

3802053

AGREEMENT

REC'D
S.L.C. Commission Clerk
JUN 7 12 35 PM '83

KAILE L. JIXON
RECORDER
SALT LAKE COUNTY
UTAH

*No fees
from Salt Lake County*

THIS AGREEMENT is made and executed this 6th day of June, 1983, by and between Salt Lake County, a body corporate and politic of the State of Utah, hereinafter referred to as COUNTY, and R. Kent Buie and Robert E. Buie of 1955 Michigan Avenue, Salt Lake City, hereinafter referred to as SECOND PARTY;

WITNESSETH:

A. On January 11, 1983 the Salt Lake County Planning Commission granted a temporary extension of time to the requirement for installation of the off-site improvements consisting of curb, gutter, sidewalk and street surfacing abutting the property owned by SECOND PARTY located at 5880 South Holladay Boulevard and more particularly described as follows:

Tract 1: Beginning at a point North 2343.52 feet and 924.66 feet East from the Southwest corner of Section 14, Township 2 South Range 1 East, Salt Lake Base & Meridian; and running thence North 89°56'00" East 636 feet; thence South 0°14'00" West 305.90 feet; thence North 85°56'56" West 229.97 feet; thence South 0°16'30" East 193.99 feet; thence South 89°56'00" West 199.00 feet; thence North 0°08'13" West 220.00 feet; thence South 89°56' West 206.02 feet; thence North 0°09'00" West 263.37 feet to the point of beginning.
Tract 2: Beginning at a point North 1860.16 feet and East 932.4 feet from the Southwest corner of Section 14, Township 2 South, Range 1 East, Salt Lake Base & meridian; and running thence North 0°08'13" West 220.00 feet; thence South 89°56'00" West 7.02 feet; thence South 0°08'13" East 220.00 feet; thence North 89°56'00" East 7.02 feet to the point of beginning.

B. COUNTY is willing to grant said temporary extension of time conditioned on the promised future performance by SECOND PARTY to install the aforementioned off-site improvements to specifications promulgated therefor by the Salt Lake County Engineer.

NOW, THEREFORE, in consideration of the premises, it is agreed by and between the parties hereto as follows:

1. SECOND PARTY is hereby granted a temporary extension of time for the installation of the off-site improvements abutting the above-described property and covenants that at any time during the

BOOK 5464 PAGE 2862

next succeeding 20 years from the date this Agreement is executed by the County, SECOND PARTY will, on written request by COUNTY, install the aforesaid off-site improvements at no cost to COUNTY therefor.

2. If, for any reason, SECOND PARTY does not complete the said off-site improvements within 90 days after having been requested in writing by COUNTY to do so, COUNTY is hereby authorized to construct and install said improvements at the complete expense of the owner at that time of the described property and charge such owner and/or said property with the cost of said construction and installation. Such a charge shall constitute a lien against said property.

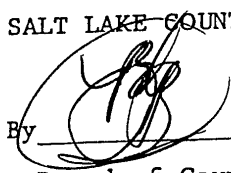
3. The foregoing covenants in each and every particular are and shall be construed as real covenants and shall run with the land, and the same are hereby made binding upon the heirs, administrators, executors, devisees, assigns and successors in interest of the parties hereto.

IN WITNESS WHEREOF, the parties have subscribed this Agreement and have caused the same to be duly executed this

6th day of June, 1983.

SALT LAKE COUNTY

By



ACTING CHAIRMAN

Board of County Commissioners

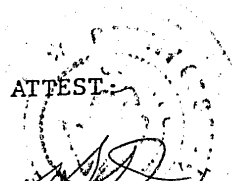
APPROVED AS TO FORM

Salt Lake County Attorney's Office

Date 27 May 1983

By Jonathan P. Alton
Deputy County Attorney

ATTEST:



[Signature]
Salt Lake County Clerk

SECOND PARTY

[Signature]
R. KENT BUIE

[Signature]
ROBERT E. BUIE

BOOK 5464 PAGE 2863

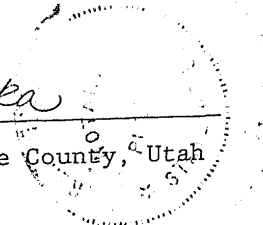
STATE OF UTAH) (Complete if Second Party
: ss. is an Individual)
County of Salt Lake)

On this 27th day of May, 1983, personally
appeared before me R. Kent Buie and Robert E. Buie,
signer(s) of the foregoing instrument who duly acknowledged to me
that s/he (they) executed the same.

My Commission Expires:

8-20-86

Reiko Sateoka
NOTARY PUBLIC
Residing in Salt Lake County, Utah



STATE OF UTAH) (Complete if Second Party
: ss. is a Corporation)
County of Salt Lake)

On this _____ day of _____, 19____, personally
appeared before me _____, who being by me duly
sworn, did say that he is the _____ of
_____, a _____ corporation,
and that the foregoing instrument was signed in behalf of said
corporation by authority of its Board of Directors, and he
acknowledged to me that said corporation executed the same.

My Commission Expires:

NOTARY PUBLIC
Residing in Salt Lake County, Utah

STATE OF UTAH) (Complete if Second Party
: ss. is a Partnership)
County of Salt Lake)

On this _____ day of _____, 19____, personally
appeared before me _____, who being by me
duly sworn, did say that he is the _____ of
_____, a partnership, and that the
foregoing instrument was signed in behalf of said partnership and
that said partnership executed the same.

My Commission Expires:

NOTARY PUBLIC
Residing in Salt Lake County, Utah

BOOK 5464 PAGE 2864