

HIGHWAY RIGHT-OF-WAY FENCE AGREEMENT

THIS AGREEMENT, made and entered into this 23 day of June A.D. 19 78, by and between the UTAH DEPARTMENT OF TRANSPORTATION, first party and W. C. Investments, Ltd., of 330 W. 2100 S., Salt Lake City, County of Salt Lake, State of Utah, second party,

WITNESSETH:

WHEREAS, a certain parcel of land located in SE 1/4 NE 1/4 Sec. 36, T. 21 S., R. 1 W., S.L.B. & M. and adjoining the Easterly right of way line of highway known as Project No. RF-022-1(7), and

WHEREAS, Said parcel is regulated by access control regulations by virtue of the acquisition of property for said project and

WHEREAS, An agreement is necessary to bind both parties in view of existing access control agreements and to allow some changes to occur in accordance with Highway Right-of-Way Encroachment Permit No. 39204 with the Rodney Rasmussen Company of Salina, Utah

NOW THEREFORE, the second party further agrees to the following in recognition of granting the permit specified above:

1. Certifies that they are the legal, recorded owner-of-record of said parcel.
2. Confine all access to that which is legally established.
3. Agrees to construct a steel pipe control fence on the right-of-way line.
4. Will assume all responsibility of maintenance for the steel pipe control fence and agrees to maintain the same in a manner to fully delineate and identify the single legal access opening.
5. Restore access control fence to State Standards, without recourse or compensation, within 10 days of receiving written notice to do so.
6. Seeding to restore adequate vegetation.
7. Agrees to bind all heirs, successors or assigns to stipulations of this agreement.

194377

Entry No. _____ Book 131

Recorded 7-7-1978 At 1:30 Page 661

Bessie N. Curtis, Recorder Sevier County

Request Of Utah Dept. of Transportation Fee No Fee

DOC # 00194377

Right of Way B: 131 P: 661
07/07/1978 11:30:00 AM
Bessie N. Curtis Sevier County Recorder



UTAH DEPARTMENT OF TRANSPORTATION
(First Party)

ATTEST:

Guth R. Washburn
WITNESS

By Ch. M. Rutherford
DISTRICT DIRECTOR

W. C. Investments, Ltd.
(Second Party)

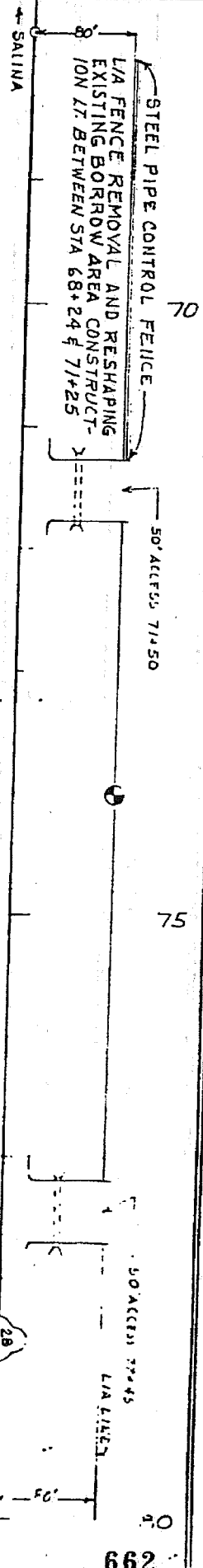
By Lyell K. Campbell
By Don M. Shuler

STATE OF Utah }
COUNTY OF Sevier } ss.

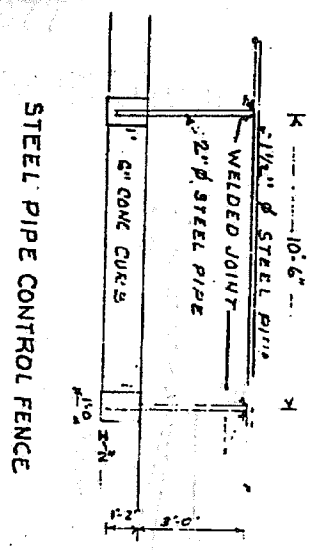
On the 23rd day of June, A.D. 19 78, personally appeared before me _____ signer of the within instrument, who duly acknowledged to me that _____ he _____ excepted the same.

My Commission expires July 8, 1982

Melvin Redie
Notary Public



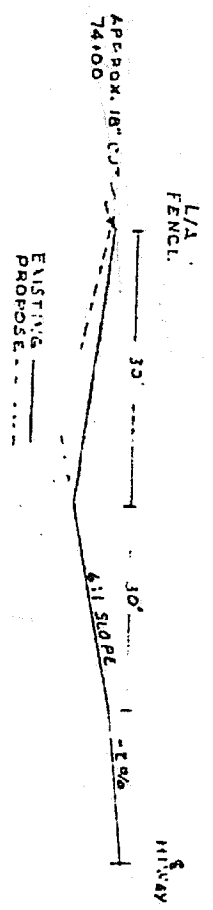
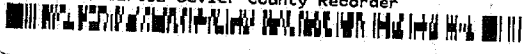
STEEL PIPE CONTROL FENCE
 L/A FENCE REMOVAL AND RESHAPING
 EXISTING BORROW AREA CONSTRUCT-
 ION AT BETWEEN STA 68+24 & 71+25



STEEL PIPE CONTROL FENCE

DOC # 00194377

Right of Way B: 131 P: 662
 07/07/1978 11:30:00 AM
 Bessie N. Curtis Sevier County Recorder



W.C. INVESTMENTS LTD.
 FENCE AGREEMENT AND
 BORROW PIT RESHAPING
 4-15-78
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