

WHEN RECORDED, MAIL TO:  
EQUITY TITLE  
4699 Harrison Blvd #101  
Ogden, UT 84403

**BOUNDARY LINE AGREEMENT**

THIS BOUNDARY LINE AGREEMENT IS ENTERED INTO THE 17TH DAY OF SEPTEMBER, 1999, BY AND BETWEEN MELVIN L. ROGERS, TRUSTEE FOR THE ELLEN B. ROGERS TRUST; ELLEN B. ROGERS, TRUSTEE FOR THE MELVIN L. ROGERS TRUST; MELVIN ROGERS FAMILY, LC; MELVIN L. ROGERS AND ELLEN B. ROGERS AS TRUSTEES OF THE MELVIN L. ROGERS AND ELLEN B. ROGERS FAMILY TRUST AND IRENE R. OGDEN ("FIRST PARTY") AND ZAUNDRY CARTER AND JOHN B. BATTISTI ("SECOND PARTY").

WHEREAS, FIRST PARTY IS THE OWNER OF THE CERTAIN REAL PROPERTY LOCATED IN WEBER COUNTY, UTAH WHICH IS DESCRIBED AS FOLLOWS:

SEE ATTACHED EXHIBIT "A"

WHEREAS, SECOND PARTY IS THE OWNER OF CERTAIN REAL PROPERTY LOCATED IN WEBER COUNTY, UTAH WHICH IS DESCRIBED AS FOLLOWS:

SEE ATTACHED EXHIBIT "A"

WHEREAS, THERE HAS HERETOFORE BEEN AN UNCERTAINTY AS TO THE EXACT LOCATION OF THE BOUNDARY BETWEEN THE PARTIES;

WHEREAS, FIRST PARTY HAS OBTAINED A PROPERTY SURVEY SHOWING THE LOCATION OF THE PROPERTY OWNED BY FIRST PARTY DESCRIBED ABOVE WHICH SURVEY WAS PREPARED BY GREAT BASIN ENGINEERING NORTH, JOB NO. 98N222AT; AND

WHEREAS, THE PARTIES HAVE NOW AGREED ON THE EXACT BOUNDARY LINE IN ORDER TO SETTLE FOR ALL TIME THE LOCATION OF SAID BOUNDARY LINE;

NOW, THEREFORE, THE PARTIES AGREE THAT THE BOUNDARY LINE BETWEEN THEIR RESPECTIVE PROPERTIES SHALL BE THE LINE DESCRIBED AS FOLLOWS:

SEE ATTACHED EXHIBIT "B"

THE PARTIES FURTHER AGREE THAT ALL OF THE PROPERTY OWNED BY ANY OF THEM AS DESCRIBED HEREIN SITUATED NORTH OF THE ABOVE DESCRIBED BOUNDARY LINE SHALL BELONG TO THE FIRST PARTY.

THE PARTIES FURTHER AGREE THAT ALL OF THE PROPERTY OWNED BY ANY OF THEM AS DESCRIBED HEREIN SITUATED SOUTH OF THE ABOVE DESCRIBED BOUNDARY LINE SHALL BELONG TO THE SECOND PARTY.

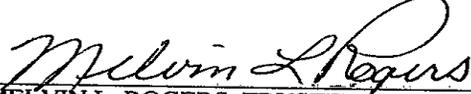
THE PARTIES FURTHER QUIT CLAIM AND TRANSFER ALL INTEREST THAT MAY HAVE OR HAVE HAD IN THE PAST IN ACCORDANCE WITH THE TERMS OF THIS AGREEMENT AS SET FORTH HEREIN.

E: 1663766 BK2035 PG194  
BOUG CROFTS, WEBER COUNTY RECORDER  
22-SEP-99 1027 AM FEE \$24.00 DEP MW  
REC FOR: EQUITY.TITLE

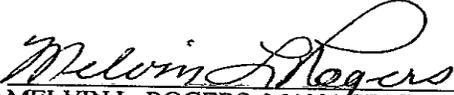
THE PARTIES FURTHER QUIT CLAIM AND TRANSFER ALL INTEREST THAT MAY HAVE OR HAVE HAD IN THE PAST IN ACCORDANCE WITH THE TERMS OF THIS AGREEMENT AS SET FORTH HEREIN.

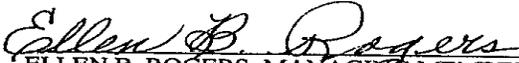
THIS AGREEMENT IS MADE FOR THE PURPOSE OF SETTLING A DISPUTED BOUNDARY LINE AND IS INTENDED FOR THAT PURPOSE AND SHALL BE BINDING ON THE HEIRS, ASSIGNEES, AND TRANSFEREES OF THE PARTIES.

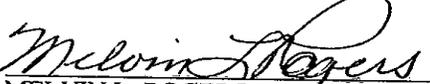
THIS AGREEMENT MAY BE SIGNED IN COUNTERPARTS, WHICH COLLECTIVELY CONSTITUTE ONE ORIGINAL AGREEMENT.

  
MELVIN L. ROGERS, TRUSTEE FOR THE  
ELLEN G. ROGERS TRUST

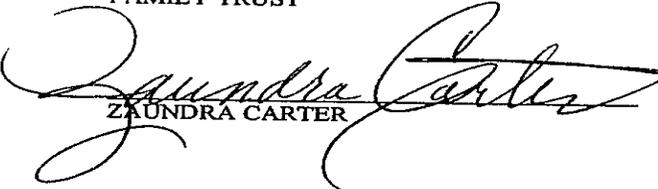
  
ELLEN B. ROGERS, TRUSTEE FOR THE  
MELVIN L. ROGERS TRUST

  
MELVIN L. ROGERS, MANAGING MEMBER  
OF MELVIN ROGERS FAMILY, LC

  
ELLEN B. ROGERS, MANAGING MEMBER  
OF MELVIN ROGERS FAMILY, LC

  
MELVIN L. ROGERS, TRUSTEE OF THE  
MELVIN L. ROGERS & ELLEN B. ROGERS  
FAMILY TRUST

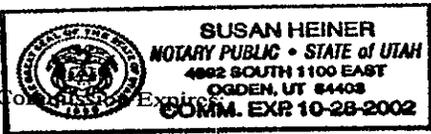
  
ELLEN B. ROGERS, TRUSTEE OF THE  
MELVIN L. ROGERS & ELLEN B. ROGERS  
FAMILY TRUST

  
ZAUNDR A CARTER

  
JOHN B. BATTISTI

COUNTY OF WEBER (

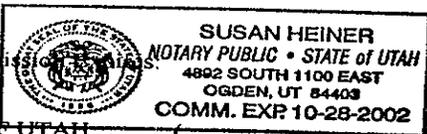
THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 15th  
DAY OF SEPTEMBER, 1999, BY MELVIN L. ROGERS TRUSTEE OF THE ELLEN B. ROGERS  
TRUST.

My Commission Expires  
 **SUSAN HEINER**  
NOTARY PUBLIC • STATE of UTAH  
4892 SOUTH 1100 EAST  
OGDEN, UT 84403  
COMM. EXP. 10-28-2002

  
NOTARY  
Residing in

STATE OF UTAH ( : ss  
COUNTY OF WEBER (

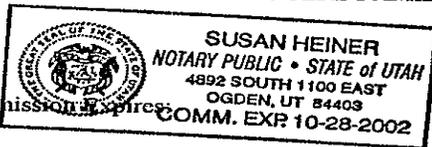
THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 15th  
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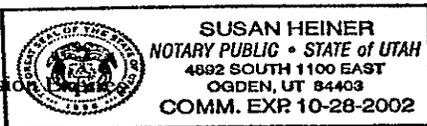
THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 15th  
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MEMBERS OF THE MELVIN ROGERS FAMILY, LC.

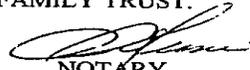
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EXHIBIT "A"

ROGERS DESCRIPTION

PART OF THE SOUTHEAST QUARTER OF SECTION 8, TOWNSHIP 6 NORTH, RANGE 1 WEST, SALT LAKE MERIDIAN, U.S. SURVEY: BEGINNING 693 FEET WEST 915.42 FEET SOUTH OF THE NORTHEAST CORNER OF SAID QUARTER SECTION; THENCE SOUTH 305.08 FEET; THENCE NORTH 89 DEG. 09 MIN. 45 SEC. WEST 166 FEET; THENCE SOUTH 50 DEG. 15 MIN. WEST 99.5 FEET; THENCE WEST 886.32 FEET TO POINT 302 FEET EAST OF HARRISVILLE ROAD; THENCE NORTH 21 DEG. 09 MIN. 45 SEC. WEST 110.5 FEET; THENCE SOUTH 85 DEG. 27 MIN. WEST 139.4 FEET; THENCE NORTH 24 DEG. 54 MIN. 45 SEC. WEST TO A POINT SOUTH 82 DEG. 08 MIN. WEST OF BEGINNING; THENCE NORTH 82 DEG. 08 MIN. EAST TO BEGINNING.

TAX ID#11-035-0031

*ABST*

CARTER/BATTISTI DESCRIPTION

PART OF THE SOUTHEAST QUARTER OF SECTION 8, TOWNSHIP 6 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING 10.5 CHAINS WEST AND 20 CHAINS SOUTH AND 1052.32 FEET WEST FROM THE NORTHEAST CORNER OF SAID QUARTER SECTION AND RUNNING THENCE NORTH 21 DEG. 09 MIN. 45 SEC. WEST 110.5 FEET, MORE OR LESS; THENCE SOUTH 85 DEG. 27 MIN. WEST 151.40 FEET; THENCE NORTH 6 DEG. 18 MIN. 45 SEC. WEST 9.70 FEET; THENCE SOUTH 81 DEG. 41 MIN. 15 SEC. WEST 147 FEET TO THE EAST LINE OF HARRISVILLE ROAD; THENCE SOUTHEASTERLY ALONG SAID ROAD TO A POINT OF WEST OF BEGINNING; THENCE EAST 302 FEET TO BEGINNING.

TAX ID#11-035-0003

EXHIBIT "B"

ROGERS - BATTISTI BOUNDARY LINE

A part of the Southeast Quarter of Section 8, Township 6 North, Range 1 West, Salt Lake Base and Meridian, U.S. Survey:

Beginning at a point on the Easterly right of way line of Harrisville Road; said point being 9.12 feet South  $0^{\circ}02'14''$  East along the West line of said Southeast quarter of Section 8 and 1390.38 feet South  $24^{\circ}54'45''$  East along said Easterly right of way line of Harrisville Road from the Northwest corner of the Southeast Quarter of said Section 8; and running thence North  $81^{\circ}41'15''$  East 147.47 feet along a fence; thence South  $8^{\circ}18'45''$  East 9.70 feet; thence North  $85^{\circ}27'00''$  East 150.39 feet along a fence to a fence corner

Pt. of ~~11-035-0031~~  
Pt. of ~~11-035-0003~~

11-035-0003 PT