

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

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RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
02/14/2017 03:40 PM
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DEPT REC'D FOR UTAH DEPARTMENT O
F TRANSPORTAT

Easement
(TRUSTEE)
(CORRECTION INSTRUMENT)

Davis County

Tax ID No. 12-035-0050
PIN No. 11477
Project No. S-0108(33)4
Parcel No. 0108:190:E

Bernard Smith and Delia Smith, Trustees of the Bernard and Delia Smith Trust dated April 13, 2016, and any amendments thereto, Grantor, of Syracuse, 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 84114, Grantee, for the sum of TEN (\$10.00) Dollars, and other good and valuable considerations, the following described easement in Davis County, State of Utah, to-wit:

A perpetual easement, upon part of an entire tract of property, situate in the NE1/4 SE1/4 of Section 4, Township 4 North, Range 2 West, Salt Lake Base and Meridian, in Davis County, Utah, for the purpose of constructing (reconstructing) and maintaining thereon roadway facilities, overhead and buried utilities and appurtenant parts thereof including, but not limited to fiber optics, lighting facilities, communication cables, storm drains, irrigation ditches and pipes, water lines, sewer lines, gas lines, and highway appurtenances including but not limited to slopes and traffic signs necessary for the widening of the existing highway SR 108 (2000 West Street) and appurtenant parts thereof, known as Project No. S-0108(33)4. The Easement includes the right to enter upon, use, maintain, and enforce said Easement by UDOT, utility owners, successors, heirs and assigns. 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, and erect structures. The boundaries of said part of an entire tract are described as follows:

Beginning at the intersection of the westerly highway right of way line of SR 108 (2000 West Street) of said project and the southerly boundary line of said entire tract, which point is 1870.00 feet NORTH along the section line and 46.27 feet WEST from the southeast corner of said Section 4; and running thence WEST 6.01 feet along said

southerly boundary line to the point of curvature of a non-tangent curve to the left with a radius of 7154.93 feet to a point 69.65 feet radially distant westerly from the right of way control line of said SR-108 (2000 West Street), opposite approximate Engineers Station 175+07.51; thence northerly along said curve with an arc length of 108.22 feet, chord bears N.03°39'10"W. 108.22 feet to the northerly boundary line of said entire tract at a point 71.84 feet radially distant westerly from said right of way control line, opposite approximate Engineers Station 176+16.78; thence EAST 6.01 feet long said northerly boundary line to said westerly highway right of way line at the point of curvature of a non-tangent curve to the right with a radius of 7162.31 feet; thence southerly along said curve with an arc length of 108.22 feet, chord bears S.03°38'58"E. 108.22 feet along said westerly highway right of way line to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation.

The above described part of an entire tract contains .649 square feet in area or 0.015 acre.

(Note: Rotate above bearings 0°30'10" clockwise to equal Highway bearings).

After said SR-108 (2000 West Street) facility is constructed 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 SR-108 (2000 West Street) facility and appurtenant parts thereof.

(Note: This instrument is given to correct that certain Easement recorded as Entry No. 2977332 in Book 6630 at Page 1757-1759 in the office of the Davis County Recorder, Utah.)

WITNESS, the hand of said Grantor, this 24th day of January, A.D. 20 17.

Signed in the presence of:

Desiree Vargas

STATE OF Utah)
) ss.
COUNTY OF Davis)

Bernard Smith

Bernard Smith, Trustee

Delia E. Smith

Delia E. Smith, Trustee

On the date first above written personally appeared before me, Bernard Smith and Delia E. Smith, who, being by me duly sworn, acknowledged to me that they signed the within and foregoing instrument in accordance with the authority as Trustees given under the instrument creating said Trust, and that as Trustees they executed the same.

Desiree Vargas
Notary Public

