



ENT 14229:2017 PG 1 of 4
JEFFERY SMITH
UTAH COUNTY RECORDER
2017 Feb 10 9:09 am FEE 16.00 BY DA
RECORDED FOR D R HORTON

WHEN RECORDED, MAIL TO:

D.R. Horton, Inc.
c/o Krisel Travis
12351 S. Gateway Park Place, Suite D-100
Draper, Utah 84020

BLANKET UNDERGROUND SERVICE LINE EASEMENTS

For good and valuable consideration, D.R. HORTON, INC., a Delaware corporation (“Grantor”), hereby conveys and grants unto the CITY OF SARATOGA SPRINGS (“Grantee”), for Grantee’s use and benefit, permanent, non-exclusive easements (the “Easements”) over and through Grantor’s real property concerning the Legacy Farms Master Planned Community located in Utah County, State of Utah, more particularly described as follows (the “Easement Property”):

The Easement Property is blanket area covering Legacy Farms Plat 2-D for installation, maintenance and access of an underground service lines (sewer, culinary water, secondary water and storm drain), and is described as follows:

See Legal Descriptions of the Easements attached hereto collectively as Exhibit "A" and incorporated herein by reference.

The Easement Property is depicted in the "Easement Exhibit" attached hereto as part of Exhibit "A"

The Easement granted hereby shall include the following rights, terms, and conditions:

1. Grantee may use the Easement Property for the installation, operation, maintenance, inspection, repair, alteration, and replacement of underground service lines such as sewer, culinary water, secondary water and storm drain utility lines, but for no other purpose;
2. Grantor will not unreasonably interfere with Grantee’s use of the Easement Property for the purposes stated herein; provided, however, that Grantor shall be allowed to construct and install the improvements required by the City of Saratoga Springs even if they are located within the Easement Property. Similarly, Grantee shall use the Easement Property in a manner that does not unreasonably interfere with or impair Grantor's intended development of the subject residential community; and
3. The rights and privileges granted herein, and the corresponding obligations, shall inure to the benefit of the parties and be binding on their successors-in-interest or assigns.
4. By making any use of the Easement Property for the purposes stated herein, Grantee (and Grantee's successors and assigns) shall be deemed to have accepted, and will

be bound by and obligated to comply with, the terms and conditions set forth in this instrument.

This instrument and the Easement granted herein may not be terminated, extended, modified or amended without the written consent of Grantor and Grantee, or their successor-in-interest or assigns, and any such termination, extension, modification or amendment shall be effective only when duly recorded in the official records of the Utah County Recorder. Notwithstanding the preceding sentence, it is anticipated that a subdivision plat will be approved by the City (Grantee herein) and recorded for the subject property and will depict the easements described in this instrument. In the event of any conflict between the easements described in this instrument and the easements depicted or described in the recorded plat, the recorded plat shall govern and supersede this instrument.

IN WITNESS WHEREOF, the undersigned has executed this instrument on the dates set forth below, to be effective on the recording date hereof.

GRANTOR:

D.R. HORTON, INC., a Delaware corporation

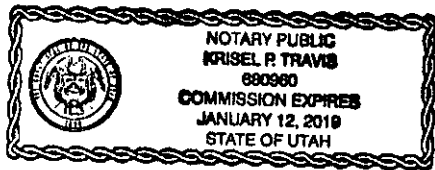
By: [Signature]
Its: Division CFO

STATE OF UTAH)
)
 : ss.
COUNTY OF Salt Lake)

The foregoing instrument was acknowledged before me this 9 day of February, 2017, by Jonathan S. Thornley, in his/her capacity as Division CFO of D.R. Horton, Inc.

Notary Public

SEAL:



**Exhibit A
Easement**

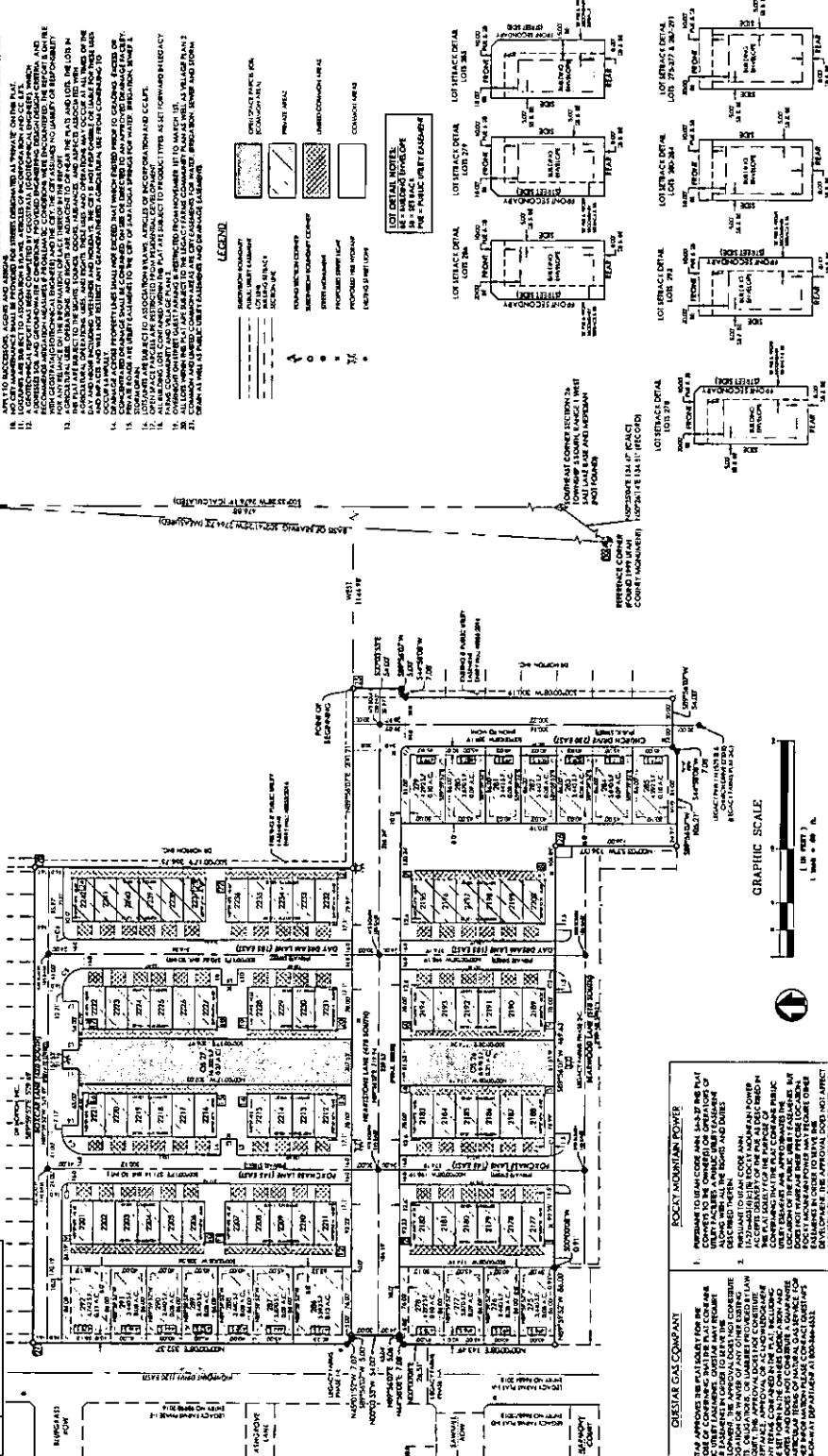
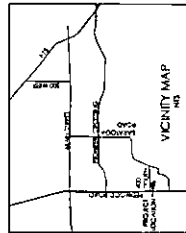
(Legal Description of Easement; and Easement Exhibit)

A parcel of land lying and situate in the Southeast Quarter of Section 26, Township 5 South, Range 1 West, Salt Lake Base and Meridian, said parcel being more particularly described as follows:

Beginning at a point which is South 00°33'28" West 476.88 feet, along the Section Line, and West 1,144.98 feet from the East Quarter Corner of said Section 26, and running thence South 00°03'53" East 54.00 feet; thence South 89°56'07" West 5.00 feet; thence South 44°58'08" West 7.08 feet; thence South 00°00'08" West 300.19 feet; thence South 89°56'07" West 54.00 feet; thence South 44°58'08" West 7.08 feet; thence South 89°56'07" West 105.21 feet; thence North 00°03'53" West 136.00 feet; thence South 89°56'07" West 469.63 feet; thence South 00°00'08" West 0.91 feet; thence North 89°59'52" West 86.00 feet to the easterly right-of-way line of Highpoint Drive (120 East), said point also being along the easterly boundary line of Legacy Farms Plat 1-A as recorded as Entry No. 96684:2015 in the office of the Utah County Recorder; thence, along said easterly line North 00°00'08" East 143.49 feet to the eastern boundary line of Legacy Farms Plat 1E as recorded as Entry No. 98998:2016 in the office of the Utah County Recorder; thence along said eastern boundary line of Legacy Farms Plat 1E the following seven (7) courses: (1) North 00°00'08" East 26.51 feet, (2) North 44°58'08" East 7.08 feet, (3) North 89°56'07" East 5.06 feet, (4) North 00°03'53" West 54.00 feet, (5) South 89°56'07" West 5.00 feet, (6) North 45°01'52" West 7.07 feet, (7) North 00°00'08" East 352.37 feet; thence South 89°59'52" East 529.69 feet; thence South 00°00'17" East 356.75 feet; thence North 89°56'07" East 200.21 feet to the Point of Beginning.

Containing 375,551 square feet / 8.621 acres / 84 Lots / 2 Parcels

LEGACY FARMS PLAT 2-D
 VACATING A PORTION OF PARCEL NO. 2, SARATOGA DRIVE CHURCH SUBDIVISION
 LOCATED IN THE SOUTHEAST QUARTER OF SECTION 28,
 TOWNSHIP 10 NORTH, RANGE 12 WEST, SIXTY-THIRD EASE ELEMENHAN
 CITY OF SARATOGA SPRINGS, UNIT COUNTY, ILLINOIS



<p>PLANNING DIRECTOR APPROVAL</p> <p>Reviewed by the Planning Director on _____ day of _____, A.D.</p> <p>PLANNING DIRECTOR SARATOGA SPRINGS ENGINEER APPROVAL</p>	<p>LAND USE AUTHORITY</p> <p>Approved by the Land Use Authority on _____ day of _____, A.D.</p> <p>LAND USE AUTHORITY FREE CHIEF APPROVAL</p>	<p>LAND USE AUTHORITY</p> <p>Approved by the Free Chief on _____ day of _____, A.D.</p> <p>FREE CHIEF APPROVAL CITY ENGINEER</p>
<p>PLANNING DIRECTOR APPROVAL</p> <p>Reviewed by the Planning Director on _____ day of _____, A.D.</p> <p>PLANNING DIRECTOR SARATOGA SPRINGS ENGINEER APPROVAL</p>	<p>LAND USE AUTHORITY</p> <p>Approved by the Land Use Authority on _____ day of _____, A.D.</p> <p>LAND USE AUTHORITY FREE CHIEF APPROVAL</p>	<p>LAND USE AUTHORITY</p> <p>Approved by the Free Chief on _____ day of _____, A.D.</p> <p>FREE CHIEF APPROVAL CITY ENGINEER</p>

FOR REVIEW ONLY

OWNER'S DECLARATION

I, the undersigned, being the owner of the above described property, do hereby certify that the information furnished herein is true and correct to the best of my knowledge and belief, and that I am not aware of any facts which would render the same false or misleading.

APPROVAL BY LEGAL COUNSEL

I, the undersigned, being the undersigned attorney-in-fact for the owner of the above described property, do hereby certify that the information furnished herein is true and correct to the best of my knowledge and belief, and that I am not aware of any facts which would render the same false or misleading.

APPROVAL BY LEGAL COUNSEL

I, the undersigned, being the undersigned attorney-in-fact for the owner of the above described property, do hereby certify that the information furnished herein is true and correct to the best of my knowledge and belief, and that I am not aware of any facts which would render the same false or misleading.

APPROVAL BY LEGAL COUNSEL

I, the undersigned, being the undersigned attorney-in-fact for the owner of the above described property, do hereby certify that the information furnished herein is true and correct to the best of my knowledge and belief, and that I am not aware of any facts which would render the same false or misleading.

APPROVAL BY LEGAL COUNSEL

I, the undersigned, being the undersigned attorney-in-fact for the owner of the above described property, do hereby certify that the information furnished herein is true and correct to the best of my knowledge and belief, and that I am not aware of any facts which would render the same false or misleading.

Exhibit A-1 Easement Exhibit

P S O M A S
 475 S. Broadway, Suite 300
 Saratoga Springs, IL 61873
 (815) 738-3171 (815) 738-5768 (fax)