

10946858

10946858
05/05/2010 10:09 AM \$18.00
Book - 9823 Pg - 2969-2973
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
MARTIN J PEZELY
7700 S MAPLE STREET
MIDVALE UT 84047
BY: HNP, DEPUTY - WI 5 P.

RECORDED AT REQUEST OF:

Martin J. Pezely
Attorney for South Valley
7700 South Maple Street
Midvale, Utah 84047

MAIL TAX NOTICE TO:

Midvale City Corp
655 West Center St
Midvale, Ut 84047
and
Midvalley Improvement District
160 East 7800 South
Midvale, Ut 84047

QUIT-CLAIM DEED

KNOW ALL MEN BY THAT, SOUTH VALLEY WATER RECLAMATION FACILITY, which claims title by or through an instrument recorded in the County Recorder's Office, Salt Lake County, State of Utah, for the consideration of ten dollars (\$10.00) received to the full satisfaction of SOUTH VALLEY WATER RECLAMATION FACILITY, has given, granted, released, and hereby quit-claims all of its right, title and interest to MIDVALLEY IMPROVEMENT DISTRICT, Grantee, an undivided eighty-five per-cent (85%) interest AND MIDVALE CITY CORPORATION, Grantee, an undivided fifteen per-cent (15%) interest in the following described tract of land in Salt Lake County, State of Utah to wit:

PARCEL NUMBER:

PROPERTY DESCRIPTION: AS SET FORTH IN ATTACHED EXHIBIT "A"

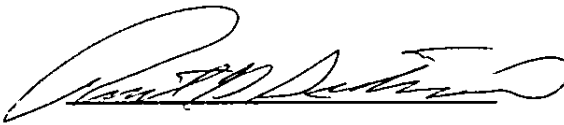
To have and to hold the premises aforesaid, with the appurtenances thereunto belonging to the said Grantees, their heirs and assigns, so that neither the said Grantor, nor any other persons claiming title through or under it, shall or will hereafter claim or demand any right or title to the premises, or any part thereof; but they and every one of them shall by these presents be excluded and forever barred.

BK 9823 PG 2969

And for valuable consideration SOUTH VALLEY WATER RECLAMATION FACILITY, does hereby remise, release and forever quit-claim unto the said Grantees all right, title and interest in the above described premises.

ROBERT G. SUTHERLAND, as Chairman of the Board for South Valley Water Reclamation Facility with full authority has hereunto set his hand this 17 day of February 2010.

SOUTH VALLEY WATER RECLAMATION FACILITY

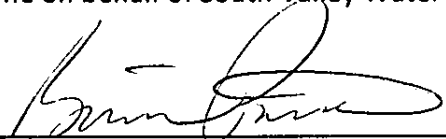
By: 
ROBERT G. SUTHERLAND
CHAIRMAN OF THE BOARD

STATE OF UTAH)

ss:

COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 17 day of February 2010 by ROBERT G. SUTHERLAND as Chairman of the Board of South Valley Water Reclamation Facility in compliance with South Valley Reclamation Facility Resolution Number 02-17-2010 (attached hereto) dated February 17, 2010 and acknowledged to me that he executed the same on behalf of South Valley Water Reclamation Facility.



NOTARY PUBLIC

Residing at:

My Commission Expires:

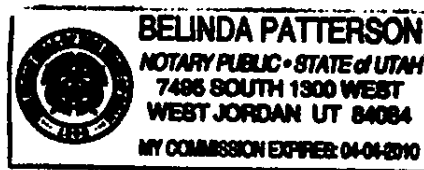


EXHIBIT "A"

A 120.00 foot temporary construction easement and a 30.00 foot permanent easement for sanitary sewer purposes over, under and across that part of the north half of Section 26, Township 2 South, Range 1 West S.L.B. & M.; lying east of the east bank of the Jordan River, Salt Lake County, Utah. The centerline of said temporary and said permanent easement is described as follows:

Commencing at a point $S00^{\circ}19'02''W$ (assumed basis for bearings) 1221.23 feet along the east line of said Section 26 said line also being the centerline of 700 West Street to the centerline of 7200 South Street and $N89^{\circ}49'31''W$ 53.00 feet to the west line of 700 West Street from the Northeast corner of said Section 26; thence along the centerline of a proposed highway as follows: $N89^{\circ}49'31''W$ 392.98; thence Northwestery 1178.94 feet along the arc of a 1314.50 foot radius curve to the right having a central angle of $51^{\circ}23'12''$ whose chord bears $N64^{\circ}07'54''W$ and thence northwesterly 663.61 feet along the arc of a 1457.98 foot radius curve to the left having a central angle of $26^{\circ}18'34''$ whose chord bears $N51^{\circ}35'35''W$ and said centerline there terminating.

Together with a 50 foot by 40 foot construction easement and a 30 foot by 30 foot perpetual easement for the purpose of a sanitary sewer meter and sampling station, said construction easement and perpetual easement being centered lengthwise and parallel to the north easement line and being described as follows:

Beginning at the terminus of the first above described easement line; thence $S89^{\circ}22'10''W$ 795.43 feet; thence said construction easement being 25 feet on either side of and parallel to and said perpetual easement being 15 feet also on either side of and parallel to a line which bears $N00^{\circ}37'50''W$ for a distance of 70 feet for the construction easement and 60 feet for the perpetual easement there terminating.

Together with a 66.00 foot temporary construction easement and a 30.00 foot perpetual easement for sanitary sewer purposes the centerline of which is described as follows:

Beginning at the terminus of the first above described easement line; thence South $89^{\circ}22'10''W$, 895 feet more or less to the east bank of the Jordan River, and said centerline there terminating.

RESOLUTION NO. 02-17-2010

RESOLUTION TO CONVEY ALL OF SVWRF'S RIGHT, TITLE AND INTEREST IN THE C2 INTERCEPTOR AND SIPHON, ITS RIGHT OF WAY AND EASEMENT TO THE MIDVALLEY IMPROVEMENT DISTRICT AND TO MIDVALE CITY COPORATION, IN PROPORTIONATE SHARES

WHEREAS, in 1987, SVWRF entered into an agreement whereby it acquired an interest in an easement and right of way; and

WHEREAS, SVWRF constructed what is now known as the C-2 Interceptor and the project was titled "Interceptor and Siphon SVWRF project 2C". The project included the installation of a 36-inch diameter reinforced concrete interceptor sewer pipe with manholes from 700 West Street in Midvale City and terminated at the siphon inlet box on the East Bank of the Jordan River; and

WHEREAS, said easement also became known as the "New easement"; and

WHEREAS, based upon SVWRF's knowledge of the "local share" for construction of the C-2 interceptor sewer, it is appropriate that any interest SVWRF may have in the Inceptor and Siphon, right of way and easement be conveyed as follows:

Midvalley Improvement District – Eighty Five (85%) per cent.

Midvale City Corporation – Fifteen (15%) percent; and

WHEREAS, it is in the best interests of the facility that a Quit Claim Deed be executed and recorded conveying all of the facility's right, title and interest to the C-2 Interceptor and Siphon, its Easement and Right of Way to Midvalley Improvement District and Midvale City Corporation.

NOW THEREFORE, BE IT RESOLVED BY THE SOUTH VALLEY WATER RECLAMATION FACILITY, Based on the foregoing, that the South Valley Water Reclamation Board

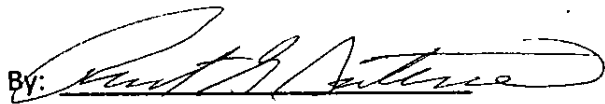
1. Approves the conveyance by Quit Claim Deed of all of SVWRF's right, title and interest in the C-2 Interceptor and Siphon, Right of Way and Easement ("New

Easement") to Midvalley Improvement District (85%) and Midvale City Corporation (15%).

2. The Chairman of the Board is authorized to execute said Quit Claim Deed, a copy of which is attached hereto, and the facility attorney is directed to have said deed recorded in the office of the Salt Lake County Recorder.

APPROVED AND ADOPTED this 17th day of February, 2010.

SOUTH VALLEY WATER RECLAMATION FACILITY

BY: 

ROBERT G. SUTHERLAND,

CHAIRMAN OF THE BOARD

Attest:



Belinda Patterson, District Clerk

(seal)

