

WHEN RECORDED, MAIL TO:  
Utah Department of Transportation  
4501 South 2700 West  
P.O. Box 148420  
Salt Lake City, UT 84114-8420

12910860  
12/28/2018 2:25:00 PM \$50.00  
Book - 10742 Pg - 3382-3402  
ADAM GARDINER  
Recorder, Salt Lake County, UT  
MERIDIAN TITLE  
BY: eCASH, DEPUTY - EF 21 P.

**UDOT** Utah Department of Transportation  
*Keeping Utah Moving*  
**Right of Entry and Occupancy Agreement**

Project No: S-0085(9) Parcel No.(s): 602, 602:2PUE, 602:A, 602:E, 602:PUE

Pin No: 13149 Job/Proj No: 72192 Project Location: SR-85, MVC; 4100 South to SR-201  
County of Property: SALT LAKE Tax ID / Sidwell No: 14-11-477-002, 14-11-477-004, 14-11-477-005  
Property Address: 1345 South Legacy View Street and 1398 South 5600 West SALT LAKE CITY UT, 84104  
Owner's Address: PO Box 520370, Salt Lake City, UT, 84152  
Owner's Home Phone: Owner's Work Phone:  
Owner / Grantor (s): Legacy AK, LLC, a Utah limited liability company  
Grantee: Utah Department of Transportation (UDOT)/The Department

**Acquiring Entity: Utah Department of Transportation (UDOT)**

MTC # 269177

**For the subject property described in the attached deed (Exhibit A).**

This Right of Entry and Occupancy Agreement ("Agreement") is entered between Legacy AK, LLC, a Utah limited liability company ("Property Owners") and Utah Department of Transportation (UDOT).

Property Owners hereby grant to UDOT, its contractors, permittees, and assigns, including but not limited to, utilities and their contractors, the right to occupy and commence construction or other necessary activity on the property sought to be acquired/occupied with this Agreement, and to do whatever construction, relocation of utilities, and other work as may be required in furtherance of the state transportation project, located on the property described in attached Exhibit A. This Agreement is made in anticipation of a possible condemnation action by UDOT and is intended to provide for the entry and occupancy of the property pending further negotiations or the filing and pursuit of condemnation proceedings and possible alternative informal proceedings as provided for in this Agreement. Property Owners understand that, by executing this Agreement, Property Owners have waived and abandoned all defenses to the acquisition of the property.

The sum of \$337,700.00 (the "Deposit") will be paid into escrow, a non-interest bearing account, at a title company for the benefit of Property Owners as consideration for entering into this Agreement. UDOT will be responsible for the expenses of the escrow account. This amount paid into escrow shall be deducted from a final settlement, award of arbitration, or other determination of just compensation in an eminent domain action should one be pursued to acquire the property that is determined to be necessary for the project. The amount paid will be for the purposes of this Agreement only, and will not be admissible as evidence in any subsequent process used to establish the value of the property or the amount of compensation that may be due to the Property Owners. Property taxes will be the responsibility of the Property Owners until transfer of the deed(s) to UDOT.

The parties to this Agreement understand that a title report may indicate that other third parties may have a claim to part of the proceeds being paid by UDOT to the Property Owners under this Agreement. UDOT will have the right to approve the release of the Deposit from Escrow to Property Owners and to require a conveyance of the subject property from the Property Owners to UDOT prior to the release. It is not the intent of the Agreement to properly assess potential third-party claims. In the event it is later determined that part of the Deposit should properly be paid to other third parties, then UDOT will have the right to require that the third parties participate in the release of the Deposit or the Deposit will be applied to any remaining liens. In the event that UDOT desires to obtain title insurance in connection with the release of the deposit, UDOT will pay the premiums for the title coverage.

This Agreement is granted without prejudice to the rights of the Property Owners, pending any settlement, to contest the amount of compensation to be paid the Property Owners for the property described in Exhibit A. If

Project No: S-0085(9) Parcel No.(s): 602, 602:2PUE, 602:A, 602:E, 602:PUE

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Property Address: 1345 South Legacy View Street and 1398 South 5600 West SALT LAKE CITY UT, 84104  
Owner's Address: PO Box 520370, Salt Lake City, UT, 84152  
Owner's Home Phone: Owner's Work Phone:  
Owner / Grantor (s): Legacy AK, LLC, a Utah limited liability company  
Grantee: Utah Department of Transportation (UDOT)/The Department

a satisfactory settlement can not be agreed upon, UDOT will, upon notice from the Property Owners that the amount of compensation offered and/or other proposed settlement terms are not acceptable, or at its own election, proceed to commence and diligently prosecute a condemnation proceeding in the appropriate court for a judicial determination of such compensation. If requested to do so by the Property Owners, UDOT will, prior to commencing a condemnation proceeding, enter into a mediation or arbitration procedure provided for in the Utah Code Annotated 78B-6-522 and 13-43-204 through the Office of the Property Rights Ombudsman.

If the Property Owner uses the property for a residence, business, or farming operation and is required to move as a result of UDOT's acquisition of the property, the Property Owners may be entitled to relocation assistance and/or payments as a displaced person. The relocation assistance and payment are available as a matter of right and subject to federal and state law if the Property Owners are displaced by the acquisition of this property and are not conditional upon the Property Owners signing this Right of Entry and Occupancy Agreement.

The effective date of the Right Of Entry and Occupancy Agreement shall be the date this Agreement is executed by the Property Owners, as shown below, and that date shall be the date of value for fair market valuation purposes in the context of settlement negotiations, arbitration, or an eminent domain proceeding, should one be necessary, unless the Property Owners have been previously served with a summons in regard to this property acquisition or the parties have otherwise agreed in writing to a different date for purposes of valuation. It is understood that, according to state law, any additional compensation that is ordered to be paid to the Property Owners for the acquisition of the property will include interest at an annual rate of 8 % on any additional compensation that is determined to be payable to the Property Owners over and above that paid with this Agreement, calculated from the date of entry upon the property.

**Exhibits:**

*[Signatures and Acknowledgments to Follow Immediately]*

Project No: S-0085(9) Parcel No.(s): 602, 602:2PUE, 602:A, 602:E, 602:PUE  
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 County of Property: SALT LAKE Tax ID / Sidwell No: 14-11-477-002, 14-11-477-004, 14-11-477-005  
 Property Address: 1345 South Legacy View Street and 1398 South 5600 West SALT LAKE CITY UT, 84104  
 Owner's Address: PO Box 520370, Salt Lake City, UT, 84152  
 Owner's Home Phone: Owner's Work Phone:  
 Owner / Grantor (s): Legacy AK, LLC, a Utah limited liability company  
 Grantee: Utah Department of Transportation (UDOT)/The Department

SIGNATURE PAGE  
 TO  
 UTAH DEPARTMENT OF TRANSPORTATION  
 RIGHT OF ENTRY AND OCCUPANCY AGREEMENT

DATED this 20TH day of NOVEMBER, 2018

*[Handwritten Signature]*

Property Owner

Property Owner

LEGACY AK, L.L.C.

Property Owner

Property Owner

STATE OF UTAH  
 County of Salt Lake

On the 20 day of November, 2018, personally appeared before me

STEVEN M. PERRY the signer(s) of the Agreement set forth above,  
 who duly acknowledged to me that they executed the same.

*[Handwritten Signature]*

NOTARY PUBLIC

DATED this 13th day of December, 2018

Walter R. Samuel

UDOT Director / ~~Deputy~~ Director of Right of Way



STATE OF UTAH  
 County of Salt Lake

On the 13 day of December, 2018, personally appeared before me

Charles Starnant the signer(s) of this Agreement for UDOT  
 who duly acknowledged to me that they executed the same.

*[Handwritten Signature]*  
 NOTARY PUBLIC



**Exhibit A**

**Parcel 602**

**Parcel 602:A**

**Parcel 602:PUE**

**Parcel 602:2PUE**

**Parcel 602:E**

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

## Warranty Deed

(Limited Liability Company)

Salt Lake County

Tax ID No. 14-11-477-002  
14-11-477-004  
14-11-477-005  
PIN No. 13149  
Project No. S-0085(9)  
Parcel No. 0085:602

Legacy AK, LLC, a Utah limited liability company, Grantor(s), hereby CONVEYS AND WARRANTS to the UTAH DEPARTMENT OF TRANSPORTATION, Grantee, at 4501 South 2700 West, Salt Lake City, Utah 84114, for the sum of TEN (\$10.00), Dollars, and other good and valuable considerations, the following described parcel of land in Salt Lake County, State of Utah, to-wit:

A parcel of land in fee, for the Mountain View Corridor, being part of an entire tract of property, situate in Lot 15 of the Legacy Industrial Park Subdivision according to the official plat, on file, recorded on December 15, 1998 as Entry No. 7189827 in Book 98-12P at Page 344 in the office of the Salt Lake County Recorder in the SE1/4 SE1/4 of Section 11, T.1S., R.2W., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at a point in the section line, said point is 40.00 feet N.89°55'44"W. along said section line from the Southeast Corner of said Section 11, said point is also approximately 0.48 feet perpendicularly distant southerly from the California Avenue Right of Way Control Line opposite engineer station 126+85.19; and running thence N.89°55'44"W. 50.00 feet along said section line; thence N.00°01'16"E. 42.00 feet to the existing northerly right of way line of California Avenue; thence N.89°55'44"W. 46.70 feet along said northerly right of way line to a point approximately 41.62 feet perpendicularly distant northerly from said control line opposite engineer station 125+88.50; thence N.44°41'24"E. 137.55 feet to said existing westerly right of way line at a point approximately 42.84 feet perpendicularly distant westerly from the 5600

Continued on Page 2  
LIMITED LIABILITY RW-01LL (11-01-03)

PIN No. 13149  
Project No. S-0085(9)  
Parcel No. 0085:602

West Street Right of Way Control Line opposite engineer station 213+17.50; thence S.00°01'16"W. (S.00°01'23"W. by record) 139.91 feet to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation. The above described parcel of land contains 6,834 square feet or 0.157 acre in area, more or less, of which 2,100 square feet in area or 0.048 acre, more or less, is now occupied by the existing California Avenue. Balance is 4,734 square feet or 0.109 acre in area, more or less.

(Note: Rotate all bearings in the above description 00°14'01" clockwise to obtain highway bearings.)

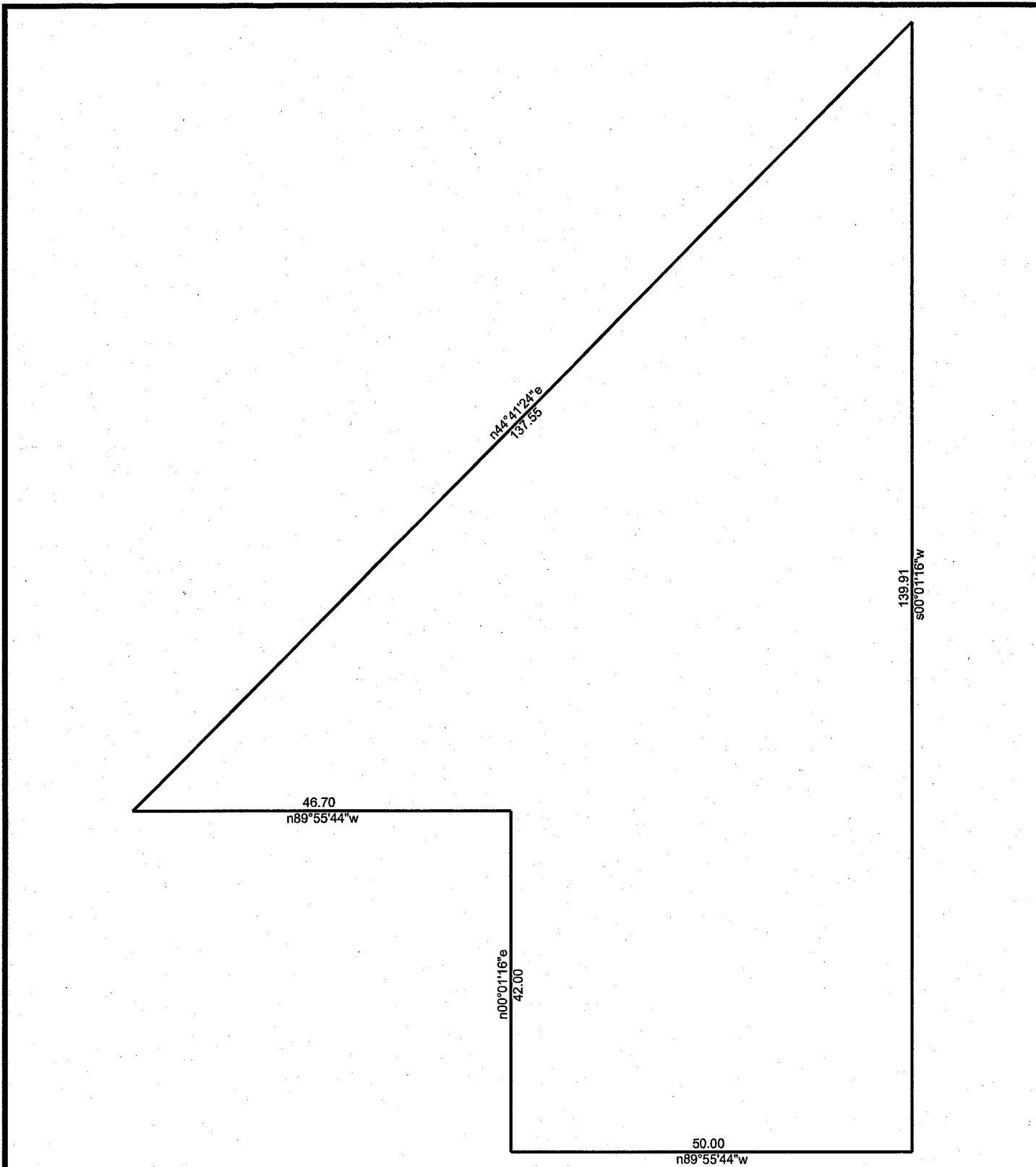
**IN WITNESS WHEREOF**, said Legacy AK, LLC, a Utah limited liability company has caused this instrument to be executed by its proper officers thereunto duly authorized, this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 20 \_\_\_\_.

STATE OF \_\_\_\_\_ )  
 ) ss. Legacy AK, LLC  
 ) Limited Liability Company  
 )  
 )  
 )  
COUNTY OF \_\_\_\_\_ ) By \_\_\_\_\_  
 ) Manager

On the date first above written personally appeared before me, \_\_\_\_\_, who, being by me duly sworn, says that they are the Manager of Legacy AK, LLC, 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 \_\_\_\_\_ acknowledged to me that said company executed the same.

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

\_\_\_\_\_  
Notary Public



Parcel 602

4/10/2018

Scale: 1 inch= 16 feet

File: 13149\_S-0085(9)\_19P\_602\_DeedPlot.ndp

Tract 1: 0.1569 Acres (6834 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/145692), Perimeter=416 ft.

- 01 /n89.5544w 40.00
- 02 n89.5544w 50.00
- 03 n00.0116e 42.00
- 04 n89.5544w 46.70
- 05 n44.4124e 137.55
- 06 s00.0116w 139.91

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

**Warranty Deed**  
(Controlled Access)  
(Limited Liability Company)

Salt Lake County

Tax ID No. 14-11-477-002  
PIN No. 13149  
Project No. S-0085(9)  
Parcel No. 0085:602:A

Legacy AK, LLC, a Utah limited liability company, Grantor(s), hereby CONVEYS AND WARRANTS to the UTAH DEPARTMENT OF TRANSPORTATION, Grantee, at 4501 South 2700 West, Salt Lake City, Utah 84114, for the sum of TEN (\$10.00), Dollars, and other good and valuable considerations, the following described parcel of land in Salt Lake County, State of Utah, to-wit:

A parcel of land in fee, for the Mountain View Corridor, being part of an entire tract of property, situate in Lot 15 of the Legacy Industrial Park Subdivision according to the official plat, on file, recorded on December 15, 1998 as Entry No. 7189827 in Book 98-12P at Page 344 in the office of the Salt Lake County Recorder in the SE1/4 SE1/4 of Section 11, T.1S., R.2W., S.L.B.&M. The boundaries of said parcel of land are described as follows:

Beginning at a point in the existing northerly right of way line of California Avenue, said point is 164.10 feet N.89°55'44"W. along said existing northerly right of way line from the southeast corner of said Lot 15, said point is approximately 41.75 feet perpendicularly distant northerly from the California Avenue Right of Way Control Line opposite engineer station 124+71.10; and running thence N.89°55'44"W. 430.62 feet along said northerly right of way line to the southwest corner of said Lot 15; thence N.44°57'39"W. 10.98 feet along said northerly right of way line to a southwest corner of said Lot 15 to a point designated as Point "B", which is 50.00 feet perpendicularly distant northerly from said control line opposite approximate engineer station 120+32.72; thence S.89°59'34"E. 272.78 feet along a line parallel to said control line to a point designated as Point "A", which is opposite engineer station 123+05.50; thence S.89°59'34"E. 29.43 feet

Continued on Page 2  
LIMITED LIABILITY RW-04LL (11-01-03)



PAGE 2

PIN No. 13149  
Project No. S-0085(9)  
Parcel No. 0085:602:A

along a line parallel to said control line, to the beginning of a 1,106.50-foot radius curve to the right, opposite engineer station 123+34.93; thence easterly 117.51 feet along the arc of said curve, through a delta of  $06^{\circ}05'05''$ , (Note: Chord to said curve bears  $S.86^{\circ}57'01''E.$  for a distance of 117.45 feet) to a point approximately 43.77 feet perpendicularly distant northerly from said control line opposite engineer station 124+52.22; thence  $S.83^{\circ}54'29''E.$  18.98 feet to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation. The above described parcel of land contains 3,098 square feet or 0.071 acre in area, more or less.

(Note: Rotate all bearings in the above description  $00^{\circ}14'01''$  clockwise to obtain highway bearings.)

To enable the Utah Department of Transportation to construct and maintain a public highway as a freeway, as contemplated by Title 72, Chapter 6, Section 117, Utah Code Annotated, 1998, as amended, the Owners of said entire tract of property hereby release and relinquish to said Utah Department of Transportation any and all rights appurtenant to the remaining property of said Owners by reason of the location thereof with reference to said highway, including, without limiting the foregoing, all rights of ingress to or egress from said Owners' remaining property contiguous to the lands hereby conveyed, to or from said highway between said designated Point "A" and said designated Point "B".

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LIMITED LIABILITY RW-04LL (11-01-03)

BK 10742 PG 3390

PAGE 3

PIN No. 13149  
Project No. S-0085(9)  
Parcel No. 0085:602:A

IN WITNESS WHEREOF, said Legacy AK, LLC, a Utah limited liability company has caused this instrument to be executed by its proper officers thereunto duly authorized, this \_\_\_ day of \_\_\_\_\_, A.D. 20 \_\_.

STATE OF \_\_\_\_\_ )  
 ) ss.  
 )  
 )  
COUNTY OF \_\_\_\_\_ )

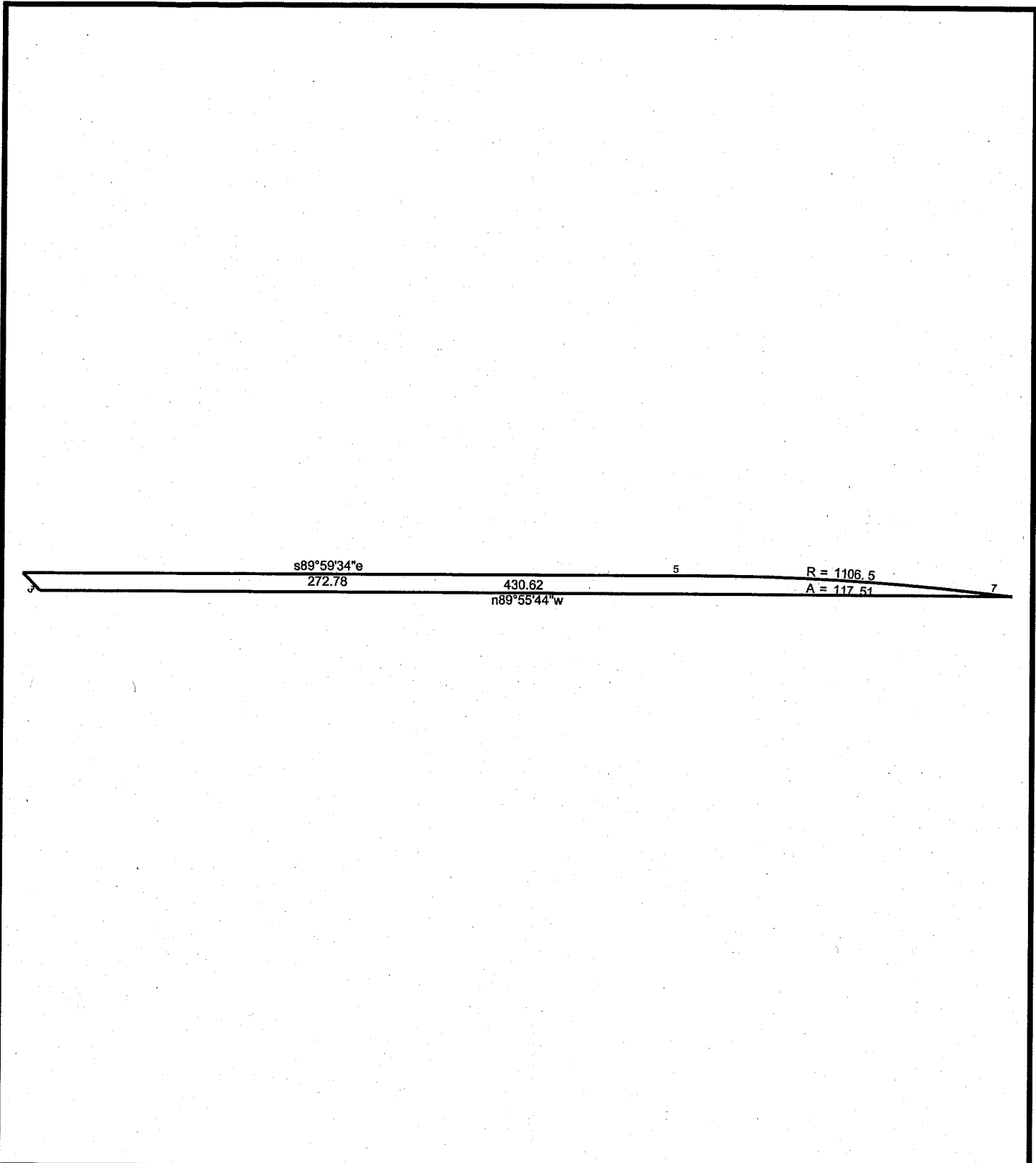
\_\_\_\_\_  
Legacy AK, LLC  
Limited Liability Company

By \_\_\_\_\_  
Manager

On the date first above written personally appeared before me, \_\_\_\_\_, who, being by me duly sworn, says that they are the Manager of Legacy AK, LLC, 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 \_\_\_\_\_ acknowledged to me that said company executed the same.

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

\_\_\_\_\_  
Notary Public



s89°59'34"e  
272.78

430.62  
n89°55'44"w

5

R = 1106.5  
A = 117.51

7

Parcel 602:A

4/4/2018

Scale: 1 inch= 57 feet

File: 13149\_S-0085(9)\_19P\_602\_A\_DeedPlot.ndp

Tract 1: 0.0711 Acres (3098 Sq. Feet), Closure: s72.5239e 0.01 ft. (1/98242), Perimeter=880 ft.

01 /n89.5544w 164.10

07 s83.5429e 18.98

02 n89.5544w 430.62

03 n44.5739w 10.98

04 s89.5934e 272.78

05 s89.5934e 29.43

06 Rt. r=1106.50, delta=006.0505, arc=117.51, chord=s86.5701e 117.45

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

## Public Utility Easement (Limited Liability Company)

Salt Lake County

Tax ID No.	14-11-477-002
PIN No.	13149
Project No.	S-0085(9)
Parcel No.	0085:602:PUE

Legacy AK, LLC, a Utah limited liability company, Grantor(s), hereby DEDICATES a Public Utility Easement (the "Easement") described below for the use and installation of public utility facilities as provided in Utah Code Section 54-3-27 (the "PUE Statute"). The Easement is non-exclusive and may be used by all public utilities according to the terms of the PUE Statute.

A public utility easement (P.U.E.), upon part of an entire tract of property, situate in Lot 15 of the Legacy Industrial Park Subdivision according to the official plat, on file, recorded on December 15, 1998 as Entry No. 7189827 in Book 98-12P at Page 344 in the office of the Salt Lake County Recorder in the SE1/4 SE1/4 of Section 11, T.1S., R.2W., S.L.B.&M. The boundaries of said part of an entire tract of property are described as follows:

Beginning at a point in the existing southerly P.U.E. line, which point is 162.42 feet N.89°55'44"W. along the southerly lot line and the northerly right of way line of the existing California Avenue and 32.00 feet N.00°04'16"E. from the Southeast Corner of said Lot 15, said point is also 73.75 feet perpendicularly distant northerly from the California Avenue Right of Way Control Line opposite approximate engineer station 124+72.82; and running thence N.89°55'44"W. 446.31 feet along said existing southerly P.U.E. line to the existing westerly P.U.E. line at a point 74.25 feet perpendicularly distant northerly from said control line opposite engineer station 120+26.51; thence N.00°01'23"E. 7.75 feet along said existing westerly P.U.E. line to a point 82.00 feet perpendicularly distant northerly from said control line opposite approximate engineer station 120+26.51; thence S.89°59'34"E. 308.42 feet along a line parallel with said control line to the beginning of a 1,138.50-foot radius curve to the right opposite approximate engineer station 123+34.93; thence easterly along the arc of said curve 120.91 feet through a delta of 06°05'05" (Note: Chord to said curve bears S.86°57'01"E. for a distance of 120.85 feet) to a point 75.59 feet perpendicularly distant northerly from said control line opposite approximate engineer station 124+55.62;

Continued on Page 2  
LIMITED LIABILITY RW-09LL (11-01-03)

PAGE 2

PIN No. 13149  
Project No. S-0085(9)  
Parcel No. 0085:602:PUE

thence S.83°54'29"E. 17.30 feet to the point of beginning. The above described part of an entire tract of land contains 3,186 square feet or 0.073 acre in area, more or less.

(Note: Rotate all bearings in the above description 00°14'01" clockwise to obtain highway bearings.)

IN WITNESS WHEREOF, said Legacy AK, LLC, a Utah limited liability company, has caused this instrument to be executed by its proper officers thereunto duly authorized, this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 20\_\_.

STATE OF \_\_\_\_\_ )  
 ) ss.  
 )  
 )  
COUNTY OF \_\_\_\_\_ )

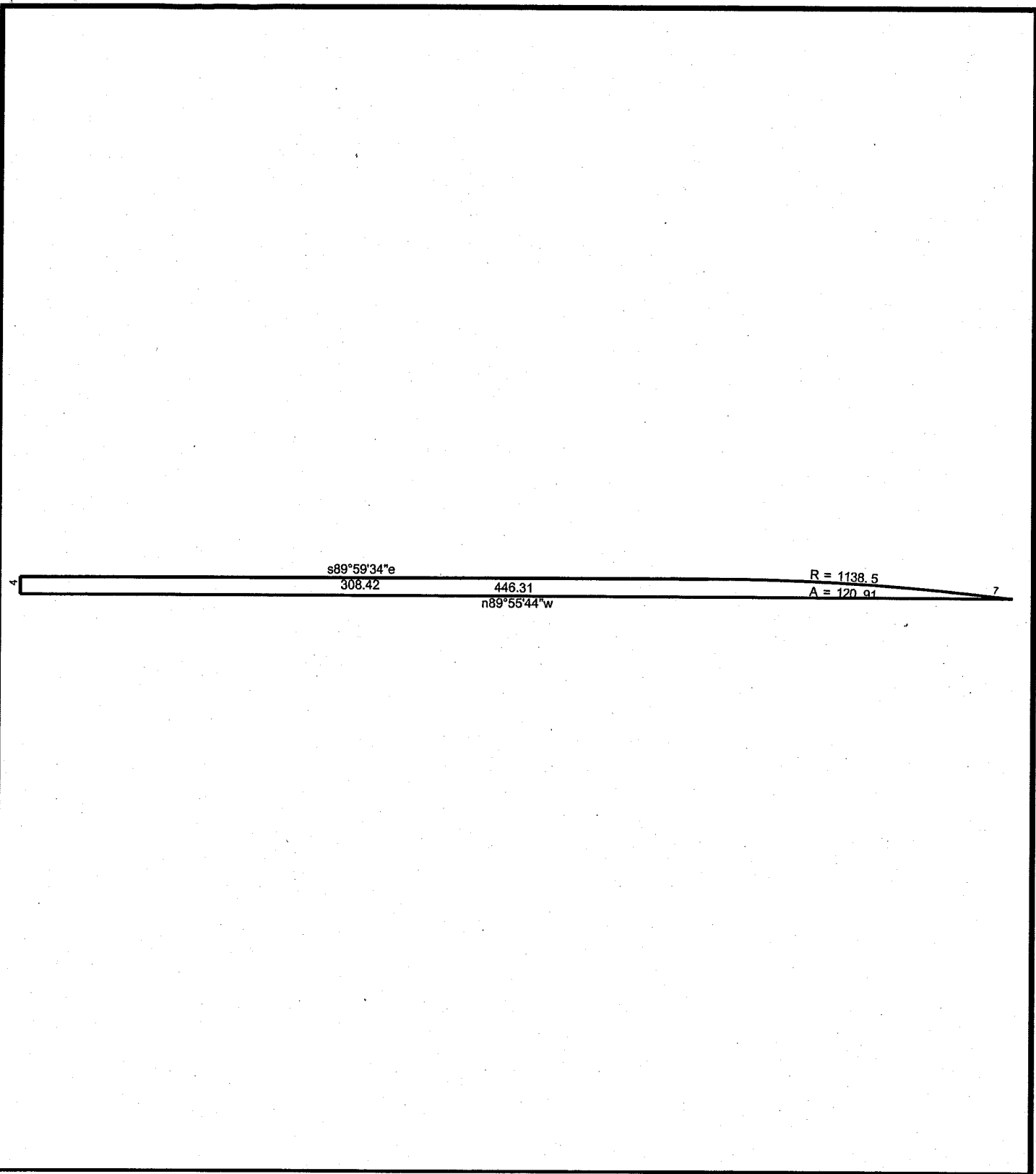
\_\_\_\_\_  
Legacy AK, LLC  
Limited Liability Company

By \_\_\_\_\_  
Manager

On the date first above written personally appeared before me, \_\_\_\_\_, who, being by me duly sworn, says that they are the Manager of Legacy AK, LLC, 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 \_\_\_\_\_ acknowledged to me that said company executed the same.

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

\_\_\_\_\_  
Notary Public



<b>Parcel 602:PUE</b>		<b>4/4/2018</b>
<b>Scale: 1 inch= 58 feet</b>	<b>File: 13149_S-0085(9)_19P_602_PUE_DeedPlot.ndp</b>	
Tract 1: 0.0731 Acres (3186 Sq. Feet), Closure: n85.1540e 0.01 ft. (1/170007), Perimeter=901 ft.		
01 /n89.5544w 162.42	07 s83.5429e 17.3	
02 /n00.0416e 32.00		
03 n89.5544w 446.31		
04 n00.0123e 7.75		
05 s89.5934e 308.42		
06 Rt. r=1138.50, delta=006.0505, arc=120.91, chord=s86.5701e 120.85		

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

## Public Utility Easement (Limited Liability Company)

Salt Lake County

Tax ID No. 14-11-477-002  
PIN No. 13149  
Project No. S-0085(9)  
Parcel No. 0085:602:2PUE

Legacy AK, LLC, a Utah limited liability company, Grantor(s), hereby DEDICATES a Public Utility Easement (the "Easement") described below for the use and installation of public utility facilities as provided in Utah Code Section 54-3-27 (the "PUE Statute"). The Easement is non-exclusive and may be used by all public utilities according to the terms of the PUE Statute.

A public utility easement (P.U.E.), upon part of an entire tract of property, situate in Lot 15 of the Legacy Industrial Park Subdivision according to the official plat, on file, recorded on December 15, 1998 as Entry No. 7189827 in Book 98-12P at Page 344 in the office of the Salt Lake County Recorder in the SE1/4 SE1/4 of Section 11, T.1S., R.2W., S.L.B.&M. The boundaries of said part of an entire tract of property are described as follows:

Beginning at the intersection of the existing southerly P.U.E. line and the existing easterly P.U.E. line, which is 15.03 feet N.89°55'44"W. along the southerly lot line and the northerly right of way line of the existing California Avenue and 32.00 feet N.00°04'16"E. from the Southeast Corner of said Lot 15, said point is also 73.59 feet perpendicularly distant northerly from the California Avenue Right of Way Control Line opposite approximate engineer station 126+20.21; and running thence N.89°55'44"W. 45.05 feet along said existing southerly P.U.E. line to a point 73.64 feet perpendicularly distant northerly from said control line opposite engineer station 125+75.16; thence N.44°41'24"E. 64.09 feet to the existing easterly P.U.E. line at a point 108.19 feet perpendicularly distant westerly from the 5600 West Right of Way Line opposite engineer station 212+98.42; thence S.00°01'16"W. 45.62 feet along said existing easterly P.U.E. line to the point of beginning. The above described part of an entire tract of land contains 1,028 square feet or 0.024 acre in area, more or less.

(Note: Rotate all bearings in the above description 00°14'01" clockwise to obtain highway bearings.)

Continued on Page 2  
LIMITED LIABILITY RW-09LL (11-01-03)

PAGE 2

PIN No. 13149  
Project No. S-0085(9)  
Parcel No. 0085:602:2PUE

IN WITNESS WHEREOF, said Legacy AK, LLC, a Utah limited liability company, has caused this instrument to be executed by its proper officers thereunto duly authorized, this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 20\_\_.

STATE OF \_\_\_\_\_ )  
 ) ss.  
 )  
 )  
 )  
COUNTY OF \_\_\_\_\_ )

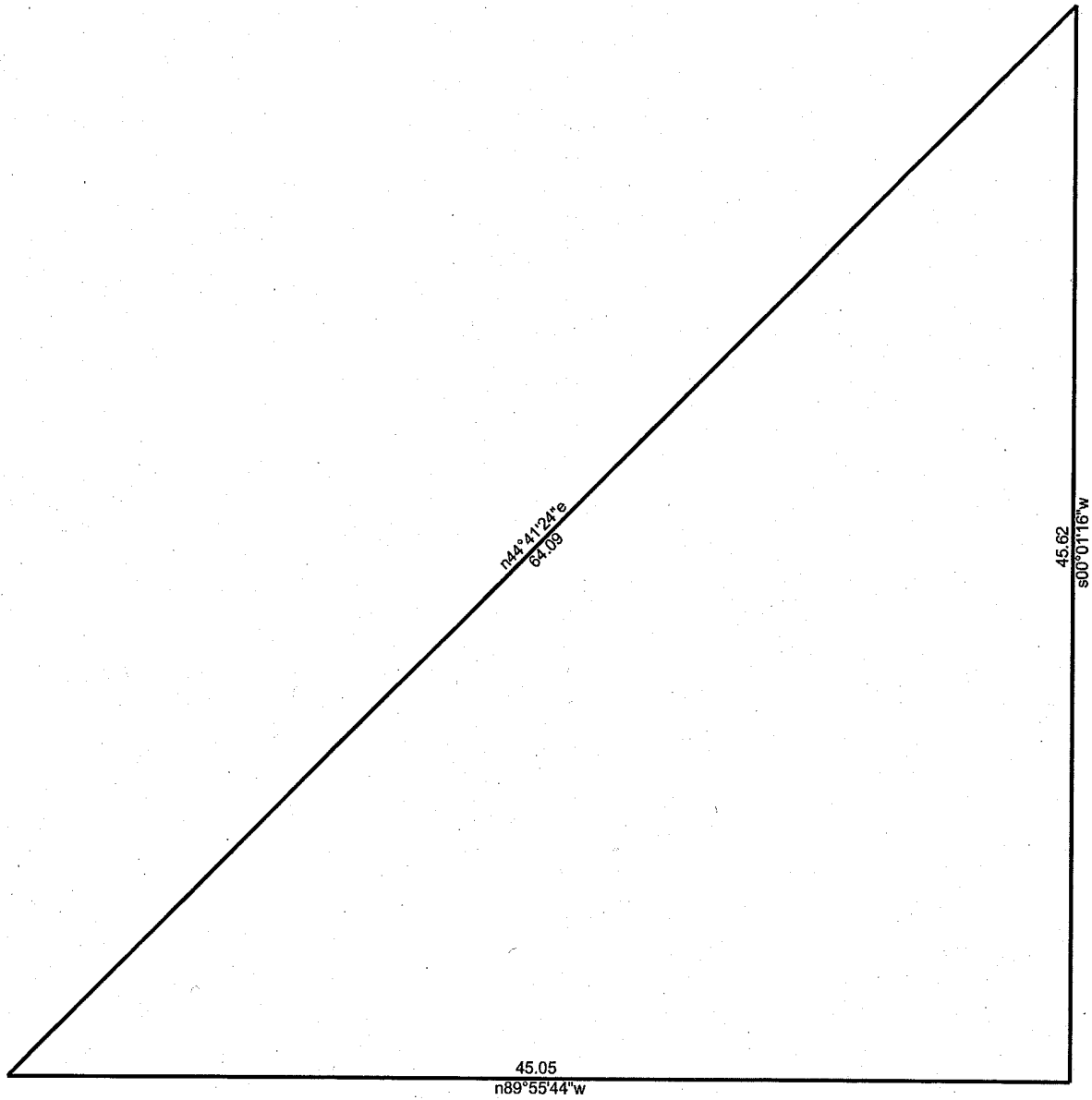
\_\_\_\_\_  
Legacy AK, LLC  
Limited Liability Company  
  
By \_\_\_\_\_  
Manager

On the date first above written personally appeared before me, \_\_\_\_\_, who, being by me duly sworn, says that they are the Manager of Legacy AK, LLC, 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 \_\_\_\_\_ acknowledged to me that said company executed the same.

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

\_\_\_\_\_  
Notary Public





Parcel 602:2PUE

4/4/2018

Scale: 1 inch= 7 feet

File: 13149\_S-0085(9)\_19P\_602\_2PUE\_DeedPlot.ndp

Tract 1: 0.0236 Acres (1028 Sq. Feet), Closure: n79.3209w 0.01 ft. (1/26052), Perimeter=155 ft.

- 01 /n89.5544w 15.03
- 02 /n00.0416e 32.00
- 03 n89.5544w 45.05
- 04 n44.4124e 64.09
- 05 s00.0116w 45.62

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

## Easement (Limited Liability)

Salt Lake County	Tax ID No.	14-11-477-002
		14-11-477-004
		14-11-477-005
	PIN No.	13149
	Project No.	S-0085(9)
	Parcel No.	0085:602:E

Legacy AK, LLC, a Utah Limited Liability Company, Grantor(s), hereby GRANTS AND CONVEYS to the UTAH DEPARTMENT OF TRANSPORTATION, Grantee, at 4501 South 2700 West, Salt Lake City, Utah 84114, for the sum of TEN (\$10.00), Dollars, and other good and valuable considerations, the following described easement in Salt Lake County, State of Utah, to-wit:

A temporary easement, upon part of an entire tract of property, situate in Lot 15 of the Legacy Industrial Park Subdivision according to the official plat, on file, recorded on December 15, 1998 as Entry No. 7189827 in Book 98-12P at Page 344 in the office of the Salt Lake County Recorder and in the SE1/4 SE1/4 of Section 11, T.1S., R.2W., S.L.B.&M., to facilitate the construction of roadway improvements, side treatments and appurtenant parts thereof and blending slopes, incident to the construction of the Mountain View Corridor known as Project No. S-0085(9). This easement shall commence upon the beginning of actual construction on the property and shall continue only until project construction on the property is complete, or for three (3) years, whichever first occurs. The easement shall be non-exclusive such that the Grantor may use the property at any time in a manner which does not interfere with construction activities. The boundaries of said part of an entire tract of land are described as follows:

Beginning at a point in the existing northerly right of way line of California Avenue, said point is 46.70 feet N.89°55'44"W. along said existing northerly right of way line from the southeast corner of said Lot 15, said point is approximately 41.62 feet perpendicularly distant northerly from the California Avenue Right of Way Control Line opposite engineer station 125+88.50; and running thence N.89°55'44"W. 117.40 feet along

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LIMITED LIABILITY RW-09LL (11-01-03)

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said existing northerly right of way line; thence N.89°54'29"W. 18.98 feet to the beginning of a 1,106.50-foot radius curve to the left; thence northwesterly 117.51 feet along the arc of said curve through a delta of 06°05'05" (Note: Chord to said curve bears N.86°57'01"W. for a distance of 117.45 feet); thence N.89°59'34"W. 302.21 feet along a line parallel with and 50.00 feet perpendicularly distant northerly from said control line to the intersection of the northerly right of way line of California Avenue and easterly right of way line of Legacy View Street (6710 West Street); thence N.44°57'39"W. (N.44°57'11"E. by record) 38.50 feet along said easterly right of way line; thence S.81°54'36"E. 51.50 feet; thence S.89°59'34"W. 244.00 feet; thence S.84°00'12"E. 153.34 feet; thence S.87°18'13"E. 127.88 feet; thence N.44°41'24"E. 148.59 feet to the westerly right of way line of 5600 West Street; thence S.00°01'16"W. (S.00°01'23"W. by record) 14.25 feet along said westerly right of way line; thence S.44°41'24"W. 137.55 feet to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation. The above described part of an entire tract of land contains 10,419 square feet or 0.239 acre in area, more or less.

(Note: Rotate all bearings in the above description 00°14'10" clockwise to obtain highway bearings.)

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BK 10742 PG 3400

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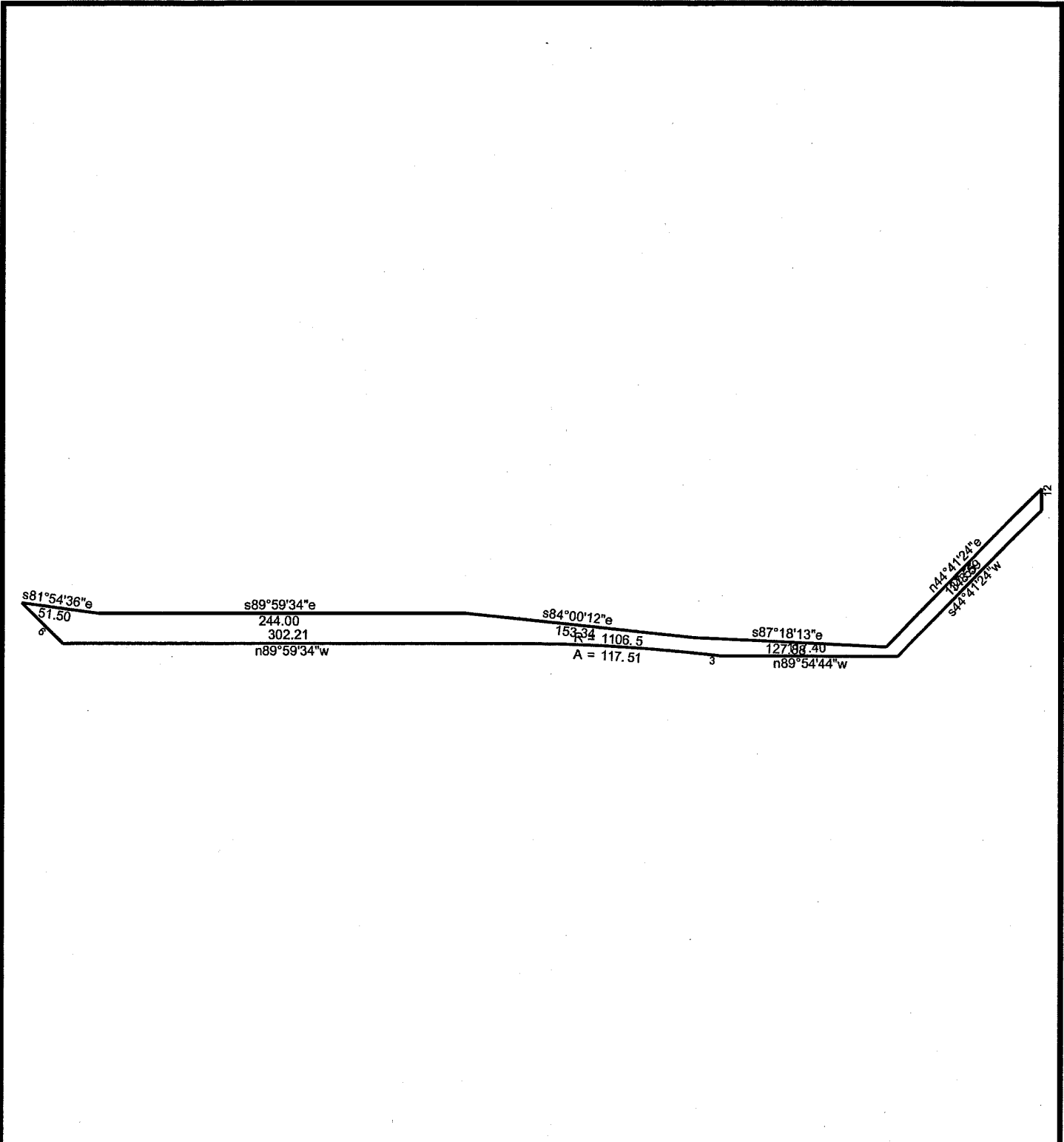
**IN WITNESS WHEREOF**, said Legacy AK, LLC, a Utah limited liability company has caused this instrument to be executed by its proper officers thereunto duly authorized, this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 20 \_\_\_\_.

STATE OF \_\_\_\_\_ )  
 ) ss. Legacy AK, LLC  
 ) Limited Liability Company  
 )  
 )  
 COUNTY OF \_\_\_\_\_ ) By \_\_\_\_\_  
 ) Manager

On the date first above written personally appeared before me, \_\_\_\_\_, who, being by me duly sworn, says that they are the Manager of Legacy AK, LLC, 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 \_\_\_\_\_ acknowledged to me that said company executed the same.

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

\_\_\_\_\_  
 Notary Public



Parcel 602:E 4/4/2018

Scale: 1 inch= 88 feet File: 13149\_S-0085(9)\_19P\_602\_E\_DeedPlot.ndp

Tract 1: 0.2392 Acres (10419 Sq. Feet), Closure: s53.3807w 0.01 ft. (1/107834), Perimeter=1472 ft.

01 n89.5544w 46.70	10 s87.1813e 127.88
02 n89.5444w 117.40	11 n44.4124e 148.59
03 n83.5429w 18.98	12 s00.0116w 14.25
04 Lt, r=1106.50, delta=006.0505, arc=117.51, chord=n86.5701w 117.45	13 s44.4124w 137.55
05 n89.5934w 302.21	
06 n44.5739w 38.50	
07 s81.5436e 51.50	
08 s89.5934e 244.00	
09 s84.0012e 153.34	