

WHEN RECORDED, RETURN TO:

SMHG Landco LLC  
3632 N. Wolf Creek Drive  
Eden, Utah 84310  
Attention: Jeff Werbelow

**TERMINATION OF  
EASEMENT FOR WATER AND SEWER SERVICE**

**\*CORRECTIVE RECORDING: This Document is being re-recorded to provide additional information that was not included in Entry No. 2774936**

This TERMINATION OF EASEMENT FOR WATER AND SEWER SERVICE (this "Termination") is made this \_\_\_\_ day of \_\_\_\_\_ 2016, by and between SMHG LANDCO L.L.C. ("Grantor"), as successor in interest to Summit Mountain Holding Group, L.L.C. ("SMHG"), and POWDER MOUNTAIN WATER AND SEWER IMPROVEMENT DISTRICT, a political subdivision of Weber County ("Grantee").

**RECITALS**

A. On January 17, 2014, SMHG executed that certain Easement Agreement for Water and Sewer Service, recorded on January 27, 2014 as Entry No. 2672956 in the Official Records of Weber County, Utah ("Easement") in favor of Grantee and against the against certain real property then owned by SMHG as described in Exhibit "A" attached hereto (the "Property").

B. On June 19, 2014, SMHG executed that certain Special Warranty Deed, recorded on June 20, 2014 as Entry No. 2691509 in the Official Records of Weber County, Utah transferring ownership of the Property to Grantor.

C. Grantor and Grantee wish to terminate and abandon the Easement and release Property as provided herein.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantor and Grantee hereby agree as follows:

**AGREEMENT**

Termination of Easement. Grantor and Grantee hereby permanently and irrevocably terminate and abandon the Easement, and all rights and obligations thereunder are terminated, released, and of no further force and effect. Upon recordation of this Termination in the Official Records of Weber County, the Property shall be deemed to be free and clear of the effect of the Easement to the same extent as if the Easement had never been created. Grantee hereby terminates, releases, relinquishes, surrenders, disclaims and abandons all rights, title, and interest in the Easement and the Property.

*[Signatures on following page.]*

**IN WITNESS WHEREOF**, Grantor and Grantee have executed this Termination of Easement for Water and Sewer Service as of the date first indicated above.

**GRANTOR:**

SMHG LANDCO LLC, a Delaware limited liability company

By: Summit Mountain Holding Group, L.L.C., a Utah limited liability company  
Its: Sole Member

By: Summit Revolution LLC, a Delaware limited liability company  
Its: Sole Member

By: \_\_\_\_\_  
Name: Jeff Werbelow  
Its: Authorized Signatory

**GRANTEE:**

POWDER MOUNTAIN WATER AND SEWER IMPROVEMENT DISTRICT, a political subdivision of Weber County

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Its: \_\_\_\_\_



## EXHIBIT "A"

### Legal Description of Released Easement Property

BEGINNING AT A POINT THAT IS ON THE EASTERLY RIGHT OF WAY LINE OF ROLLING DRIVE, SAID POINT ALSO LIES NORTH 87°49'19" EAST 1587.29 FEET ALONG THE SECTION LINE AND SOUTH 968.57 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 5, TOWNSHIP 7 NORTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN (BASIS OF BEARINGS IS NORTH 89°55'51" WEST ALONG THE LINE BETWEEN THE NORTHEAST CORNER OF SECTION 1, TOWNSHIP 7 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN AND THE WEBER COUNTY MONUMENT AT THE INTERSECTION OF THE WEBER/CACHE COUNTY LINE AND THE SECTION LINE, TIE FROM TOWNSHIP CORNER TO SOUTH QUARTER CORNER SECTION 5 IS SOUTH 53°43'38" EAST 9312.68 FEET), RUNNING THENCE NORTH 85°44'00" EAST 87.02 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF DAYBREAK RIDGE; THENCE SOUTHERLY ALONG SAID WESTERLY LINE AND A 343.00 FOOT RADIUS NON-TANGENT CURVE TO THE LEFT(CHORDS BEARS SOUTH 13°50'08" EAST 10.14 FEET), THROUGH A CENTRAL ANGLE OF 1°41'39", A DISTANCE OF 10.14 FEET; THENCE SOUTH 85°44'00" WEST 89.77 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY LINE OF ROLLING DRIVE; THENCE NORTHERLY ALONG SAID EASTERLY LINE AND A 218.00 FOOT RADIUS NON-TANGENT CURVE TO THE LEFT(CHORD BEARS NORTH 1°49'19" EAST 10.06 FEET), THROUGH A CENTRAL ANGLE OF 2°38'36", A DISTANCE OF 10.06 FEET TO THE POINT OF BEGINNING.