

UTAH TITLE Co.

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Date MAR - 3 1980 at 2:40 PM CAROL DEAN PAGE Recorder Davis County
By Shauna Martin Deputy Book 815 Page 139

558876

BOUNDARY LINE AGREEMENT
D-9888

W¹/₂ - 31 - 4N - 1W
E¹/₂ - 31 - 4N - 2W

This agreement made and executed this 11 day of June, 1979 by and between Glen W. Hill and Leonard W. Hill and Donald Neville and Margery B. Neville, his wife and Joseph F. Hill and Richard F. Hill, Dorothy Hill Adams, SHERAL Heninger and Richard Heninger, Thea D. Call, Floyd D. Ahlstrom and Sharon L. Ahlstrom, his wife and Garn Evans and Patricia L. Evans, his wife, Oma E. Wilcox, Elizabeth E. Simmons, Bonnie Rae E. Barlow, Carol E. Morgan, Kate E. Anderson and Peter K. Ellison, Trustee.

Witnesseth, that whereas the parties hereto are the owners and possessors of adjacent tracts of land situated in Davis County, Utah, which have been separated by an existing fence line, which fence has been in existence for a period of time, and has been recognized by the parties hereto as being the boundary between their respective ownerships, and that of their predecessors in interest, during its existence, and

Whereas, a survey prepared by Max B. Elliott, registered land surveyor, discloses the fact that the possession lines on the ground as evidenced by said fence do not coincide nor agree with the record titles of the parties hereto, and it is the desire and intent of the parties hereto that said fence lines shall be officially established as the boundary between the properties of the parties hereto, that each of said parties shall have title to the property within their possession, and that the record ownership and tax assessments shall be made to coincide with such possession lines;

Now therefore, for and in consideration of the premises, and of the mutual benefit of each of the parties hereto, and in further consideration of the sum of \$10.00 by each party paid to the other, the receipt of which is hereby acknowledged, it is HEREBY AGREED AND CONFIRMED by and between the parties hereto as follows:

- Abstracted
- Indexed
- Entered
- Plotted
- On Margin
- Compared

1. The parties hereto agree that the legal description of the old fence line shown in Exhibit A, attached hereto and made part of this agreement, shall be and remain as the controlling boundary between the respective properties.

2. Nothing contained in this instrument shall be construed as a release or relinquishment by any of the parties hereto of any possessory rights each party may have as evidenced by said fence, and in the event of an error by the aforesaid survey the said fence shall be and remain as the controlling boundary between the properties of the parties hereto.

3. The agreements, terms and conditions contained in this agreement shall be and hereby are, binding on the heirs, administrators, successors and assigns of the parties hereto.

<u>Glenn W. Hill</u>	<u>Ronald Hill</u>
<u>Donald W. Hill</u>	<u>Margery B. Mink</u>
<u>Shoed. Hall 6/1/79</u>	<u>Dorothy Hill Adams</u>
<u>* Arnold J. Tanner</u>	<u>Anna E. Meece</u>
<u>Hill Brothers</u>	<u>by Anna E. Meece, Agent</u>
<u>Richard Hill</u>	<u>Digby E. Simmons</u>
<u>* Richard J. Hill</u>	<u>by Anna E. Meece, Atty in fact</u>
<u>Joseph J. Hill</u>	<u>Bonnie Rae E. Barber</u>
<u>Lloyd D. Whitson</u>	<u>by Anna E. Meece, Atty in fact</u>
<u>Sharon Chelstrom</u>	<u>Carol E. Thorpe</u>
<u>Sam J. Eng</u>	<u>by Anna E. Meece, Atty in fact</u>
<u>Patricia J. Eccles</u>	<u>Kate G. Anderson</u>
<u>Peter K. Elson, Trustee</u>	<u>by Anna E. Meece, Atty in fact</u>
<u>Richard W. Hennings</u>	
<u>Shirley Hennings</u>	
<u>Atty in fact of J. J. Hennings</u>	

EXHIBIT A

Beginning at a point which is North $89^{\circ}53'$ West 1980.0 ft. from the Southeast corner of Section 36, Township 4 North, Range 2 West, Salt Lake Base & Meridian, thence North $0^{\circ}07'$ East parallel to the East line of Section 36, a distance of 1175.2 feet to an old fence line, thence North $51^{\circ}21'06''$ East 3002.71 feet along the old fence line, thence North $78^{\circ}38'12''$ East 970.82 feet along the old fence line, thence South $0^{\circ}06'20''$ East 558.0 feet along an old fence line, thence South $89^{\circ}18'40''$ East 641.34 feet along an old fence line, thence South $28^{\circ}26'$ West 34.47 feet along the Westerly line of a road.

STATE OF UTAH)
County of Davis) ss.

On the 26 day of February A.D. 1980, personally appeared before me GLEN W. HILL, LEONARD W. HILL, THE D. CALL, DONALD NEVILLE, MARGERY B. NEVILLE, JOSEPH F. HILL, RICHARD F. HILL, DOROTHY HILL ADAMS, FLOYD D. AHLSTROM, SHARON AHLSTROM, GARN EVANS, PATRICIA L. EVANS, OMA E. WILCOX and PETER K. ELLISON, Trustee, the signers of the foregoing instrument, who duly acknowledged to me that they executed the same.

My commission expires: Nov. 28, 1983

Howard Dygert
Notary Public, residing at:
Farmington, Utah

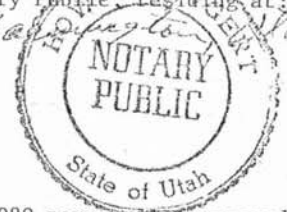


STATE OF UTAH)
County of Davis) ss.

On the 28 day of February A.D. 1980 personally appeared before me NOALL Z. TANNER who, being by me duly sworn did say that he is the Attorney in Fact of RICHARD N. HENINGER, aka RICHARD HENINGER and SHERAL HENINGER and that the said instrument was signed in behalf of said grantor by authority, and said NOALL Z. TANNER acknowledged to me that he as such Attorney in Fact executed the same.

My commission expires: Nov. 28, 1983

Howard Dygert
Notary Public, residing at:
Farmington, Utah



STATE OF UTAH)
County of Davis) ss.

On the 26 day of February A.D. 1980 personally appeared before me OMA E. WILCOX, who being by me duly sworn did say that she is the Attorney in Fact of ELIZABETH E. SIMMONS, BONNIE RAE E. BARLOW, CAROL E. MORGAN and KATE E. ANDERSON and that the said instrument was signed in behalf of said grantors by authority, and said OMA E. WILCOX acknowledged to me that she as such Attorney in Fact executed the same.

My commission expires: Nov. 28, 1983

Howard Dygert
Notary Public, residing at:
Farmington, Utah

