86 feet; thence North 04°12'17" East 178.00 feet to a point South 67°05'28" East 12.40 feet from the east line of Lot 32 of the Deer Crossing Subdivision, recorded January 3, 2002, as Entry No. 607459 in the office of the Summit County Recorder; thence North 71°32'07" East 45.34 feet; thence South 79°56'40" East 116.23 feet; thence South 61°02'32" East 80.58 feet; thence South 78°37'58" East 123.84 feet; thence North 75°58'27" East 59.51 feet; thence North 27°03'01" East 135.41 feet; thence North 08°42'26" East 134.65 feet; thence North 17°20'31" West 35.07 feet; thence North 03°46'39" West 65.59 feet; thence North 50°01'51" East 75.99 feet; thence North 62°37'10" East 76.99 feet to a point on a curve to the left having a radius of 6.15 feet, of which the radius point bears North 27°22'50" West; thence along the arc of said curve 17.78 feet through a central angle of 165°38'34"; thence South 76°58'36" West 177.73 feet to a point on a curve to the right having a radius of 10.62 feet, of which the radius point bears North 13°01'24" West; thence along the arc of said curve 29.57 feet through a central angle of 159°33'15"; thence North 56°31'51" East 248.30 feet to a point on a curve to the left having a radius of 6.93 feet, of which the radius point bears North 33°28'09" West; thence along the arc of said curve 19.02 feet through a central angle of 157°21'03"; thence South 79°10'48" West 99.91 feet to a point on a curve to the right having a radius of 6.86 feet, of which the radius point bears North 10°49'12" West; thence along the arc of said curve 19.72 feet through a central angle of 164°36'18"; thence North 63°47'06" East 134.15 feet; thence North 07°24'47" West 72.07 feet; thence North 73°47'50" West 78.21 feet; thence

North 19°34'38" East 229.86 feet; thence North 03°50'30" East 56.02 feet; thence North 31°43'27" West 63.00 feet to a point North 25°07'49" East 12.86 feet from the northeast corner of Lot 29 of said Deer Crossing Subdivision; thence North 58°52'40" West 67.20 feet; thence North 78°19'40" West 198.80 feet; thence North 54°15'14" West 62.89 feet; thence North 66°45'22" West 190.17 feet; thence North 47°57'01" West 176.42 feet to a point North 50°36'11" East 16.91 feet from the angle point of the east boundary of Lot 28 of said Deer Crossing Subdivision; thence North 32°20'44" East 88.77 feet; thence North 56°36'14" East 143.08 feet; thence North 24°59'39" East 91.49 feet to a point South 26°32'37" East 11.54 feet from the south boundary of Lot 24 of said Deer Crossing Subdivision; thence North 86°39'15" East 81.63 feet; thence South 79°35'10" East 83.05 feet; thence North 59°54'46" East 78.27 feet; thence North 47°44'07" East 167.36 feet; thence North 33°47'10" East 113.93 feet to a point South 74°17'58" East 10.48 feet from the angle point of the east boundary of Lot 22 of said Deer Crossing Subdivision; thence North 00°45'47" East 75.72 feet; thence North 00°36'04" West 465.40 feet; thence North 44°29'28" West 168.23 feet; thence North 32°14'12" West 107.30 feet; thence North 41°27'22" East 128.04 feet; thence North 15°19'44" East 182.54 feet; thence North 14°48'33" East 116.50 feet to a point on a curve to the left having a radius of 8.10 feet, of which the radius point bears North 75°11'27" West; thence along the arc of said curve 20.74 feet through a central angle of 146°44'05"; thence South 48°04'28" West 21.24 feet to a point on a curve to the right having a radius of 5.26 feet, of which the radius point bears North 41°55'32" West; thence along the arc of said curve 14.55 feet through a central angle of 158°22'46" to a point South 63°32'46" East 10.16 feet from the east boundary of Lot 11 of said Deer Crossing Subdivision; thence North 26°27'14" East 93.39 feet; thence North 02°07'52" West 143.14 feet to a point North 89°47'19" East 10.29 feet from the east boundary said Lot 11; thence North 37°40'24" East 94.12 feet; thence North 09°20'13" East 57.56 feet; thence North 15°09'52" West 78.97 feet; thence North 59°09'12" West 260.72 feet along and coincident to a line 10 foot offset Northeasterly to the northeasterly boundary of Lot 10 of said Deer Crossing Subdivision; thence North 39°31'19" West 63.85 feet; thence North 55°20'28" West 33.50 feet to a point on a curve to the right having a radius of 10.88 feet, of which the radius point bears North 34°39'32" East; thence along the arc of said curve 33.79 feet through a central angle of 177°59'21"; thence South 57°21'08" East 141.70 feet; thence South 82°38'26" East 111.52 feet to a point on a curve to the left having a radius of 6.53 feet, of which the radius point bears North 07°21'34" East; thence along the arc of said curve 17.08 feet through a central angle of 149°54'55"; thence North 52°33'22" West 96.22 feet; thence North 34°05'45" West 81.39 feet to a point on a curve to the right having a radius of 9.48 feet, of which the radius point bears North 55°54'15" East; thence along the arc of said curve 26.64 feet through a central angle of 161°05'18"; thence South 56°02'38" East 56.32 feet to a point on a curve to the left having a radius of 5.87 feet, of which the radius point bears North 33°57'22" East; thence along the arc of said curve 18.21 feet through a central angle of 177°41'15"; thence North 53°43'53" West 43.99 feet; thence North 15°11'44" West 63.68 feet; thence North 41°02'34" West 158.84 feet; thence North 64°22'16" West 107.38 feet; thence North 76°22'54" West 116.30 feet; thence South 84°09'34" West 134.73 feet; thence South 62°19'25" West 65.58 feet; thence South 75°25'26" West 123.77 feet to a point North 05°49'01" West 11.80 feet from the north boundary of Lot 8 of said Deer Crossing Subdivision; thence North 87°03'28" West 129.63 feet; thence North 69°15'39" West 63.66 feet; thence North 79°36'45" West 134.90 feet; thence South 83°36'27" West 61.62 feet; thence South 36°11'44" West 121.80 feet; thence South 39°59'01" West 110.79 feet; thence North 82°18'46" West 109.00 feet; thence South 88°19'12" West 116.82 feet; thence South 60°43'31" West 117.36 feet;

thence South 71°41'30" West 138.35 feet to a point on a curve to the right having a radius of 9.02 feet, of which the radius point bears North 18°18'30" West; thence along the arc of said curve 21.58 feet through a central angle of 137°01'02"; thence North 28°42'32" East 31.48 feet; thence North 15°17'47" West 66.85 feet; thence North 48°38'57" West 44.56 feet; thence North 26°25'17" West 323.29 feet; thence North 13°17'52" East 204.41 feet; thence North 02°59'49" West 80.48 feet; thence North 04°17'05" West 106.60 feet; thence North 44°28'08" West 48.58 feet; thence North 81°53'36" West 156.77 feet; thence South 74°01'29" West 80.74 feet; thence South 64°03'02" West 261.10 feet; thence North 86°27'10" West 72.75 feet; thence North 26°45'34" West 140.75 feet; thence North 37°41'58" West 122.16 feet; thence North 52°59'50" West 106.80 feet; thence North 45°27'44" West 150.79 feet; thence North 18°37'21" West 50.71 feet; thence North 00°36'54" East 131.83 feet; thence North 19°01'56" West 154.31 feet; thence North 48°11'29" East 112.45 feet; thence North 32°07'06" East 91.65 feet; thence North 40°04'09" East 108.29 feet; thence North 04°22'14" East 169.57 feet; thence North 09°24'56" West 88.04 feet; thence North 31°36'05" West 101.97 feet; thence North 21°35'48" West 124.54 feet; thence North 00°21'53" East 78.59 feet; thence North 41°10'50" East 63.01 feet; thence North 20°12'10" East 128.70 feet to a point on a curve to the left having a radius of 6.98 feet, of which the radius point bears North 69°47'50" West; thence along the arc of said curve 18.97 feet through a central angle of 155°46'23"; thence South 44°25'46" West 95.58 feet; thence South 55°09'28" West 86.75 feet; thence South 16°10'56" West 186.89 feet; thence South 08°50'12" East 107.38 feet to a point on a curve to the right having a radius of 7.40 feet, of which the radius point bears South 81°09'48" West; thence along the arc of said curve 20.35 feet through a central angle of 157°34'30"; thence North 31°15'41" West 84.29 feet; thence North 12°18'25" West 101.97 feet; thence North 01°45'00" East 154.21 feet; thence North 33°19'51" East 98.20 feet; thence North 24°20'37" East 122.44 feet; thence North 08°28'43" East 52.74 feet; thence North 41°01'52" East 128.98 feet; thence North 28°01'12" East 105.53 feet; thence North 13°42'40" East 118.05 feet; thence North 18°25'36" West 59.08 feet; thence North 01°20'16" West 199.75 feet; thence North 38°30'22" West 33.71 feet; thence North 11°42'45" West 146.45 feet; thence North 30°24'40" West 54.37 feet to a point on a curve to the left having a radius of 3.63 feet, of which the radius point bears South 59°35'20" West; thence along the arc of said curve 10.01 feet through a central angle of 158°16'10"; thence South 08°40'50" East 102.06 feet; thence South 08°17'55" West 117.58 feet; thence South 20°53'01" West 39.17 feet; thence South 15°50'04" West 140.58 feet to a point on a curve to the right having a radius of 7.67 feet, of which the radius point bears North 74°09'56" West; thence along the arc of said curve 21.51 feet through a central angle of 160°42'36"; thence North 03°27'20" West 118.80 feet; thence North 11°12'21" East 64.91 feet; thence North 05°24'34" West 175.40 feet; thence North 27°28'58" West 59.87 feet; thence North 14°42'24" East 160.13 feet; thence North 05°28'27" East 190.11 feet; thence North 28°00'12" East 90.79 feet; thence North 30°14'19" East 75.43 feet to a point on a curve to the left having a radius of 4.87 feet, of which the radius point bears North 59°45'41" West; thence along the arc of said curve 13.62 feet through a central angle of 160°11'00"; thence South 50°03'18" West 139.46 feet; thence South 37°26'01" West 95.78 feet; thence South 07°08'40" West 74.68 feet; thence South 14°55'30" West 68.03 feet to a point on a curve to the right having a radius of 4.13 feet, of which the radius point bears North 75°04'30" West; thence along the arc of said curve 12.40 feet through a central angle of 171°56'34"; thence North 06°52'03" East 64.21 feet; thence North 15°10'10" West 62.67 feet to a point South 87°44'50" East 10.08 feet from the east boundary of Lot 46 of The Summit Subdivision, recorded April 3, 2007, as Entry No. 808798 in the office of the Summit County Recorder; thence North 05°04'10" East 139.45

feet; thence North 13°54'44" East 45.40 feet to a point on a curve to the left having a radius of 12.84 feet, of which the radius point bears North 76°05'16" West; thence along the arc of said curve 30.97 feet through a central angle of 138°12'13" to a point North 21°22'33" East 17.97 feet from the northeast corner of Lot 46 of The Summit Subdivision; thence South 55°42'31" West 223.77 feet to a point on a non tangent curve to the left having a radius of 41.26 feet, of which the radius point bears South 55°46'02" West; thence westerly along the arc of said curve 83.75 feet through a central angle of 116°18'06" to the north edge at an asphalt "hammerhead" emergency vehicle turnaround more or less; thence South 23°16'55" West 85.89 feet; thence along and coincident to a line 10 foot offset to the North of the boundary of Lot 45 of The Summit Subdivision South 54°13'00" West 48.74 feet to a point on a curve to the right having a radius of 6.94 feet, of which the radius point bears North 35°47'00" West; thence along the arc of said curve 12.54 feet through a central angle of 103°36'04" to a point North 62°36'33" East 10.1 feet from the east boundary of Lot 45 of The Summit Subdivision; thence North 22°10'56" West 53.20 feet; thence North 38°34'05" West 61.94 feet; thence North 57°34'06" West 125.05 feet; thence North 46°19'58" West 58.55 feet to a point on a curve to the left having a radius of 8.18 feet, of which the radius point bears South 43°40'02" West; thence along the arc of said curve 19.03 feet through a central angle of 133°19'41"; thence South 00°20'21" West 126.37 feet; thence South 33°10'34" West 116.97 feet to a point on a curve to the right having a radius of 14.86 feet, of which the radius point bears North 56°49'26" West and to a point North 22°55'38" West 12.89 feet from the north boundary of Lot 45 of The Summit Subdivision; thence along the arc of said curve 37.19 feet through a central angle of 143°25'51"; thence North 03°23'35" West 18.90 feet; thence North 17°17'50" West 217.42 feet to a point on a curve to the left having a radius of 5.37 feet, of which the radius point bears South 72°42'10" West; thence along the arc of said curve 14.67 feet through a central angle of 156°26'10"; thence South 06°16'00" West 125.64 feet; thence South 29°07'11" West 81.55 feet to a point on a curve to the right having a radius of 6.49 feet, of which the radius point bears North 60°52'49" West; thence along the arc of said curve 18.64 feet through a central angle of 164°33'32"; thence North 13°40'43" East 44.60 feet; thence North 12°56'25" West 168.42 feet to a point on a curve to the left having a radius of 4.89 feet, of which the radius point bears South 77°03'35" West; thence along the arc of said curve 13.61 feet through a central angle of 159°25'53"; thence South 07°37'43" West 90.22 feet; thence South 20°54'05" West 65.78 feet to a point on a curve to the right having a radius of 5.98 feet, of which the radius point bears North 69°05'55" West; thence along the arc of said curve 16.99 feet through a central angle of 162°54'22"; thence North 03°48'27" East 62.55 feet; thence North 15°15'32" West 90.59 feet to a point on a curve to the left having a radius of 6.66 feet, of which the radius point bears South 74°44'28" West; thence along the arc of said curve 18.11 feet through a central angle of 155°41'47"; thence South 09°02'41" West 74.20 feet; thence South 19°42'58" West 65.36 feet to a point on a curve to the right having a radius of 10.75 feet, of which the radius point bears North 70°17'02" West; thence along the arc of said curve 29.65 feet through a central angle of 157°57'27"; thence North 02°19'34" West 50.54 feet; thence North 12°56'44" West 80.02 feet to a point on a curve to the left having a radius of 5.09 feet, of which the radius point bears South 77°03'16" West; thence along the arc of said curve 13.61 feet through a central angle of 153°08'34"; thence South 13°54'42" West 104.03 feet; thence South 42°04'37" West 44.87 feet; thence South 64°14'14" West 112.53 feet; thence South 56°11'09" West 81.75 feet; thence South 77°14'33" West 69.50 feet; thence South 88°25'01" West 107.27 feet; thence South 44°31'01" West 201.26 feet to the east side of the Union Pacific Trail road more or less; thence North 65°46'55" West 32.76 feet across said road to a point on a non tangent

R

curve to the right 10 foot offset to the East from the easterly boundary of Lot 19 of The Summit Subdivision having a radius of 515.00 feet, of which the radius point bears South 69°41'53" East; thence following along said 10 foot offset from the easterly boundary of Lot 19 the following three (3) courses: 1) northeasterly along the arc of said curve 120.34 feet through a central angle of 13°23'17"; thence 2) North 33°41'24" East 25.01 feet to a point on a curve to the right having a radius of 215.00 feet, of which the radius point bears South 56°18'36" East; thence 3) along the arc of said curve 76.20 feet through a central angle of 20°18'23"; thence North 53°59'48" East 46.37 feet; thence North 67°15'46" East 83.28 feet to a point on a curve to the left having a radius of 5.95 feet, of which the radius point bears North 22°44'14" West; thence northerly along the arc of said curve 15.09 feet through a central angle of 145°17'32"; thence North 78°01'45" West 109.93 feet; thence South 70°55'17" West 70.40 feet; thence South 41°27'51" West 68.69 feet to a point on a curve to the right having a radius of 4.96 feet, of which the radius point bears North 48°32'09" West and to a point North 11°19'24" East 13.30 feet from the north boundary of Lot 19 of The Summit Subdivision; thence along the arc of said curve 14.27 feet through a central angle of 164°55'58"; thence North 26°23'49" East 37.59 feet; thence North 39°50'35" East 83.15 feet; thence North 61°15'51" East 109.81 feet; thence North 72°12'58" East 67.92 feet to a point on a curve to the left having a radius of 7.30 feet, of which the radius point bears North 17°47'02" West; thence along the arc of said curve 20.95 feet through a central angle of 164°31'36"; thence South 87°41'23" West 104.05 feet; thence South 73°10'56" West 149.84 feet; thence South 52°59'21" West 174.67 feet to a point on a curve to the right having a radius of 13.88 feet, of which the radius point bears North 37°00'39" West; thence along the arc of said curve 39.45 feet through a central angle of 162°52'52"; thence North 35°52'13" East 151.26 feet to a point on a curve to the left having a radius of 4.79 feet, of which the radius point bears North 54°07'47" West; thence along the arc of said curve 13.36 feet through a central angle of 159°47'01"; thence South 56°05'12" West 104.94 feet; thence North 81°10'55" West 108.85 feet; thence North 84°09'28" West 209.84 feet; thence North 66°54'30" West 79.44 feet; thence South 81°45'29" West 46.14 feet; thence South 60°38'28" West 89.63 feet; thence South 08°35'31" West 40.73 feet; thence South 37°00'13" West 128.07 feet; thence South 29°08'00" West 288.07 feet; thence South 48°04'27" West 87.31 feet; thence South 16°02'26" West 134.76 feet; thence South 04°08'16" West 160.38 feet to a point on a curve to the right having a radius of 4.13 feet, of which the radius point bears North 85°51'44" West; thence along the arc of said curve 11.49 feet through a central angle of 159°22'11"; thence North 16°29'33" West 188.30 feet; thence North 05°51'01" West 115.53 feet; thence North 09°22'46" East 189.00 feet; thence North 00°34'27" East 88.13 feet; thence North 24°48'49" East 89.18 feet; thence North 00°45'35" West 150.56 feet; thence North 26°13'04" East 98.83 feet to a point on a curve to the left having a radius of 4.68 feet, of which the radius point bears North 63°46'56" West; thence along the arc of said curve 13.38 feet through a central angle of 163°46'44"; thence South 42°26'19" West 37.33 feet to a point on a curve to the right having a radius of 5.71 feet, of which the radius point bears North 47°33'41" West; thence along the arc of said curve 17.20 feet through a central angle of 172°29'26"; thence North 34°55'45" East 131.62 feet; thence North 34°07'48" East 95.19 feet; thence North 39°21'33" East 79.40 feet; thence North 60°22'15" East 144.01 feet to a point on a curve to the left having a radius of 7.34 feet, of which the radius point bears North 29°37'45" West; thence along the arc of said curve 20.61 feet through a central angle of 160°46'34"; thence South 79°35'41" West 166.81 feet to a point on a curve to the right having a radius of 11.87 feet, of which the radius point bears North 10°24'19" West; thence along the arc of said curve 28.93 feet through a central angle of 139°38'36"; thence North 39°14'17" East 117.68 feet; thence

North 24°08'18" East 145.32 feet; thence North 30°50'27" East 58.81 feet; thence North 17°46'47" East 365.29 feet to a point on a line 10 foot offset to the West from the Section Line between the Southwest corner and the Northwest corner of Section 36, Township 1 North, Range 4 East, Salt Lake Base and Meridian; thence following along and coincident to said 10 foot offset line from the Section Line North 00°24'17" East 758.08 feet; thence North 33°56'36" West 122.21 feet; thence North 45°18'34" West 75.84 feet; thence North 64°56'52" West 57.88 feet to a point on a curve to the right having a radius of 6.31 feet, of which the radius point bears North 25°03'08" East; thence along the arc of said curve 19.39 feet through a central angle of 176°08'54"; thence South 68°47'58" East 73.27 feet; thence South 58°39'37" East 78.40 feet to a point on a curve to the left having a radius of 5.79 feet, of which the radius point bears North 31°20'23" East; thence along the arc of said curve 13.63 feet through a central angle of 134°59'46"; thence North 13°39'23" West 80.00 feet; thence North 49°49'37" West 123.15 feet; thence North 07°51'12" West 113.25 feet; thence North 31°25'49" West 86.84 feet; thence North 52°08'57" West 44.91 feet; thence North 01°38'41" East 44.30 feet; thence North 20°41'46" East 62.79 feet; thence North 01°46'36" West 112.15 feet; thence North 34°51'52" East 50.12 feet; thence North 05°41'20" East 93.25 feet to a point on a curve to the left having a radius of 5.36 feet, of which the radius point bears North 84°18'40" West; thence along the arc of said curve 15.43 feet through a central angle of 164°57'50"; thence South 20°43'29" West 57.94 feet to a point on a curve to the right having a radius of 6.54 feet, of which the radius point bears North 69°16'31" West; thence along the arc of said curve 19.81 feet through a central angle of 173°37'00"; thence North 14°20'30" East 32.64 feet; thence North 11°35'21" West 74.62 feet; thence North 30°11'00" West 161.86 feet; thence North 57°14'05" West 147.82 feet; thence North 23°21'45" West 47.34 feet; thence North 11°09'53" West 81.45 feet; thence North 21°21'36" East 110.63 feet to a point on a curve to the left having a radius of 4.21 feet, of which the radius point bears North 68°38'24" West; thence along the arc of said curve 12.02 feet through a central angle of 163°44'31"; thence South 37°37'05" West 152.04 feet; thence South 03°33'09" West 124.73 feet to a point on a curve to the right having a radius of 28.20 feet, of which the radius point bears North 86°26'51" West; thence along the arc of said curve 61.00 feet through a central angle of 123°56'46"; thence North 52°30'05" West 111.24 feet; thence North 34°18'30" West 92.05 feet; thence North 46°33'46" West 68.71 feet; thence North 13°08'04" West 102.00 feet to a point on a curve to the left having a radius of 50.49 feet, of which the radius point bears South 76°51'56" West; thence westerly along the arc of said curve 104.79 feet through a central angle of 118°55'32" to a point on the northeast edge of dirt parking lot more or less; thence North 38°32'39" West 20.80 feet; thence North 09°05'08" East 22.26 feet to a point on a curve to the left having a radius of 16.45 feet, of which the radius point bears North 80°54'52" West; thence along the arc of said curve 36.35 feet through a central angle of 126°36'09"; thence South 62°29'00" West 129.91 feet to a point on a curve to the right having a radius of 69.24 feet, of which the radius point bears North 27°31'00" West; thence along the arc of said curve 60.18 feet through a central angle of 49°47'55"; thence North 67°43'06" West 127.54 feet; thence North 76°46'04" West 86.54 feet; thence North 59°31'23" West 237.67 feet; thence North 34°04'41" West 91.88 feet; thence North 63°56'03" West 37.71 feet to a point on a curve to the left having a radius of 28.62 feet, of which the radius point bears South 26°03'57" West; thence along the arc of said curve 35.36 feet through a central angle of 70°47'32"; thence South 45°16'25" West 84.59 feet; thence South 25°17'05" West 135.10 feet; thence South 15°48'08" West 111.66 feet; thence South 30°28'00" West 71.22 feet; thence South 13°31'38" West 58.18 feet; thence South 34°37'53" West 55.68 feet to a point on a curve to the right having

a radius of 27.40 feet, of which the radius point bears North 55°22'07" West; thence along the arc of said curve 54.66 feet through a central angle of 114°17'32"; thence North 31°04'35" West 39.08 feet; thence North 16°34'41" West 104.51 feet; thence North 36°56'48" West 62.04 feet to a point on a curve to the left having a radius of 16.31 feet, of which the radius point bears South 53°03'12" West; thence along the arc of said curve 22.45 feet through a central angle of 78°51'14"; thence South 64°11'58" West 74.98 feet; thence South 52°13'25" West 137.22 feet; thence South 43°06'49" West 84.91 feet; thence South 78°33'31" West 150.16 feet; thence South 57°28'23" West 102.96 feet; thence South 70°40'02" West 90.07 feet; thence South 59°47'51" West 148.90 feet; thence South 71°53'49" West 138.34 feet; thence South 30°04'29" West 103.89 feet; thence North 87°27'06" West 42.61 feet; thence South 71°29'08" West 86.04 feet; thence South 89°48'26" West 74.40 feet; thence South 59°02'59" West 115.53 feet; thence South 29°23'11" West 170.34 feet; thence South 14°28'09" West 38.74 feet to a point on a curve to the right having a radius of 91.52 feet, of which the radius point bears North 75°31'51" West; thence along the arc of said curve 192.77 feet through a central angle of 120°40'53"; thence North 44°50'58" West 210.11 feet; thence North 55°06'18" West 148.34 feet; thence North 73°07'45" West 96.48 feet to a point on a curve to the left having a radius of 52.75 feet, of which the radius point bears South 16°52'15" West; thence along the arc of said curve 75.63 feet through a central angle of 82°09'34"; thence South 24°42'41" West 254.15 feet; thence South 15°09'05" West 102.70 feet; thence South 20°10'52" West 50.74 feet; thence South 06°40'37" West 71.28 feet; thence South 30°12'36" West 19.05 feet to the asphalt road intersection at the Promontory I-80 off ramp more or less and terminating.

X:\Promontory\Docs\Desc\001-basin rec trail.docx

28

EXHIBIT B



BASIN RECREATION TRAIL EASEMENT EXHIBIT

POINT OF TERMINATION

20FT WIDE TRAIL EASEMENT

POINT OF BEGINNING

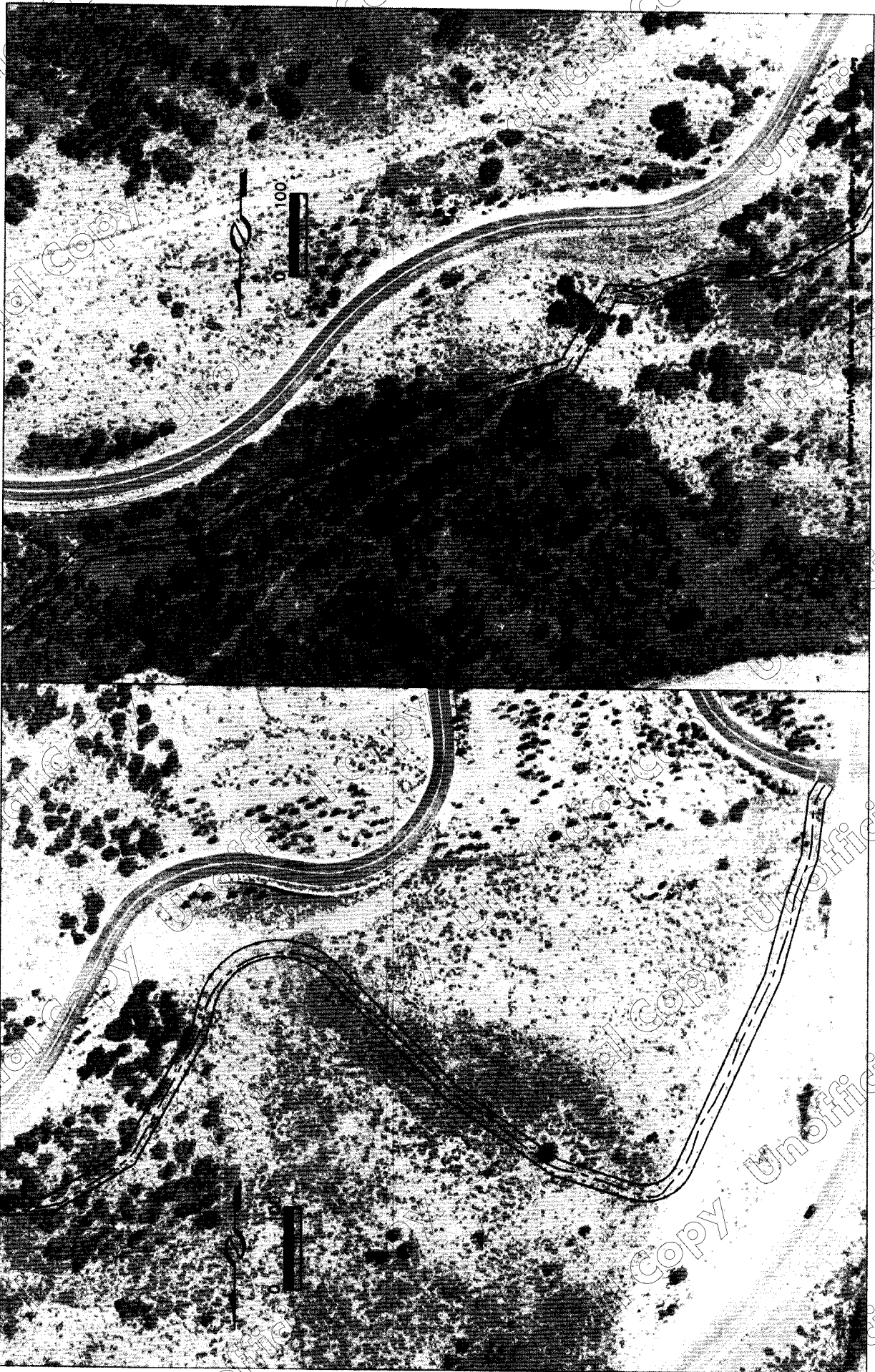


5/20/16

X:\Promontory.dwg\Projects\Basin Recreation Trail Easement\oe-Promontory Trail Easement 1-14-16.dwg

EXHIBIT C

12



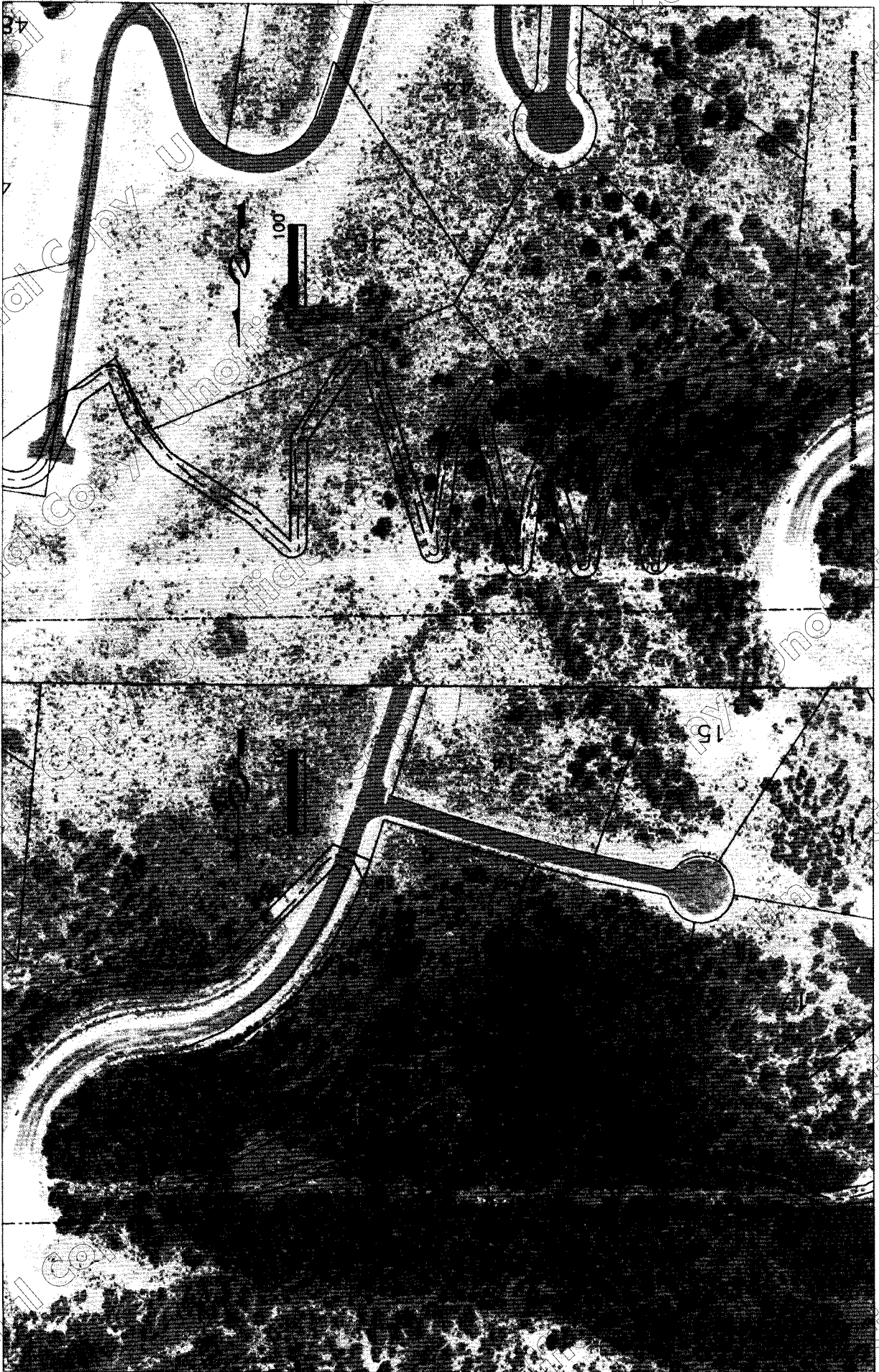
[Handwritten mark]





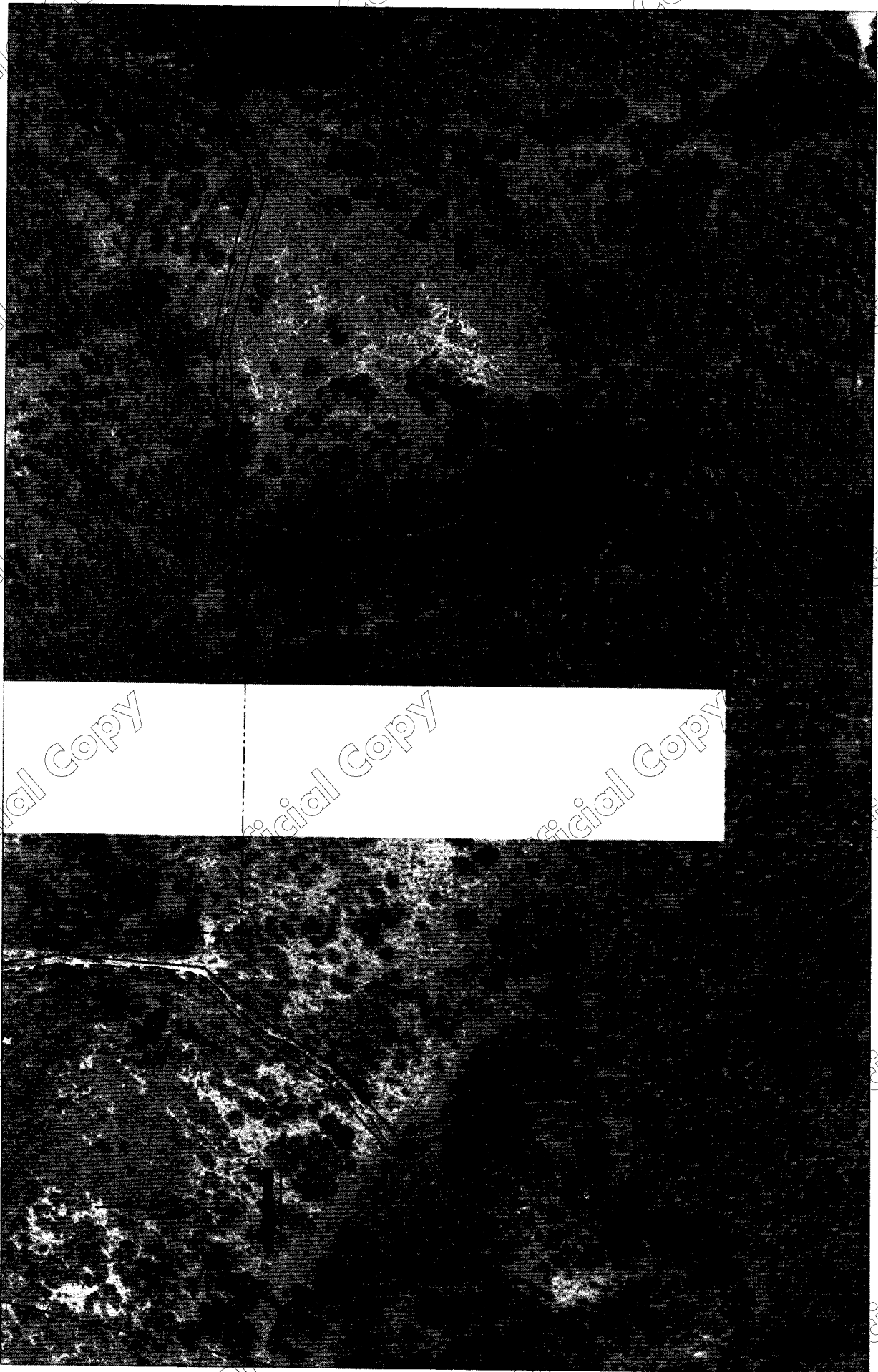


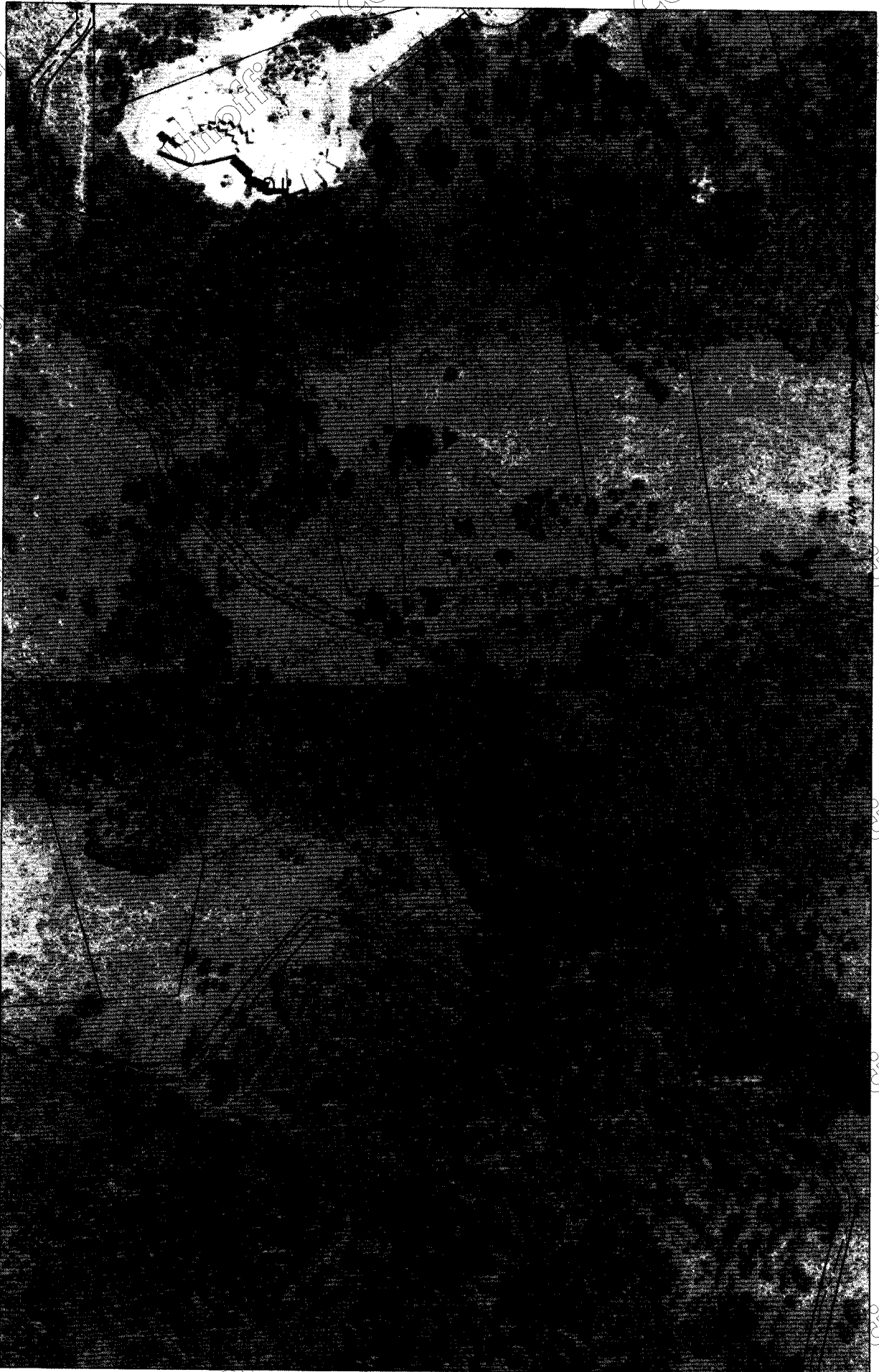
4/2/78

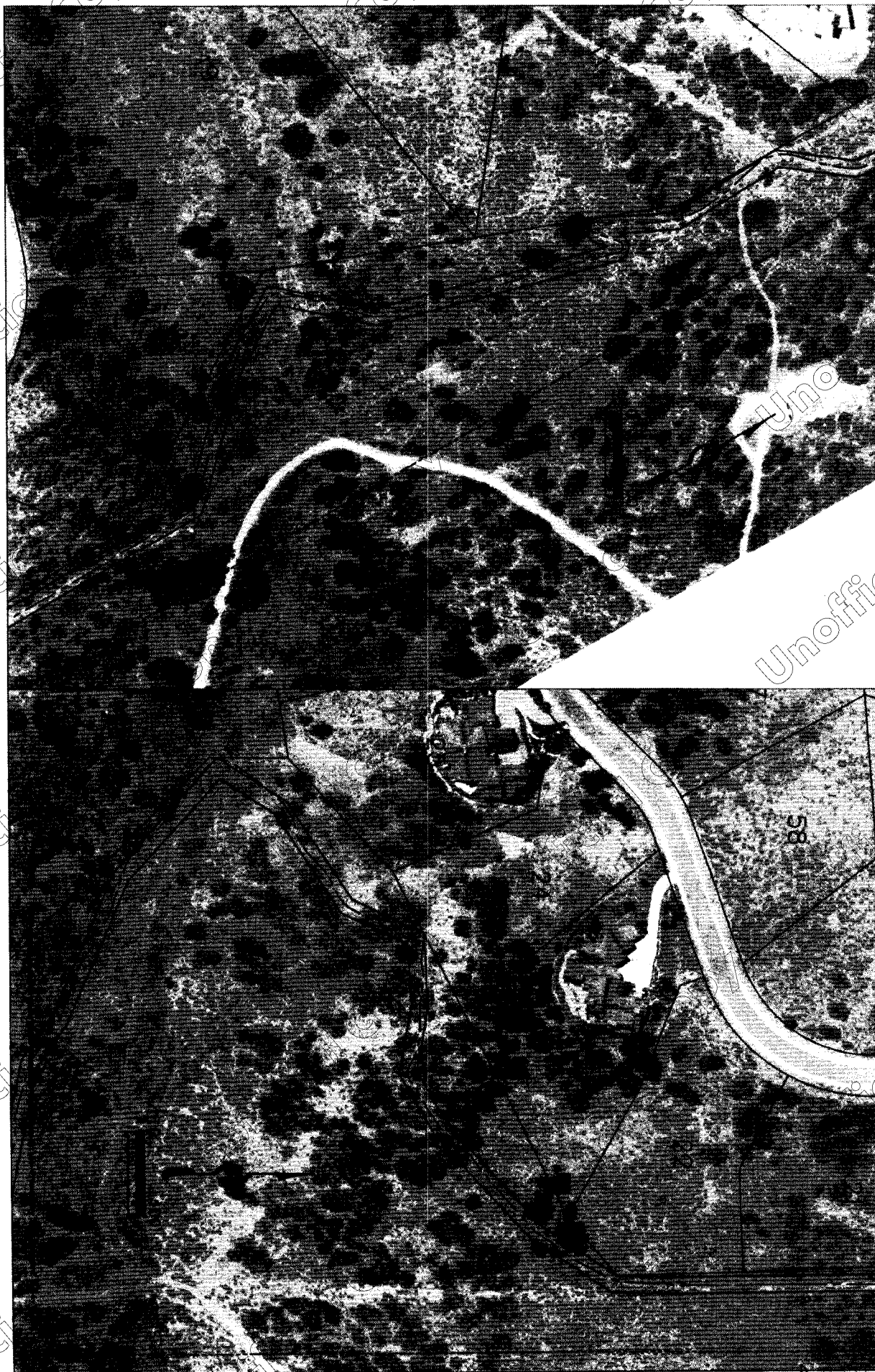


[Handwritten mark]











RS

EXHIBIT D

Unofficial Copy

~~A~~

LEGAL DESCRIPTION
BASIN RECREATION TRAIL EASEMENT CENTERLINE
OCTOBER 20, 2016

A centerline trail easement 10 feet wide, 5 feet on both sides of the following centerline description, with the intent to follow an existing trail that controls if discrepancies exist between the actual trail location and the following description, located in Sections 23, 25, 26, and 36, Township 1 South, Range 4 East, Salt Lake Base and Meridian. Beginning at a point that is South 869.47 feet and East 1285.36 feet more or less from the Southwest Corner of Section 14, Township 1 South, Range 4 East Salt Lake Base and Meridian, said point being on the edge of an existing road; and running thence South 15°23'28" East 168.27 feet to a point on a curve to the right having a radius of 191.72 feet, of which the radius point bears South 74°36'32" West; thence along the arc of said curve 131.76 feet through a central angle of 39°22'35"; thence South 22°07'33" West 283.40 feet to a point on a curve to the left having a radius of 237.98 feet, of which the radius point bears South 67°52'27" East; thence along the arc of said curve 83.81 feet through a central angle of 20°10'37" to a point on a non-tangential curve to the left having a radius of 9947.14 feet, of which the radius point bears South 88°03'04" East; thence along the arc of said curve 676.69 feet through a central angle of 03°53'52" to a point on a non-tangential curve to the left having a radius of 107.70 feet, of which the radius point bears North 88°03'04" East; thence along the arc of said curve 53.08 feet through a central angle of 28°14'15"; thence South 36°05'08" East 195.77 feet to a point on a curve to the right having a radius of 106.34 feet, of which the radius point bears South 53°54'52" West; thence along the arc of said curve 25.83 feet through a central angle of 13°54'56" to a point on a non-tangential curve to the left having a radius of 292.12 feet, of which the radius point bears North 67°49'47" East; thence along the arc of said curve 343.57 feet through a central angle of 67°23'18"; thence South 89°34'27" East 1013.13 feet to a point on a curve to the right having a radius of 99.58 feet, of which the radius point bears South 00°25'33" West; thence along the arc of said curve 73.38 feet through a central angle of 42°13'09"; thence South 00°09'23" West 891.65 feet; thence South 00°02'27" East 1792.71 feet; thence South 00°04'55" East 959.39 feet; thence South 00°11'20" East 1567.02 feet; thence South 00°55'28" East 74.90 feet to a point on a curve to the right having a radius of 63.40 feet, of which the radius point bears North 89°04'32" East; thence along the arc of said curve 69.65 feet through a central angle of 62°56'21"; thence North 89°40'42" East 1266.59 feet to a point on a curve to the right having a radius of 10.00 feet, of which the radius point bears South 00°19'18" East; thence along the arc of said curve 5.74 feet through a central angle of 32°51'45"; thence South 57°27'33" East 230.58 feet; thence South 50°10'07" East 64.47 feet; thence South 34°31'43" East 40.57 feet; thence South 58°44'27" East 100.78 feet; thence South 41°22'06" East 57.40 feet; thence South 64°26'22" East 160.32 feet; thence South 40°19'08" East 41.46 feet; thence South 57°42'06" East 178.24 feet; thence South 37°57'35" East 95.51 feet to a point on a curve to the right having a radius of 40.00 feet, of which the radius point bears South 52°02'25" West; thence along the arc of said curve 49.92 feet through a central angle of 71°30'28"; thence South 33°32'53" West 33.92 feet; thence South 15°35'06" West 48.72 feet; thence South 04°36'06" West 72.68 feet; thence South 01°34'54" East 162.66 feet; thence South 09°47'14" West 84.22 feet; thence South 07°19'48" East 148.29 feet; thence South 22°50'21" East 122.52 feet; thence South 16°19'57" East 57.05 feet; thence South 25°36'48" East 169.63 feet; thence South 27°16'15" East 105.61 feet; thence South 42°19'42" East 92.19 feet; thence South 58°20'09" East 101.09 feet; thence South 75°24'51" East 63.57 feet; thence South 56°41'39" East 49.53 feet; thence South 78°32'05" East 126.49 feet; thence South 74°49'57" East 124.77 feet; thence

South 67°45'39" East 27.52 feet; thence North 77°55'59" East 100.74 feet; thence South 88°53'03" East 56.23 feet to a point on a curve to the right having a radius of 41.99 feet, of which the radius point bears South 01°06'57" West; thence along the arc of said curve 46.40 feet through a central angle of 63°19'06"; thence South 25°33'57" East 73.63 feet; thence South 14°28'08" East 76.52 feet; thence South 19°46'44" West 86.80 feet; thence South 35°41'12" West 55.63 feet; thence South 15°41'47" West 107.10 feet; thence South 04°43'30" West 178.69 feet; thence South 12°55'56" East 58.57 feet; thence South 01°33'15" East 73.94 feet; thence South 14°38'50" East 155.62 feet; thence South 00°55'34" East 74.43 feet; thence South 15°14'37" East 29.41 feet to a point on a curve to the right having a radius of 176.55 feet, of which the radius point bears South 74°45'23"; thence along the arc of said curve 170.42 feet through a central angle of 55°18'28"; thence South 30°29'27" West 123.74 feet; thence South 43°52'25" West 68.41 feet; thence South 50°28'51" West 32.13 feet; thence South 26°23'49" West 95.50 feet; thence South 27°31'54" West 51.19 feet; thence South 05°24'43" West 155.19 feet; thence South 07°26'55" East 143.42 feet; thence South 04°00'49" West 137.38 feet; thence South 02°42'22" East 98.49 feet; thence South 10°50'30" East 29.64 feet; thence South 05°58'45" West 98.24 feet; thence South 23°42'36" West 74.75 feet; thence South 03°04'08" West 113.98 feet; thence South 03°24'31" East 70.68 feet; thence South 21°38'16" East 89.52 feet; thence South 06°20'28" East 39.81 feet; thence South 29°55'30" East 79.36 feet; thence South 57°49'10" East 30.07 feet; thence South 42°43'29" East 107.97 feet; thence South 36°38'50" East 35.27 feet; thence South 49°43'20" East 72.78 feet; thence South 27°48'34" East 105.81 feet; thence South 12°45'26" East 165.96 feet; thence South 03°44'11" East 70.35 feet; thence South 13°24'41" East 50.53 feet; thence South 00°13'44" East 127.68 feet; thence South 08°33'46" West 47.84 feet; thence South 02°44'25" East 52.67 feet; thence South 15°18'04" West 67.50 feet; thence South 35°19'20" West 148.63 feet; thence South 48°35'43" West 24.66 feet; thence South 34°29'58" West 139.77 feet; thence South 27°31'09" West 97.06 feet; thence South 37°31'23" West 121.98 feet to a point on a curve having a radius of 50.33 feet, of which the radius point bears South 52°28'37" East; thence along the arc of said curve 33.90 feet through a central angle of 38°35'48"; thence South 01°30'07" West 474.20 feet to a point on a curve having a radius of 60.67 feet, of which the radius point bears South 88°29'31" East; thence along the arc of said curve 42.73 feet through a central angle of 40°21'26"; thence South 10°36'35" East 76.88 feet; thence South 21°28'36" East 90.08 feet; thence South 04°20'41" East 32.03 feet; thence South 18°58'54" East 34.59 feet; thence South 33°29'35" East 49.33 feet; thence South 12°22'07" East 24.21 feet; thence South 32°51'30" East 121.85 feet; thence South 15°53'24" East 28.56 feet; thence South 37°52'46" East 16.19 feet; thence South 11°34'24" East 79.96 feet; thence South 01°49'32" East 63.81 feet; thence South 21°05'37" East 36.14 feet; thence South 00°08'03" West 49.61 feet; thence South 05°49'19" East 229.38 feet; thence South 11°51'13" East 64.61 feet; thence South 23°04'08" East 105.71 feet; thence South 34°02'44" East 85.07 feet; thence South 41°53'14" East 87.43 feet; thence South 54°14'48" East 37.43 feet; thence South 30°41'40" East 34.55 feet; thence South 58°01'51" East 84.00 feet; thence South 73°12'56" East 19.71 feet; thence South 39°58'19" East 77.00 feet; thence South 62°29'41" East 156.15 feet; thence South 76°20'03" East 158.15 feet; thence South 63°20'59" East 42.67 feet; thence South 80°02'09" East 140.06 feet; thence North 83°21'41" East 61.42 feet; thence North 73°39'55" East 136.63 feet; thence North 59°28'53" East 124.93 feet; thence North 43°32'46" East 36.87 feet; thence North 60°32'04" East 137.92 feet; thence North 49°15'11" East 279.82 feet; thence North 45°57'57" East 105.43 feet to a point on a curve to the right having a radius of 46.29 feet, of which the radius point bears South 44°02'03" East; thence along the arc of said curve 47.38 feet through a central angle of 58°38'51"; thence South 84°16'18" East 55.95 feet; thence South 63°18'52" East 78.22 feet; thence

South 38°56'10" East 44.96 feet; thence South 53°06'31" East 49.58 feet; thence South 29°08'53" East 124.52 feet; thence South 49°30'29" East 72.28 feet; thence South 75°09'23" East 39.55 feet; thence South 51°53'40" East 88.94 feet; thence South 83°11'57" East 23.44 feet; thence South 40°51'40" East 73.85 feet; thence South 51°23'56" East 107.50 feet; thence South 61°22'39" East 72.64 feet; thence South 47°47'39" East 184.60 feet; thence South 52°50'03" East 99.11 feet; thence South 49°34'36" East 50.19 feet; thence South 73°42'54" East 116.08 feet; thence South 60°51'31" East 95.67 feet; thence South 53°31'29" East 46.58 feet; thence South 71°59'58" East 98.08 feet; thence South 81°44'37" East 110.21 feet; thence North 86°25'31" East 65.53 feet; thence North 70°19'43" East 162.07 feet; thence North 72°27'37" East 153.84 feet; thence South 79°14'26" East 57.60 feet; thence South 71°29'55" East 129.44 feet; thence South 58°00'36" East 36.60 feet; thence South 76°02'50" East 38.35 feet; thence North 68°18'13" East 132.04 feet; thence North 35°04'35" East 42.31 feet; thence North 60°01'34" East 44.03 feet; thence North 86°03'17" East 30.18 feet; thence South 65°54'10" East 128.87 feet; thence South 44°32'48" East 18.82 feet; thence South 84°48'15" East 93.30 feet; thence South 48°56'19" East 31.29 feet; thence North 85°57'16" East 24.52 feet; thence South 75°26'32" East 52.65 feet; thence North 87°10'13" East 21.89 feet; thence South 59°02'12" East 45.04 feet; thence South 83°49'09" East 34.19 feet; thence South 65°41'51" East 73.36 feet; thence South 89°59'51" East 202.92 feet; thence North 80°10'05" East 56.32 feet; thence South 88°47'54" East 145.00 feet; thence North 75°46'21" East 45.79 feet; thence South 89°29'43" East 100.24 feet; thence North 85°48'56" East 113.18 feet; thence South 81°08'10" East 77.63 feet; thence South 52°02'30" East 37.83 feet to the point of termination, said point being South 16010.57 feet and East 10628.39 feet more or less from the Southwest Corner of Section 14, Township 1 South, Range 4 East, Salt Lake Base and Meridian.



EXHIBIT E

18

BASIN RECREATION
TRAIL EASEMENT
EXHIBIT



10/21/16 X:\Promontory\dwg\Projects\Basin Recreation Trail Easement\ae-Promontory Trail Easement 1-14-16.dwg