WHEN RECORDED, MAIL TO: Utah Department of Transportation Right-of-Way, Fourth Floor Box 148420 Salt Lake City, Utah 84114-8420 F- 84541 UT ENT 81914: 2013 PG 1 of 2

Jeffery Smith

Utah County Recorder

2013 Aug 26 04:33 PM FEE 13.00 BY CLS

RECORDED FOR Founders Title Company

ELECTRONICALLY RECORDED

Easement

(LIMITED-PARTNERSHIP)

Tax ID No. 35-349-0001 Parcel No. 0089:30:E Project No. F-0089(243)332

Utah County

Bay Harbor Apartments at Slate Canyon, L.P., a Limited-Partnership of the State of <u>Utah</u>, Grantor, hereby GRANTS AND CONVEYS to the UTAH DEPARTMENT OF TRANSPORTATION, at 4501 South 2700 West, Salt Lake City, Utah 84119, Grantee, for the sum of <u>TEN (\$10.00)</u>, Dollars, and other good and valuable considerations, the following described easement in Utah County, State of Utah, to-wit:

A perpetual easement, upon part of an entire tract of property, situate in Lot 1, Bay Harbor Plat "A", according to the official plat thereof, recorded as Entry 129579:1999, Map No. 8354 of plats, a subdivision situate in the SE1/4SE1/4 of Section 7, T.7S., R.3E., S.L.B.&M., in Utah County, Utah, for the construction of a multi-use pedestrian trail, known as project number F-0089(243)332. The Easement shall run with the Real Property and shall be binding upon the Grantor and the Grantor's successors, heirs and assigns, and includes and conveys all rights of Grantor to change the vertical distance or grade of said cut and/or fill slopes.

The boundaries of said part of an entire tract of land are described as follows:

Beginning at a point which is 1,124.39 feet N. 00°48'31" W. along the section line and 617.90 feet S. 89°11'29" W. from the Southeast Corner of Section 7, Township 7 South, Range 3 East, Salt Lake Base and Meridian, which point is also 58.00 feet perpendicularly distant easterly from the control line of said project, opposite approximate Engineer Station 64+63.96; thence S. 30°16'00" E. 322.54 feet to a point on the south boundary line of said entire tract; thence N. 89°03'23" W. 3.51 feet along said line; thence N. 30°16'00" W. 317.93 feet to a point of non-tangent curvature; thence Northeasterly 4.11 feet along the arc of a 17.00 foot radius curve to the right, through a central angle of 13°50'56", the chord of which bears N. 16°46'37" E. 4.10 feet to the point of beginning. The above described part of an entire tract of land contains 961 square feet or 0.022 acre in area, more or less.

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(Note: All bearings in the above description are equal to trail bearings).

After said construction of said multi-use pedestrian trail and appurtenant parts thereof are constructed at the expense of the Utah Department of Transportation, said Utah Department of Transportation is thereafter relieved of any further claim or demand for costs, damages or maintenance charges which may accrue against cut and/or fill slopes, sidewalks, driveways, and appurtenant parts thereof.

IN WITNESS WHEREOF, the hand of said Grantor has been set this 774 day of August, A.D. 20 iz.	
Signed in the presence of:	
LaMar A Makey	- BAY HARBON APPARTMENTS AT SLATE CONYON, L.P.
STATE OF Utak	1MBC
COUNTY OF Salf Lake) SS. By GEVERN PARSNER
On the date first above written personally appeared before me, who, being by me duly sworn, acknowledged to me that he is a partner of the firm of Bouldon's a State of A Limited Partnership, and that the within and foregoing instrument was signed in behalf of said Limited Partnership by authority of all partners, and said Grantor acknowledged to me that said Limited Partnership executed the same.	
WITNESS my hand and office	cial stamp the date in this certificate first above written:
- La Mary a Males	Public LAMAR A. MABEY Notary Public - State of Utah Commission No. 577429 Commission No. 57742