

## COURTESY RECORDING

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Recording requested by  
and when recorded mail to:

Thomas L. Olds, Jr., Trustee  
56 Golden Eagle  
Irvine, CA 92603

ENT 107603 : 2021 PG 1 of 8

**Andrea Allen**  
**Utah County Recorder**  
2021 Jun 11 04:40 PM FEE 40.00 BY MG  
RECORDED FOR Old Republic Title (Commercial)  
ELECTRONICALLY RECORDED

Tax ID: 52-973-0002

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## AMENDMENT TO SPRINGPOINTE DRAINAGE EASEMENT AGREEMENT

This Amendment to Springpointe Drainage Easement Agreement (this "Amendment") is made and entered into by and between the Springville Drainage District, a special district organized under the laws of the State of Utah ("SDD") and Thomas L. Olds, Jr., Trustee of the Olds Family 2002 Trust udt June 3, 2002 ("Olds"). (SDD and Olds collectively the "Parties" and individually a "Party".)

### WITNESSETH

WHEREAS, the Parties entered into the Springpointe Drainage Easement Agreement Between Springville Drainage District and Olds Family 2002 Trust, dated July 11, 2018, and recorded with the Utah County Recorder on August 15, 2018, as Instrument No. 77139:2018 (the "Easement Agreement").

WHEREAS, the Parties want to amend the Easement Agreement by vacating certain easements created under the Easement Agreement and creating certain new easements as set forth herein.

NOW THEREFORE, for good and valuable consideration, including the mutual benefits and agreements set forth in the Amendment, the receipt and adequacy of which are hereby acknowledged, the Parties agree as follows:

**1. Recitals.** The recitals stated above are true and correct, and are an integral part of this Amendment and not mere recitals hereto.

**2. Vacating of Easements.** SDD hereby vacates, releases, relinquishes, and forever abandons those easements reflected and described on Exhibit A attached hereto and incorporated herein, as further reflected on the map attached hereto and incorporated herein as Exhibit B.

**3. Establishment of Easement.** Olds hereby establishes, ratifies, gives, and grants to SDD that easement reflected on Exhibit C attached hereto and incorporated herein, as further reflected on the map attached hereto and incorporated herein as Exhibit D.

(Continued on Next Page)

**4. Ratification of Easement Agreement.** Except as expressly amended by this Amendment, the Easement Agreement is ratified by the Parties and remains in full force and effect.

IN WITNESS WHEREOF, the Parties have duly executed this Amendment effective as of March 12, 2021.

Subscribed and sworn to and acknowledged before me, notary public, this 12 day of May 2021

Commission \_\_\_\_\_  
Expires 08-05-2023 Notary Public  
Residing in Springville, Utah

Signed, sealed, and delivered in the presence of:

Mary Holm

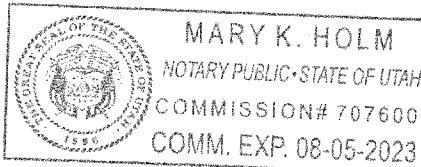
Name: Mary Holm

SPRINGVILLE DRAINAGE DISTRICT

By: Calvin V Crandall

Name: Calvin V Crandall

Title: Chairman



Name: \_\_\_\_\_

OLDS FAMILY 2002 TRUST

By: Thomas L. Olds

Thomas L. Olds, Jr.  
Trustee

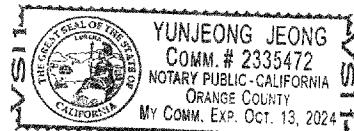
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Orange  
on 12 May 2021 before me, Yunjeong Jeong, Notary Public,  
personally appeared Thomas Jr Olds,  
who proved to me on the basis of satisfactory evidence to be the person(s) whose  
name(s) are subscribed to the within instrument and acknowledged to me that  
he/she/they executed the same in his/her/their authorized capacity(ies), and that  
by his/her/their signature(s) on the instrument the person(s), or the entity upon  
behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California  
that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Yunjeong Jeong



## EXHIBIT A

TO

## AMENDMENT TO SPRINGPOINTE DRAINAGE EASEMENT AGREEMENT

(Existing Easements to be Vacated)

EXHIBIT A - LAND DRAIN EASEMENT

A 20 FOOT WIDE LAND DRAIN EASEMENT, BEING 10 FEET ON EITHER SIDE OF CENTERLINE; BEING LOCATED IN LOT 2, SPRING POINTE PLAT "A", RECORDED MAY 29, 2003, AS ENTRY NO. 80202:2003, UTAH COUNTY RECORDER AND IN LOT 3, SPRING POINTE PLAT "D", RECORDED JANUARY 21, 2015, AS ENTRY NO. 4543:2015, UTAH COUNTY RECORDER, BEING LOCATED IN THE SOUTHWEST QUARTER OF SECTION 30, TOWNSHIP 7 SOUTH, RANGE 3 EAST, SALT LAKE BASE & MERIDIAN, BEING LOCATED IN SPRINGVILLE CITY, UTAH COUNTY, STATE OF UTAH; CENTERLINE MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH IS N90°00'00"W 71.27 FEET AND N00°00'00"E 289.95 FEET FROM THE SOUTHWEST CORNER OF SAID SECTION 30, AND RUNNING THENCE S89°16'00"E 951.13 FEET; THENCE S00°28'26"W 223.20 FEET; THENCE S89°27'31"E 258.18 FEET; THENCE S89°16'58"E 224.86 FEET, TO AN EXISTING LAND DRAIN AND POINT OF TERMINATION.

LESS AND EXCEPTING ANY PORTION LYING WITHIN 2250 WEST AS SHOWN ON SPRING POINTE PLAT "A".

TOGETHER WITH

A 20 FOOT WIDE LAND DRAIN EASEMENT, BEING 10 FEET ON EITHER SIDE OF CENTERLINE; BEING LOCATED IN LOT 2, SPRING POINTE PLAT "A", RECORDED MAY 29, 2003, AS ENTRY NO. 80202:2003, UTAH COUNTY RECORDER; BEING LOCATED IN THE NORTHWEST QUARTER OF SECTION 31, TOWNSHIP 7 SOUTH, RANGE 3 EAST, SALT LAKE BASE & MERIDIAN, BEING LOCATED IN SPRINGVILLE CITY, UTAH COUNTY, STATE OF UTAH; CENTERLINE MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH IS S00°00'00"E 313.33 FEET AND N90°00'00"W 75.28 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 31, AND RUNNING THENCE N89°22'26"E 550.82 FEET, TO AN EXISTING LAND DRAIN AND POINT OF TERMINATION.

(BASIS OF BEARING IS N89° 00' 34"E BETWEEN THE SOUTHWEST CORNER AND THE SOUTH 1/4 CORNER OF SAID SECTION 30.)

**EXHIBIT B  
TO  
AMENDMENT TO  
SPRINGPOINTE DRAINAGE EASEMENT AGREEMENT**

**(Map of Vacated Easements)**



**EXHIBIT C**  
**TO**  
**AMENDMENT TO**  
**SPRING POINTE DRAINAGE EASEMENT AGREEMENT**

**(New Easement)**

A 20 FOOT WIDE LAND DRAIN EASEMENT, BEING LOCATED WITHIN LOT 2 OF SPRING POINTE RETAIL CENTER PLAT "A", RECORDED MAY 29, 2003, AS ENTRY NO. 80202:2003, UTAH COUNTY RECORDER, BEING LOCATED WITHIN THE NORTHWEST QUARTER OF SECTION 31, AND THE SOUTHWEST QUARTER OF SECTION 30, TOWNSHIP 7 SOUTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, SPRINGVILLE CITY, UTAH; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT S 0°59'26" E 322.50 FEET AND N 89°22'26" E 462.46 FEET AND N 0°09'42" W 6.58 FEET, FROM THE NORTHWEST QUARTER CORNER OF SAID SECTION 31; AND RUNNING THENCE N 0°09'42" W 20.00 FEET; THENCE N 89°50'18" E 275.31 FEET; THENCE S 89°08'47" E 143.18 FEET; THENCE N 1°00'16" E 322.30 FEET; THENCE N 88°57'28" W 25.26 FEET; THENCE N 0°22'41" E 231.30 FEET; THENCE N 89°15'45" W 732.06 FEET; THENCE N 86°51'32" W 208.84 FEET, TO THE WEST PROPERTY LINE OF SAID LOT 2; THENCE ALONG SAID LOT LINE OF LOT 2 THE FOLLOWING THREE (3) COURSES: (1) N 0°17'46" E 2.14 FEET, TO THE BEGINNING OF A TANGENT CURVE TO THE RIGHT, WITH A RADIUS OF 15.00 FEET, (2) NORTHERLY 23.68 FEET ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 90°26'14", AND (3) S 89°16'00" E 50.63 FEET; THENCE S 86°51'32" E 143.59 FEET; THENCE S 89°15'45" E 751.51 FEET; THENCE S 0°22'41" W 231.41 FEET; THENCE S 88°57'28" E 14.98 FEET; THENCE S 89°57'06" E 10.50 FEET; THENCE S 1°00'16" W 362.42 FEET; THENCE N 89°08'47" W 162.95 FEET; THENCE S 89°50'18" W 275.14 FEET, TO THE POINT OF BEGINNING.

**EXHIBIT D  
TO  
AMENDMENT TO  
SPRINGPOINTE DRAINAGE EASEMENT AGREEMENT**

**(Map of New Easement)**

