

10812907

WHEN RECORDED RETURN TO:  
Scott Nielsen, Project Coordinator &  
Tracy Scott Cowdell, General Counsel  
Sandy Suburban Improvement District  
8855 South 700 West  
Sandy City, Utah 84070-2517

10812907  
10/08/2009 10:50 AM \$0.00  
Book - 9769 Pg - 3952-3955  
GARY W. OTT  
RECORDER, SALT LAKE COUNTY, UTAH  
SANDY SUBURBAN IMP. DISTRICT  
PO BOX 7  
SANDY UT 84091-0007  
BY: KSR, DEPUTY - WI 4 P.

### RELEASE AND VACATION OF RIGHT OF WAY AND EASEMENT

This Release and Vacation of Right of Way and Easement Agreement is executed this the 30<sup>th</sup> day of June, 2009, by SANDY SUBURBAN IMPROVEMENT DISTRICT ("SSID").

#### RECITALS:

A. SSID either owns or has an interest in certain real property located in Salt Lake County, State of Utah, at Quarry Bend. A description is attached as Exhibit "A."

B. Pursuant to a Right of Way Agreement, SSID was granted an easement and right of way ("Easement") to install and maintain a sewer line through the property described on Exhibit "B" attached hereto ("Easement Property").

C. SSID and the present owner of the Property ("Owner") desire to vacate the Easement and create a new easement by Grant of Easement and Right of Way dated even date herewith ("New Easement").

D. Upon execution of the New Easement, SSID agrees that the Easement shall be vacated and the New Easement will be created by separate document.

NOW THEREFORE, in consideration of the New Easement and together with other good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged, SSID agrees as follows:

1. Vacation of Easement. Upon the execution and recording of this Agreement and upon the execution and recording of the New Easement, the Easement shall terminate and shall be vacated as to the Easement Property. The Easement shall be and is automatically, forever, completely and irrevocably abandoned, terminated, relinquished and canceled and shall be of no further force or effect as it pertains to the Property.

2. Binding. This Release and Vacation of Right of Way and Easement shall be binding upon SSID and accrue to the benefit of the Owner and Owner's successors and assignees.

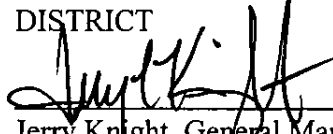
Quarry Bend easement  
(Boyer)

BK 9769 PG 3952

IN WITNESS WHEREOF, the parties executed this Agreement as of the day and year first above written.

SSID:

SANDY SUBURBAN IMPROVEMENT DISTRICT

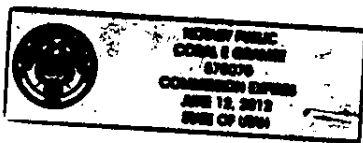
  
Jerry Knight, General Manager

STATE OF UTAH )  
:  
COUNTY OF SALT LAKE )

The foregoing instrument was acknowledged before me this 20<sup>th</sup> day of June, 2009 by Jerry Knight, General Manager, on behalf of SANDY SUBURBAN IMPROVEMENT DISTRICT.

  
Notary Public

My Commission Expires:



**EXHIBIT "A"**  
**Legal Description**

Lots 3, Lot 8 and 10 of Quarry Bend Subdivision according to the plat thereof recorded as an entry in Book 2005P Page 392 of the Official Records of Salt Lake County, Utah.

28-05-451-009

