



ENT 104464:2012 PG 1 of 2
JEFFERY SMITH
UTAH COUNTY RECORDER
2012 Nov 29 10:35 am FEE 0.00 BY EO
RECORDED FOR PROVO CITY CORPORATION

Provo City Redevelopment Agency
P.O. Box 1849
Provo, UT 84603

RELEASE OF OWNER OCCUPANCY RESTRICTIVE COVENANT AND AGREEMENT

THIS RELEASE OF OWNER OCCUPANCY RESTRICTIVE COVENANT AND AGREEMENT is made as of the date last written below by Provo City Corporation ("City"), and the Provo City Redevelopment Agency ("Agency").

WHEREAS, the real property commonly known as 478 West 470 South, Provo, Utah, and described below and hereinafter referred to as "the Property":

UNIT 9, PLAT "A", AMENDED OF FRANKLIN COMMONS, A PLANNED UNIT DEVELOPMENT, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE UTAH COUNTY RECORDER'S OFFICE.

is burdened and benefitted by that certain Owner Occupancy Restrictive Covenant and Agreement ("Covenant and Agreement") dated January 05, 2006, entry number 1606:2006 in the land records of the Utah County Recorder; and

WHEREAS, City and/or the Agency have a vested property interest in the Property to enforce the terms, conditions, restrictions and limitations contained in the Covenant and Agreement, which property interest is limited in duration to a period of fifteen (15) years from its recording, and was terminated by City and Agency action July 10, 2012; and

WHEREAS, this release of the Covenant and Agreement shall in no respect impair or negate any obligation owner may have to City or Agency under any deed of trust; and

WHEREAS, the Grantors desire to clear title and release and extinguish all rights and obligations of the Covenant; and

WHEREAS, the individuals executing this Release are each authorized and empowered on behalf of each of the Grantors to make, execute, and deliver, or cause to be made, executed and delivered, this Release and any related documents in the name and on behalf of each of the Grantors.

NOW, THEREFORE, in consideration of the foregoing, and for the purposes of clearing title of the Covenant and Agreement, the Grantors agree that all benefits, burdens, rights and obligations arising solely from the Covenant and Agreement are hereby forever released and extinguished.

IN WITNESS WHEREOF, the Grantors have caused this instrument to be executed the day and year first written below.

AGENCY

By:

Daniel E. Gonzalez

Provo City Redevelopment Agency

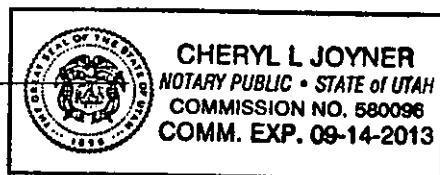
State of Utah }

} ss:

County of Utah }

This instrument was acknowledged before me on the 28th day of November, 2012, personally appeared before me, Daniel E. Gonzalez, the signer of the foregoing instrument, who duly acknowledged to me that he executed the same.

Cheryl L. Joyner
Notary Public



CITY

By:

A. Paul Glauser

Provo City Corporation

State of Utah }

} ss:

County of Utah }

This instrument was acknowledged before me on the 28th day of November, 2012, personally appeared before me A. Paul Glauser, the signer of the foregoing instrument, who duly acknowledged to me that he executed the same.

Cheryl L. Joyner
Notary Public

