

MNT: 20592

WHEN RECORDED RETURN TO:

Donald E. Wallace, Esq. Sorenson Management Services, LLC 4393 South Riverboat Road, Suite 450 Salt Lake City, Utah 84123

APN: 26-36-400-024; 026; and 028

11031369 9/14/2010 1:57:00 PM \$26.00 Book - 9858 Pg - 5921-5927 Gary W. Ott Recorder, Salt Lake County, UT METRO NATIONAL TITLE BY: eCASH, DEPUTY - EF 7 P.

#### EASEMENT DISCLAIMER

The undersigned, SOUTH FARM, L.L.C., a Utah limited liability company, is the GRANTEE and the CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS is the GRANTOR under the terms of that certain Permanent Utility and Access Easement Agreement that was recorded on March 3, 2008 in the records of the Salt Lake County Recorder, State of Utah as Entry Number 10363500 in Book 9577 at Page 7906 (hereinafter the "Easement Agreement") covering the real property described on the Exhibit "A" that is attached hereto and by this reference made a part hereof (hereinafter the "Easement Area").

WHEREAS, the undersigned is presently preparing to record two subdivision plats in the office of the Salt Lake County Recorder that are to be known as:

- 1. HERRIMAN TOWNE CENTER PLAT B PHASE 1 the metes and bounds legal description for which is attached hereto as Exhibit "B" and by this reference is made a part hereof (hereinafter "Plat B Phase 1"); and
- 2. HERRIMAN ROSE BOULEVARD ROADWAY DEDICATION (PLAT C PHASE 1) the metes and bounds description for which is attached hereto as Exhibit "C" and by this reference is made a part hereof (hereinafter "Plat C Phase 1").

WHEREAS, the subdivision plats for both Plat B – Phase 1 and for Plat C – Phase 1 will contain utility easements and the dedication of public streets providing for physical access as is contemplated and provided for by the terms of the Easement Agreement. Upon the recordation of the subdivision plats for Plat B – Phase 1 and for Plat C – Phase 1, the utility and access easements created by the terms of the Easement Agreement will no longer be required.

THEREFORE, undersigned hereby DISCLAIMS AND RELEASES any and all easements, rights of way and any other rights obtained from the Grantor by way of the Easement Agreement as to those portions of the Easement Area that are incorporated into Plat B – Phase 1 and into Plat C –

Phase 1. The Disclaimer and all of the terms hereof shall be effective upon the recordation of the subdivision plats for Plat B - Phase 1 and for Plat C - Phase 1.

EXECUTED on this 9th day of July 2010 in Salt Lake City, Utah.

SOUTH FARM, L.L.C., a Utah limited liability company

By: Sorventures, Inc., a Utah corporation

Its: Manager

Name:

STATE OF UTAH

) ss:

COUNTY OF SALT LAKE )

day of July 2010, personally appeared before me

\_\_, the signer of the foregoing instrument, who

Donald F. Wallace , the signer of the foregoduly acknowledged to me that he executed the same in his capacity as the vice President of Sorventures, Inc. a U of Sorventures, Inc. a Utah corporation and

who further acknowledged that said corporation executed the same.



#### EXHIBIT "A"

# Description of the "Easement Area" (PASe 1)

The following described tract of real property situated in Salt Lake County, State of Utah, more particularly described as follows:

BEGINNING AT THE SOUTH QUARTER CORNER OF SECTION 36, TOWNSHIP 3 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN: AND RUNNING THENCE NORTH 89°50'53" WEST ALONG THE SECTION LINE 1875.95 FEET; THENCE NORTH 0°03'41" EAST 2650.85 FEET TO THE QUARTER SECTION LINE; THENCE SOUTH 89°52'20" EAST ALONG SAID QUARTER SECTION LINE 535.11 FEET; THENCE NORTH 0°16'15" WEST 618.45 FEET TO THE SOUTHLINE OF MAIN STREET; THENCE NORTH 52°16'15" EAST ALONG SAID SOUTH LINE 401.90 FEET; THENCE NORTH 89°51'35" EAST 2181.78 FEET; THENCE SOUTH 0°18'28" EAST 560.28 FEET; THENCE NORTH 89°36'25" EAST 453.16 FEET; THENCE SOUTH 0°14'18" EAST 1582.14 FEET; THENCE SOUTH 89°53'22" EAST 1036.75 FEET; TO THE SECTION LINE; THENCE SOUTH 0°17'28" WEST ALONG SAID SECTION LINE 1355.00 FEET; THENCE NORTH 89°53'36" WEST 662.82 FEET; THENCE NORTH 0°14'48" EAST 629.75 FEET; THENCE NORTH 89°53'14" WEST 667.48 FEET; SOUTH 0°14'18" EAST 587.83 FEET; THENCE NORTH 89°53'36" WEST 63.85 FEET; THENCE SOUTH 0°09'25" WEST 75.00 FEET TO THE SECTION LINE; THENCE NORTH 89°53'36" WEST ALONG SAID SECTION LINE 1262.13 FEET TO THE POINT OF BEGINNING.

## LESS AND EXCEPTING THEREFROM THE FOLLOWING:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 36, TOWNSHIP 3 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE WEST 660 FEET; THENCE NORTH 311 FEET, TO THE POINT OF BEGINNING; RUNNING THENCE NORTH 174.5 FEET; THENCE EAST 249.63 FEET; THENCE SOUTH 174.5 FEET; THENCE WEST 249.63 FEET TO THE POINT OF BEGINNING:

# ALSO LESS AND EXCEPTING THEREFROM THE FOLLOWING:

BEGINNING AT A POINT WHICH IS WEST ALONG THE SECTION LINE 410.37 FEET AND NORTH 311.00 FEET FROM THE SOUTHEAST CORNER OF SECTION 36, TOWNSHIP 3 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN; AND RUNNING THENCE NORTH 174.50 FEET; THENCE EAST 20.00 FEET; THENCE SOUTH 174.50 FEET; THENCE WEST 20.00 FEET TO THE POINT OF BEGINNING.

## ALSO LESS AND EXCEPTING THEREFROM THE FOLLOWING:

BEGINNING AT A POINT WHICH IS WEST ALONG THE SECTION LINE 640 FEET AND NORTH 660 FEET FROM THE SOUTHEAST CORNER OF SECTION 36, TOWNSHIP 3 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE WEST 137.87 FEET; THENCE NORTH 130 FEET, THENCE EAST 335 FEET,

## EXHIBIT "A"

Description of the "Easement Area" (Page 2)

THENCE SOUTH 130 FEET, THENCE WEST 197.13 FEET TO THE POINT OF BEGINNING.

ALSO LESS AND EXCEPTING THEREFROM THE FOLLOWING:

BEGINNING AT A POINT WHICH IS WEST ALONG THE SECTION LINE 640.00 FEET AND NORTH 485.50 FEET FROM THE SOUTHEAST CORNER OF SECTION 36, TOWNSHIP 3 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE NORTH 174.50 FEET; THENCE EAST 249.63 FEET; THENCE SOUTH 174.50 FEET; THENCE WEST 249.63 FEET TO THE POINT OF BEGINNING. Ct. By LIB 3/03/2008

### EXHIBIT "B"

Description of "Plat B - Phase 1"

Order Number: 17780A

A parcel of land located in the West Half of Section 36, Township 3 South, Range 2 West, Salt Lake Base and Meridian, Salt Lake County, Utah, described as follows:

BEGINNING at a point on the north line of the Southwest Quarter of Section 36, Township 3 South, Range 2 West, Salt Lake Base and Meridian, said point being South 89°37'15" East 781.67 feet from the West Quarter Corner of said Section 36, and thence North 84.96 feet to the south right-of-way line of Herriman Main Street and a point on the arc of a 453.00 foot radius non-tangent curve to the right, the center of which bears South 00°33'58" East; thence along said south line the following three courses: 1) Easterly 7.47 feet along said curve through a central angle of 00°56'43" and a long chord of North 89°54'24" East 7.47 feet, 2) South 89°37'15" East 345.88 feet to a point of tangency of a 15.00 foot radius curve to the right and 3) Southeasterly 23.51 feet along said curve through a central angle of 89°47'03" and a long chord of South 44°43'43" East 21.17 feet; thence South 00°09'48" West 36.00 feet to a point of tangency of a 477.00 foot radius curve to the right; thence Southerly 113.09 feet along said curve through a central angle of 13°35'05" and a long chord of South 06°57'21" West 112.83 feet; thence South 13°44'53" West 84.00 feet to a point of tangency of a 543.00 foot radius curve to the left; thence Southerly 404.38 feet along said curve through a central angle of 42°40'10" and a long chord of South 07°35'12" East 395.10 feet; thence South 28°55'17" East 37.11 feet to a point of tangency of a 15.00 foot radius curve to the right; thence Southerly 23.56 feet along said curve through a central angle of 90°00'00" and a long chord of South 16°04'43" West 21.21 feet; thence South 26°32'07" East 60.05 feet to a point on the arc of a 15.00 foot radius non-tangent curve to the right, the center of which bears South 28°55'16" East; thence Easterly 23.56 feet along said curve through a central angle of 90°00'00" and a long chord of South 73°55'17" East 21.21 feet; thence South 28°55'17" East 126.15 feet to a point of tangency of a 474.50 foot radius curve to the right; thence Southerly 129.97 feet along said curve through a central angle of 15°41'38" and a long chord of South 21°04'28" East 129.56 feet; thence South 13°13'39" East 152.20 feet to a point of tangency of a 15.00 foot radius curve to the right; thence Southwesterly 23.56 feet along said curve through a central angle of 90°00'00" and a long chord of South 31°46'21" West 21.21 feet; thence South 13°19'47" East 50.00 feet to a point on the arc of a 15.00 foot radius non-tangent curve to the right, the center of which bears South 13°13'39" East; thence Southeasterly 23.83 feet along said curve through a central angle of 91°01'20" and a long chord of South 57°42'59" East 21.40 feet to a point of reverse curvature of a 545.50 foot radius curve to the left; thence Southerly 62.99 feet along said curve through a central angle of 06°36'59" and a long chord of South 15°30'48" East 62.96 feet; thence South 72°53'54" West 88.46 feet; thence South 76°46'21" West 91.57 feet to a point on the arc of a 575.00 foot radius nontangent curve to the left, the center of which bears North 75°00'14" East; thence Southerly 5.41 feet along said curve through a central angle of 00°32'19" and a long chord of South 15°15'55" East 5.41 feet; thence South 74°27'55" West 50.00 feet; thence South 72°39'50" West 90.15 feet; thence North 89°42'54" West 324.12 feet to the east line of Herriman Village P.U.D., a subdivision recorded May 27, 2003 as Entry No. 8663030 in Book 2003P at Page 139 of the Salt Lake County records; thence along said east line North 00°18'42" East 1,275.17 feet to the POINT OF BEGINNING.

#### EXHIBIT "C"

Description of "Plat c - Phase 1" (Page 1)

Order Number: 20584

Proposed Herriman Rose Boulevard Roadway Dedication (Plat C - Phase 1)

A parcel of land located in the West Half of Section 36, Township 3 South, Range 2 West, Salt Lake Base and Meridian, Salt Lake County, Utah, described as follows:

BEGINNING at a point South 89°37'15" East 1,149.92 feet along the North line of the South Half of Section 36, Township 3 South, Range 2 West, Salt Lake Base and Meridian and North 70.08 feet from the West Quarter Corner of said Section 36, and thence North 87°54'05" East 66.05 feet; thence South 00°09'48" West 38.61 feet to a point of tangency of a 543.00 foot radius curve to the right; thence Southerly 128.74 feet along said curve through a central angle of 13°35'05" and a long chord of South 06°57'21" West 128.44 feet; thence South 13°44'53" West 84.00 feet to a point of tangency of a 477.00 foot radius curve to the left; thence Southerly 355.23 feet along said curve through a central angle of 42°40'10" and a long chord of South 07°35'12" East 347.08 feet; thence South 28°55'17" East 37.11 feet to a point of tangency of a 15.00 foot radius curve to the left; thence Easterly 23.56 feet along said curve through a central angle of 90°00'00" and a long chord of South 73°55'17" East 21.21 feet; thence South 31°18'26" East 60.05 feet to a point on the arc of a 15.00 foot radius non-tangent curve to the left, the center of which bears South 28°55'17" East; thence Southerly 23.56 feet along said curve through a central angle of 90°00'00" and a long chord of South 16°04'41" West 21.21 feet; thence South 28°55'17" East 126.15 feet to a point of tangency of a 545.50 foot radius curve to the right; thence Southerly 149.42 feet along said curve through a central angle of 15°41'38" and a long chord of South 21°04'28" East 148.95 feet; thence South 13°13'39" East 147.20 feet to a point of tangency of a 15.00 foot radius curve to the left; thence Southeasterly 23.56 feet along said curve through a central angle of 90°00'00" and a long chord of South 58°13'39" East 21.21 feet; thence South 13°13'39" East 60.00 feet to a point on the arc of a 15.00 foot radius non-tangent curve to the left, the center of which bears South 13°13'39" East; thence Southwesterly 23.56 feet along said curve through a central angle of 90°00'00" and a long chord of South 31°46'21" West 21.21 feet; thence South 13°13'39" East 5.00 feet to a point of tangency of a 474.50 foot radius curve to the left; thence Southeasterly 392.60 feet along said curve through a central angle of 47°24'23" and a long chord of South 36°55'50" East 381.50 feet; thence South 29°21'58" West 71.00 feet to a point on the arc of a 545.50 foot radius non-tangent curve to the right, the center of which bears North 29°21'58" East; thence Northwesterly 95.49 feet along said curve through a central angle of 10°01'49" and a long chord of North 55°37'07" West 95.37 feet to a point of reverse curvature of a 15.00 foot radius curve to the left; thence Westerly 22.36 feet along said curve through a central angle of 85°23'42" and a long chord of South 86°41'56" West 20.34 feet; thence North 45°59'55" West 60.00 feet to a point on the arc of a 15.00 foot radius non-tangent curve to the left, the center of which bears North 45°59'55" West; thence Northerly 22.36 feet along said curve through a central angle of 85°23'42" and a long chord of North 01°18'14" East 20.34 feet to a point of reverse curvature of a 545.50 foot radius curve to the right; thence Northwesterly 277.90 feet along said curve through a central angle of 29°11'19" and a long chord of North 26°47'58" West 274.90 feet to a point of reverse curvature of a 15.00 foot radius curve to the left; thence Northwesterly 23.83 feet along said curve through a central angle of 91°01'19" and a long chord of North 57°42'59" West 21.40 feet; thence North 13°19'47" West 50.00 feet to a point on the arc of a 15.00 foot radius non-tangent curve to the left, the center of which bears North 13°13'39" West; thence Northeasterly 23.56 feet along said curve through a central angle of 90°00'00" and a long chord of North 31°46'21" East 21.21 feet; thence North 13°13'39" West 152.20 feet to a point of tangency of a 474.50 foot radius curve to the left; thence Northerly 129.97 feet along said curve through a central angle of 15°41'38" and a long chord of North 21°04'28" West 129.56 feet; thence North 28°55'17" West 126.15 feet to a point

## EXHIBIT "C"

# Description of "Plat c - Phase 1" (page 2)

of tangency of a 15.00 foot radius curve to the left; thence Westerly 23.56 feet along said curve through a central angle of 90°00'00" and a long chord of North 73°55'17" West 21.21 feet; thence North 26°32'07" West 60.05 feet to a point on the arc of a 15.00 foot radius non-tangent curve to the left, the center of which bears North 28°55'17" West; thence Northerly 23.56 feet along said curve through a central angle of 90°00'00" and a long chord of North 16°04'43" East 21.21 feet; thence North 28°55'17" West 37.11 feet to a point of tangency of a 543.00 foot radius curve to the right; thence Northerly 404.38 feet along said curve through a central angle of 42°40'10" and a long chord of North 07°35'12" West 395.10 feet; thence North 13°44'53" East 84.00 feet to a point of tangency of a 477.00 foot radius curve to the left; thence Northerly 113.10 feet along said curve through a central angle of 13°35'05" and a long chord of North 06°57'21" East 112.83 feet; thence North 00°09'48" East 36.00 feet to the POINT OF BEGINNING.