

SW 7 4N1W

SEE PD. 3

**AGREEMENT BETWEEN ADJOINING OWNERS CREATING
EASEMENT FOR COMMON DRIVEWAY AND PARKING LOT**

AT

PAGE #

DAVIS COUNTY RECORDER

Agreement made this 2nd day of February, 1999, between Clearfield City, 140 East Center Street, Davis County, State of Utah, and Jeff L. Layton, 1143 North Winston Drive, Kaysville, Davis County, State of Utah.

E-1484537 8 2442 P 276
SHERYL L. WHITE, DAVIS CNTY RECORDER
1999 FEB 4 11:21 AM FEE 15.00 DEP REC
REC'D FOR SECURITY TITLE COMPANY

RECITALS

1. The parties have an interest in adjoining real estate situated in the Clearfield City, Davis County, State of Utah, and described, respectively, as follows:

PARCEL 1 - CLEARFIELD CITY:

Beginning at a point North 89° 43' 40" East 417.97 feet along the quarter section line and South 0° 04'36" West 442.15 feet (parallel to the East line of the Northwest quarter of the Southwest quarter) from the Northwest corner of the Southwest quarter of Section 7, Township 4 North, Range 1 West, Salt Lake Meridian, in the city of Clearfield; and running thence South 0° 04' 36" West 210.00 feet, thence South 89° 43' 40" West 232.43 feet to the Easterly line of a State Highway; thence North 36° 47' West 241.32 feet along said Highway; thence North 18° 25'01" West 16.87 feet; thence North 89° 43' 40" East 382.55 feet to the point of beginning. Tax Id. Number 09-022-0117.

PARCEL 2 - JEFF L. LAYTON:

Beginning at a point North 89° 43' 40" East 417.97 feet along the quarter section line and South 0° 04'36" West 442.15 feet (parallel to the East line of the Northwest quarter of the Southwest quarter) from the Northwest corner of the Southwest quarter of Section 7, Township 4 North, Range 1 West, Salt Lake Meridian, in the city of Clearfield; and running thence South 0° 04' 36" West 210.00 feet; thence North 89°43' 40" East 103.71 feet; thence North 0°04' 36" East 210.0 feet; thence South 89° 43' 40" West 103.71 feet to the point of beginning. Tax Id. Number 09-022-0103.

2. Clearfield City has an established driveway and parking lot on Parcel 1.
3. Jeff L. Layton desires to have a non-exclusive common easement on the existing parking lot and driveway on Parcel 1 to obtain access to his property. Parcel 2.
4. Clearfield City is willing to grant such an easement.

This easement is superior and paramount to the rights of any of the parties hereto in the respective servient estates so created, and the parties further agree that it is a covenant that shall run with the land.

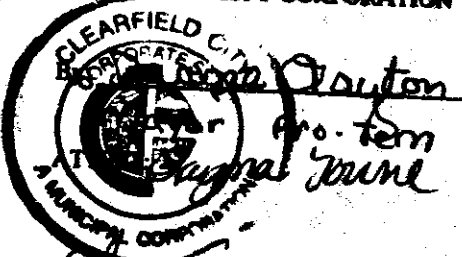
The grantee named above shall use the rights granted above with due regard to the rights of others and their use thereof, and shall not use the easement in any way that will impair the rights of others to use it, and shall not obstruct passage thereon.

The grantee agrees to pay Twenty Percent (20%) of the costs of maintenance, repair and snow removal of the driveway and parking lot.

IN WITNESS WHEREOF, the parties hereto have executed this agreement at Clearfield, Utah, this 3rd day of February, 1999.

CLEARFIELD CITY CORPORATION

JEFF L. LAYTON



By: Jeff Layton

ATTEST:

By: Amy Spencer
Notary Public

By: _____
Notary Public



State of Utah
County of Davis

On the 3rd day of February, 1999 personally appeared before me Jeff L. Layton and Diana Layton, Mayor Pro-Tem of Clearfield City, the signers of the foregoing instrument who duly acknowledged to me that they executed the same.

Clearfield City: Parcel #1 Drive

— Parking — 389.16' — Parking —

State Street

261.27' Parking

Drive

Parking

Building

Parking

Parking

Drive

232.43' Parking

1.498 Acres

Loading

Drive

Parking

Jeff L. Lythons Parcel #2

.5 Acres

108.71'

210'

Highway 700 Property

