

WHEN RECORDED, MAIL TO:  
Utah Department of Transportation  
Right-of-Way, Fourth Floor  
Box 148420  
Salt Lake City, Utah 84114-8420

W2054143



Parcel I.D.#'s ~~11-019-0001~~ & 17-064-0003

## Easement

(CORPORATION)

Weber County

Parcel No. 0089:065:2E

Project No. NH-0089(73)359

Ben Lomond Golf Course, Inc.,  
a corporation of the State of Utah, 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 \$10.00, Dollars,  
two perpetual slope easements upon part of an entire tract of property situate in  
the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , and the NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 6, T.6 N., R.1 W., S.L.B. &  
M., and the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 31, T.7 N., R.1 W., S.L.B. & M., for the purpose  
of constructing thereon cut and/or fill slopes and appurtenant parts thereof  
incident to the widening and grading of the existing highway State Route 89,  
known as Project No. 0089. The boundaries of said parts of an entire tract are  
described as follows:

Beginning at a point in the northeasterly right of way line of said State  
Route 89, which point is located 979.43 feet East along the Section Line and  
170.66 feet North from the South Quarter Corner of said Section 31; and  
running thence N. 26°26'55" W. (RECORD: N. 26°51'30" W.) 105.00 feet along  
said right of way line; thence N. 63°33'05" E. 11.00 feet to a point 73.00  
feet perpendicularly distant northeasterly from the centerline of said  
State Route 89, opposite Engineers Station 211+00.00; thence S. 26°26'55" E.  
105.00 feet along a line parallel to said centerline; thence S. 63°33'05" W.  
11.00 feet to the point of beginning.

Continued on Page 2

Prepared by R.J.S. 05/12/04 (Horrocks Engineers)

COMPANY RW-09C (10-04-94)

E# 2054143 PG 1 OF 3  
DOUG CROFTS, WEBER COUNTY RECORDER  
02-SEP-04 9:10 AM FEE \$1.00 DEP SGC  
REC FOR: UTAH DEPT. OF TRANSPORTATION

The above described part of an entire tract contains 1155 square feet in area, or 0.03 acre, more or less.

ALSO:

Beginning at a point in the northeasterly right of way line of said State Route 89, which point is located 866.75 feet East along the Section Line and 399.41 feet North from the South Quarter Corner of said Section 31; and running thence N. 26°26'55" W. (RECORD: N. 26°51'30" W.) 166.71 feet along said right of way line to a fence line and westerly boundary line of said entire tract; thence Northwesterly 68.34 feet, more or less, along the arc of a 216.83-foot radius curve to the right, (chord to said curve bears N. 11°24'10" W. for a distance of 68.07 feet), along said fence line and said boundary line, to a point 79.67 feet perpendicularly distant northeasterly from the centerline of said State Route 89, opposite Engineers Station 214+82.43; thence S. 32°53'12" E. 26.75 feet; thence S. 18°02'59" E. 107.00 feet; thence S. 26°25'41" E. 100.00 feet; thence S. 63°33'05" W. 5.00 feet to the point of beginning. The above described part of an entire tract contains 1913 square feet in area, or 0.04 acre, more or less.

The combined areas of the above described parts of an entire tract contains 3068 square feet in area, or 0.07 acre, more or less.

It is agreed hereby, that the Owners, by consent of the Utah Department of Transportation, shall have the right to lessen but not to increase the vertical distance or grade of said cut and/or fill slopes. After said slopes are constructed on the above described lands 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 said cut and/or fill slopes and appurtenant parts thereof.

Continued on Page 3.

IN WITNESS WHEREOF, said

has caused this instrument to be executed by its proper officers thereunto duly authorized, this 17<sup>th</sup> day of August, A.D. 2004.

STATE OF Utah )

) ss.

COUNTY OF Davis )

By Norm Steele

On the date first above written personally appeared before me, Norm Steele, who, being by me duly sworn, says that he is the President of Ben Lomand Golf Course, a corporation, and that the within and foregoing instrument was signed in behalf of said corporation by authority of \_\_\_\_\_, and said \_\_\_\_\_ acknowledged to me that said corporation executed the same.

WITNESS my hand and official stamp the date in this certificate first above written:

Colette Edwards

Notary Public

