

WHEN RECORDED MAIL TO:

WEEKLEY HOMES, LLC  
1111 N. Post Oak Road  
Houston, TX 77055

TAXID's # 26-13-260-010  
26-13-260-009  
26-13-260-008  
26-13-260-007

12078032  
6/24/2015 4:55:00 PM \$27.00  
Book - 10337 Pg - 1954-1959  
Gary W. Ott  
Recorder, Salt Lake County, UT  
BONNEVILLE SUPERIOR TITLE  
BY: eCASH, DEPUTY - EF 6 P.

## DECLARATION AND PARTIAL ABANDONMENT OF EASEMENTS

WEEKLEY HOMES, LLC, a Delaware limited liability company (“**Declarant**”), as the Owner of certain real property situated in South Jordan City, Salt Lake County, State of Utah being legally described as Lots 327, 328, 329 and 330 of Kennecott Daybreak Plat 10E Subdivision recorded in Book 2013P at Page 204, in the office of the Salt Lake County Recorder (the “**Property**”) hereby declares that the Property shall be held, encumbered, used, occupied, sold and conveyed subject to the following easements, abandonments, conditions, restrictions and obligations, which shall run with such property in perpetuity and shall be binding upon, and inure to the benefit of, all parties having or acquiring any right, title or interest, fee or otherwise, in the Property or any part thereof:

1. Lots 327, 328, 329 and 330 (collectively, the “**Encumbered Lots**”) shall be subject to a perpetual easement and right-of-way for ingress and egress over, across and through those portions of such lots more particularly shown and described as follows:

**SEE ACCESS EASEMENTS**  
ON EXHIBIT “A” ATTACHED HERETO AND INCORPORATED HEREIN  
for the legal description of all such easements

The owner of an Encumbered Lot shall have the right to use its Encumbered Lot so long as such use does not unreasonably interfere with the rights of access established by Declarant hereunder. In that connection, the owner of an Encumbered Lot shall not build or construct, or permit to be built or constructed, any building or other improvement over or across said rights-of-way nor change the contour thereof without the written consent of the Property owner who is benefitted by the easement(s) established by Declarant hereunder.

2. Those certain existing access easements on Lots 327, 328, 329 and 330 more particularly shown and described below are hereby abandoned and terminated:

**SEE ACCESS EASEMENT ABANDONMENT**  
ON EXHIBIT “A” ATTACHED HERETO AND INCORPORATED HEREIN  
for the legal description of all easements being abandoned

[signature page follows]

In witness whereof, Declarant has executed this Declaration and Partial Abandonment of Easements this 18<sup>th</sup> day of June, 2015.

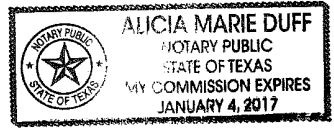
**WEEKLEY HOMES, LLC,**  
a Delaware limited liability company

By: [Signature]  
Name: John Burchfield  
Title: General Counsel

State of Texas        §  
                                 §  
County of Harris    §

On the 18<sup>th</sup> day of June, 2015, personally appeared before me John Burchfield who being duly sworn, did say that he is the General Counsel of WEEKLEY HOMES, LLC, a Delaware limited liability company, and that said instrument was signed in behalf of said company by authority of a resolution of its Board of Directors and said person acknowledged to me that said company executed the same.

Seal:



[Signature]  
Notary Public

After Recording Return to:

Weekley Homes, LLC  
Attn: Alicia Duff  
1111 N. Post Oak Road  
Houston, Texas 77055

EXHIBIT A

**KENNECOTT DAYBREAK PLAT 10E  
ACCESS EASEMENTS - LOTS 327-328 & 329-330  
ACCESS EASEMENT ABANDONMENT FOR LOTS 327-328 & 329-330**

**10E – 327 ACCESS EASEMENT EXTENSION**

Beginning at a point on the Northerly line of Lot 327, Kennecott Daybreak Plat 10E Subdivision, recorded in the office of the Salt Lake County Recorder in Book 2013P at Page 204, said point lies South 89°57'36" West 1502.68 feet along the section line and South 2154.18 feet from the Northeast Corner of Section 13, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence South 36°33'34" East 13.09 feet; thence South 53°26'26" West 7.33 feet; thence North 36°33'34" West 13.09 feet to said Northerly line; thence North 53°26'26" East 7.33 feet along said Northerly line to the point of beginning. Containing 96 square feet.

**10E – 327 EASEMENT ABANDONMENT**

Beginning at a point that lies South 89°57'36" West 1500.77 feet along the section line and South 2169.07 feet from the Northeast Corner of Section 13, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence South 36°33'34" East 1.91 feet; thence South 53°26'26" West 16.00 feet; thence North 36°33'34" West 1.91 feet; thence North 53°26'26" East 16.00 feet to the point of beginning. Containing 31 square feet.

**10E – 328 ACCESS EASEMENT EXTENSION**

Beginning at a point on the Southerly line of Lot 328, Kennecott Daybreak Plat 10E Subdivision, recorded in the office of the Salt Lake County Recorder in Book 2013P at Page 204, said point lies South 89°57'36" West 1502.68 feet along the section line and South 2154.18 feet from the Northeast Corner of Section 13, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence South 53°26'26" West 7.33 feet along said Southerly line; thence North 36°33'34" West 13.07 feet; thence North 53°26'26" East 7.33 feet; thence South 36°33'34" East 13.07 feet to the point of beginning. Containing 96 square feet.

**10E – 328 EASEMENT ABANDONMENT**

Beginning at a point that lies South 89°57'36" West 1519.36 feet along the section line and South 2143.99 feet from the Northeast Corner of Section 13, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence South 36°33'34" East 5.04 feet; thence South 53°26'26" West 16.00 feet; thence North 36°33'34" West 5.05 feet; thence North 53°27'45" East 16.00 feet to the point of beginning. Containing 81 square feet.

**10E – 329 ACCESS EASEMENT EXTENSION**

Beginning at a point on the Northerly line of Lot 329, Kennecott Daybreak Plat 10E Subdivision, recorded in the office of the Salt Lake County Recorder in Book 2013P at Page 204, said point lies South 89°57'36" West 1574.84 feet along the section line and South 2055.14 feet from the Northeast Corner of Section 13, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence South 36°33'34" East 13.09 feet; thence South 53°26'26" West 8.33 feet; thence North 36°33'34" West 13.09 feet to said Northerly line; thence North 53°26'26" East 8.33 feet along said Northerly line to the point of beginning. Containing 109 square feet.

10E – 329 EASEMENT ABANDONMENT

Beginning at a point that lies South 89°57'36" West 1573.74 feet along the section line and South 2070.62 feet from the Northeast Corner of Section 13, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence South 36°33'34" East 1.91 feet; thence South 53°26'26" West 16.00 feet; thence North 36°33'34" West 1.91 feet; thence North 53°26'26" East 16.00 feet to the point of beginning. Containing 31 square feet.

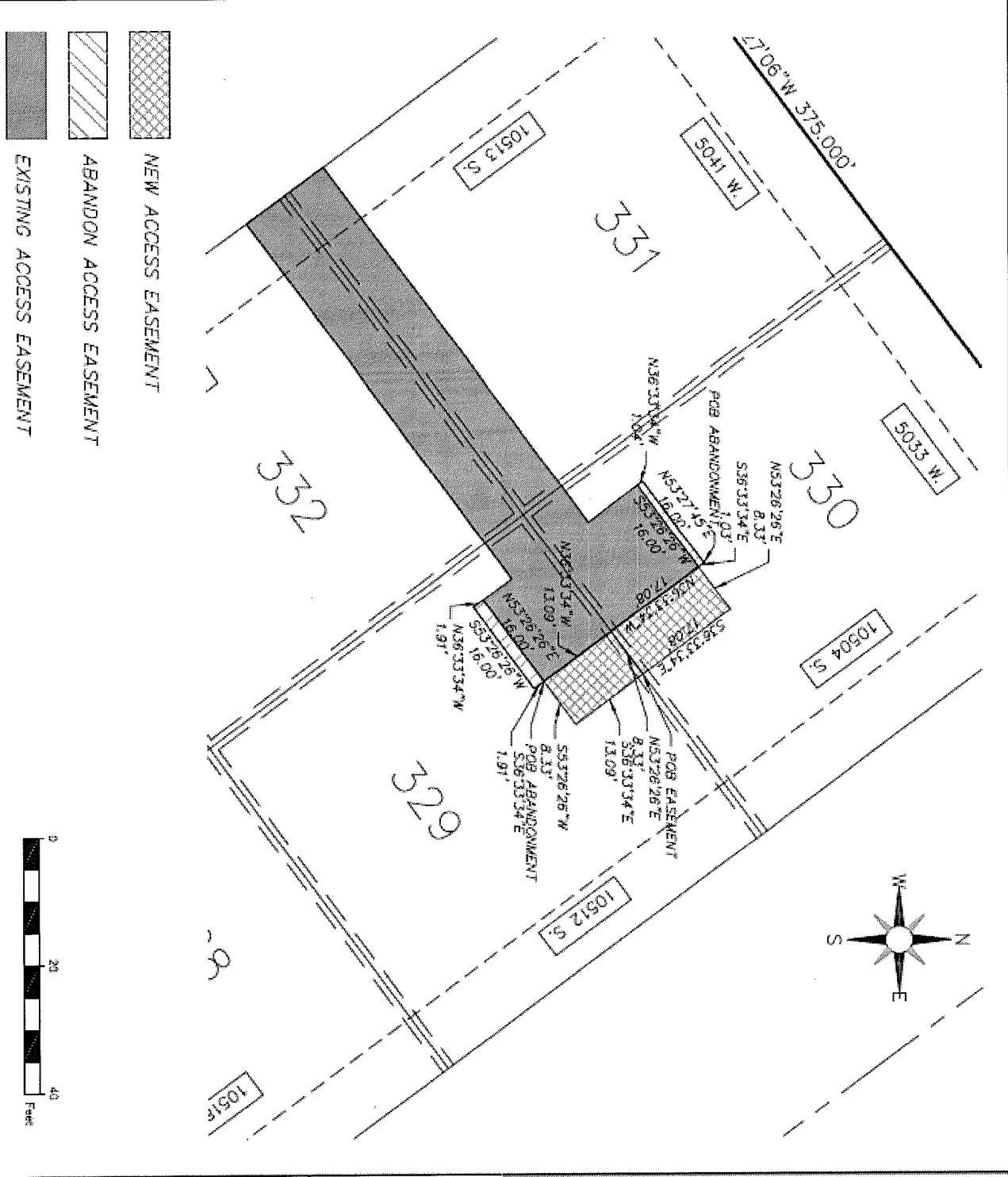
10E – 330 ACCESS EASEMENT EXTENSION

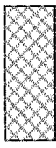
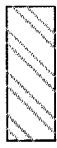

Beginning at a point on the Southerly line of Lot 330, Kennecott Daybreak Plat 10E Subdivision, recorded in the office of the Salt Lake County Recorder in Book 2013P at Page 204, said point lies South 89°57'36" West 1574.84 feet along the section line and South 2055.14 feet from the Northeast Corner of Section 13, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence South 53°26'26" West 8.33 feet along said Southerly line; thence North 36°33'34" West 17.08 feet; thence North 53°26'26" East 8.33 feet; thence South 36°33'34" East 17.08 feet to the point of beginning. Containing 142 square feet.

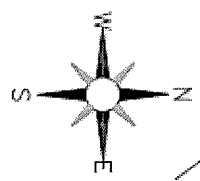
10E – 330 EASEMENT ABANDONMENT

Beginning at a point that lies South 89°57'36" West 1592.33 feet along the section line and South 2045.54 feet from the Northeast Corner of Section 13, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence South 36°33'34" East 1.03 feet; thence South 53°26'26" West 16.00 feet; thence North 36°33'34" West 1.04 feet; thence North 53°27'45" East 16.00 feet to the point of beginning. Containing 17 square feet.





-  NEW ACCESS EASEMENT
-  ABANDON ACCESS EASEMENT
-  EXISTING ACCESS EASEMENT



**perigee**  
consulting

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KENNECOTT DAYBREAK PLAT 10E SUBDIVISION  
LOT 329 & 330 ACCESS EASEMENTS

PREPARED FOR: DAVID WEEKLEY HOMES