

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

RETURNED  
DEC 01 2006

E 2225703 B 4174 P 474-475  
RICHARD T. MAUGHAN  
DAVIS COUNTY, UTAH RECORDER  
12/07/2006 10:40 AM  
FEE \$0.00 Pgs: 2  
DEP RT REC'D FOR UTAH DEPARTMENT OF TRANSPORTATION

NE 28 S1-2W

## Easement

(TRUSTEE)  
Davis County

Tax ID No. 14-019-0069 0100  
0101  
Parcel No. 0108:28:E  
Project No. STP-0108(11)8

Barbara B. Mitchell and A. DeMar Mitchell, Trustees of The Barbara B. Mitchell Family Protection Trust, dated the 13th day of November, 1990

Grantor, of Clinton, County of Davis, State of Utah, 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 Ten, Dollars,

Two perpetual easements upon part of an entire tract of land, situated in the Northeast quarter of Section 28, Township 5 North, Range 2 West, Salt Lake Base and Meridian for the purpose of constructing and maintaining thereon overhead utility lines and cut and/or fill slopes, incident to the widening and grading of the existing highway SR-108 known as 2000 West Street, known as Project No. STP-0108(11)8, and said entire tract of property recorded as Entry 2043906, Book 3702, Page 26 at the Davis County Recorder's office. The easement includes the right to maintain and continue the existence of said cut and/or fill slopes in the same grade and slope ratio as constructed by UDOT. The Easement shall run with the Real Property and shall be binding upon the Grantor and the Grantor's successors, heirs and assigns, and includes and conveys all rights of grantor to change the vertical distance or grade of said cut and/or fill slopes. The easement also includes the right to maintain the area around any overhead utility lines. The boundaries of said portion being described more particularly as follows:

### Parcel One:

Beginning at a point which is South 00°07'29" West 1,188.39 feet along the section line and North 89°52'31" West 39.02 feet from the Northeast corner of said Section 28; thence South 00°07'29" West 133.00 feet to the grantor's south boundary line; thence North 89°52'31" West 12.00 feet

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(WEST by record) along said south boundary line; thence North 00°07'29" East 133.00 feet to the grantor's north boundary line; thence South 89°52'31" East 12.00 feet (EAST by record) along said north boundary line to the point of beginning. Parcel containing 1,596 square feet, more or less.

## Parcel Two:

Beginning at a point which is South 00°07'29" West 934.39 feet along the section line and North 89°52'31" West 39.02 feet from the Northeast corner of said Section 28; thence South 00°07'29" West 123.00 feet to the grantor's south boundary line; thence North 89°52'31" West 10.22 feet (WEST by record) along said south boundary line; thence North 00°07'29" East 123.00 feet to the grantor's north boundary line; thence South 89°52'31" East 10.22 feet (EAST by record) along said north boundary line to the point of beginning. Parcel containing 1,257 square feet, more or less.

The above described parcels of land contain 2,853 square feet, more or less

Basis of bearings: Davis County Coordinate System

WITNESS, the hand of said Grantor, this 11th day of November, A.D. 2006.

Signed in the presence of:

STATE OF Utah )  
 ) ss.  
COUNTY OF DAVIS )

A. DeMar Mitchell  
Barbara B. Mitchell

On the date first above written personally appeared before me, A. DeMar + Barbara B. Mitchell, who, being by me duly sworn, acknowledged to me that he signed the within and foregoing instrument in accordance with the authority as Trustee given under the instrument creating said Trust, and that as Trustee he executed the same.

Gale Padgett  
Notary Public

