

ESMT-2021-0024 Quartet Northeast Subdivision No. 1 _____

PEDESTRIAN PATHWAY EASEMENT

THIS AGREEMENT, made this 28th day of June, 20 22, between Brighton Development Inc. hereinafter referred to as "Grantor", and the City of Meridian, an Idaho municipal corporation, hereinafter referred to as "Grantee";

WITNESSETH:

WHEREAS, Grantor is the owner of real property on portions of which the City of Meridian desires to establish a public pathway; and

WHEREAS, the Grantor desires to grant an easement to establish a public pathway and provide connectivity to present and future portions of the pathway; and

WHEREAS, Grantor shall construct the pathway improvements upon the easement described herein; and

NOW, THEREFORE, the parties agree as follows:

THE GRANTOR does hereby grant unto the Grantee an easement on the following property, described on Exhibit "A" and depicted on Exhibit "B" attached hereto and incorporated herein.

THE EASEMENT hereby granted is for the purpose of providing a public pedestrian pathway easement for multiple-use non-motorized recreation, with the free right of access to such facilities at any and all times.

TO HAVE AND TO HOLD, said easement unto said Grantee, its successors and assigns forever.

THE GRANTOR hereby covenants and agrees that it will not place or allow to be placed any permanent structures, trees, brush, or perennial shrubs or flowers within the area described for this easement, which would interfere with the use of said easement, for the purposes stated herein.

IT IS EXPRESSLY UNDERSTOOD AND AGREED, by and between the parties hereto, that the Grantor shall repair and maintain the pathway improvements.

THE GRANTOR hereby covenants and agrees with the Grantee that should any part of the easement hereby granted become part of, or lie within the boundaries of any public street,

GRANTEE: CITY OF MERIDIAN

Robert E. Simison, Mayor 6-28-2022

Attest by Chris Johnson, City Clerk 6-28-2022

STATE OF IDAHO,)

: ss.

County of Ada)

This record was acknowledged before me on 6-28-2022 (date) by Robert E. Simison and Chris Johnson on behalf of the City of Meridian, in their capacities as Mayor and City Clerk, respectively.

Notary Signature

My Commission Expires: 3-28-2028

March 24, 2021
Quartet Northeast Subdivision No. 1
Project No. 20-088
Legal Description
City of Meridian
Pathway Easement

Exhibit A

A parcel of land for a City of Meridian Pathway Easement being 14.00 feet wide, 7.00 feet each side of the following described centerline and situated in a portion of the South 1/2 of the Northwest 1/4 of Section 34, Township 4 North, Range 1 West, B.M., City of Meridian, Ada County, Idaho and being more particularly described as follows:

Commencing at the West 1/4 corner of said Section 34, which bears S00°27'24"W a distance of 2,631.60 feet from the Northwest corner of said Section 34;

Thence following the westerly line of said Northwest 1/4, N00°27'24"E a distance of 503.12 feet;

Thence leaving said westerly line, S89°32'36"E a distance of 48.00 feet to the easterly right-of-way line of N. Black Cat Road and being the **POINT OF BEGINNING**.

Thence S78°15'35"E a distance of 261.89 feet;

Thence S78°22'23"E a distance of 307.09 feet;

Thence S79°05'40"E a distance of 326.90 feet;

Thence S77°05'23"E a distance of 111.77 feet;

Thence S79°57'01"E a distance of 204.29 feet;

Thence S73°28'41"E a distance of 124.81 feet;

Thence S46°51'55"E a distance of 152.75 feet;

Thence S38°17'55"E a distance of 185.20 feet to the East-West centerline of said Section 34 and being the **POINT OF TERMINUS**, from which said West 1/4 corner bears N89°16'14"W a distance of 1,586.34 feet.

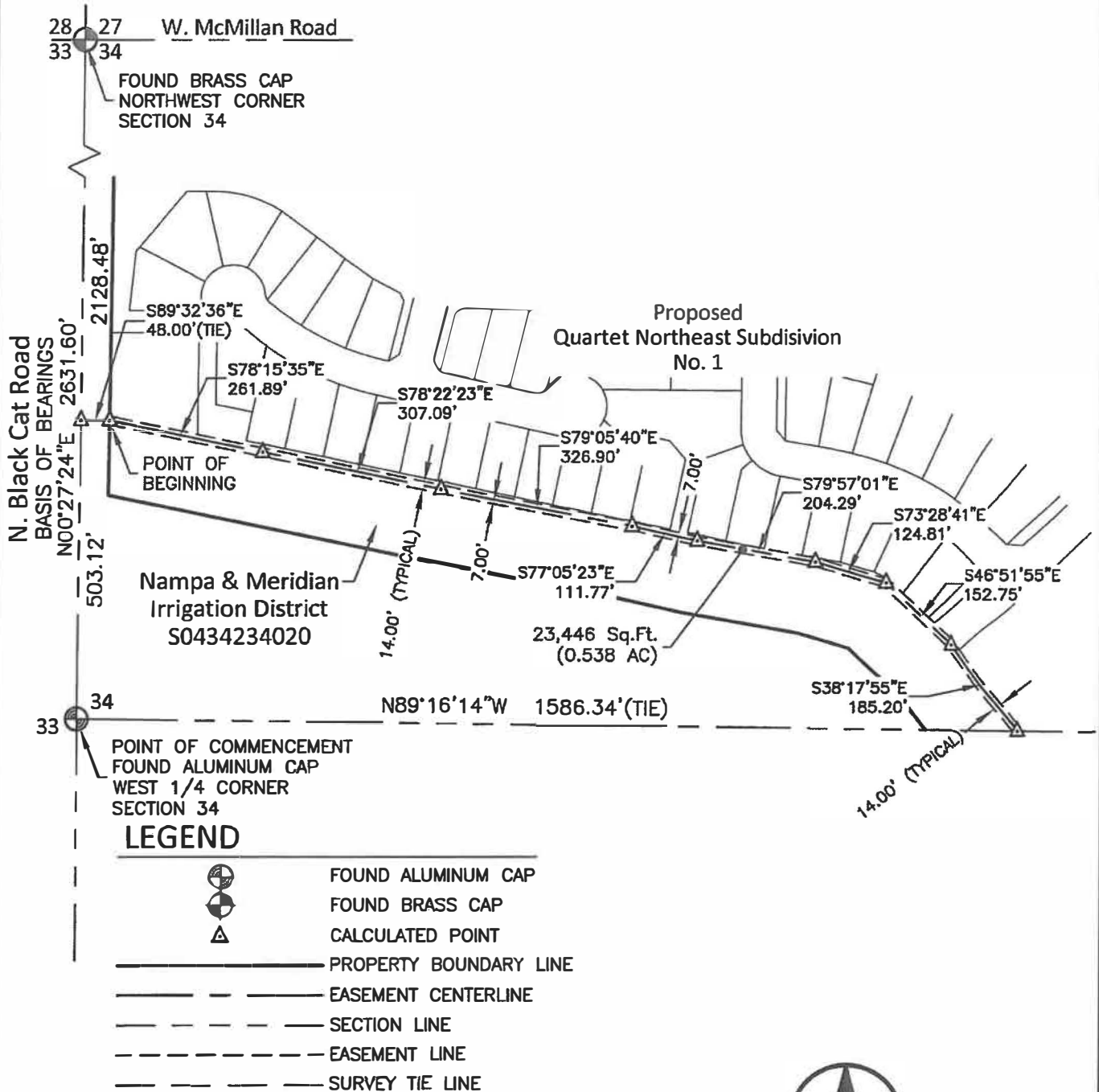
The sidelines of the above-described easement shall be lengthened or shortened to intersect the easterly right-of-way line of N. Black Cat Road and the East-West centerline of said Section 34.

Said easement description contains a total of 23,446 square feet (0.538 acres), more or less, and is subject to all existing easements and/or rights-of-way of record or implied.

Attached hereto is **Exhibit B** and by this reference is made a part hereof.



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km
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DATE: Mar ch2021
PROJECT: 20-088
SHEET:
1 OF 1

Exhibit B
City of Meridian Pathway Easement

A portion of the South 1/2 of the Northwest 1/4, Section 34, Township 4 North, Range 1 West,
Boise Meridian, City of Meridian, Ada County, Idaho