

BOUNDARY LINE AGREEMENT

E 1556477 B 2578 P 279
SHERYL L. WHITE, DAVIS CNTY RECORDER
1999 NOV 3 1:19 PM FEE 19.00 DEP AC
REC'D FOR BONNEVILLE TITLE COMPANY, INC

THIS BOUNDARY LINE AGREEMENT ("Agreement") is entered into this 20 day of October, 1999, by and between GLORIA W. CUTHBERT and ELMER J. CUTHBERT, Trustees of the GLORIA W. CUTHBERT FAMILY PROTECTION TRUST, dated the 3rd day of November, 1998, ("Cuthbert") and DOUGLAS K. COOK as Personal Representative of the estate of AMOS ROY COOK JR., Deceased, under Probate filed in the Second Judicial District Court, Davis County, Utah, Case No. 963700172, ("Cook") hereinafter jointly referred to as the "Parties".

RECITALS:

A. WHEREAS, Cuthbert is the owner of that certain real property located in Davis County, State of Utah, and more particularly described in Exhibit "A", a copy of which is attached hereto and by this reference incorporated herein.

B. WHEREAS, Cook is the owner of that certain real property located in Davis County, State of Utah, and more particularly described on Exhibit "B", a copy of which is attached hereto and by this reference incorporated herein.

C. WHEREAS, pursuant to this Agreement, the Parties desire to clarify and establish the Fence line between their respective properties described herein which Fence lines have been delineated and established by a survey prepared by Don Moore of Ensign Engineering.

NOW, THEREFORE, for ten dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, it is mutually agreed by, between and among the Parties, and each of them, that:

1. The foregoing recitals are hereby incorporated by reference as though fully set forth herein.

2. The Parties, and each of them, hereby acknowledge and agree that their rights of occupancy in their respective properties heretofore enjoyed should continue except as modified herein.

3. The Parties, and each of them, hereby acknowledge and agree that the Fence Line established by the herein described survey between the Cuthbert Property and the Cook Property is the established Boundary Line between the respective properties, and the legal description establishing the Fence Line, located in Davis County, State of Utah, is more particularly described as follows:

Beginning at a point on the East line of 3000 West and a Fence line extended, South 00°03'50" West 1018.89 feet along the section line,

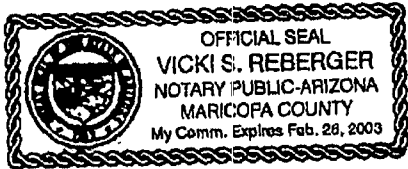
ACCOMMODATION RECORDING ONLY.
BONNEVILLE TITLE COMPANY MAKES NO
REPRESENTATION AS TO CONDITION OF
TITLE, NOR DOES IT ASSUME ANY
RESPONSIBILITY FOR VALIDITY,
SUFFICIENCY OR EFFECT OF DOCUMENT.



DOUGLAS K. COOK, as Personal Representative of the Estate of AMOS ROY COOK, JR., Deceased.

STATE OF Arizona)
COUNTY OF Maricopa) :ss

On the 25th day of October, 1999, personally appeared before me DOUGLAS K. COOK, as personal representative of the Estate of AMOS ROY COOK, JR. under Probate No. 963700172, the signer of the within instrument, who duly acknowledged to me that they executed the same.



Vicki S. Reberger
Notary Public

Signature page #2, Boundary Line Agreement dated October 20, 1999, between Gloria W. Cuthbert and Elmer J. Cuthbert, Trustees, and Douglas K. Cook, Personal Representative, initialed by Douglas K. Cook on pages 1-3.



Exhibit A

E 1556477 B 2578 P 282

Beginning 35.16 Rods East and 2 Rods North from the Southwest Corner of the Southwest Quarter of Section 4, Township 4 North Range 2 West, Salt Lake Meridian, thence North 96.50 Rods; thence East 22.42 Rods; thence South 96.50 Rods; thence West 22.42 Rods to the point of beginning.

Exhibit B

E 1556477 B 2578 P 283

Beginning at a point 2 Rods East and 46.125 Rods South from the Northwest Corner of the Southwest Quarter of Section 4, Township 4 North, Range 2 West, Salt Lake Meridian, thence South 15.375 Rods; thence East 78 Rods; thence North 15.375 Rods; thence West 78 Rods to the point of beginning.

Except as modified by Boundary Line Agreement Recorded August 20, 1999, as Entry No. 1541137, in Book 2548, Page 1203, of official records.