

MILE HIGH PINES PEDESTRIAN PATHWAY EASEMENT #1

PEDESTRIAN PATHWAY EASEMENT

THIS AGREEMENT, made this 3rd day of May 2022 , between **PR III BARON BFR TEN MILE OWNER LLC**,

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 5-3-2022

Attest by Chris Johnson, City Clerk 5-3-2022

STATE OF IDAHO,)

: ss.

County of Ada)

This record was acknowledged before me on 5-3-2022 (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

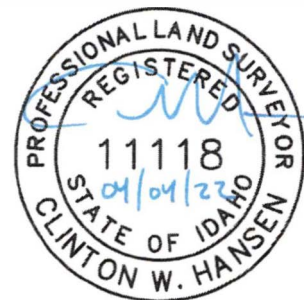
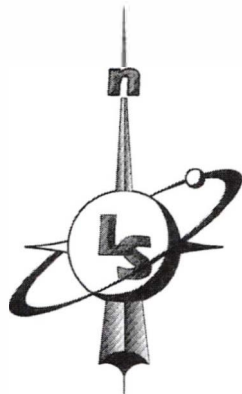
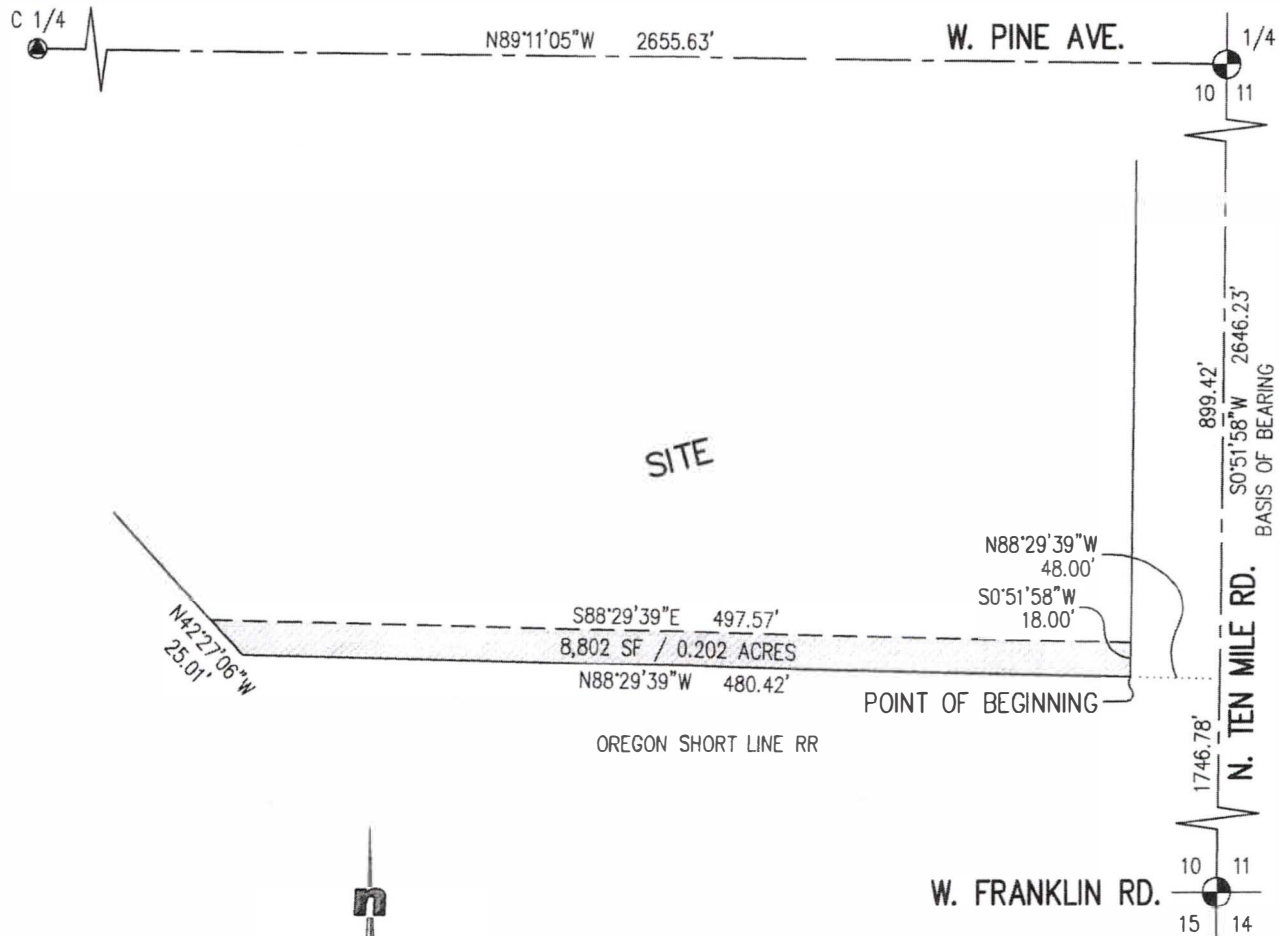
My Commission Expires: 3-28-2028

EXHIBIT B

CITY OF MERIDIAN PATHWAY EASEMENT

MILE HIGH PINES SUBDIVISION

LOCATED IN THE NE 1/4 OF THE SE 1/4 OF SECTION 10, T.3N., R.1W., B.M.
CITY OF MERIDIAN, ADA COUNTY, IDAHO



LandSolutions
Land Surveying and Consulting

231 E 5TH ST., STE. A
MERIDIAN, ID 83642
(208) 288-2040 (208) 288-2557 fax
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JOB NO. 19-19

EXHIBIT A
Legal Description
Mile High Pines Subdivision
City of Meridian Pathway Easement

An easement being located in the NE ¼ of the SE ¼ of Section 10, Township 3 North, Range 1 West, Boise Meridian, City of Meridian, Ada County, Idaho, and more particularly described as follows:

Commencing at a Brass Cap monument marking the northeast corner of said NE ¼ of the SE ¼, from which a Brass Cap monument marking the southeast corner of the SE ¼ of said Section 10 bears S 0°51'58" W a distance of 2646.23 feet;

Thence S 0°51'58" W along the easterly boundary of said NE ¼ of the SE ¼ a distance of 899.42 feet to a point;

Thence leaving said boundary N 88°29'39" W a distance of 48.00 feet to a point on the westerly right-of-way of N. Ten Mile Road, the **POINT OF BEGINNING**;

Thence leaving said right-of-way and continuing N 88°29'39" W a distance of 480.42 feet to a point;

Thence N 42°27'06" W a distance of 25.01 feet to a point;

Thence S 88°29'39" E a distance of 497.57 feet to a point on the westerly right-of-way of N. Ten Mile Road;

Thence along said right-of-way S 0°51'58" W a distance of 18.00 feet to the **POINT OF BEGINNING**.

This parcel contains 8,802 square feet (0.202 acres) and is subject to any other easements existing or in use.

Clinton W. Hansen, PLS
Land Solutions, PC
April 4, 2022

