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 06/30/2009 02:30 PM \$20.00  
 Book - 9741 Pg - 4275-4279  
**GARY W. OTT**  
 RECORDER, SALT LAKE COUNTY, UTAH  
 COMCAST  
 9602 S 300 W  
 SANDY UT 84070  
 BY: LDT, DEPUTY - WI 5 P.

### GRANT OF EASEMENT

This Grant of Easement (the "Easement") dated this \_\_\_ day of \_\_\_\_\_, 200\_ by and between Comcast of Utah II, Inc. its successors and assigns, hereinafter referred to as "Grantee" and Mission Meadowbrook, DST, a Delaware Statutory Trust, hereinafter referred to as "Grantor".

The Grantor has leased the real property and improvements thereon located at 820 West Timbercreek Way, West Valley City, Utah 84119, (the "Property"), consisting of 412 residential units to Mission Meadowbrook LeaseCo, LP pursuant to a long-term ground lease executed by the Mission Meadowbrook, DST, a Delaware Statutory Trust, as Landlord, and Mission Meadowbrook LeaseCo, LP, as "Lessee", dated April 11, 2008, (collectively, the "Lease").

Lessee and Grantee are parties to a Services Agreement dated \_\_\_\_\_, 200\_, pursuant to which Grantee provides certain broadband communications services to the Property described below.

In consideration of One Dollar (\$1.00), Grantor(s), owner(s) of the Property described below, hereby grant(s) to Grantee, its successors and assigns, an easement in gross and right-of-way to construct, use, maintain, operate, alter, add to, repair, replace, reconstruct, inspect and remove at any time and from time to time a broadband communications system (hereinafter referred to as the "Company Wiring") consisting of wires, underground conduits, cables, pedestals, vaults, and including but not limited to above ground enclosures, markers and concrete pads or other appurtenant fixtures and equipment necessary or useful for distributing broadband services and other like communications, in, on, over, under, across and along that certain real property (the "Property") located in County of Salt Lake, State of Utah, described as follows:


LEGAL DESCRIPTION:  
 (See Attached)

Grantor(s) agree for themselves and their heirs and assigns that the Company Wiring on the Premises shall be and remain the personal property of the Grantee and may not be altered, obstructed or removed without the express written consent of the Grantee. The Grantee, and its contractors, agents and employees, shall have the right to trim or cut trees and/or roots which may endanger or interfere with said Company Wiring and shall have free access to said Company Wiring and every part thereof, at all times for the purpose of exercising the rights herein granted; provided, however, that in making any excavation on said Premises of the Grantor, the Grantee shall make the same in such manner as will cause the least injury to the surface of the ground around such excavation, and shall replace the earth so removed by it and restore the area to as near the same condition as it was prior to such excavation as is practical. This easement shall run with the land for so long as Grantee, its successors or assigns provides broadband service to the Premises.

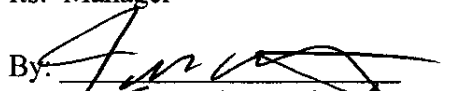
GRANTOR

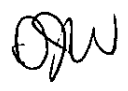
WITNESS/ATTEST:

Mission Meadowbrook, DST, a Delaware Statutory Trust

  
Name: Noyne Everett

By: Mission Trust Services, LLC  
Its: Manager

By:   
Name: Joseph A. Amato  
Title: C.O.O.  
Date: 2/16/2009




GRANTEE

ATTEST:

Comcast of Utah II, Inc.

\_\_\_\_\_  
Name: \_\_\_\_\_

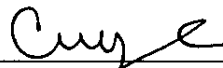
By:   
Name: Rodrigo Lopez  
Title: VP/GM  
Date: \_\_\_\_\_



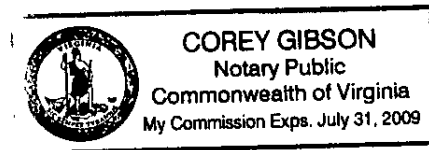
STATE OF Virginia )  
 ) ss.  
COUNTY OF Fairfax )

The foregoing instrument was acknowledged before me this 18 day of February, 2009  
by Joseph A. Amatangelo (name), the Chief Operating Officer (title)  
of Mission Trust Services, LLC (entity), on behalf of said entity. He/she is  
personally known to me or has presented \_\_\_\_\_ (type of identification) as  
~~identification~~ and ~~did~~/did not take an oath.

Witness my hand and official seal.

  
\_\_\_\_\_  
COREY GIBSON Notary Public  
(Print Name)

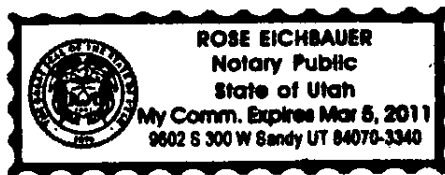
My commission expires: July 31, 2009



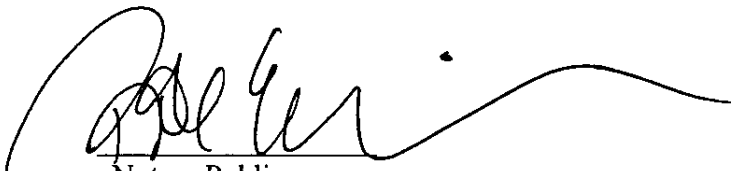
STATE OF Utah )  
 ) ss.  
COUNTY OF Salt Lake )

The foregoing instrument was acknowledged before me this 12 day of March, 2009  
by Rodrigo Lopez, on behalf of said entity.  
He is personally known to me and did not take an oath.

Witness my hand and official seal.



My Commission expires: 3-5-11

  
\_\_\_\_\_  
Notary Public  
Rose Eichbauer

LEGAL DESCRIPTION

[see attached]

EXHIBIT "A"

Beginning at a point on the East line of Lot 1, Block 4, Ten Acre Plat "B", Big Field Survey, said point being North 00°02'50" West 10 00 feet from the Southeast corner of said Lot 1, said point also being on the North right-of-way line of 3900 South Street (Project No. 0141), said point of beginning also being North 00°02'50" West 43.00 feet and North 89°55'15" West 33.00 feet from the Salt Lake County Monument located at the intersection of 3900 South and 700 West Street; thence along the said Northerly right-of-way line, North 89°55'15" West 1167.898 feet; thence North 85°10'29" West 199.249 feet; thence South 87°14'14" West 289.737 feet; thence North 559.609 feet to the North line of Lot 2, of said Block 4; thence South 89°59'34" East 1037.593 feet along the North line of Lot 2 and Lot 1 of said Block 4; thence South 56.84 feet; thence East 617.828 feet to the East line of said Lot 1; thence South 00°02'50" East 507.048 feet along the said East line to the point of beginning

Less and excepting therefrom any portion lying within the following described property:

Beginning at a point on a fence line which is North 0°02'50" West 428.488 feet and West 617.901 feet and North 96.90 feet from the Southeast corner of Lot 1, Block 4, Ten Acre Plat "B", Big Field Survey, (said Southeast corner of Lot 1 being North 0°02'50" West 33.00 feet and North 89°55'15" West 33.00 feet from a Salt Lake County Monument in the intersection of 3900 South and 700 West Streets) and running thence South 89°54'28" West along said fence line 1037.594 feet; thence North 50.10 feet to the North line of Lot 2 of said Block 4; thence South 89°59'54" East along the North lines of Lot 2 and Lot 1 of said Block 4, 1037.593 feet; thence South 48.30 feet to the point of beginning.

Also less and excepting therefrom any portion lying within the following described property:

Beginning at a point on the East line of Lot 1, Block 4, Ten Acre Plat "B", Big Field Survey, said point being North 00°02'50" West 508.048 feet from the Southeast corner of said Lot 1, said point also being North 00°02'50" West 541.048 feet and North 89°55'15" West 33.0 feet from the Salt Lake County Monument located at the intersection of 3900 South and 700 West Street; thence West 617.828 feet; thence North 65.84 feet to the North line of said Lot 1, Block 4; thence along the said North line South 89°59'34" East 617.781 feet to the East line of said Lot 1; thence South 00°02'50" East 65.76 feet along the said line to the point of beginning.

15-35-400-081

FIDELITY NATIONAL TITLE INSURANCE COMPANY

BK 9741 PG 4279

Mission Meadowbrook