

WHEN RECORDED, MAIL TO:  
Utah Department of Transportation  
Right-of-Way, Fourth Floor,  
4501 South 2700 West,  
Salt Lake City, Utah 84119-5998

## Easement

(TRUSTEE)  
Washington County

Parcel No. 0009:49B:E  
Project No. SP-0009(3)4

FRUIT FARMS BUSINESS TRUST, Grantor,

of HURRICANE, County of WASHINGTON, State of UTAH,  
hereby GRANT AND CONVEY to the UTAH DEPARTMENT OF TRANSPORTATION, at  
4501 South 2700 West, Salt Lake City, Utah 84119, Grantee, for the sum  
of THIRTY-THREE THOUSAND THREE HUNDRED & NO/100 (\$33,300.00) -----, Dollars,

a perpetual easement upon part of an entire tract of property in Lot 13 of BLOCK 14  
and Lots 15 & 16 of BLOCK 13, HURRICANE FIELD SURVEY in Washington County, Utah, for  
the purpose of constructing thereon CUT and/or FILL SLOPES and necessary drainage  
ditches and appurtenant parts thereof, incident to the construction of a Highway  
known as Project No. SP-0009(3)4:

Said part of an entire tract is described as follows:  
Beginning at the intersection of the Northerly Right of Way Line of Highway SR-9 and  
the East Line of said Lot 13; thence N.89°13'58"W. 445.11 ft. along said right of  
Way Line; thence North 10.37 ft to a point 60.37 perpendicularly distant northerly  
from the Control Line of said Project at Engineers Sta. 460+04.85; thence  
N.86°28'41"E. 396.26 ft. to a point 90.00 ft. perpendicularly distant northerly from  
said Control Line at Engineer Sta. 464+00; thence S.83°32'32"E. 50.36 ft. to said  
East Line at a point 85.00 ft. perpendicularly distant northerly from said Control  
Line at Engineer Sta. 464+50.12; thence South 35.00 ft. along said East Line to the  
Point of Beginning.

Also: Beginning in the Northerly Right of Way Line of Highway SR-9, at a point  
545.17 ft. N.89°13'58"W. from the intersection of said Northerly Right of Way Line  
and the East Line of said Lot 13; thence N.89°13'58"W. 481.21 ft. along said right  
of Way Line to the West Line of said Lot 15; thence North 40.00 ft along said West  
line to a point 90.00 perpendicularly distant northerly from the Control Line of  
said Project at Engineers Sta. 454+23.80; thence N.89°00'39"E. 326.35 ft. to a point  
100.00 ft. perpendicularly distant northerly from said Control line at Engineer Sta.  
457+50; thence S.54°12'20"E. 60.98 ft. to a point 65.00 ft. perpendicularly distant  
northerly from said Control Line of at Engineer Sta. 458+00; thence S.87°48'01"E.  
104.86 ft.; thence South 12.38 ft. to the Point of Beginning.

The above described parts of an entire tract contain 29707 square feet of area  
or 0.682 acre.

00524451 BK0977 Pg0242  
RUSSELL SHIRTS \* WASHINGTON CO RECORDER  
1996 FEB 26 12:43 PM FEE \$ .00 BY RS  
FOR: UTAH DEPT OF TRANSPORTATION

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TRUSTEE RW-09T (10-05-94)

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 said Utah Department of Transportation, thereafter said Utah Department of Transportation is relieved of any further claim or demand for costs, damages or maintenance charges which may accrue against said slopes and appurtenant parts thereof.

WITNESS, the hand\_ of said Grantor\_, this \_\_\_\_\_ day  
of \_\_\_\_\_, A.D. 19\_\_.

Signed in the presence of:

*William Stratton*

STATE OF UTAH )  
 ) ss.  
COUNTY OF WASHINGTON )

On the date first above written personally appeared before me,  
WILLIAM CUMON STRATTON

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.

*Shaurna Adams*  
Notary Public

