

BOOK 1040

RECORDED AT REQUEST OF
BONNEVILLE TITLE

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DAVIS COUNTY RECORDER
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RECORDED AT THE REQUEST OF,
AND AFTER RECORDING RETURN TO:

BONNEVILLE TITLE

NE 17-4N-1W

QUITCLAIM AND PARTIAL RELEASE OF EASEMENT

THIS QUITCLAIM AND PARTIAL RELEASE OF EASEMENT (the "Release") is executed this 14th day of June 1985 by LAYTON CITY, a municipal corporation ("Layton"), Davis County, Utah.

WHEREAS, on or about December 5, 1977, Layton was granted an easement (the "Easement") for the purpose of installing, repairing, maintaining and operating an eight-inch sewer line;

WHEREAS, the Easement was recorded on March 10, 1978 as Entry No. 488942, Page 367, Book 695 of the records of the Davis County, Utah Recorder;

WHEREAS, in addition to other property, the Easement burdens a portion of that certain real property (the "Burdened Property") that is located in Davis County, Utah; that is owned by Ivory Properties II ("Ivory"), a Utah limited partnership; and that is described more particularly as follows:

A part of the Northeast Quarter of Section 17, Township 4 North, Range 1 West, Salt Lake Base and Meridian, U. S. Survey: Beginning at the Southwest corner of MEADOWBROOK HOLLOW PLAT "B", Layton City, Davis County, Utah, said point being 709.93 feet South 89°52'30" West, 854.04 feet South 0°07'30" East and 656.56 feet South 0°09'12" West from the Northeast corner of said Section 17; running thence South 0°09'12" West 70.00 feet; thence South 89°50'48" East 30.00 feet; thence South 0°09'12" West 360.47 feet; thence North 89°50'48" West 592.47 feet to the East line of

10-028-0039

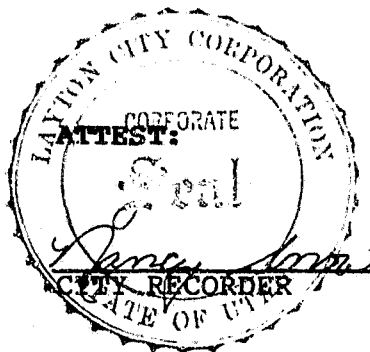
400 West Street; thence North 0°08'48" East 588.68 feet along said East line; thence North 89°46'12" East 461.67 feet; thence South 0°09'12" West 161.31 feet; thence South 89°50'48" East 100.88 feet to the point of beginning

WHEREAS, Ivory has requested Layton, and Layton is willing, to release a portion of the Easement;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Layton hereby releases from the Easement and quitclaims to Ivory the most westerly four feet of that portion of the Easement that is located on the Burdened Property, but Layton expressly retains the remaining portion of the Easement on the Burdened Property which is not released hereby and expressly retains all other portions of the Easement that are located on other property.

LAYTON CITY, a Utah municipal corporation

By: Golden C. Sill
MAYOR



STATE OF UTAH)
) :ss
COUNTY OF DAVIS)

On this 14th day of June 1985, personally appeared before me Golden C. Sill, who, being by me duly sworn, did say that he is the MAYOR of LAYTON CITY, a Utah municipal corporation, and that the foregoing QUITCLAIM AND PARTIAL RELEASE OF

