

WHEN RECORDED, MAIL TO:
Utah Department of Transportation
Right-of-Way, Fourth Floor
Box 148420
Salt Lake City, Utah 84114-8420



ENT 62276:2011 PG 1 of 2
JEFFERY SMITH
UTAH COUNTY RECORDER
2011 Sep 02 2:17 pm FEE 0.00 BY ED
RECORDED FOR UDOT

Easement

(LIMITED LIABILITY COMPANY) Tax ID No. 66-313-0001
Parcel No. 0089:27:E
Utah County Project No. F-0089(243)332

Nichols Enterprises LLC, a Limited Liability Company of the State of Utah, Grantor, hereby GRANTS AND CONVEYS to the UTAH DEPARTMENT OF TRANSPORTATION, at 4501 South 2700 West, Salt Lake City, Utah 84119, Grantee, for the sum of TEN (\$10.00), Dollars, and other good and valuable considerations, the following described easement in Utah County, State of Utah, to-wit:

A perpetual easement, upon part of an entire tract of property, situate in Lot 1, State Street Properties Subdivision Plat "D", according to the official plat thereof, recorded as Entry 40452:2010, Map No. 13243 of plats, a subdivision situate in the SE1/4SE1/4 of Section 7, T.7S., R.3E., S.L.B.&M., in Utah County, Utah, for the construction of a multi-use pedestrian trail, known as project number F-0089(243)332. The Easement shall run with the Real Property and shall be binding upon the Grantor and the Grantor's successors, heirs and assigns, and includes and conveys all rights of Grantor to change the vertical distance or grade of said cut and/or fill slopes.

The boundaries of said part of an entire tract of land are described as follows:

Beginning at a point of non-tangent curvature which is 455.26 feet N. 00°48'31" W. along the section line and 240.34 feet S. 89°11'29" W. from the Southeast Corner of Section 7, Township 7 South, Range 3 East, Salt Lake Base and Meridian, which point is also 58.00 feet perpendicularly distant easterly from the control line of said project, opposite approximate Engineer Station 56+95.93; thence Southeasterly 230.69 feet along the arc of a 30,058.00 foot radius curve to the right, through a central angle of 00°26'23", the chord of which bears S. 29°46'59" E. 230.69 to a point of non-tangency on the south boundary line of said entire tract; thence N. 89°46'36" W. 3.46 feet to a point of non-tangent curvature; thence Northwesterly 226.16 feet along the arc of a 30,055.00 foot radius curve to the right,

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through a central angle of 00°25'52", the chord of which bears N. 29°46'55" W. 226.16 feet to a point of non-tangent curvature; thence Northeasterly 4.11 feet along the arc of a 17.00 foot radius curve to the right, through a central angle of 13°50'47", the chord of which bears N. 17°03'19" E. 4.10 feet to the point of beginning. The above described part of an entire tract of land contains 750 square feet or 0.017 acre in area, more or less.

(Note: All bearings in the above description are equal to trail bearings).

After said construction of said multi-use pedestrian trail and appurtenant parts thereof are constructed at the expense of the Utah Department of Transportation, said Utah Department of Transportation is thereafter relieved of any further claim or demand for costs, damages or maintenance charges which may accrue against cut and/or fill slopes, sidewalks, driveways, and appurtenant parts thereof.

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IN WITNESS WHEREOF, said Brian Nichols has caused this instrument to be executed by its proper officers thereunto duly authorized, this 3rd day of August, A.D. 20 11.

STATE OF Utah)
) ss. Nichols Enterprises LLC
) Limited Liability Company
COUNTY OF Utah) By [Signature]
) Manager

On the date first above written personally appeared before me, Brian Nichols, who, being by me duly sworn, says that he is the Manager of Nichols Enterprises LLC, a Limited Liability Company, and that the within and foregoing instrument was signed in behalf of said company by authority of its Articles of Organization, and said Brian Nichols acknowledged to me that said company executed the same.

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

Lamar A. Mabe
Notary Public 