

Ent: 390736 - Pg 1 of 3
Date: 10/18/2013 11:52 AM
Fee: \$14.00
Filed By: cp
Jerry M. Houghton, Recorder
Tooele County Corporation
For: TOOELE TITLE COMPANY

02-127-0-0056
02-127-0-0006

After recording return to:
Zachary Peter Lowe
6028 S. Ridgeline Drive, Suite 203
Ogden, UT 84405

FIRST AMENDMENT TO THE RECIPROCAL CROSS EASEMENT AGREEMENT

Whereas Endurance One, LLC (hereinafter "Endurance One") and Tooele Endeavor, LLC (hereinafter "TE") previously entered into a Reciprocal Cross Easement Agreement (hereinafter "the Agreement") dated May 15, 2013.

Whereas Endurance One and TE desire to reaffirm said Reciprocal Cross Easement Agreement with some amendments,

Therefore on the 15th day of October, 2013, in consideration of the mutual promises and covenants Endurance One and TE agree as follows:

1. In the Agreement dated May 15, 2013, the parties granted to each other and any subsequent owners of the Property or any part thereof a non-exclusive easement for pedestrian and vehicular access, ingress and egress over, across, and upon those portions of the Property not occupied by structures or buildings as referenced in Exhibit A to the Agreement.
2. Since entering into the Agreement, the parties have agreed that utilities need to be installed underground in the area on the Property subject to the cross access easement.
3. Therefore, the scope of the easement needs to be increased to allow either party to cause utilities, including but not limited to electricity, water, gas, sewer, telephone, internet, cable television, etc. to be installed underground in the area on the Property subject to the cross access easement.
4. It is the intent of the parties that either party be permitted to install, or to allow the respective public or private entity, the aforementioned utilities on the area of the Property subject to the cross access easement.
5. In all other respects, the parties reaffirm the Reciprocal Cross Easement Agreement.
6. Except for the amendment described above, the terms in the Agreement shall remain the same. This first amendment may be executed in counter parts and the same is effective as of the 15 day of October, 2013.

THIS FIRST AMENDMENT TO THE RECIPROCAL CROSS EASEMENT

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AGREEMENT is executed by the parties, intending to be legally bound, as of the date written above.

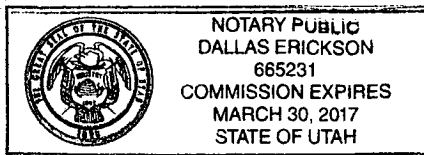
Nathan Kiser
Endurance One, LLC

Matthew Lowe
Tooele Endeavor, LLC

STATE OF UTAH)
) ss.
COUNTY OF SLC)

On the 15 day of October, 2013, personally appeared before me the undersigned, a Notary Public in and for the State of Utah, Nathan Kiser, signer of the foregoing instrument, who is known to me and who acknowledged to me that he/she signed said document freely and voluntarily.

WITNESS my hand and official seal.

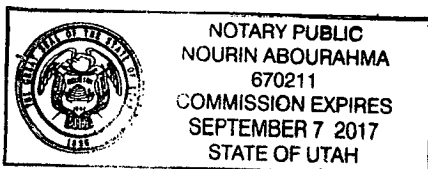


Dallas Erickson
Notary Public

STATE OF UTAH)
) ss.
COUNTY OF WEBER)

On the 15 day of October, 2013, personally appeared before me the undersigned, a Notary Public in and for the State of Utah, Matthew Lowe, signer of the foregoing instrument, who is known to me and who acknowledged to me that he/she signed said document freely and voluntarily.

WITNESS my hand and official seal.



Nourin Abourahma
Notary Public



02-26-2013

**EXHIBIT A
CROSS ACCESS EASEMENT
TOOELE CITY, TOOELE COUNTY, UTAH**

PART OF THE SOUTHEAST QUARTER OF SECTION 16, TOWNSHIP 3 SOUTH, RANGE 4 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY. DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH LINE OF PARCEL NO. 02-127-0-0056, SAID POINT BEING N00°21'58"W ALONG THE SECTION LINE 224.01 FEET AND S89°38'02"W 1194.12 FEET FROM THE SOUTHEAST CORNER OF SECTION 16; THENCE N80°46'37"W ALONG SAID NORTH LINE OF SAID PARCEL 29.91 FEET; THENCE N06°41'49"E 85.78 FEET; THENCE ALONG A CURVE TURNING TO THE LEFT WITH AN ARC LENGTH OF 16.47 FEET, A RADIUS OF 10.50 FEET, A CHORD BEARING OF N38°14'03"W, AND A CHORD LENGTH OF 14.83 FEET; THENCE N83°09'54"W 5.01 FEET TO THE EAST RIGHT OF WAY LINE OF MAIN STREET (U-36); THENCE N06°42'05"E ALONG SAID EAST RIGHT OF WAY LINE 29.00 FEET; THENCE S83°09'54"E 39.48 FEET; THENCE S06°41'49"W 112.15 FEET; THENCE ALONG A CURVE TURNING TO THE LEFT WITH AN ARC LENGTH OF 15.92 FEET, A RADIUS OF 20.50 FEET, A CHORD BEARING OF S15°33'17"E, AND A CHORD LENGTH OF 15.53 FEET TO THE POINT OF BEGINNING

CONTAINING 3,516 SQUARE FEET OR 0.081 ACRES

part of tax id. # 02-127-0-0006