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Jeffery Smith  
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2016 May 06 04:26 PM FEE 14.00 BY SS  
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UW-6028

## BOUNDARY LINE AGREEMENT (Survey)

AGREEMENT, made and entered into this 5 day of May, 2016, by and between **900 Park Place, LLC, a Utah limited liability company**, hereinafter referred to as Party of the First Part; and **Provo City Corporation**, hereinafter referred to as Party 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 survey line and the record title.

WHEREAS, **900 Park Place, LLC, a Utah limited liability company**, 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 survey as follows, to wit;

**Commencing at a point located South 00°43'43" East along the Section line 80.79 feet and West 1220.86 feet from the Northeast corner of Section 6, Township 7 South, Range 3 East, Salt Lake Base and Meridian; thence South 00°10'00" West along a fenceline 258.62 feet; thence North 89°47'52" West along a fenceline 96.21 feet; thence North 00°50'10" West along a fenceline 14.25 feet; thence North 89°43'43" West 173.87 feet to a point on the Easterly boundary line of 900 East Street; thence along said Easterly boundary line as follows: North 00°27'02" East 47.92 feet, North 00°35'07" West 196.58 feet; thence South 89°43'43" East along the Southerly Boundary line of Chatham Towne Condominiums 272.68 feet to the point of 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 survey line of the same, and **to the South.**

THE PARTIES AGREE THAT THE survey line as the same now exists shall constitute the boundary and division line between the said parcel of land in the possession of the parties hereto. Each of the said parties hereby recognizes and agrees that the other party is the legal owner up to said survey line of the respective parcel of land in such party's possession, and the parties 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 the value received the receipt of

which is acknowledged **900 Park Place, LLC, a Utah limited liability company**, Party of the First Part, hereby remise, release and forever quit claim 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 survey lines above described; 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 **900 Park Place, LLC, a Utah limited liability company**, Party of the First Part, as their interest appear herein, any and all right, title and interest which said parties of the Second Part may have in and to all the land in the possession of the said Party of the First Part, lying within the boundaries of the afore-described survey, being the parcel of land in possession of the said **900 Park Place, LLC, a Utah limited liability company**, Party of the First Part, hereinabove described.

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

**PARTY OF THE FIRST PART:**

**900 Park Place, LLC**

*[Handwritten signature]*  
By: *R. DuFF Thompson*  
Its: *Manager*

**PARTY OF THE SECOND PART:**

**Provo City Corporation**

*[Handwritten signature]*  
By: *John R. Curtis*  
Its: *Mayor*

State of Utah )  
County of Utah ) ) SS

On the *5<sup>th</sup>* day of *May*, 2016, personally appeared before me *R. DuFF Thompson* who being duly sworn, did say that (s)he is the *manager* of **900 Park Place, LLC, a Utah limited liability company**, and that said instrument was signed in behalf of said company by authority of its by-laws, and said person acknowledged to me that said company executed the same.

Witness my hand and official seal.

*[Handwritten signature]*  
Notary Public



