

EXTENSION OF PROTECTION STRIP DEDICATION

RECITALS

WHEREAS the Protection Strip Dedication (“**Dedication**”) was recorded by the Grand County Recorder on June 11, 2010, as executed between Moab City and the Grantors Dennis and Patricia Byrd (the Parties);

WHEREAS the Dedication provides it will continue for twelve (12) years from the date of the recording, following which it will automatically terminate unless the duration is extended in writing by Grantor and Moab City prior to the termination date;

WHEREAS the automatic termination date was June 11, 2022;

WHEREAS Moab City and the Grantors agreed to extend the Dedication for ninety (90) days from the date of termination until September 8, 2022, to discuss options to benefit both parties;

WHEREAS Moab City and the Grantors met on August 10, 2022, to discuss the mutual benefits and promises in the Dedication;

WHEREAS the Dedication benefits both parties, if extended, because Moab City preserves connection to public utilities and roadway access and Grantors may pursue a calculated reimbursement for the Preserve Subdivision’s road construction costs from future adjacent property owners;

WHEREAS the original Property Strip Dedication is attached as Exhibit A which shows the complete Dedication agreement with the termination date and extension language in paragraph 5; and

NOW, THEREFORE, in consideration of the mutual promises and covenants herein, the receipt and sufficiency of which are hereby acknowledged, the Parties covenant and agree as follows:

AGREEMENT

1. **Property Strip Dedication.** The parties, Moab City and Grantors Dennis and Patricia Byrd, agree to extend the Dedication for twelve (12) years.
2. **Duration, Vesting in City.** In the event that all or any portion of Tract A or Tract B has not been conveyed pursuant to this extended Dedication to one or more of the Adjacent Owners prior to new termination date, then the balance of those tracts shall immediately be deemed to vest in, and be owned in fee simple, by Moab City.

[Signatures on following page – remainder of page left intentionally blank]

Grantors have executed this extension to this Dedication for twelve (12) years as of the date set forth below.

GRANTORS:

DENNIS E. BYRD, JR.

DATE

PATRICIA B. BYRD

DATE

STATE OF UTAH)
)S.S.
COUNTY OF GRAND)

The foregoing Extension of Dedication was executed before by _____ this _____ day of _____, 2022. Witness my hand and official seal. My commission expires: _____

Notary Public, State of Utah

Approved by the City of Moab as set forth below.

CITY OF MOAB:

Mayor Joette Langianese

Attest:

Sommar Johnson, City Recorder

Date

EXHIBIT A
Protection Strip Dedication

