

WHEN RECORDED, RETURN TO:  
Provo City Corporation  
ATTN: Property Coordinator  
P.O. Box 1849  
Provo, Utah 84603

ENT 38487:2004 PG 1 of 3  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2004 Apr 06 12:50 pm FEE 0.00 BY SFS  
RECORDED FOR PROVO CITY CORPORATION

**RIGHT-OF-WAY EASEMENT**  
[CORPORATE FORM]

**PROVO CITY CORPORATION**, a municipal corporation, a corporation organized and existing under the laws of the State of Utah, with its principal office at 351 West Center, Provo, County of Utah, State of Utah, Grantor, hereby quit claims to **ROGER S. GILLESPIE AND JANIE M. GILLESPIE, SCOTT G. AND ELLEN V. SMITH, WESLEY C. SMITH, DEAN B. AND DONNA HALL, CANYON OAKS ASSOC LLC, CANYON OAK 1 LLC, AND JOHN W. RHODES**, Grantees, for the sum of One (\$1.00) dollar and other valuable consideration, a 56 foot right-of-way through the lands of Provo City (parcel used for a 5 million gallon water tank). The right-of-way connects a dirt road and passes north and east of said water tank. This is a private right-of-way is to be used for the individuals listed above for ingress and egress and is further described as:


**See Attached Exhibit "A"**

[Note: This right-of-way is replacing the right-of-way that existed on the property which is further described in the Quit Claim Deed, recorded May 18, 1994 as Entry 41668, Book 3446, Page 524, Quit Claim Deed, recorded June 15, 1971 as Entry 7599, and the Quit Claim Deed recorded June 17, 1971 as Entry 7712, Book 1225, Page 118.]

IN WITNESS WHEREOF, the Grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this 4<sup>th</sup> day of April, 2004.

Attest:

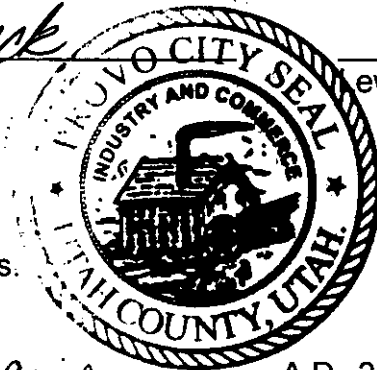
Provo City Corporation  
By:

  
LaNice Groesbeck  
City Recorder

  
Lewis K. Billings, Mayor

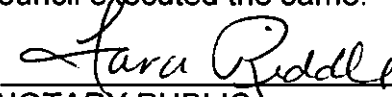
[CORPORATE SEAL]  
STATE OF UTAH )

ss. COUNTY OF UTAH)



On the 4<sup>th</sup> day of April, A.D. 2004, personally appeared before me Lewis K. Billings, who being by me duly sworn did say that he is the Mayor of Provo City Corporation, a Municipal Corporation, and that he executed the within instrument on behalf of said corporation by authority of a resolution of City Council and duly acknowledged to me that said corporation/city council executed the same.



  
NOTARY PUBLIC

## LEGAL DESCRIPTION

A 56 foot Right of Way through the lands of Provo City (a parcel used for a 5 million gallon water tank). The R/W connects a dirt road and passes north and east of said water tank.

Beginning at a point on the south line of said R/W which point is also on Grantors west deed line at a point 132.67 feet North from a deed corner. The point of beginning is North 568.23 feet and West 860.58 feet from a Utah County monument marking the location of the South Quarter Corner of Section 7, Township 6 south, Range 3 east, Salt Lake Meridian.

THENCE North for a distance of 57.28 feet along Grantors Deed Line to a Deed Corner;

THENCE East for a distance of 9.45 feet continuing along said Deed Line to a point on the north line of said R/W;

THENCE along a curve to the left having a radius of 104.00 feet and an arc length of 63.55 feet, being subtended by a chord of South 79 degrees 05 minutes 37 seconds East for a distance of 62.57 feet leaving the Deed Line along the north and east Right of Way line for this course and the next six courses;

THENCE North 83 degrees 24 minutes 00 seconds East for a distance of 34.06 feet;

THENCE along a curve to the right having a radius of 302.00 feet and an arc length of 108.04 feet, being subtended by a chord of South 86 degrees 21 minutes 05 seconds East for a distance of 107.46 feet;

THENCE South 76 degrees 06 minutes 10 seconds East for a distance of 51.79 feet;

THENCE along a curve to the right having a radius of 151.00 feet and an arc length of 104.83 feet, being subtended by a chord of South 56 degrees 12 minutes 54 seconds East for a distance of 102.73 feet;

THENCE along a curve to the right having a radius of 184.99 feet and an arc length of 168.40 feet, being subtended by a chord of South 10 degrees 14 minutes 56 seconds East for a distance of 162.64 feet;

THENCE along a curve to the left having a radius of 28.88 feet and an arc length of 14.42 feet, being subtended by a chord of South 01 degrees 31 minutes 49 seconds West for a distance of 14.27 feet to Grantors southeast Deed Line, this point being 13.50 feet south-westward along said Deed Line from a Deed Corner;

continued on page two

56 foot Right of Way, continued

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THENCE South 60 degrees 11 minutes 50 seconds West for a distance of 56.84 feet along said Deed Line to a point on the west R/W line, this point being 89.61 feet north-eastward along said Deed Line from a Deed Corner;

THENCE along a curve to the right having a radius of 84.88 feet and an arc length of 59.13 feet, being subtended by a chord of North 04 degrees 07 minutes 35 seconds West for a distance of 57.94 feet along the west and south R/W line for this course and the next six courses;

THENCE along a curve to the left having a radius of 128.99 feet and an arc length of 117.42 feet, being subtended by a chord of North 10 degrees 14 minutes 56 seconds West for a distance of 113.41 feet;

THENCE along a curve to the left having a radius of 95.00 feet and an arc length of 65.95 feet, being subtended by a chord of North 56 degrees 12 minutes 54 seconds West for a distance of 64.63 feet;

THENCE North 76 degrees 06 minutes 10 seconds West for a distance of 51.79 feet;

THENCE along a curve to the left having a radius of 246.00 feet and an arc length of 88.00 feet, being subtended by a chord of North 86 degrees 21 minutes 05 seconds West for a distance of 87.54 feet;

THENCE South 83 degrees 24 minutes 00 seconds West for a distance of 34.06 feet;

THENCE along a curve to the right having a radius of 160.00 feet and an arc length of 78.78 feet, being subtended by a chord of North 82 degrees 29 minutes 38 seconds West for a distance of 77.99 feet to the point of beginning.

Together with and subject to covenants, easements, and restrictions of record.

Said property contains 0.675 acres more or less.

BASIS OF BEARING: South 89 degrees 49 minutes 44 seconds West for a distance of 2677.19 feet along the section line between found monuments.