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8/1/2011 11:07:00 AM \$14.00
Book - 9940 Pg - 3916-3918
Gary W. Ott
Recorder, Salt Lake County, UT
US TITLE PARK CITY
BY: eCASH, DEPUTY - EF 3 P.

When Recorded Return to:
Mr. Craig L. White
South Valley Sewer District
P.O. Box 908
Draper, Utah 84020

PARCEL I.D.# 27-13-326-009
GRANTOR: JORDAN GATEWAY III ASSOCIATES L.C.
Page 1 of 2
FRS PARCEL SOJ-13:2E

EASEMENT

A sanitary sewer easement located in the Southwest Quarter of Section 13, Township 3 South, Range 1 West, Salt Lake Base and Meridian, U.S. Survey.

For the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned as GRANTORS hereby grant, convey, sell, and set over unto South Valley Sewer District, a body politic of the State of Utah, hereinafter referred to as GRANTEE, its successors and assigns, a perpetual right-of-way and easement to construct, maintain, operate, repair, inspect, protect, install, remove and replace sewer pipelines, valves, valve boxes and other sewer transmission and distribution structures and facilities, hereinafter called the FACILITIES, said right-of-way and easement, being situate in Salt Lake County, State of Utah, over and through a parcel of the GRANTORS' land more particularly described as follows:

5633688

Beginning at a point on the Westerly line of an existing sewer easement recorded as Entry 6460078, Book 7493, Pages 1126-1127, said point being more or less South 89°41'07" West 175.17 feet along the Section line and North 00°14'29" West 2,277.91 feet from the South Quarter Corner of Section 13, Township 3 South, Range 1 West, Salt Lake Base and Meridian; thence South 85°49'07" East 0.21 feet; thence South 05°01'21" West 394.27 feet to the southerly line of grantors property; thence North 84°24'10" West 9.82 feet along said line; thence North 05°18'20" East 35.19 feet; thence North 84°41'40" West 8.10 feet; thence North 04°11'50" East 25.88 feet; thence South 84°41'40" East 9.02 feet; thence North 05°24'23" East 500.99 feet to a point on the westerly line of an existing sewer easement; thence along said line South 01°41'29" West 70.56 feet; thence South 04°10'53" West 97.45 feet to the POINT OF BEGINNING.

Contains: 0.10 acres (approx. 4,173.69 s.f.)

TO HAVE AND HOLD the same unto the GRANTEE, its successors and assigns, with the right of ingress and egress in the GRANTEE, its officers, employees, agents and assigns to enter upon the above-described property with such equipment as is necessary to construct, install, maintain, operate, repair, inspect, protect, remove and replace the FACILITIES. During construction periods, GRANTEE and its contractors may use such portion of GRANTORS' property along and adjacent to the right-of-way and easement as may be reasonably necessary in connection with the construction or repair of the FACILITIES. The contractor performing the work shall restore all property, through which the work

traverses, to as near its original condition as is reasonably possible. GRANTORS shall have the right to use the above-described property except for the purposes for which this right-of-way and easement is granted to the GRANTEE, provided such use shall not interfere with the FACILITIES or with the discharge and conveyance of sewage through the FACILITIES, or any other rights granted to the GRANTEE hereunder.

GRANTORS shall not build or construct, or permit to be built or constructed, any building or other improvement over or across this right-of-way and easement nor change the contour thereof without the written consent of GRANTEE. This right-of-way and easement grant shall be binding upon, and inure to the benefit of, the successors and assigns of the GRANTORS and the successors and assigns of the GRANTEE, and may be assigned in whole or in part by GRANTEE.

IN WITNESS WHEREOF, said Grantor has caused this instrument to be executed by its proper officers thereunto duly authorized, this 20th day of July, A.D. 20 11.

JORDAN GATEWAY III ASSOCIATES L.C., a
Utah
limited liability company
By: Cirque Property L.C., a Utah limited
Liability company, Its Manager
By: Cirque Properties Inc., a Wyoming corporation,
Its Manager

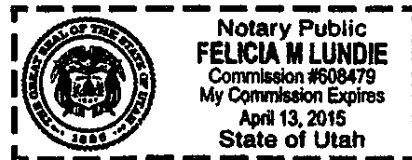
By J. Randall Call
J. Randall Call Vice President

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

On the date first above written personally appeared before me, J. Randall Call, who, being by me duly sworn, says that he is the Vice President of Cirque Properties, Inc., the manager of Cirque Property, L.C., the Manager of JORDAN GATEWAY III ASSOCIATES L.C., A Utah Limited Liability Company, and that the within and foregoing instrument was signed on behalf of said company by authority of its Articles of Organization, and said J. Randall Call acknowledged to me that said company executed the same.

WITNESS my hand and official stamp the date in this certificate first above written:

Felicia M. Lundie
Notary Public




CONSENT AND JOINDER

The undersigned, Wells Fargo Bank, National Association hereby consents to and joins in the execution of the foregoing grant of that certain Easement SOJ-13: 2E, between Jordan Gateway III Associates L.C., a Utah limited liability company and Utah Transit Authority ("Easement Agreement"), by virtue of its rights and interests set forth in that certain Deed of Trust, Assignment of Leases and Rents and Security Agreement, dated as of November 15, 2010 and recorded November 16, 2010 as Entry No. 11075846 in Book 9879 at page 2048 ("Deed of Trust"), and agrees to the granting of the aforesaid Easement Agreement.

This 27th day of July, 2011.

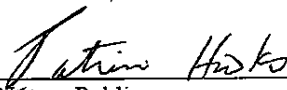
Wells Fargo Bank, National Association

By: 
Name: Ben Johnson
Title: Vice President, Relationship Manager

State of Utah

County of Salt Lake

On the 20th day of July, 2011 personally appeared before me Ben Johnson, the Relationship Manager of Wells Fargo Bank, National Association, the signer of the foregoing instrument who duly acknowledged to me that he/she executed the foregoing in his authorized capacity and that by his signature, the entity upon behalf of which the person acted executed the same.


Notary Public
My Commission Expires:

