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Request of STATE ROAD COMMISSION  
Fee Paid HAZEL TAGGART CHASE  
Recorder/Salt Lake County, Utah  
Ref. By [Signature] Deputy

DEPARTMENT OF THE ARMY  
EASEMENT FOR ROAD OR STREET

BOOK 2186 PAGE 379

ON FORT DOUGLAS MILITARY RESERVATION, UTAH

DA-04-167-Eng-3188

THE SECRETARY OF THE ARMY, under and by virtue of the authority vested in him by Title 10, United States Code, Section 2662 hereby grants to Public Law 87-852 approved 23 October 1962 (76 Stat. 1129) and the delegation of authority from the Secretary of Defense (Department of Defense Directive 5160.43, 12 January 1963) hereby grants to the State of Utah, Department of Highways

hereinafter designated as the grantee, an easement for a right-of-way for a road or street over, across, in, and upon lands of the United States described as follows:

~~described in~~ described in Exhibit "A" attached hereto and made a part hereof.

THIS EASEMENT is granted subject to the following provisions and conditions:

1. The construction, use, and maintenance of said road or street, including culverts and other drainage facilities, shall be performed without cost or expense to the United States, under the general supervision and subject to the approval of the officer having immediate jurisdiction over said premises.
2. The grantee shall at all times maintain said road or street in good condition and shall promptly make all repairs thereto needed to preserve a smooth-surface highway.
3. Any property of the United States damaged or destroyed by the grantee incident to the use and occupation of the said premises shall be promptly repaired or replaced by the grantee to the satisfaction of the said officer, or in lieu of such repair or replacement the grantee shall, if so required by said officer, pay to the United States money in an amount sufficient to compensate for the loss sustained by the United States by reason of damages to or destruction of Government property.
4. The use and occupation of said lands of the United States for the purposes authorized by this instrument shall be subject to such rules and regulations as the said officer may prescribe from time to time in order to properly protect the interests of the United States.
5. The United States shall in no case be liable for any damages or injuries to the said road or street which may be caused by or result from any operations undertaken by the Government, and no claim or right to compensation shall accrue from such damages or injuries.

6. The United States reserves the right to make such connections between the road or street herein authorized and roads and streets on said lands as the Chief of Engineers may from time to time consider necessary, and also reserves to itself rights-of-way for all purposes across, over, and/or under the right-of-way hereby granted; provided, however, that such rights shall be used in a manner that will not create unnecessary interference with the use and enjoyment by the grantee of said right-of-way for highway purposes.

7. It is to be understood that this instrument is effective only insofar as the rights of the United States in the property over which the said road or street is to be extended are concerned, and that the grantee shall obtain such permission as may be necessary on account of any other existing rights.

8. All or any part of such right-of-way herein granted may be terminated by the Secretary of the Army for failure to comply with any or all of the terms or conditions of this grant, or for non-use for a two-year period or abandonment of rights granted herein. Termination shall be by written notice given to the grantee, or its successors or assigns and shall be effective as of the date of such notice.

9. It is understood that the provisions of Conditions Nos. 1 and 5, supra, shall not abrogate or interfere with any agreements or commitments made or entered into between the grantee and any other agency of the United States with regard to financial aid to the grantee in connection with the construction, maintenance, or repair of the road or street described herein.

10. The United States shall not be responsible for damages to property or injuries to persons which may arise from or be incident to the use and occupation of the said premises, nor for damages to the property of the grantee, or for injuries to the person of the grantee (if an individual), nor for damages to the property or injuries to the person of the grantee's officers, agents, servants, or employees, or others who may be on said premises at their invitation or the invitation of any one of them, arising from or incident to governmental activities, and the grantee shall hold the United States harmless from any and all such claims.

11. The United States shall not be responsible for damages to property or injuries to persons which may arise from or be incident to the construction, maintenance, and use of said road or street.

12. In connection with this grant of easement, and as authorized by Public Law 87-852 approved 23 October 1962 (76 Stat. 1129), the Secretary of the Army, by separate instrument is relinquishing such jurisdiction as he deems desirable over the easement area, to take effect upon acceptance thereof by the State of Utah in such manner as its laws may provide.

13. Prior to execution the granting clause and Condition 8 were revised and Condition 12 was added.

This easement is not subject to Title 10, United States Code, Section 2662.

IN WITNESS WHEREOF I have hereunto set my hand this 3rd day of April 1964, by direction of the Assistant Secretary of the Army.

APPROVED AS TO FORM AND CONTENT

U. S. GOVERNMENT PRINTING OFFICE 16-73036-1

Sherry B. Myers  
Staff Asst (Real Property)  
Mil Const and Real Property, OASA (I&L) CO  
MVA 11-1000

STATE OF UTAH  
DEPARTMENT OF HIGHWAYS

1002530

DOCUMENT NOT LEGIBLE  
SALT LAKE COUNTY RECORDER

DESCRIPTION OF THAT PORTION OF THE FORT LEWIS  
RESERVE RESERVATION RESERVED FOR A ROAD  
TO BE OPEN FOR THE USE OF THE OFFICIAL PROPERTIES

Beginning at the Fort Lewis Military Reservation Monument 16,  
thence N. 21° 07' 30" E. 67.35 ft.; thence S. 2° 43' 00" E. 104.50 ft.;  
thence S. 10° 47' 15" E. 181.07 ft.; thence S. 23° 24' 30" E. 191.23 ft.;  
thence S. 67° 35' 15" W. 107.33 ft.; thence N. 22° 18' 30" W. 100.00 ft. to the  
point of beginning. Above described parcel of land contains 0.314 acre.

Witness my hand and seal of office, this 16th day of June, 1938