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SHERYL L. WHITE, DAVIS CNTY RECORDER  
2002 OCT 3 11:13 AM FEE 16.00 DEP MT  
REC'D FOR STARK, LA VAR E.

**RETURNED**  
**OCT - 3 2002**

**AGREEMENT**

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*THIS AGREEMENT*, made and entered into this 2<sup>nd</sup> day of October, 2002, by and between Marian A. Hamblin, Trustee of the Viola S. Cook Family Protection Trust, *DATED 10-4-94* hereinafter sometimes called "Hamblin Trust," and Pacificorp, an Oregon corporation, doing business as Utah Power & Light Company, hereinafter sometimes called "UP&L." Hamblin Trust and UP&L are sometimes hereinafter individually called "Party" and collectively called "the Parties."

**W I T N E S S E T H:**

**WHEREAS**, the Parties are the owners of and entitled to the possession of contiguous parcels of land situate in the Northwest Quarter of Section 14, Township 4 North, Range 2 West, Salt Lake Base and Meridian, Syracuse City, Davis County, State of Utah; and

**WHEREAS**, the land serial number of the Hamblin Trust parcel is 0016; and

**WHEREAS**, the land serial numbers of the UP&L parcels are 0015, and 0028; and

**WHEREAS**, there is a discrepancy between the boundary line between the parcels of land of the Parties based on deed descriptions on the one hand and based on the fence line or occupation line description on the other hand; and

**WHEREAS**, the Parties desire to settle on and agree, in writing, on the boundary line between their parcels of land.

**NOW, THEREFORE**, in consideration of the premises and the covenants and conditions contained herein, **IT IS HEREBY AGREED AS FOLLOWS:**

1. There is an established fence between the parcels of land of the Parties which has been continuously in existence for a long period of time and in excess of twenty (20) years last past.

2. The Parties and their predecessors in interest, for a long period of time and in excess of twenty (20) years last past, have occupied their respective parcels of land to the old established fence line aforesaid as the boundary between the parcels.

3. The Parties and their predecessors in interest, for a long period of time and in excess of twenty (20) years last past, have agreed to and acquiesced in the fence line as being the boundary line between their respective parcels of land.

4. The following is the description of the fence line constituting the boundary between the Hamblin Trust parcel and the UP&L parcel situate in the Northwest Quarter of Section 14, Township 4 North, Range 2 West, Salt Lake Base and Meridian, Davis County, State of Utah, to-wit:

Beginning at a point on an existing fence line, said point being North 00°09'08" East 1155.54 feet along section line and South 89°54'21" East 1173.23 feet from the West Quarter Corner of Section 14, Township 4 North, Range 2 West, Salt Lake Base and Meridian, and running thence South 89°54'21" East 1470.03 feet along said fence line

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5. The Parties memorialize the fence line description aforesaid as being the boundary line between their parcels of land.

6. Each Party quit claims to the other any and all right, title, and interest such quit claiming Party has or may have in and to any and all parcels, tracts, and pieces of land adjacent,

contiguous to and along the agreed boundary line inconsistent with and/or in conflict with this boundary line Agreement.

7. This Agreement shall be and is binding on the successors and assigns of the Parties.

**IN WITNESS WHEREOF**, the Parties have executed this Agreement the day and year first above written.

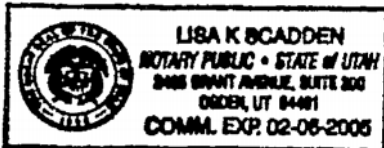
*Marian A. Hamblin Trustee*  
Marian A. Hamblin, Trustee of the Viola S.  
Cook Family Protection Trust

PACIFICORP, an Oregon corporation, d/b/a  
UTAH POWER & LIGHT COMPANY

By: *[Signature]*

STATE OF UTAH            )  
                                  ss.  
COUNTY OF WEBER        )

On the 2<sup>nd</sup> day of October, 2002, personally appeared before me  
MARIAN A. HAMBLIN, Trustee of the Viola S. Cook Family Protection Trust, signer of the  
foregoing instrument, who duly acknowledged to me that she executed the same.



*Lisa K. Scadden*  
NOTARY PUBLIC

