

2142093

STATE ROAD COMMISSION FEB 11 1986

Presented to the Board of Commissioners 10-03a
AND APPROVED

NOFEE

JAN 11 1986

CONSENT TO PERPETUAL EASEMENT

Thomas J. Jorgensen
CITY RECORDER

BOOK 2429 PAGE 263

(2:R)
(Parcel No. 181:1:R1
Project No. NR-181().

SALT LAKE CITY, a municipal corporation of the State of Utah, GRANTOR, hereby grants to the STATE ROAD COMMISSION OF UTAH, GRANTEE, a perpetual easement for highway right of way across and upon the hereinafter described real property for the purpose of and subject to the conditions hereinafter set forth.

The lands hereinafter described are presently being used by Salt Lake City Corporation for reservoir and conduit installations and any and all use by the said State Road Commission shall be subject to the City's use of saidlands.

The lands which the City by this Consent to Perpetual Easement allows the State Road Commission to use are located in the County of Salt Lake, State of Utah, and more particularly described as follows:

Beginning on the easterly boundary line of said entire tract of property at a point 1711.48 ft. east, 63.37 ft. north, 854.30 ft. S. 89°59'54" E. and 253.29 ft. N. 19°34' W. from the City Monument at the intersection of 13th East Street and 5th South Street, said point of beginning is also 50.0 ft. perpendicularly distant easterly from the center line of Guardsman Way at Engineer Station 8+64.72; thence N. 19°34' W. 105.49 ft. along said easterly boundary line to a point 50.0 ft. radially distant southerly from the center line of said highway project; thence Westerly 35.89 ft. along the arc of a 6027.07 ft. radius curve to the right to a point 50.0 ft. perpendicularly distant westerly from the center line of said Guardsman Way (Note: Tangent to said curve at its point of beginning bears N. 73°00'35" W.); thence S. 17°50'52" W. 224.13 ft. to a point of tangency with a 622.96 ft. radius curve to the left; thence Southerly 138.52 ft. along the arc of said curve to the south boundary line of said entire tract of property; thence S. 89°59'54" E. 100.43 ft. along said south boundary line to a point 50.0 ft. radially distant easterly from the center line of Guardsman Way; thence Northerly 107.75 ft. along the arc of a 522.96 ft. radius curve to the right to a point 50.0 ft. perpendicularly distant easterly from the center line of Guardsman Way at Engineer Station 7+23.0 (Note: Tangent to said curve at its point of beginning bears N. 6°02'25" E.); thence N. 17°50'52" E. 140.82 ft. to the point of beginning as shown on the official map of said project on file in the office of the State Road Commission of Utah; said parcel of land contains 0.73 acre, more or less.

(S:R)

(Parcel No. 181:1:R1
Project No. NR-181().

By accepting the use of said described property, the State Road Commission agrees that the use of said land shall be restricted to construction and maintenance of a temporary roadway to the University of Utah Campus from 5th South Street in the vicinity of Guardsman Way; and that in the construction, operation, and maintenance of the temporary roadway, the State Road Commission and all other parties who may be involved in said operation will protect the City's conduit which crosses through the above described property in a manner satisfactory to the City Engineer and the Department of Water Supply and Waterworks of said City.

It is further understood and agreed between the parties hereto that the use of the herein described property be, and the same hereby is during the time of use as herein above described, subject to the City's use of the land for future reservoir construction and that any additional expense which may thereby be incurred by the City, which it would not incur except for the use of said premises by the Grantee, shall be paid for and assumed by the said Grantee.

It is further understood and agreed between the parties hereto that the use by the Grantee of the hereinbefore described lands shall cease and determine at such time that the State Road Commission has completed the overpass on 5th South near Guardsman Way and upon such completion the State Road Commission agrees to leave the said premises in the same condition as they were prior to the herein granted use.

WITNESS the hand and seal of said Salt Lake City Corporation, this 11th day of January, 1966

[Signature]
CITY RECORDER
SALT LAKE CITY
BY [Signature]
MAYOR

(12:R)
(Parcel No. 181:1:R1
Project No. NR-181().

STATE OF UTAH)
 : ss.
COUNTY OF SALT LAKE)

On the 11th day of January, 1966 personally appeared before me J. Bracken Lee and Herman J. Hogensen, who being by me duly sworn, did say that they are the Mayor and City Recorder, respectively, of Salt Lake City, a municipal corporation of the State of Utah, and as such they executed the foregoing instrument on behalf of said corporation by authority of a motion of the Board of Commissioners of Salt Lake City, duly passed on the 11th day of January, 1966 and said persons acknowledged to me that said corporation executed the same.

El Rita M. Beeley
NOTARY PUBLIC, residing
in Salt Lake City, Utah



My Commission Expires:

Sept. 28, 1968

Approved as to form

Jubal Hale
Attorney General

IN WITNESS WHEREOF, the said STATE ROAD COMMISSION OF UTAH has caused this instrument to be executed this 22nd day of December, 1965, by its Director of the Department of Highways.

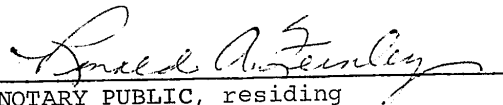
STATE ROAD COMMISSION OF UTAH

BY Henry C. Heland
Director of the Department
of Highways

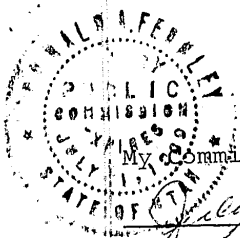
STATE OF UTAH)
 : ss.
COUNTY OF SALT LAKE)

On the 22nd day of December, 1965, personally appeared before me Henry C. Heland, who being by me

duly sworn did say that he is the _____ Director of the Department of Highways, and he further acknowledged to me that said instrument was signed by him in behalf of said STATE ROAD COMMISSION OF UTAH by authority of a resolution of said STATE ROAD COMMISSION OF UTAH, duly passed on June 24, 1957.



NOTARY PUBLIC, residing
in Salt Lake City, Utah



My Commission Expires:

July 1, 1969