

When Recorded Return to:  
Meridian Title Company  
64 East 6400 South, Suite 100  
Salt Lake City, UT 84107  
MTC File No. 27602

1630

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08 DECEMBER 92 04:25 PM  
KATIE L. DIXON  
RECORDER, SALT LAKE COUNTY, UTAH  
MERIDIAN TITLE  
REC BY: SHARON WEST , DEPUTY

5389682

## CROSS EASEMENT AGREEMENT FOR PUBLIC UTILITIES

This Cross Easement Agreement is made by and between CLAIR E. WILSON and LEORA WILSON (Herein Wilsons); OLSON, INC. (Herein Olson); and SCOTT SMITH, KAREN SMITH and CHARMAINE M. BOULTER (Herein Smith/Boulter).

FOR GOOD AND VALUABLE CONSIDERATION THE ADEQUACY OF WHICH IS ACKNOWLEDGED THE UNDERSIGNED PARTIES UNDERSTAND AND AGREE AS FOLLOWS:

1. WHEREAS, Wilsons are the owners of the following described property situated in Salt Lake County, Utah and more particularly described as follows, to-wit:

ALL OF LOTS 1, 3, 5, 13, 15, 16 and 17 ASHBROOK PARK SUBDIVISION according to the official plat thereof as recorded in the office of the Salt Lake County Recorder.

2. WHEREAS, Olson is the owner of the following described property situated in Salt Lake County, Utah and more particularly described as follows, to-wit:

ALL OF LOT 2, ASHBROOK PARK SUBDIVISION, according to the official plat thereof as recorded in the office of the Salt Lake County Recorder.

3. WHEREAS, Smith/Boulter are the owners of the following described property situated in Salt Lake County, Utah and more particularly described as follows, to-wit:

ALL OF LOTS 4 and 14, ASHBROOK PARK SUBDIVISION according to the official plat thereof as recorded in the office of the Salt Lake County Recorder.

4. WHEREAS, the utilities as actually constructed on the above described properties were not situated in the public utility easements as shown on the recorded plat of said subdivision; and it is desirable that the utility easements be

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amended of record to reflect the actual location of said public utilities as constructed on the property; and the respective parties desire to amend the description for the easements on their respective properties and desire to set out in writing their agreement with regard thereto;

5. NOW, THEREFORE the parties hereto each for themselves does hereby grant to the other parties hereto and to the entities requiring use of public utility easements and related rights of way for utilities over that portion of the following described utility easement respectively owned by each of the undersigned parties, the same as if the following described utility easement had been included as an additional public utility easement on the original recorded plat of Ashbrook Park Subdivision. The legal description for said public utility easement is as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE THERETO.

6. This Agreement and grant of easement shall be binding upon and inure to the benefit of the respective parties hereto, their heirs, successors and assigns and shall be appurtenant to and shall run with the title to the land.

7. This Agreement may be executed in Counterparts each one of which, when taken together, shall be deemed to be a part of one original Agreement.

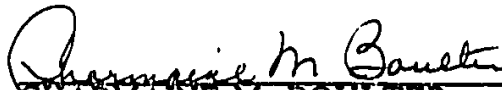
Executed as of the 2<sup>nd</sup> day of December, 1992.

CLAIR E. WILSON

  
SCOTT SMITH

LEORA WILSON

  
KAREN SMITH

  
CHARMAINE M. BOULTER

OLSON, INC.

By:   
Carl E. Olson, Its President

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amended of record to reflect the actual location of said public utilities as constructed on the property; and the respective parties desire to amend the description for the easements on their respective properties and desire to set out in writing their agreement with regard thereto;

5. NOW, THEREFORE the parties hereto each for themselves does hereby grant to the other parties hereto and to the entities requiring use of public utility easements and related rights of way for utilities over that portion of the following described utility easement respectively owned by each of the undersigned parties, the same as if the following described utility easement had been included as an additional public utility easement on the original recorded plat of Ashbrook Park Subdivision. The legal description for said public utility easement is as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE THERETO.

6. This Agreement and grant of easement shall be binding upon and inure to the benefit of the respective parties hereto, their heirs, successors and assigns and shall be appurtenant to and shall run with the title to the land.

7. This Agreement may be executed in Counterparts each one of which, when taken together, shall be deemed to be a part of one original Agreement.

Executed as of the 5th day of December, 1992.

  
CLAIR E. WILSON

  
LEORA WILSON

SCOTT SMITH

KAREN SMITH

CHARMAINE M. BOULTER

OLSON, INC.

By: Carl E. Olson, Its President

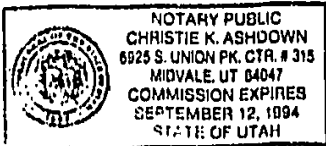
STATE OF UTAH )  
 )  
 ) :ss  
 )  
COUNTY OF )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of December, 1992, by CLAIR E. WILSON and LEORA WILSON.

\_\_\_\_\_  
NOTARY PUBLIC

STATE OF UTAH )  
 )  
 ) :ss  
 )  
COUNTY OF )

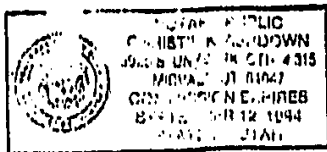
The foregoing instrument was acknowledged before me this 7<sup>th</sup> day of December, 1992, by CARL E. OLSON, the President of OLSON, INC., who duly acknowledged to me that said instrument was executed by authority.



Christie K. Ashdown  
NOTARY PUBLIC

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

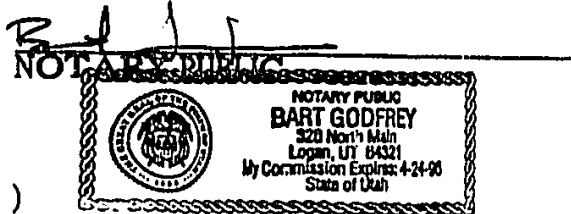
The foregoing instrument was acknowledged before me this 7<sup>th</sup> day of December, 1992, by SCOTT SMITH, KAREN SMITH and CHARMAINE M. BOULTER.



Christie K. Ashdown  
NOTARY PUBLIC

STATE OF UTAH )  
 )  
:SS  
COUNTY OF )

The foregoing instrument was acknowledged before me this 5 day of December, 1992, by CLAIR E. WILSON and LEORA WILSON.



STATE OF UTAH )  
 )  
:SS  
COUNTY OF CACHE )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of December, 1992, by CARL E. OLSON, the President of OLSON, INC., who duly acknowledged to me that said instrument was executed by authority.

\_\_\_\_\_  
NOTARY PUBLIC

STATE OF UTAH )  
 )  
:SS  
COUNTY OF SALT LAKE )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of December, 1992, by SCOTT SMITH, KAREN SMITH and CHARMAINE M. BOULTER.

\_\_\_\_\_  
NOTARY PUBLIC

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EXHIBIT "A"

**LARSEN & MALMQUIST, INC.**  
**CONSULTING ENGINEERS & LAND SURVEYORS**  
2736 South 2700 West • West Valley City, Utah 84119 • (801) 972-2634

LEGAL DESCRIPTION  
15 Foot Public Utility Easement  
Ashbrook Park Subdivision

BEGINNING at a point North 00°12'35" East 605.40 feet and North 89°39'00" West 33.00 feet from the South one quarter corner of Section 19, Township 2 South, Range 1 East, Salt Lake Base and Meridian, said point being on the South line of Ashbrook Circle and running thence South 00°12'35" West 15.00 feet; thence North 89°39'00" West 115.61 feet to the point of curvature of a 113.00 foot radius curve to the right, the radius point of which bears North 00°21'00" West; thence Northwesterly along the arc of said curve 88.75 feet to the point of tangency; thence North 44°39'00" West 7.34 feet to the point of curvature of a 41.85 foot radius curve to the left, the radius point of which bears South 45°29'00" West; thence Northwesterly along the arc of said curve 32.869 feet to the point of tangency; thence North 89°39'00" West 290.56 feet to a point on a 65.00 foot radius curve to the right, the radius point of which bears North 51°40'13" West; thence Westerly, Northerly and Easterly along the arc of said curve 322.23 feet; thence South 89°39'00" East 13.77 feet; thence South 00°21'00" West 15.00 feet to a point on the North line of Ashbrook Circle; thence North 89°39'00" West 13.77 feet to the point of curvature of a 15.00 foot radius curve to the right, the radius point of which bears North 00°21'00" East; thence 13.62 feet Northwesterly along the arc of said curve to a point of reverse curve of a 50.00 foot radius curve, the radius point of which bears South 52°22'12" West; thence Westerly, Southerly, and Easterly along the arc of said curve 247.87 feet to a point of reverse curve of a 15.00 foot radius curve to the right, the radius point of which bears South 51°40'13" East; thence Northeasterly along the arc of said curve 13.62 feet to a point of tangency; thence South 89°39'00" East 290.56 feet to the point of curvature of a 56.85 foot radius curve to the right, radius point of which bears South 00°21'00" West; thence Southeasterly along the arc of said curve 44.65 feet to a point of tangency; thence South 44°39'00" East 7.34 feet to the point of curvature of a 98.00 foot radius curve to the left, the radius point of which bears North 45°29'00" East; thence Southeasterly along the arc of said curve 76.97 feet to the point of tangency; thence South 89°39'00" East 115.61 feet to the point of BEGINNING.

LIGHT TYPE  
COL. RECORDS

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