

Mail Recorded Document To:
John D. Hadfield
JD VI, LLC
1450 W. 1850 N.
Lehi, UT 84043

ACCESS EASEMENT

For the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned Grantor hereby grants, conveys, sells, and sets over unto JD VI, LLC a Utah limited liability company, TM Crushing, LLC, Hadeo Construction, LLC, Granite Construction Company, and Zion's Credit Corporation, as Grantees, its successors and/or assigns, a nonexclusive "Access Easement" for the purpose of ingress and egress to and from the Grantee's property. Said easement and right of way being situated in Utah County, State of Utah, through a parcel of Grantor's land, which easement is more particularly described as follows:

A 20.00 foot wide access easement across a portion of that Real Property described as Deed Entry No. 135564:2008 of the Official Records of Utah County, location in the SE1/4 and NE1/4 of Section 17, Township 5 South, Range 1 West, Salt Lake Base & Meridian, Eagle Mountain, Utah, 10.00 feet each side of the following described centerline:

Beginning at a point in the northerly right-of-way line of State Road 73, located S0°16'25"W along the Section line 518.01 feet and West 49.39 feet from the East ¼ Corner of Section 17, T5S, R1W, S.L.B. & M.; thence N1°40'00"E 736.59 feet; thence N3°15'00"W 115.52 feet; thence along the arc of a 250.00 foot radius curve to the left 209.00 feet through a central angle of 47°54'00" (chord: N27°12'00"W 202.97 feet); thence N51°09'00"W 210.73 feet; thence N44°56'30"W 190.98 feet; thence N43°03'10"W 284.20 feet; thence N48°01'25"W 362.35 feet; thence along the arc of a 500.00 foot radius curve to the right 97.80 feet through a central angle of 11°12'25" (chord: N42°25'13"W 97.64 feet); thence N36°49'00"W 7.66 feet; thence along the arc of a 500.00 foot radius curve to the left 171.45 feet through a central angle of 19°38'50" (chord: N46°38'25"W 170.62 feet); thence N56°27'50"W 265.46 feet; thence along the arc of a 500.00 foot radius curve to the left 94.83 feet through a central angle of 10°52'00" (chord: N61°53'50"W 94.69 feet); thence N67°19'50"W 246.38 feet; thence N62°39'30"W 189.26 feet; thence along the arc of a 500.00 foot radius curve to the right 90.54 feet through a central angle of 10°22'30"E (chord: N57°28'15"W 90.42 feet); thence N52°17'00"W 71.37 feet to a point of terminus located N0°14'11"E along the Section line 1,892.31 feet and West 1,927.44 feet from the East ¼ Corner of said Section 17. Said point of terminus is also located N37°46'21"W 3,049.28 feet from the point of beginning.

TAX ID NUMBER 58:033:0240, 58:033:0217: 58:033:0296 (for reference purposes only)

Notwithstanding the above paragraphs, the Lessor (or its assigns) shall have the right to move the easement to a mutually agreeable location in order to accommodate Lessor's (or its assigns) use of the property, consistent with the terms of the lease. The Lessee or its assigns shall not unreasonably withhold such approval to relocating the easement.

Duration: The Easement granted hereby shall exist and continue until nine (9) years from the date said Easement is recorded in the Utah County Recorder's Office.

Assignability and Location: This Easement is assignable by Grantees; furthermore, the Grantor has the unilateral right to realign the Easement provided that Zions Credit Corporation gives written consent.

COURTESY RECORDING

This document is being recorded solely as a courtesy and an accommodation to the parties named herein. First American Title Insurance Agency hereby expressly disclaims any responsibility or liability for the accuracy or the content thereof.

To have and hold the same unto said Grantees, its contractors and assigns to enter upon the above described property with such equipment as is necessary to install, maintain, operate, repair, inspect, protect, remove and replace said right of way and appurtenant parts thereof incident thereto.

In witness whereof, the Grantor has executed this right of way and easement this 4th day of October, 2013.

WAGSTAFF FAMILY TRUST DATED APRIL 23, 1991

By: Neil A Wagstaff Trustee
Neil A Wagstaff Trustee

WAGSTAFF FAMILY TRUST-A DATED APRIL 23, 1991

By: Neil A Wagstaff Trustee
Neil A Wagstaff Trustee

WAGSTAFF FAMILY TRUST-B DATED APRIL 23, 1991

By: Neil A Wagstaff Trustee
Neil A Wagstaff Trustee

STATE OF Utah)

COUNTY OF Cache)
ss.

On the 4 day of October, 2013 personally appeared before me Neil A. Wagstaff, Trustee(s) of the Wagstaff Family Trust Dated April 23, 1991, Wagstaff Family Trust-A Dated April 23, 1991 and Wagstaff Family Trust-B Dated April 23, 1991, the signor of the within instrument, who acknowledged to me that the within instrument was executed pursuant to and in accordance with the powers vested in he/she/them by the terms of said Trust Agreement.

Jill H. Nelson
Notary Public

