

WHEN RECORDED, RETURN TO:

The Jeremy H Day Trust
8 Shadow Wood Ln
Sandy, UT 84092

14297616 B: 11523 P: 5379 Total Pages: 12
10/07/2024 03:16 PM By csummers Fees \$40.00
Rashelle Hobbs, Recorder, Salt Lake County, Utah
Return To THE JEREMY H DAY TRUST
8 SHADOW WOOD LN SANDY, UT 84092



Parcel No's. 28-14-351-031 & 28-14-351-034

BOUNDARY LINE AGREEMENT

THIS BOUNDARY LINE AGREEMENT (the "Agreement") is made and entered into as of this 16 day of August 2024, by and between **Garrick Hunsaker and Linda Raffinello Hunsaker, (Owner 1)** and **Jeremy H. Day, as Trustee of "The Jeremy H. Day Trust", under a trust instrument dated February 29, 2012, ("Owner 2")**. Owner 1 and Owner 2 are sometimes referred to herein individually as a "Party", and collectively, as the "Parties".

RECITALS

- A. Owner 1 is the owner of that certain property located in Salt Lake County, State of Utah described on Exhibit A attached hereto (the "Owner 1 Property").
- B. Owner 2 is the owner of that certain property located in Salt Lake County, State of Utah described on Exhibit B attached hereto (the "Owner 2 Property"). The Owner 2 Property is adjacent to the Owner 1 Property, and the Owner 1 Property and Owner 2 Property are sometimes collectively referred to herein as the "**Parcels**".
- C. Conflicts exist with the occupation of the Parcels and the record boundary lines with respect to the Owner 1 Property and Owner 2 Property.
- D. The Parties desire to eliminate any discrepancy in title with respect to the boundary and division line between their respective Parcels and, by entering into this Agreement, to (i) mutually agree upon and establish the common boundary line between their respective Parcels, and (ii) determine and describe the real property owned by each Party.
- E. On ^{OCT} ~~May~~ 7th, 2024, a Record of Survey was filed with the Salt Lake County Recorder's Office as File No. 52024-0-047 (the "**Record of Survey**") to mutually establish the common boundary line between the respective Parcels.
- F. The Parties desire to effectuate a parcel boundary adjustment, as defined in Utah Code Ann. §10-9a-103(47), to recognize the common boundary line between the Parcels as shown on the Record of Survey and intend that this agreement constitute a boundary line agreement in accordance with Utah Code Ann. §10-9a-524
- G. The Parcels are each unsubdivided land and no additional parcel is created by this Agreement.
- H. Pursuant to Utah Code Ann. §10-9a-523(3), this Agreement is not subject to the review of a land use authority

AGREEMENT

NOW, THEREFORE, in consideration of the foregoing recitals, the mutual promises set forth herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. Location of New Boundary The new boundary line between the Parcels shall be located as described in Exhibit C attached hereto, and as shown on the Record of Survey Plat attached hereto as Exhibit D.

2. Adjusted Parcel Legal Descriptions. The legal description of the Owner 1 Property (after modification pursuant to Section 1 above) is hereinafter referred to as "**Adjusted Owner 1 Property**" and is more particularly described on Exhibit E-1 attached hereto. The legal description of the Owner 2 Property (after modification pursuant to Section 1 above) is hereinafter referred to as "**Adjusted Owner 2 Property**" and is more particularly described on Exhibit E-2 attached hereto

3. Quitclaim Conveyance from Owner 1. Owner 1 does hereby quitclaim to Owner 2 all of Owner 1's rights, title, privileges, and interest in and to the Adjusted Owner 2 Property, it being the intent of the Parties that Owner 2 shall own the Adjusted Owner 2 Property in its entirety.

4. Quitclaim Conveyance from Owner 2 Owner 2 does hereby quitclaim to Owner 1 all of Owner 2's rights, title, privileges, and interest in and to the Adjusted Owner 1 Property, it being the intent of the Parties that Owner 1 shall own the Adjusted Owner 1 Property in its entirety.

5. Establishing Boundary, Rights Run with the Land/Integration. The terms of this Agreement shall determine and forever establish a boundary line between the properties of the Parties hereto and shall: (1) inure to the benefit of and be binding upon the Parties and their successors, successors-in-title, heirs and assigns as to their respective real properties; (2) run with the land; and (3) remain in force and effect, and be unaffected by any change of ownership, or subdivision, any encumbrances, encroachments, liens, judgments or easements. The terms of this Agreement constitute all of the agreements between the Parties. This Agreement may only be amended in a writing signed by the Parties.

6. Recording. This Agreement shall be recorded in the official records of Utah County, Utah.

7. Governing Law. This Agreement shall be governed by and construed in accordance with the laws of the State of Utah.

8. Counterparts. This Agreement may be executed in any number of counterparts, each of which shall be an original, but all of which may be assembled into and will constitute one and the same instrument.

9. Authority. Each signatory of this Agreement represents that he/she/it has all necessary authority to enter into this Agreement and that no other approvals or signatures are needed to give effect to the agreements set forth herein.

[Signature Pages to Follow]

DATED as of the date first above mentioned.

OWNER 1:

Garrick Hunsaker and Linda Raffinello Hunsaker,

By: [Signature]

Name: Garrick Hunsaker

By: [Signature]

Name: Linda Hunsaker

STATE OF UTAH)

) ss

COUNTY OF SALT LAKE)

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me, a Notary Public, by
Garrick Hunsaker this 16 day of August, 2024.

WITNESS my hand and official seal.



[Signature]
NOTARY PUBLIC
My Commission Expires

STATE OF UTAH)

) ss.

COUNTY OF SALT LAKE)

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me, a Notary Public, by
Linda Hunsaker this 16 day of August, 2024.

WITNESS my hand and official seal.



[Signature]
NOTARY PUBLIC
My Commission Expires

DATED as of the date first above mentioned

OWNER 2:

Jeremy H. Day, as Trustee of "The Jeremy H. Day Trust", under a trust instrument dated February 29, 2012

By: [Signature]

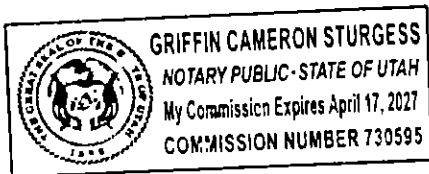
Name: Jeremy Day

Title: _____

STATE OF Utah)
COUNTY OF Salt Lake) ss.

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me, a Notary Public, by
Jeremy Day this 28 day of August, 2024

WITNESS my hand and official seal



[Signature]
NOTARY PUBLIC
My Commission Expires 4/17/2027

EXHIBIT A

"Garrick Hunsaker and Linda Raffinello Hunsaker"

Parcel No. (28-14-351-034) - 9 Shadow Wood Lane, Sandy, UT 84092

PARCEL NO. 1·

LOT 446, PEPPERWOOD PHASE 4, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE OFFICE OF THE SALT LAKE COUNTY RECORDER

LESS AND EXCEPTING THAT PORTION CONVEYED BY QUITCLAIM DEED RECORDED MAY 15, 2014 AS ENTRY NO. 11849504 IN BOOK 10230 AT PAGE 8536 OF OFFICIAL RECORDS AND DESCRIBED AS FOLLOWS LEGAL TO THE WEST BEGINNING AT A POINT WHICH IS NORTH 00°11'30" EAST 294.64 FEET AND EAST 108.22 FEET FROM THE SOUTHWEST CORNER OF SECTION 14, TOWNSHIP 3 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, SAID POINT ALSO BEING NORTH 89°48'30" WEST 167.86 FEET FROM THE SOUTHEAST CORNER OF LOT 447, PEPPERWOOD PHASE 4 PLAT, RECORDED IN SALT LAKE COUNTY UTAH, THENCE SOUTH 89°48'30" EAST 73.10 FEET, THENCE SOUTH 37°36'29" WEST 17.63 FEET; THENCE NORTH 89°48'30" WEST 60.52 FEET, THENCE NORTH 11°19'03" WEST 9.47 FEET, THENCE NORTH 00°27'46" EAST 4.72 FEET TO THE POINT OF BEGINNING.

PARCEL NO. 2

LEGAL TO THE EAST BEGINNING AT A POINT WHICH IS NORTH 00°11'30" EAST 294.39 FEET AND EAST 181.85 FEET FROM THE SOUTHWEST CORNER OF SECTION 14, TOWNSHIP 3 SOUTH, RANGE 1, SALT LAKE BASE AND MERIDIAN, SAID POINT ALSO BEING SOUTH 89°48'30" EAST 94.76 FEET FROM THE SOUTHEAST CORNER OF LOT 447, PEPPERWOOD PHASE 4 PLAT, RECORDED IN SALT LAKE COUNTY UTAH, THENCE NORTH 37°36'29" EAST 17.00 FEET; THENCE NORTH 84°49'37" EAST 30.89, NORTH 89°11'50" EAST 53.57 FEET, TO THE POINT OF A CURVE TO THE RIGHT A RADIAL DISTANCE OF 453.34 FEET, A DISTANCE OF 10.32 FEET (CHORD BEARS SOUTH 00°27'37" EAST 10.32 FEET), THENCE SOUTH 00°11'30" WEST 7.00 FEET, THENCE NORTH 89°48'30" WEST 94.76 FEET TO THE POINT OF BEGINNING.

EXHIBIT B
"The Jeremy H Day Trust"

Parcel No. (28-14-351-031) - 8 Shadow Wood Lane, Sandy, UT 84092

An entire Lot in Pepperwood Phase 4, recorded August 19, 1976 as Record No. 2846923, Book 76-8, Page 166. Described in that Quit Claim Deed recorded February 23, 2022 as Entry No. 13896681 Book, 11308 Page, 9881 in the Office of the Salt Lake County Recorder. Said tract is located in the Southwest Quarter of Section 14, Township 3 South, Range 1 East, Salt Lake Base and Meridian and is described as follows:

Lot 447, PEPPERWOOD PHASE 4, according to the plat thereof as recorded in the office of the Salt Lake County Recorder.

Less and excepting the following: Beginning at the Northeast corner of Lot 442, Pepperwood Phase 4 Subdivision, as found and on file at the Salt Lake County Recorder's Office, in Book 76-8, at Page 166, said point being North 00°11'30" East 400.38 feet and East 98.61 feet from the Southwest corner of Section 14, Township 3 South, Range 1 East, Salt Lake Base and Meridian and running thence North 70°28'08" East 5.31. feet along the Northerly boundary line of Lot 447 of said Pepperwood Phase 4 Subdivision, to the centerline of an existing fence, thence South 06°40'14" East 28.12 feet along said centerline of an existing fence; thence South 01°54'18" East 47.77 feet along said centerline of an existing fence, thence South 01°05'15" West 31.85 feet along said centerline of an existing fence to the Southerly boundary Line of said Lot 447, thence North 89°48'30" West 9.61 feet along said Southerly boundary Line to the Southwest corner of Lot 447; thence North 00°11'30" East 105.71 feet along the Westerly boundary line of said Lot 447 to the point of beginning.

Less and exception the following: Beginning at a point which is North 00°11'30" East 294.39 feet and East 181.85 feet from the Southwest corner of Section 14, Township 3 South, Range 1 East, Salt Lake Base and Meridian, said point also being South 89°48'30" East 94.76 feet from the Southeast corner of Lot 447, Pepperwood Phase 4 Plat, recorded in Salt Lake County, Utah; thence North 37°36'29" East 17.00 feet; thence North 84°49'37" East 30.89 feet; thence North 89°11'50" East 53.57 feet; to the point of a curve to the right a radial distance of 453.34 feet, a distance of 10.32 feet (chord bears South 00°27'37" East 10.32 feet), thence South 00°11'30" West 7.00 feet; thence North 89°48'30" West 94.76 feet to the point of beginning. Contains 1,433 square feet or 0.03 acres, more or less. Property Address is: 8 South Shadow Wood Lane, Sandy, UT 84092-4910

Prior instrument reference. 12820584

Said Lot 447 contains 20,658 Square Feet or 0.474 Acres.

EXHIBIT C
"Common Boundary Line"

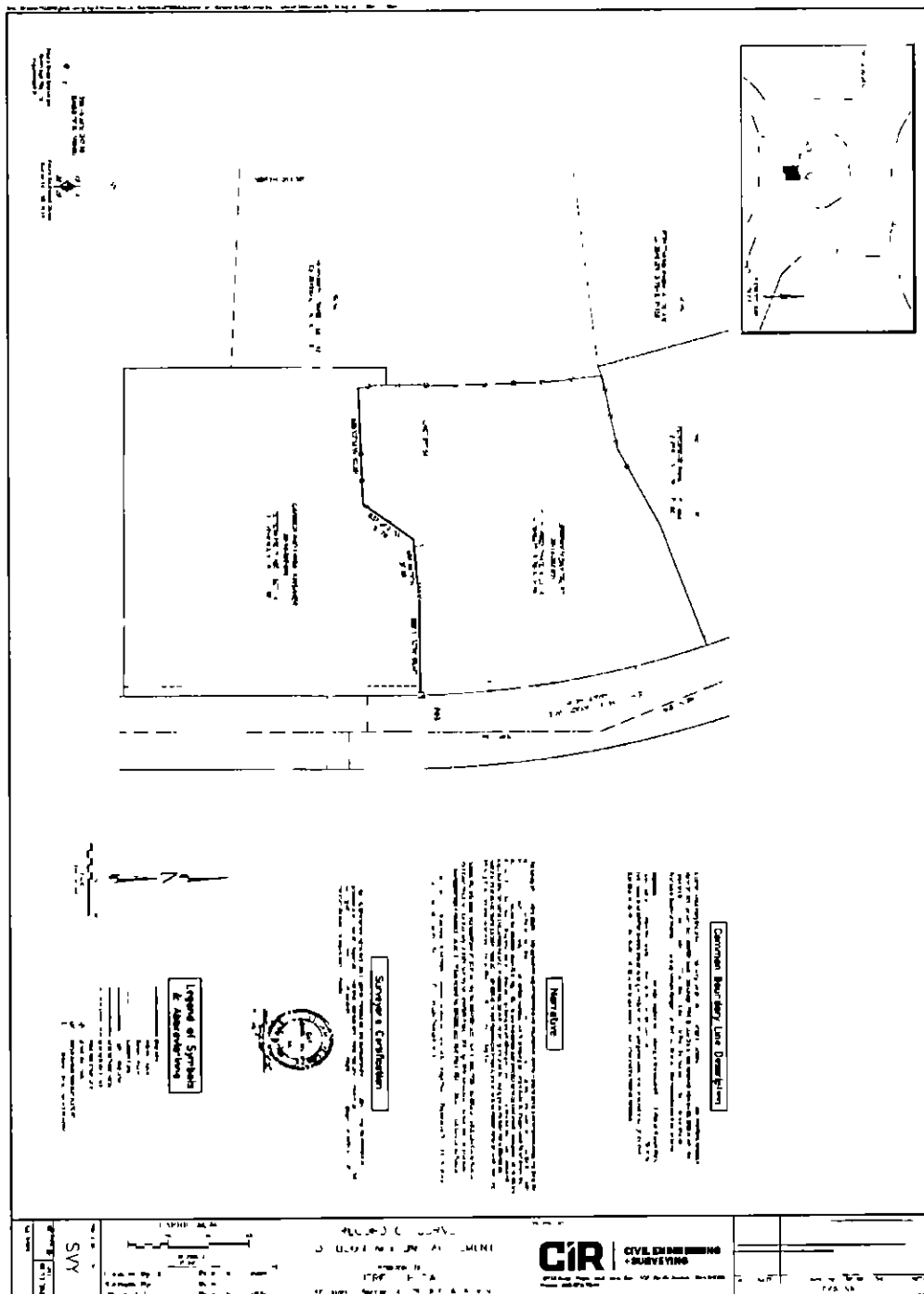
A common boundary line between the following two (2) entire Lots of land described in that. 1) Special Warranty Deed recorded March 25, 2015 as Entry No. 12247081 Book, 10414 Page, 7796. 2) Quit Claim Deed recorded February 23, 2022 as Entry No. 13896681 Book, 11308 Page, 9881 in the Office of the Salt Lake County Recorder. Said common boundary line is located in the Southwest Quarter of Section 14, Township 3 South, Range 1 East, Salt Lake Base and Meridian and is described as follows:

Beginning at a found rebar and cap stamped "Horrocks", said corner also being on the westerly Right-Of-Way of Shadow Wood Lane which is 311.39 feet North and 277.54 feet East from the Southwest Corner of said Section 14, thence S.89°11'50"W. 53.57 feet; thence S.84°49'37"W. 30.89 feet to an existing wood fence; thence along said wood fence the following two (2) courses, 1) S.37°38'21"W. 40.79 feet; 2) S.88°07'13"W. 62.80 feet to said wooden fence corner and the **Point of Terminus**.

EXHIBIT "D": By this reference, made a part hereof.

BASIS OF BEARING S. 89°48'28" E. between the street monument at Northridge Way and Pepperwood Dr. and the Southwest Corner of said Section 14, Township 3 South, Range 1 East, Salt Lake Base and Meridian.

EXHIBIT D



ATTACHMENT E
"New Descriptions"

NEW Garrick and Linda Hunsaker Parcel – 28-14-351-034

Record Owner(s): Garrick Hunsaker and Linda Raffinello Hunsaker

Described as:

A parcel of land being part of Lot 446 and a part of Lot 447 in Pepperwood Phase 4 recorded August 19, 1976 as Record No. 2846923, Book 76-8, Page 166. Being described in that Special Warranty Deed recorded March 25, 2015 as Entry No. 12247081 Book, 10414 Page, 7796 and Quit Claim Deed recorded February 23, 2022 as Entry No. 13896681 Book, 11308 Page, 9881 in the Office of the Salt Lake County Recorder. Said parcel is located in the Southeast Quarter of Section 14, Township 3 South, Range 1 East, Salt Lake Base and Meridian and is described as follows:

Beginning at a found rebar and cap stamped "Horrocks", said corner also being on the westerly Right-Of-Way of Shadow Wood Lane which is 311.39 feet North and 277.54 feet East from the Southwest Corner of said Section 14; thence along said Right-Of-Way the following two (2) courses 1) southerly 17.32 feet along the

arc of a 627.24 feet non-tangent radius curve to the right, having a central angle of 01°34'55", (chord bears S.00°11'21"E 17.32 feet) Radius point bears S.89°01'11"W ; 2) along a line non-tangent to said curve, S.00°11'30"W., a distance of 130.00 feet; thence N.89°48'30"W. 178.00 feet; thence N.00°11'30"E. 130.00 feet; thence S.89°48'30"E. 9.61 feet to an existing wooden fence; thence along said existing wooden fence the following four (4) courses; 1) S.00°24'04"W. 4.72 feet; 2) S.11°19'03"E. 9.47 feet 3) N.88°07'13"E. 62.80 feet; 4) N.37°38'21"E. 31.78 feet, thence N.84°49'37"E. 30.89 feet, thence N.89°11'50"E. 53.57 feet to the westerly Right-Of-Way of Shadow Wood Lane and the **Point of Beginning**.

The above-described parcel of land contains 23,696 sq ft in area or 0.544 acres more or less.

BASIS OF BEARING S. 89°48'28" E. between the street monument at Northridge Way and Pepperwood Dr and the Southwest Corner of said Section 14, Township 3 South, Range 1 East, Salt Lake Base and Meridian.

NEW Jeremy H Day Trust Parcel – 28-14-351-031

Record Owner(s): Jeremy H Day, as Trustee of "The Jeremy H Day Trust", under a trust instrument dated February 29, 2012

Described as.

A parcel of land being part of Lot 447 in Pepperwood Phase 4 recorded August 19, 1976 as Record No 2846923, Book 76-8, Page 166 Being described in that Quit Claim Deed recorded February 23, 2022 as Entry No. 13896681 Book, 11308 Page, 9881 in the Office of the Salt Lake County Recorder Said parcel is located in the Southeast Quarter of Section 14, Township 3 South, Range 1 East, Salt Lake Base and Meridian and is described as follows:

Beginning at a found rebar and cap stamped "Horrocks", said corner also being on the westerly Right-Of-Way of Shadow Wood Lane which is 311.39 feet North and 277.54 feet East from the Southwest Corner of said Section 14; thence S.89°11'50"W. 53.57 feet; thence S.84°49'37"W. 30.89 feet to an existing wood fence; thence along said existing wooden fence the following nine (9) courses; 1) S.37°38'21"W. 31.78 feet; 2) S.88°07'13"W. 62.80 feet; 3) N.11°19'03"W. 9.47 feet; 4) N.00°24'04"E. 4.72 feet; 5) N.01°05'31"E. 31.85 feet, 6) N.01°54'18"W.

47.77 feet; 7) N.06°40'14"W. 28.12 feet; 8) N.78°57'37"E. 40.79 feet; 9) N.63°02'02"E. 46.54 feet along said existing wood fence and an extension thereof; thence N.70°28'08"E. 69.03 feet to the westerly Right-Of-Way of Shadow Wood Lane; thence southerly along said Right-Of-Way 145.73 feet along the arc of a 453.34 feet non-tangent radius curve to the right, having a central angle of 18°25'07", (chord bears S 10°19'19"E. 145.11 feet) Radius point bears S.70°28'08"W. to the **Point of Beginning**.

The above-described parcel of land contains 21,276 sq ft in area or 0.488 acres more or less.

BASIS OF BEARING

N. 89°48'28" E between the street monument at Northridge Way and Pepperwood Dr. and the Southwest Corner of said Section 14, Township 3 South, Range 1 East, Salt Lake Base and Meridian.