**R453. Cultural and Community Engagement, Historic Preservation.**

**R453-3. Preservation Easements.**

**R453-3-1. Purpose.**

The purpose of this rule is to insure the adequate handling of preservation easements and their proper recording in accordance with Sections 9-8a-503 and 9-8a-504.

**R453-3-2. Definitions.**

Terms used in this rule are defined as:

(1) "historical value" means a property on the State or National Register of Historic Places; and

(2) "office" means the State Historic Preservation Office.

**R453-3-3. Granting of an Easement to the Division.**

(1) The office may accept easements under the following conditions:

(a) the property is on the National Register or State Register of Historic Places;

(b) the easement will be recorded with the proper county recorder's office;

(c) the preservation easement will prohibit demolition or alteration not in conformance with the Secretary of Interior's Standards for Rehabilitation;

(d) the easement shall be in place for as long as the owner specifies but for no less than that required by IRS rule, if any, or;

(e) the office shall acknowledge within 30 days acceptance or rejection of the easement.

**KEY: historic preservation, historic sites**

**Date of Last Change: December 15, 2025**

**Authorizing, and Implemented or Interpreted Law: 9-8a-503; 9-8a-504**