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Recorded MAR 1 - 1963 at 3:12 P. m.
Request of M^C CARNEY and WARR
Fee Paid HAZEL TAGGART CHASE
Recorder, Salt Lake County, Utah
\$ 5.50 By M. A. Curran Deputy
Ref. _____

1903032
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419 Judge B.N.G.

A F F I D A V I T

STATE OF UTAH)
: SS.
COUNTY OF SALT LAKE)

FRANK E. DOLE, being first duly sworn upon his oath, deposes and says:

That on or about the 28th day of February, 1936, Prudential Insurance Company of America and Home Apartments Company did secure from Keyser Realty Company a permissive right of way over and across the following described property in Salt Lake County, State of Utah:

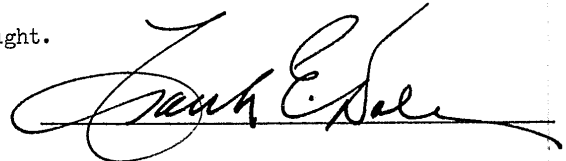
Commencing 198 feet South of the Northeast corner of Lot 8, Block 72, Plat "A", Salt Lake City Survey; running thence West 146 feet; thence South 60 feet; thence East 28 feet 8 inches; thence North 51 feet 6 inches; thence East 117 feet 4 inches; thence North 8 feet 6 inches to the beginning,

which right of way is subject to termination at the will of the owner of the following described property in Salt Lake County, State of Utah:


Commencing at the Southeast corner of Lot 8, Block 72, Plat "A", Salt Lake City Survey; running thence North 72 feet; thence West 165 feet; thence South 72 feet; thence East 165 feet to the place of beginning.

Affiant further states that a copy of said agreement and an assignment of said agreement from Keyser Realty Company to Thorpe B. Isaacson and Lula J. Isaacson are hereto annexed and herewith incorporated by reference.

Further affiant sayeth naught.



Subscribed and sworn to before me this 27th day of February, 1963.



Notary Public
Residing in Salt Lake City, Utah

My Commission Expires:
4/22/65

ASSIGNMENT

The undersigned, Keyser Realty Company, a Utah corporation, of Salt Lake City, Utah, for and in consideration of the sum of \$10.00 to it in hand paid by Thorpe B. Isaacson and Lula J. Isaacson, his wife, receipt whereof is hereby acknowledged, and other good and valuable consideration, does hereby grant, bargain, sell and transfer unto said Thorpe B. Isaacson and Lula J. Isaacson, his wife, as joint tenants, with full rights of survivorship, and not as tenants in common, their executors, administrators and assigns, all rights, title, interest and estate of every kind and nature which said Keyser Realty Company now has, or which it hereafter may have, including the right of termination, in, under and by reason of that certain agreement dated the 28th day of February, 1936, between The Prudential Insurance Company of America, a New Jersey corporation, and Home Apartments Company, a corporation, parties of the first part therein, and Keyser Realty Company, a Utah corporation, party of the second part therein, wherein said Keyser Realty Company granted to said parties of the first part, the right in common with said party of the second part, of property as therein described, for a right of way.

Dated this 7th day of May, 1945.

KEYSER REALTY COMPANY

By [Signature] Secretary

A G R E E M E N T No. 2022 581

THIS AGREEMENT made and entered into this 28th day of February, 1936, by and between THE PRUDENTIAL INSURANCE COMPANY OF AMERICA, a corporation of the State of New Jersey, and HOME APARTMENTS COMPANY, a corporation, Parties of the First Part, and KEYSER REALTY COMPANY, a corporation of Salt Lake City, Utah, Party of the Second Part, WITNESSETH:

THAT WHEREAS, the said The Prudential Insurance Company of America is the record owner of the following described parcel of real estate situated in Salt Lake County, State of Utah, to-wit:

Commencing at the Southeast corner of Lot 8, Block 72, Plat "A", Salt Lake City Survey, and running thence North 72 feet; thence West 165 feet; thence South 72 feet; thence East 165 feet to the place of beginning;

subject to a contract of purchase in favor of Home Apartments Company, a corporation, the other Party of the First Part; and

WHEREAS, in order to gain access to said premises said Parties of the First Part have applied to the Party of the Second Part for a right of way over the following described property, to-wit:

Commencing 198 feet South of the Northeast corner of Lot 8, Block 72, Plat "A", Salt Lake City Survey, running thence West 146 feet; thence South 60 feet; thence East 28'8"; thence North 51'6"; thence East 117'4"; thence North 8'6" to the beginning;

owned by the said Party of the Second Part, which said right the said Party of the Second Part is willing to grant, reserving unto itself, however, and to its successors and assigns the right and option to terminate the same at will.

NOW, THEREFORE, in consideration of the premises and for a valuable consideration, the receipt whereof is hereby duly

acknowledged, the said Party of the Second Part hereby grants and demises unto the said Parties of the First Part the right, in common with the said Party of the Second Part, of free and uninterrupted use and passage in and along the parcel of property hereinabove referred to over which the said Parties of the First Part have requested a right of way as stated, for ingress and egress to and from the property first hereinabove described belonging to the Parties of the First Part.

To have and to hold the privileges aforesaid unto the said Parties of the First Part, their successors and assigns, subject to the right of revocation thereof at the option and will of the said Party of the Second Part.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their officers thereunto duly authorized the date and year hereinabove first written.

THE PRUDENTIAL INSURANCE COMPANY OF AMERICA

By

Lester E. Wurfel

Vice President

Lester E. Wurfel

West Paul Bestor
Assistant Secretary
Paul Bestor

HOME APARTMENTS COMPANY

By

Bessie P. Downing Secy.

Parties of the First Part

Witness
W.S. Barton

KEYSER REALTY COMPANY

By

Paul Waper

Party of the Second Part

Witness
W.S. Barton