

**WHEN RECORDED RETURN TO,  
AND MAIL TAX NOTICES TO:**

Bart W. Simmons, Esq.  
Associate Corporate Counsel  
Utah Transit Authority  
Office of General Counsel  
3600 South 700 West  
Salt Lake City, Utah 84119

**10323641**  
01/15/2008 02:01 PM ~~\$0.00~~  
Book - 9559 Pg - 2027-2030  
**GARY W. OTT**  
RECORDER, SALT LAKE COUNTY, UTAH  
UTAH TRANSIT AUTHORITY  
C/O PROPERTY MANAGER  
3600 S 700 W  
SALT LAKE CITY UT 84130-0810  
BY: SAM, DEPUTY - WI 4 P.

SPACE ABOVE FOR RECORDER'S USE ONLY

**QUITCLAIM OF FREIGHT EASEMENT**

KNOW ALL MEN BY THESE PRESENTS:

That UNION PACIFIC RAILROAD COMPANY, a Delaware corporation, Grantor, in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration to it duly paid, the receipt whereof is hereby acknowledged, has remised, released and quitclaimed, and by these presents does REMISE, RELEASE and forever QUITCLAIM unto UTAH TRANSIT AUTHORITY, a public transit district organized under Title 17A, Chapter 2, Part 10, Utah Code Annotated 1953, as amended, Grantee, its successors and assigns, forever, all its right, title, interest, estate, claim and demand, both at law and in equity, of, in and to the Railroad Easement applicable to the real estate in the County of Salt Lake, State of Utah, more particularly described in **Exhibit A** attached hereto and hereby made a part hereof (the "Property"), which Railroad Easement was reserved by Grantor in subparagraph (e) of that certain Quitclaim Deed from Grantor to Grantee dated September 16, 2002 and recorded on September 20, 2002 at Entry No. 8360002, Book 8651, Page 3988 in the Salt Lake County Recorder's Office ("Quitclaim Deed").

The aforementioned Railroad Easement automatically terminated as of July 22, 2005, the effective date of a decision by the Surface Transportation Board granting authority for Grantor to abandon its freight rail services on the Property, in accordance with the terms of the Quitclaim Deed and with the provisions of Section 11.1(g) of that certain Purchase and Sale Agreement between Grantor and Grantee dated January 17, 2002, as amended. In the event that Grantor seeks to exercise any rights that it may have under federal law to restart freight rail service on the Property, and Grantee elects not to exercise any rights it may have to acquire those restart rights from Grantor, Grantee shall provide Grantor with rights to access and use the Property to provide such freight rail services under mutually agreeable terms and conditions. The foregoing provision shall constitute a covenant running with the land and shall bind and inure to the benefit of Grantor and Grantee and their respective successors and assigns.

IN WITNESS WHEREOF, Grantor has caused these presents to be signed by its Assistant Vice President-Law and attested by its Assistant Secretary, and its corporate seal to be hereunto affixed the 10<sup>th</sup> day of April, 2006.

Attest:

Barbara Holder  
Assistant Secretary

**UNION PACIFIC RAILROAD COMPANY,  
a Delaware corporation**

By: Lawrence E. Wozniak  
Title: Assistant Vice President - Law



STATE OF NEBRASKA )  
 ) ss.  
COUNTY OF DOUGLAS )

On April 16, 2006, before me, a Notary Public in and for said County and State, personally appeared LAWRENCE E. WZOREK and Barbara Holder, Assistant Vice President - Law and Assistant Secretary, respectively, of UNION PACIFIC RAILROAD COMPANY, a Delaware corporation, personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same in their authorized capacities, and that by their signatures on the instrument the persons, or the entity upon behalf of which the persons acted, executed the instrument.

WITNESS my hand and official seal.

(SEAL)



Donna M. Coltrane  
Notary Public

**EXHIBIT A**

**TAX PARCEL NUMBER:** \_\_\_\_\_

**LEGAL DESCRIPTION OF PROPERTY**

That portion of the former Sugarhouse Branch of the Union Pacific Railroad Company (formerly the Denver & Rio Grand Railroad Company) now owned by Utah Transit Authority, as said branch extends easterly from the easterly right of way line of the Provo Subdivision of the Union Pacific Railroad Company from said railroad branch mile post 0.00, to said railroad branch mile post 2.74, all within Salt Lake County.