

WHEN RECORDED, RETURN TO:

Tara Riddle  
Property Coordinator, Provo City  
P.O. Box 1849  
Provo, Utah 84603-1849

ENT 152051:2003 PG 1 of 5  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2003 Sep 17 10:38 am FEE 0.00 BY JRD  
RECORDED FOR PROVO CITY CORPORATION

## BOUNDARY LINE AGREEMENT

**AGREEMENT**, made and entered into this 17<sup>th</sup> day of September, 2003, by and between **PROVO CITY CORPORATION**, a municipal corporation, and **BUCKLEY PROPERTIES, L.C.**, a Utah limited liability company, for the purpose of fixing and determining a boundary and division line between adjoining parcels of land owned by said parties.

**WHEREAS, PROVO CITY CORPORATION**, owns a particular parcel of land described as:

Beginning at the point of intersection of the south line of said subdivision and the centerline of Arlington Avenue. Said beginning point being South 89 degrees 35 minutes 01 seconds West along the south boundary for a distance of 117.00 feet from the southeast corner of said subdivision. Said beginning point is further described as being South 2644.76 feet and East 1386.45 feet from the North Quarter Corner of Section 17, Township 7 south, Range 3 east, Salt Lake Meridian; thence South 89 degrees 35 minutes 01 seconds West for a distance of 683.859 feet along said south boundary; thence South 11 degrees 44 minutes 06 seconds West for a distance of 67.849 feet leaving the south boundary of the subdivision to the north (east) side of Nevada Avenue; thence North 72 degrees 30 minutes 16 seconds West for a distance of 86.373 feet along Nevada Avenue for this course and the next four courses; thence along a curve to the right having a radius of 272.000 feet and an arc length of 229.219 feet, being subtended by a chord of North 48 degrees 21 minutes 44 seconds West for a distance of 222.496 feet; thence North 24 degrees 13 minutes 13 seconds West for a distance of 686.887 feet; thence along a curve to the left having a radius of 303.000 feet and an arc length of 165.806 feet, being subtended by a chord of North 39 degrees 53 minutes 48 seconds West for a distance of 163.745 feet; thence North 55 degrees 34 minutes 24 seconds West for a distance of 4.003 feet to an intersecting point of said east line of Nevada Avenue with the east line of Slate Canyon Drive; thence North 34 degrees 25 minutes 36 seconds East for a distance of 62.722 feet along Slate Canyon Drive for this course and the next course; thence along a curve to the left having a radius of 683.000 feet and an arc length of 231.931 feet, being subtended by a chord of North 24 degrees 41 minutes 55 seconds East for a distance of 230.818 feet to a revised boundary line with the Buckley property; thence South 65 degrees 26 minutes 55 seconds East for a distance of 276.615 feet along a line coincident with the Buckley property for this course and the next four courses; thence South 31 degrees 05 minutes 59 seconds East for a distance of 455.242 feet along the centerline of Columbia Avenue; thence North 58 degrees 54 minutes 01 seconds East for a distance of 310.000 feet leaving said centerline to the centerline of Arlington Avenue; thence South 31 degrees 05 minutes 59 seconds East for a distance of 851.371 feet along said centerline for this course and the next course; thence along a curve to the right having a radius of 87.440 feet and an arc length of 46.819 feet, being subtended by a chord of South 15 degrees 45 minutes 38 seconds East for a distance of 46.262 feet to the point of beginning.

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Said property contains 17.225 acres more or less, LESS the three (3) privately held parcels as shown on the below described plat.

ALSO: A triangular shaped parcel being bounded on the north by the north line of Plat D, Steel City Subdivision, on the west by the east line of Slate Canyon Drive, and on the southeast by the southeast extent of a double set of overhead power transmission lines. The parcel is further described as follows:

Beginning at the intersection of the above described north line of Plat D and the east line of Slate Canyon Drive, said point being South 1093.619 feet and East 155.097 feet from the North Quarter Corner of Section 17, Township 7 south, Range 3 east, Salt Lake Meridian; thence South 89 degrees 56 minutes 59 seconds East for a distance of 227.314 feet along said north line; thence South 34 degrees 52 minutes 05 seconds West for a distance of 310.128 feet leaving the north line of the subdivision along the southeast extent of a double set of overhead power transmission lines; thence along a curve to the left having a radius of 683.000 feet and an arc length of 261.103 feet, being subtended by a chord of North 11 degrees 06 minutes 44 seconds West for a distance of 259.516 feet to the point of beginning.

Said property contains 0.615 acres more or less

BASIS OF BEARING: See Record of Survey Plat, Section 17: Utah County Surveyor No. 98-2, Provo City Engineering No. 11043 for the Steel City Subdivision tie to the section and quarter section corners. Also Record of Survey Plat, Provo City Property Deeded from Utah County: Utah County Surveyor No. 98-101, Provo City Engineering No. 11053, for Provo City Property tie to the section and quarter section corners. The called for southeast subdivision corner is South 2.22 feet and West 1164.78 feet from the East Quarter Corner of Section 17, Township 7 south, Range 3 east, Salt Lake Meridian as described on the above referenced Record of Survey Plats.

**WHEREAS, BUCKLEY PROPERTIES, L.C.,** owns a particular parcel of land described as:

Beginning at the northeast corner of said subdivision, the corner being South 1094.12 feet and East 724.52 feet from the North Quarter Corner of Section 17, Township 7 South, Range 3 East, Salt Lake Meridian; thence South 16 degrees 53 minutes 59 seconds East for a distance of 98.170 feet along the east boundary of said subdivision for this course and the next three courses; thence South 23 degrees 49 minutes 59 seconds East for a distance of 417.780 feet; thence South 31 degrees 05 minutes 59 seconds East for a distance of 1019.730 feet; thence South 15 degrees 17 minutes 59 seconds East for a distance of 207.916 feet to the southeast corner of said subdivision; thence South 89 degrees 35 minutes 01 seconds West for a distance of 117.001 feet along the south boundary of said subdivision to the centerline of Arlington Avenue; thence along a curve to the left having a radius of 87.440 feet and an arc length of 46.826 feet, being subtended by a chord of North 15 degrees 45 minutes 29 seconds West for a distance of 46.269 feet along the centerline of said Avenue for this course and the next course; thence North 31 degrees 05 minutes 59 seconds West for a distance of 851.365 feet; thence South 58 degrees 54 minutes 01 seconds West for a distance of 310.000 feet leaving the above described centerline along a line common to lots 62 & 63 and lots 16 & 17 each of block 4-A of said subdivision to the centerline of Columbia Avenue; thence North 31 degrees 05 minutes 59 seconds West for a distance of 455.242 feet along said centerline; thence North 65 degrees 26 minutes 55 seconds West for a distance of 276.615 feet leaving the above described centerline to the east boundary of Slate Canyon Drive; thence along a curve to the left having a radius of 683.000 feet and an arc length of

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180.370 feet, being subtended by a chord of North 07 degrees 24 minutes 18 seconds East for a distance of 179.846 feet along said east line to a line running beneath the southeastern set of overhead power lines; thence North 34 degrees 52 minutes 05 seconds East for a distance of 310.128 feet leaving the above described power line to the north line of said Plat D; thence South 89 degrees 56 minutes 59 seconds East for a distance of 342.164 feet to the point of beginning.

Said property contains 13.477 acres more or less.

**BASIS OF BEARING:** See Record of Survey Plat, Section 17: Utah County Surveyor No. 98-2, Provo City Engineering No. 11043 for the Steel City Subdivision tie to the section and quarter section corners. Also Record of Survey Plat, Provo City Property Deeded from Utah County: Utah County Surveyor No. 98-101, Provo City Engineering No. 11053, for Provo City Property tie to the section and quarter section corners.

**WHEREAS, PROVO CITY and BUCKLEY PROPERTIES, L. C.** have determined the need to create a new boundary line between the parcels owned by **PROVO CITY and BUCKLEY PROPERTIES, L.C.**, said line described as:

Beginning at a point which is South 1526.62 feet and East 181.94 feet from the North Quarter corner of Section 17, Township 7 South, Range 3 East, Salt Lake Meridian. Said point is on the east line of Slate Canyon Drive, Provo, Utah; thence South 65 degrees 26 minutes 55 seconds East for a distance of 276.62 feet; thence South 31 degrees 05 minutes 59 seconds East for a distance of 455.24 feet; thence South 84 degrees 03 minutes 34 seconds East for a distance of 543.33 feet to the Forest boundary, as monumented.

Basis of Bearing: South 00 degrees 57 minutes 02 seconds East for a distance of 5324.59 feet between the North Quarter corner and the South Quarter corner of said Section 17. See Record of Survey 98-169, Utah County Surveyors Office.

**WHEREAS, PROVO CITY and BUCKLEY PROPERTIES, L. C.** are in possession of a certain parcels of land adjoining the boundary above described and lying immediately adjacent to the boundary line of the same,

**WHEREAS,** the hereinabove described boundary line separates the parcel of land and constitutes a division line between the same that is now recognized by the parties hereto as a division line between their said parcels of land.

**THE PARTIES AGREES THAT** the boundary line as described above shall constitute the boundary and division line between the parcel of land in the possession of the party hereto. Said party hereby recognizes and agrees that the other party is the legal owner up to the said boundary line of the respective parcel of land in such party's possession; and the party further agree that these stipulations shall apply to and be binding upon them, their heirs, personal representatives and assigns.

Pursuant to the foregoing stipulations and for value received the receipt which is hereby acknowledged **PROVO CITY CORPORATION**, hereby remises, releases and forever quit claims to the aforesaid **BUCKLEY PROPERTIES, L.C.**, any and all title and

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interest which may have in and to all lands in the possession of the Owners, adjoining and adjacent to the said fence line above described; and, for value received, the receipt of which is hereby acknowledged, the said **BUCKLEY PROPERTIES, L. C.** hereby remise, release and forever quit claim to **PROVO CITY CORPORATION**, as their interests appear herein, any and all right, title and interest which said Owner may have in and to all land in the possession of the said City, lying within the boundaries of the aforescribed boundary line, being the parcel of land in possession of the said **PROVO CITY CORPORATION**, herein above described.

**IN WITNESS WHEREOF**, the Grantor has executed this instrument this 17<sup>th</sup> day of September, 2003

Attest:

Provo City Corporation

By:

Marilyn T. Perry  
Marilyn T. Perry  
City Recorder

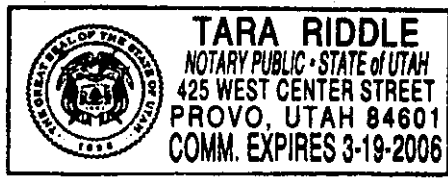
Lewis K. Billings  
Lewis K. Billings Mayor



[CORPORATE SEAL]

STATE OF UTAH )  
                          : ss.  
COUNTY OF UTAH)

On the 17<sup>th</sup> day of September, 2003, Lewis K. Billings, personally appeared before me, a Notary Public in and for the State of Utah, Lewis K. Billings, the signer of the above instrument, who duly acknowledged to me that he executed the same.



Tara Riddle  
Notary Public

Owner:

By: *Jill B. Schofield*  
Buckley Properties, L.C.

By: \_\_\_\_\_  
Buckley Properties, L.C.

STATE OF UTAH )  
                              : ss.  
COUNTY OF UTAH)

On the 3<sup>rd</sup> day of February, 2003,  
*Jill B. Schofield*, personally  
appeared before me, a Notary Public in and for the State of Utah,  
\_\_\_\_\_, Owners, the  
signers of the above instrument, who duly acknowledged to me that they executed the  
same.

*Joni M. Trewartha*  
Notary Public

