

1478726

BOOK 1300 PAGE 373

Recorded APR 13 1956 at 3:10 PM.
Request of WOODBURY CORPORATION
Fee Paid. Hazel Taggart Chase,
Recorder, Salt Lake County, Utah
\$ 7.10 By J. Monahan Deputy

WAIVER OF BUILDING RESTRICTION

1 December 1955

C-55387

TO WHOM IT MAY CONCERN:

WHEREAS IVOR G. PICKERING and Naomi J. Pickering, his wife, are the owners of Lot 23, MILLCREST SUBDIVISION, and of a strip of land approximately 2.2 feet in width which is platted as part of Lot 24, MILLCREST SUBDIVISION: and

WHEREAS, RUSSELL C. HANSEN and Naoma D. Hansen, his wife, are owners of Lot 25, MILLCREST SUBDIVISION, and

WHEREAS the restrictive covenants in respect to Millcrest Subdivision require a minimum sideyard of ten (10) feet; and

WHEREAS the zoning ordinance of Salt Lake County in respect to Millcrest Subdivision requires a total sideyard of 18 feet, but provides for a minimum single sideyard of 8 feet; and

WHEREAS the said Pickerings and Hansen have each constructed a dwelling with attached garage which provides at least an 8-foot sideyard in compliance with the County zoning ordinance, but which sideyard is less than the required 10 feet in accordance with the restrictive covenants of Millcrest Subdivision; and

WHEREAS the distances between both the garage of Pickerings on Lot 23 and the Hansen house on Lot 25 and the nearest structure on Lot 24 adjacent to each is not less than 20 feet; and

WHEREAS IT is agreed that the failure to leave the full 10-foot north sideyard within the bounds of Lot 23 and the failure to leave a full 10 foot west sideyard within Lot 25, does not detract from the value of other property in the subdivision;

NOW THEREFORE, the undersigned, being all of the owners of property in Millcrest Subdivision and the members of the Architectural Committee of said subdivision, do now and forever release and waive any objection which they might have to the location of the garage and structure on Lots 23 and 25, Millcrest Subdivision, such waiver being intended to apply only to the north sideyard of Lot 23 and the west sideyard on Lot 25, Millcrest Subdivision, and at no other place in said subdivision.

Russell C. Hansen
Russell C. Hansen

Naoma D. Hansen
Naoma B. Hansen

E. Morton Hill
E. Morton Hill

Ruth B. Hill
Ruth B. Hill

WAIVER OF BUILDING RESTRICTION - Page 2

Ivor G. Pickering
Ivor G. Pickering

Naomi J. Pickering
Naomi J. Pickering

Robert L. Judd
Robert L. Judd

Louise R. Judd
Louise R. Judd

Morris C. Haner
Morris C. Haner

Helen S. Haner
Helen S. Haner

Kenneth Raymond Brizzee
Kenneth Raymond Brizzee

Elizabeth Jane Brizzee
Elizabeth Jane Brizzee

J. R. Williams
J. R. Williams

Gladys Y. Williams
Gladys Y. Williams

Edmund B. Howell
Edmund B. Howell

Deniel P. Howell
Deniel P. Howell

German S. Ellsworth
German S. Ellsworth

Myra M. Ellsworth
Myra M. Ellsworth

William Werrett, Jr.
William Werrett, Jr.

Attest:

SEAL

Richard F. Weggeland
Richard F. Weggeland

Pauline Weggeland
Pauline Weggeland

S. W. Pederson
S. W. Pederson

Mary D. Pederson
Mary D. Pederson

Franklin D. Richards
Franklin D. Richards

Helen K. Richards
Helen K. Richards

Clifford G. Jones
Clifford G. Jones

Winifred Jones
Winifred Jones

Frank Adrian Thacker
Frank Adrian Thacker

Marilyn Healey Thacker
Marilyn Healey Thacker

James H. C. West
James H. C. West

Flora L. West
Flora L. West

John M. Peart
John M. Peart

Wallace R. Woodbury
Wallace R. Woodbury

Orin R. Woodbury
Orin R. Woodbury

DALEY AND FROWS, INC.

By Geo. Daley, Pres

STATE OF UTAH
County of Salt Lake }

On the 28th day of March, A.D. 1956, personally appeared before me
JAMES H. C. WEST and FLORA L. WEST, his wife, GERMAN S. ELLSWORTH and MYRA M.
ELLSWORTH, his wife, WALLACE R. WOODBURY, ORIN R. WOODBURY, and WILLIAM

WAIVER OF BUILDING RESTRICTION - Page 3

WERRETT, JR., signers of the foregoing instrument, who duly acknowledged to me that they executed the same.

Cecyle M. Smack
Notary Public

My commission expires Mar. 6, 1960 Residing at Salt Lake City, Utah

STATE OF UTAH }
County of Salt Lake } ss.

On the 28th day of March, 1956, personally appeared before me
RUSSELL C. HANSEN and NAOMA D. HANSEN, his wife; E. MORTON HILL and RULA B.
HILL, his wife; IVOR G. PICKERING and NAOMI J. PICKERING, his wife; ROBERT L.
JUDD and LOUISE R. JUDD, his wife; MORRIS C. HANER and HELEN S. HANER, his
wife; KENNETH RAYMOND BRIZZIE and ELIZABETH JANE BRIZZIE, his wife; J. R.
WILLIAMS and GLADYS Y. WILLIAMS, his wife; EDMUND B. HOWELL and GENEAL P.
HOWELL, his wife; RICHARD F. WEGGELAND and PAULINE WEGGELAND, his wife;
S. W. PEDERSON and MARY D. PEDERSON, his wife; FRANKLIN D. RICHARDS and
HELEN K. RICHARDS, his wife; CLIFFORD G. JONES and WINIFRED JONES, his wife;
FRANK ADRIAN THACKER and MARILYN HEALEY THACKER, his wife; and JOHN M. PEART,
a single man; signers of the foregoing instrument, who duly acknowledged to me
that they executed the same.

Cecyle M. Smack
Notary Public

My commission expires Mar. 6, 1960 Residing at Salt Lake City, Utah

STATE OF UTAH }
County of Salt Lake } ss.

On the 13th day of April, 1956, personally appeared before me
GEO. DALEY and _____, who being by me
duly sworn did say, each for himself, that he, the said GEO. DALEY
is the president, and he, the said _____, is the secretary
of DALEY AND PROWS, INC., a Utah corporation, and that the within and foregoing
instrument was signed in behalf of said corporation by authority of a resolu-
tion of its board of directors, and said GEO. DALEY and _____
each duly acknowledged to me that said corporation
executed the same and that the seal affixed is the seal of said corporation.

Wallace Woodbury
Notary Public

My commission expires 12/21/57 Residing at Salt Lake City, Utah