

**MIDVALE CITY, UTAH
RESOLUTION NO. 2022-R-32**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER
A PERPETUAL EASEMENT AGREEMENT WITH
GARDNER JORDAN BLUFFS, L.C.**

WHEREAS, Gardner Jordan Bluffs, L.C. is owner of certain property located approximately 8250 South Bingham Junction, Midvale, Utah (“Property”) which includes property along the bank of the Jordan River; and

WHEREAS, Salt Lake County wishes to design and construct a boat launch on the Property on the east bank of the Jordan River; and

WHEREAS, Gardner Jordan Bluffs, L.C. and Midvale City wish to enter into a Perpetual Easement Agreement for the construction, maintenance and access to the boat launch; and

WHEREAS, Midvale City Council believes that the public access to the Jordan River Trail by and through the use of the newly constructed boat launch benefits the residents of Midvale City.

**NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF
MIDVALE, UTAH**

1. The Midvale City Council authorizes the Mayor to enter into a Perpetual Easement Agreement with Gardner Jordan Bluffs, L.C.
2. This Resolution takes effect immediately.

APPROVED AND ADOPTED this 21st day of June, 2022.


Marcus Stevenson, Mayor

ATTEST:


~~Rori L. Anderson, Deputy Recorder~~
~~City Recorder~~ Shelly Reed

(Signatures appear on separate page.)

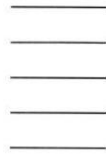
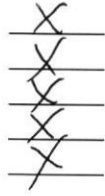
Voting by the City Council

“Aye”

“Nay”



Quinn Sperry
Paul Glover
Heidi Robinson
Bryant Brown
Dustin Gettel



Parcel No. 4036.001:PE
Tax Serial No. 21-35-401-001
County Project No.:
Jordan River Portages
Surveyor WO: W031021026

WHEN RECORDED RETURN TO:
Midvale City Recorder
7505 S Holden Street
Midvale, Utah 84047

Space above for County Recorder's use

Parcel No. 4036.001:PE
Tax Serial No. 21-35-401-001
County Project No.:
Jordan River Portages
Surveyor WO: W031021026

PERPETUAL ACCESS EASEMENT AGREEMENT

THIS PERPETUAL EASEMENT AGREEMENT (this "Agreement") is made and entered into as of this _____ day of May, 2022 (the "Effective Date"), between GARDNER JORDAN BLUFFS, L.C., a Utah limited liability company ("Grantor") and MIDVALE CITY, a municipal corporation of the State of Utah ("Grantee"). Grantor and Grantee are sometimes referred to herein singularly as a "Party" and collectively as the "Parties" with respect to the following:

RECITALS

- A. Grantor owns certain real property located at approximately 8250 South Bingham Junction, Midvale, Utah, also identified as Parcel No. 21-35-401-001 (the "Property").
- B. The Property is adjacent to the Jordan River, and a portion of the Jordan River Trail is located on the Property pursuant to a prior easement granted by Grantor's predecessor-in-interest.
- C. Grantee desires to obtain a perpetual easement across a specified portion of the Property to allow for construction and maintenance of a boat take-out portage on the east bank of the Jordan River (the "Portage") and to allow for access from the Portage to the Jordan River Trail located on Property.
- D. Grantor is willing to grant and convey a perpetual easement to Grantee pursuant to the terms and conditions of this Agreement.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and based upon the mutual promises and covenants set forth therein, the Parties agree as follows: