

10195680
8/16/2007 1:56:00 PM \$76.00
Book - 9504 Pg - 5201-5216
Gary W. Ott
Recorder, Salt Lake County, UT
SUTHERLAND TITLE
BY: eCASH, DEPUTY - EF 16 P.

When recorded mail to:
Grantee(s)
c/o Robert V. Despain
3739 Brighton Point Drive
Salt Lake City, Utah 84121

Right of Way

This Right of Way is made this 10th day of August, 2007, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, L.C. CANYON PARTNERS, LLC, a Utah limited liability company, JAMES E. GOOD and MARY G. GOOD, BRUCE R. SHERMAN and SUZANNE R. SHERMAN, GARRET J. EMERY and ALLISON DAY EMERY, ALICYN L. KING, also appearing of record as ALICYN KING, MICHAEL T. KING, MARTIN W. MERRILL, KIPLING WALTER, RICHARD R. DESPAIN, GEORGE P. RICHARDS, RICHARD Y. BENNION, GRANT S. KESLER, SCOTT CHAPMAN, BRET A. ZAWACKI and JILL I. ZAWACKI, and GRANITE CREEK, LLC, a Utah limited liability company, collectively Grantor(s), hereby grant to ARESS CO., L.C., a Utah limited liability company, ROLA V, L.C., a Utah limited liability company, ROBERT V. DESPAIN, an individual, and ROBERT V. DESPAIN as Trustee of the ROBERT V. DESPAIN REVOCABLE TRUST Dated August 30, 1994, collectively Grantee(s), a perpetual right of way for the purpose of ingress and egress, over and across the following described land of the Grantor(s), situate in Salt Lake County, State of Utah, described as follows:

All private roads contained within GRANITE OAKS SUBDIVISION AMENDED, as the same is identified in the Record of Survey Map recorded in Salt Lake County, Utah, on December 11, 2006, as Entry No. 9935501, in Book 2006P of Plats, at Page 364, of official records, described as: Granite Spring Way; Granite Vista Drive; Granite Bench Lane; Granite Trail Lane; and Granite Knob Lane.

ALSO, Beginning at a point being North 89°51'03" East 1071.25 feet along the section line and South 391.60 feet from the Northwest Corner of Section 12, Township 3 South, Range 1 East, Salt Lake Base and Meridian and running: thence Southeasterly 31.56 feet along the arc of a 28.00 foot radius curve to the left (center bears North 51°05'52" East and the chord bears South 71°11'32" East 29.92 feet with a central angle of 64°34'49"); thence Southeasterly 82.49 feet along the arc of a 100.00 foot radius curve to the right (center bears South 13°28'57" East and the chord bears South 79°51'07" East 80.17 feet with a central angle of 47°15'39"); thence South 56°13'18" East 25.91 feet; thence South 85°41'58" West 32.43 feet; thence North 56°13'18" West 0.38 feet; thence Northwesterly 66.63 feet along the arc of a 80.00 foot radius curve to the left (center bears South 33°46'42" West and the chord bears North 80°04'54" West 64.72 feet with a central angle of 47°43'12"); thence South 76°03'30" West 6.43 feet; thence North 40°17'59" West 40.38 feet to the point of beginning.

Tax Parcel No's.:

- | | | | |
|-----------------------|-----------------------|-----------------------|-----------------------|
| Lot 1: 28-01-353-003 | Lot 2: 28-01-353-004 | Lot 4: 28-12-104-004 | Lot 5: 28-12-104-005 |
| Lot 6: 28-12-104-006 | Lot 7: 28-12-101-041 | Lot 8: 28-12-101-040 | Lot 9: 28-12-101-039 |
| Lot 19: 28-12-101-037 | Lot 20: 28-12-101-036 | Lot 21: 28-12-101-035 | Lot 22: 28-12-101-034 |
| Lot 23: 28-12-102-002 | Lot 24: 28-01-352-017 | Lot 25: 28-01-352-018 | Lot 26: 28-01-352-016 |
| Lot 27: 28-01-352-015 | Lot 28: 28-12-103-017 | Lot 29: 28-12-103-018 | Lot 30: 28-12-103-019 |
| Lot 31: 28-12-103-020 | Lot 32: 28-12-103-021 | Lot 33: 28-12-103-022 | Lot 34: 28-12-103-015 |
| Lot 35: 28-12-103-014 | Lot 36: 28-12-103-013 | Lot 37: 28-12-103-012 | Lot 38: 28-12-103-016 |
| Lot 39: 28-12-101-038 | | | |

ACCOMODATION RECORDING ONLY:
Sutherland Title Company makes no representation as to the condition of title and assumes no liability or responsibility for the validity, sufficiency, or effect of this recording.

Said Right of Way, as granted, is subject to all of the terms, conditions, stipulations, provisions and restrictions as set forth on the official recorded plat of said GRANITE OAK SUBDIVISION AMENDED, recorded December 11, 2006, as Entry No. 9935501, in Book 2006P of Plats, at Page 364, of official records and in the Declaration of Covenants, Conditions and Restrictions and Reservation of Easements of GRANITE OAKS SUBDIVISION, recorded in Salt Lake County, Utah, on May 16, 2006, as Entry No. 9725627, in Book 9295, at Page 1095-1123, of official records.

It is intended that the easement, covenants and conditions set forth herein shall run with the real property described, and shall be perpetual, forever burdening said land for the benefit of the Grantee, and shall bind every person having any fee, leasehold or other interest therein and shall inure to the parties and their respective successors, assigns, heirs, devisees, legatees and personal representatives.

See attached for signatures and acknowledgements of this Right of Way.

Acknowledgement of Right of Way

L.C. CANYON PARTNERS, LLC,
a Utah limited liability company, by:

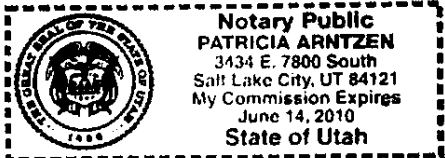

GRANT S. KESLER, Manager/Member

STATE OF UTAH }
 ss.
COUNTY OF SALT LAKE }

On the 10 day of AUGUST, 2007, personally appeared before me GRANT S. KESLER, the signer(s) of the foregoing instrument, who being by me duly sworn did say that he is/are the Managing Members of L.C. CANYON PARTNERS, LLC, a Utah limited liability company, and that GRANT S. KESLER executed the within instrument by authority of its Operating Agreement and said GRANT S. KESLER duly acknowledged to me that he executed the same.

My commission expires 6/14/10. Witness my hand and official seal.





Acknowledgement of Right of Way



BRUCE R. SHERMAN

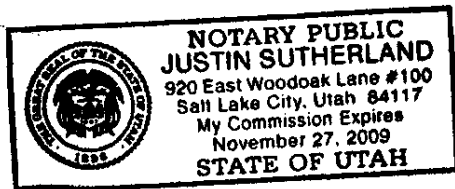
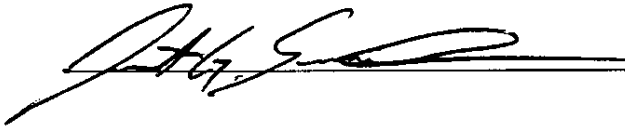


SUZANNE R. SHERMAN

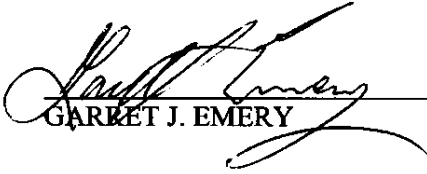
STATE OF UTAH }
 ss.
COUNTY OF SALT LAKE }

On the 15th day of AUGUST, 2007, personally appeared before me BRUCE R. SHERMAN and SUZANNE R. SHERMAN, the signer(s) of the foregoing instrument, who being by me duly sworn acknowledged to me that they executed the same.

My commission expires _____ . Witness my hand and official seal.



Acknowledgement of Right of Way

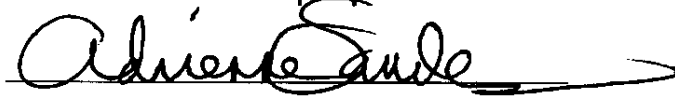

GARRET J. EMERY

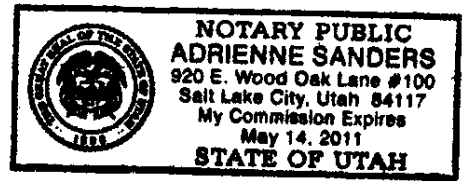

ALLISON DAY EMERY

STATE OF UTAH }
 ss.
COUNTY OF SALT LAKE }

On the 16 day of AUGUST, 2007, personally appeared before me GARRET J. EMERY and ALLISON DAY EMERY, the signer(s) of the foregoing instrument, who being by me duly sworn acknowledged to me that they executed the same.

My commission expires 5/14/11. Witness my hand and official seal.





Acknowledgement of Right of Way

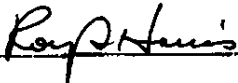

ALICYN L. KING aka ALICYN KING

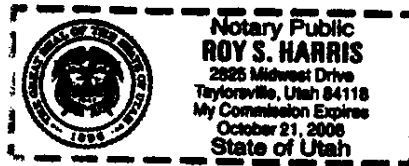

MICHAEL T. KING

STATE OF UTAH)
 35.
COUNTY OF SALT LAKE)

On the 14 day of August, 2007, personally appeared before me ALICYN L. KING aka ALICYN KING and MICHAEL T. KING, the signer(s) of the foregoing instrument, who being by me duly sworn acknowledged to me that they executed the same.

My commission expires Oct. 21, 2008 Witness my hand and official seal.





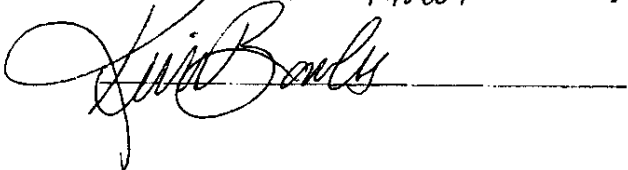
Acknowledgement of Right of Way

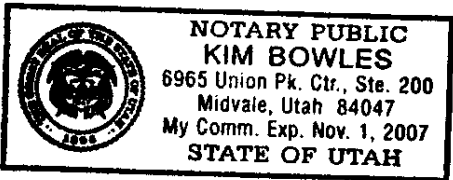

MARTIN W. MERRILL

STATE OF UTAH }
 ss.
COUNTY OF SALT LAKE }

On the 10th day of August, 2007, personally appeared before me MARTIN W. MERRILL, the signer(s) of the foregoing instrument, who being by me duly sworn acknowledged to me that he executed the same.

My commission expires 11/1/2007 . Witness my hand and official seal.





Acknowledgement of Right of Way

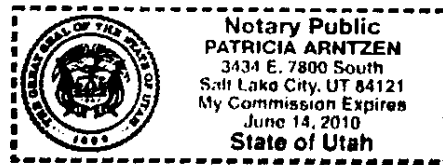
Kipling Walter
KIPLING WALTER

STATE OF UTAH }
 ss.
COUNTY OF SALT LAKE }

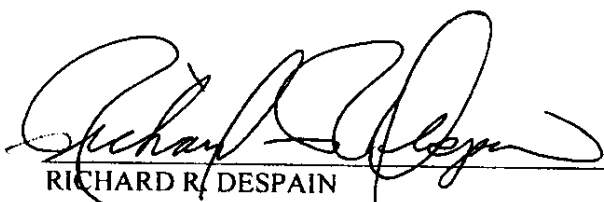
On the 15 day of AUGUST, 2007, personally appeared before me KIPLING WALTER, the signer(s) of the foregoing instrument, who being by me duly sworn acknowledged to me that he executed the same.

My commission expires 6/14/10. Witness my hand and official seal.

Patricia Arntzen



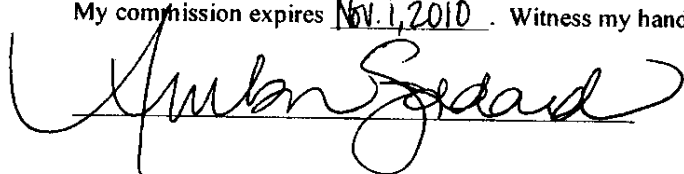
Acknowledgement of Right of Way

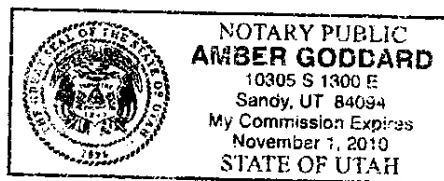

RICHARD R. DESPAIN

STATE OF UTAH }
 ss.
COUNTY OF SALT LAKE }

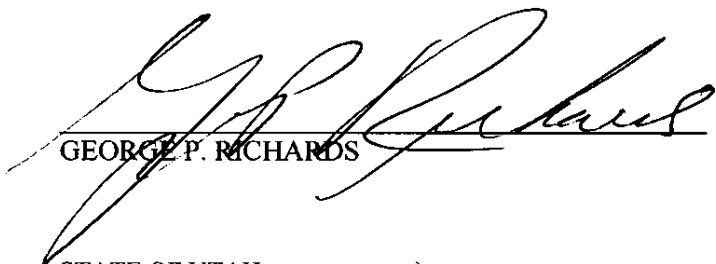
On the 11th day of AUGUST, 2007, personally appeared before me RICHARD R. DESPAIN, the signer(s) of the foregoing instrument, who being by me duly sworn acknowledged to me that he executed the same.

My commission expires Nov. 1, 2010. Witness my hand and official seal.





Acknowledgement of Right of Way

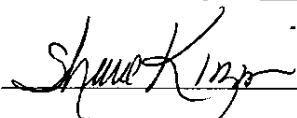


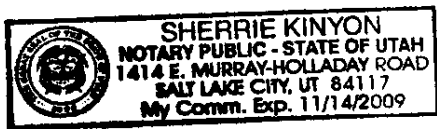
GEORGE P. RICHARDS

STATE OF UTAH }
 ss.
COUNTY OF SALT LAKE }

On the 13 day of August, 2007, personally appeared before me GEORGE P. RICHARDS, the signer(s) of the foregoing instrument, who being by me duly sworn acknowledged to me that he executed the same.

My commission expires 11/14/2009. Witness my hand and official seal.





Acknowledgement of Right of Way

Richard Y. Bennion

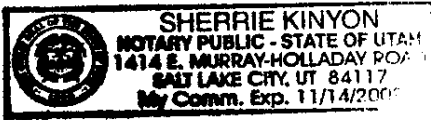
RICHARD Y. BENNION

STATE OF UTAH }
 ss.
COUNTY OF SALT LAKE }


On the 13 day of August, 2007, personally appeared before me RICHARD Y. BENNION, the signer(s) of the foregoing instrument, who being by me duly sworn acknowledged to me that he executed the same.

My commission expires 11/14/2009. Witness my hand and official seal.

Sherrie Kinyon



Acknowledgement of Right of Way



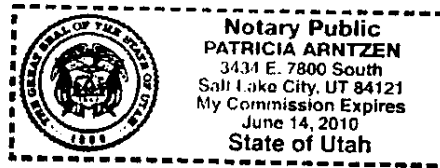
GRANT S. KESLER, an individual

STATE OF UTAH }
 ss.
COUNTY OF SALT LAKE }

On the 10 day of AUGUST, 2007, personally appeared before me GRANT S. KESLER, an individual, the signer(s) of the foregoing instrument, who being by me duly sworn acknowledged to me that he executed the same.

My commission expires 6/14/10. Witness my hand and official seal.





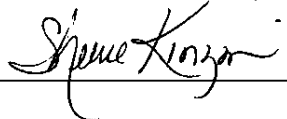
Acknowledgement of Right of Way

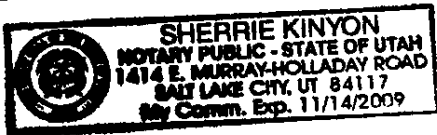

SCOTT CHAPMAN

STATE OF UTAH }
 ss.
COUNTY OF SALT LAKE }


On the 13 day of August, 2007, personally appeared before me SCOTT CHAPMAN, the signer(s) of the foregoing instrument, who being by me duly sworn acknowledged to me that he executed the same.

My commission expires 11/14/09. Witness my hand and official seal.

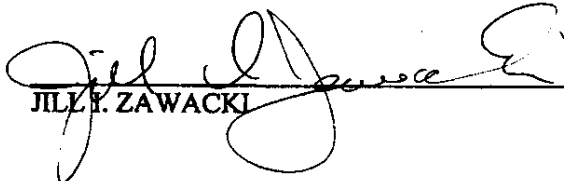




Acknowledgement of Right of Way



BRET A. ZAWACKI

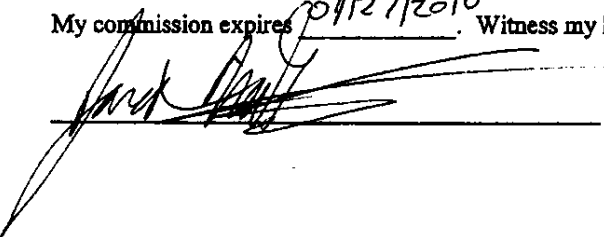


JILL I. ZAWACKI

STATE OF UTAH }
 } ss.
COUNTY OF SALT LAKE }

On the 15 day of August, 2007, personally appeared before me BRET A. ZAWACKI and JILL I. ZAWACKI, the signer(s) of the foregoing instrument, who being by me duly sworn acknowledged to me that they executed the same.

My commission expires 07/27/2010. Witness my hand and official seal.





Acknowledgement of Right of Way

GRANITE CREEK, LLC.
a Utah limited liability company, by:

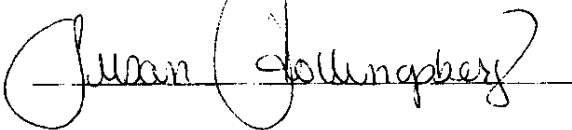


JON BAKER, Manager/Member

STATE OF UTAH }
 ss.
COUNTY OF SALT LAKE }

On the 14th day of August, 2007, personally appeared before me JON BAKER, the signer(s) of the foregoing instrument, who being by me duly sworn did say that he is/are the Managing Members of GRANITE CREEK, LLC, a Utah limited liability company, and that JON BAKER executed the within instrument by authority of its Operating Agreement and said JON BAKER duly acknowledged to me that he executed the same.

My commission expires 10-3-2008 Witness my hand and official seal.



Susan Skollingsberg

