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GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAN
HICKMAN LAND TITLE CO
872 W HERITAGE PARK BLVD #205
LAYTON UT 84041
BY: CRA, DEPUTY - WI 6 P.

FIRST ADDENDUM TO THE EASEMENT AGREEMENT

This First Addendum to the Easement Agreement ("Addendum") is made and executed on the date set forth below by West Jordan Storage, a Utah limited liability company ("West Jordan Storage") and TS Partners, L.C., a Utah limited liability company ("TS Partners").

RECITALS

- A. Riverton-Redwood Associates, L.C., a Utah limited liability company ("Riverton Redwood") and Towne Storage West Jordan, L.C., a Utah limited liability company ("Towne Storage") executed the Easement Agreement, recorded with Salt Lake County Recorder's Office on May 7, 2004 as Entry Number 9057106, Book 8985, Pages 856-867 ("Easement Agreement").
- B. Capitalized terms used but not otherwise defined herein shall have the meanings given to them in the Easement Agreement.
- C. In the Easement Agreement, Towne Storage grants the Access Easement to Riverton Redwood and its Permitees, which includes successors and assigns.
- D. In the Easement Agreement, Riverton Redwood grants the Storm Drain Easement, Sewer Line Easement, and Emergency Vehicle Access Easement (collectively, the "Riverton Easements") to Towne Storage, and its Permitees, which includes successors and assigns.
- E. The Easement Agreement contains covenants that run with the land, both for the benefit and burden of each tenement.
- F. West Jordan Storage is a Permitee of Riverton Redwood and is the current fee simple owner of certain property affected by the Easement Agreement and this Addendum, which is more particularly described in Exhibit A, attached hereto and incorporated herein by this this reference (the "West Jordan Storage Property").
- G. TS Partners is a Permitee of Town Storage and the current fee simple owner of certain property affected by the Easement Agreement and this Addendum, which is more particularly described in Exhibit A, attached hereto and incorporated herein by this this reference (the "TS Partners Property").
 - H. The Easement Agreement does not prohibit construction and maintenance

activities within the Riverton Easements so long as such activity does not unreasonably prevent customary access to and use of the Riverton Easements.

- I. West Jordan Storage and TS Partners, as the current owners of property affected by the Easement Agreement, desire to clarify easement rights and restrictions in order to continue accommodating the easement while also allowing for property improvements.
- J. As contemplated in the Easement Agreement, West Jordan Storage and/or its successors and assigns, tenants, subtenants, agents, employees and contractors are in the process of constructing fences, gates, and other similar improvements on the West Jordan Property, which improvements may surround all or any portion of the Riverton Easements.

AGREEMENT

NOW THEREFORE, in consideration of the recitals set forth above, West Jordan Storage and TS Partners hereby declare and certify as follows:

- 1. <u>Easement Access</u>. Notwithstanding the Permissible Improvements, West Jordan Storage, TS Partners, and their respective successors and assigns, tenants, subtenants, agents, employees and contractors will provide access to the Riverton Easements and existing storm drain pond and will implement procedures, as necessary, for reasonable access during business hours and emergency access at all times, which access rights permit use of the Riverton Easements without liability for trespass in event of an emergency.
- 2. <u>Effective Date.</u> This Addendum shall take effect upon being recorded with the Salt Lake County Recorder.

[Certification on Next Page]

CERTIFICATION

IN WITNESS WHEREOF, West Jordan Storage, a Utah limited liability company has executed this instrument the day and year set forth below.

WEST JORDAN STORAGE, LLC

Its Authorized Representative

Name: Ston T. Rawlon

Title: Manager

STATE OF UTAH) :ss COUNTY OF _______)

The execution of the foregoing instrument was acknowledged before me this 15 day of 1017 by 5 to T. Rowlow, who by me being first duly sworn, did say that s/he is an authorized representative of West Jordan Storage, LLC to sign this document, and who is personally known to me or who has provided an acceptable and adequate identification.

NOTARY PUBLIC
TRAVIS S TAYLOR
682722
COMMISSION EXPIRES
MAY 1, 2019
STATE OF UTAH

NOTARY PUBLIC

IN WITNESS WHEREOF, TS Partners, L.C., a Utah limited liability company has executed this instrument the day and year set forth below.

	By:
STATE OF UTAH COUNTY OF <u>SAIT LAKE</u>) :ss)
The execution of the foregoing instrument was acknowledged before me this 1477 day of 100 day of 100 ARCH R. FREE 100 , 2017 by 17 RANCH R. FREE 100 , who by me being first duly sworn, did say that she is an authorized representative of TS Partners, L.C. to sign this document, and who is personally known to me or who has provided an acceptable and adequate identification.	
Notary Public THOMAS C. DAVIS Commission #880721	Thomas C. Davis NOTARY PUBLIC

December 8, 2016 State of Utah

EXHIBIT A (Legal Description for Recording)

That certain real property, located in Salt Lake County, State of Utah and more particularly described as follows:

WEST JORDAN STORAGE PROPERTY

PARCEL 1:

Beginning at a point which is South 89°59'40" West 585.12 feet along the section line and South 752.29 feet from the North quarter corner of Section 31, Township 2 South, Range 1 West, Salt Lake Base and Meridian; and running thence South 23°02'48" East 349.37 feet to the Northerly right-of-way line of the New Bingham Highway; thence South 58°12'50" West 356.84 feet along said right-of-way North 10°47'00" West 93.50 feet; thence South 79°13'00" West 70.00 feet; thence North 10°47'00" West 253.00 feet; thence South 79°13'00" West 160.00 feet; thence South 10°47'00" East 40.00 feet; thence South 79°13'00" West 162.00 feet to the Easterly right-of-way line of the Denver and Rio Grande Railroad, same said right-of-way being 50.00 feet perpendicularly equidistant from the center of the existing track; thence North 10°47'00" West 303.10 feet along said railroad right-of-way; thence South 88°37'10" East 665.88 feet to the point of beginning.

PARCEL 2:

Together with the appurtenant rights as granted by that certain Access Easement, appurtenant to Parcel 1 above, Agreement dated May 7, 2004, by and between Riverton Redwood Associates, L.C. and Towne Storage West Jordan, LC recorded May 7, 2004 as Entry No. 9057106 in Book 8985 at Page 856 of Official Records, and more particularly described as follows:

Beginning at a point which is South 89°59'40" West 769.27 feet and South 00°00'20" East 1169.87 feet from the North Quarter Corner of Section 31, Township 2 South, Range 1 West, Salt Lake Base and Meridian; and running thence South 10°47'00" East 93.50 feet; thence South 58°12'50" West 49.71 feet; thence North 30°41'16" West 50.36 feet; thence North 10°42'00" West 63.97 feet; thence North 79°13'00" East 63.46 feet to the point of beginning.

The following is shown for informational purposes only: Tax ID No. 21-31-126-0130000

TS PARTNERS PROPERTY

Parcel No 1:

A parcel of land situate in the Northwest Quarter of Section 31, Township 2 South, Range 1 West, Salt Lake Base and Meridian. Said Parcel of land is more particularly described as follows:

Beginning at the Intersection of the Northeasterly right of way line of The Denver and Rio Grande Western Railroad Company and the Northwesterly right of way the New Bingham Highway (a 135-foot wide State Road) which point is South 89°59'40" West 1108.587 and South 1482.87 feet from the North Quarter Corner of Section 31, Township 2 South, Range 1 West, Salt Lake Base and Meridian; said point is 50.0 feet perpendicularly distant Northeasterly from the centerline of the existing mainline track of The Denver and Rio Grande Western Railroad Company; thence North 10°47'00" West 457.00 feet; thence North 79°13'00" East 322.00 feet; thence South 10°47'00" East 213 feet; thence North 79°13'00" East 70.00 feet; thence South 10°47'00" East 93.50 feet to the Northwesterly right of way of said New Bingham Highway; thence along the Northwesterly right of way of the New Bingham Highway South 58°12'50" West 419.90 feet to the point of beginning.

The following is shown for informational purposes only: Tax ID No. 21-31-126-003

Parcel 2:

Beginning at the Northeast corner of Parcel A of the Proposed Bluffpointe Subdivision, West Jordan City, Salt Lake County, Utah which point is also South 89°59'40" West 877.78 feet along the section line and due South 973.72 feet from the North Quarter Corner of Section 31, Township 2 South, Range 1 West, Salt Lake Base and Meridian and running thence South 79°13'00" West 160.00 feet; thence North 10°47'00" West 40.00 feet; thence North 79°13'00" East 160.00 feet; thence South 10°17'00" East 40.00 feet to the point of beginning.

The following is shown for informational purposes only: Tax ID No. 21-31-126-006