

BOUNDARY LINE AGREEMENT

AGREEMENT, made and entered into this 18th day of April 19 79, by and between VERNON LEROY WHALEY and LINDA J. WHALEY, hereinafter referred to as Party of the first Part; and MAX L. ROUNDY and DOROTHY E. ROUNDY

hereinafter referred to as Parties of the Second Part, for the purpose of fixing and determining the boundary and division line between adjoining parcels of land owned by said parties, which boundary line is now uncertain because of discrepancies between the established fence line and the record title.

WHEREAS, VERNON LEROY WHALEY and LINDA J. WHALEY

Party of the First Part, is in possession of a parcel of land which has been surveyed by a registered land surveyor and described by said fence line survey as follows: to-wit: Commencing at the Northwest fenced corner, West 1092.69 feet and South 512.18 feet from the Northeast corner of Section 4, Township 8 South, Range 3 East, Salt Lake Base and Meridian; thence North 88 deg. 48' East along the fence line 70.00 feet; thence South 1 deg. 12' East parallel with the grantor's West fence line 105.50 feet to the North boundary of Swensen Avenue; thence South 88 deg. 48' West 70.00 feet; thence North 1 deg. 12' West and along said West fence line 105.50 feet to beginning.

WHEREAS, the parties of the second part are in possession of certain parcels of land adjoining the parcel above described and lying immediately adjacent to the fence line of the same, and, WEST

WHEREAS, the hereinabove described existing fence line separates the parcels of land and constitutes a physical boundary and division line between the same that has long been recognized by the parties hereto and their predecessors in title as the boundary and division lines between their said parcels of land.

THE PARTIES AGREE THAT the established fence line as the same now exists shall constitute the boundary and division line between the parcel of land in the possession of the parties hereto. Each of the said parties hereby recognized and agrees that the other party is the legal owner up to said fence line of the respective parcel of land in such party's possession; and the parties further agree that these stipulations shall apply to and binding upon them, their heirs, personal representatives and assigns.

Pursuant to the foregoing stipulations and for value received the receipt of which is acknowledged VERNON LEROY WHALEY and LINDA J. WHALEY, party of the first part, hereby remises, releases and forever quit claims to the aforesaid parties of the second part any and all title and interest which he may have in and to all lands in the possession of each of said parties of the second part, adjoining and adjacent to said fence lines above describes; and, for value received, the receipt of which is hereby acknowledged, the said parties of the second part hereby remise, release and forever quit claim to VERNON LEROY WHALEY AND LINDA J. WHALEY

party of the first part as their interests appear herein, any and all right, title and interest which said parties of the second part may have in and to all land in the possession of the said party of the first part, lying within the boundaries of the aforescribed fence lines, being the parcel of land in possession of the said VERNON LEROY WHALEY and LINDA J. WHALEY party of the first part, hereinabove describes.

Re-recorded for the express purpose of correcting legal description.

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IN

STEWART TITLE CO.

STEWART TITLE CO.
NINA E. REID
REG. CLERK
SALT LAKE COUNTY
PR. ABS. INT. R.

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SECOND RECORDING

BOOK 1770 PAGE 781

BOOK 1789 PAGE 724

IN WITNESS WHEREOF, the parties have hereunto signed their names to this Agreement the day and year first above written.

Party of the First Part:

Parties of the Second Part:

Vernon Leroy Whaley
VERNON LEROY WHALEY

Max L. Roundy
MAX L. ROUNDY

Linda J. Whaley
LINDA J. WHALEY

Dorothy E. Roundy
DOROTHY E. ROUNDY

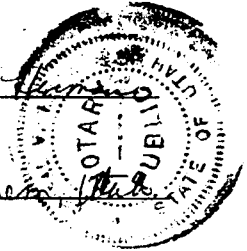
STATE OF UTAH)

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COUNTY OF UTAH)

On the 18th day of April, 19 79, personally appeared before me, a Notary Public in and for the State of Utah, VERNON LEROY WHALEY & LINDA J. WHALEY and MAX L. ROUNDY & DOROTHY E. ROUNDY the signers of the above instrument, who duly acknowledged to me that they executed the same.

Stewart W. Stewart
Notary Public



My Commission Expires: 2-25-81 before me, a

Residing At Capitol Hill

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BOOK AT THE REQUEST OF STEWART TITLE CO.

1737

1979 MAY - 1 PM 3:21

STEWART TITLE CO. 800 S. MAIN ST. SALT LAKE CITY, UT 84103

SILVERMAN TITLE CO.

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BOOK 1739 PAGE 725

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