

## 2688579

## DEED OF RELEASE

THIS DEED OF RELEASE, made by the United States of America, acting by the Federal Aviation Administration to the Salt Lake City Corporation, a body corporate and politic under the laws of the State of Utah, WITNESSETH:

WHEREAS, the United States, acting by and through the War Assets Administrator by Agreement, dated May 11, 1948, and recorded in the records of Salt Lake County, Utah, in Book 622, Page 551, surrendered to the Salt Lake City Corporation, Utah, the former's leasehold interest in and to the hereinafter described land, together with other land, for airport purposes, subject to certain conditions, reservations, exceptions and restrictions; and

WHEREAS, by Instrument of Release, dated November 28, 1950, and recorded in the Records of Salt Lake County, Utah, in Book 3693 at Page 365, the United States of America, acting by and through the Administrator of Civil Aeronautics, did release from the Agreement, dated May 11, 1948, all rights reserved to the United States of America under and by virtue of the following quoted restriction:

"Provided, that no structures disposed of hereunder shall be used as an industrial plant, factory, or similar facility, within the meaning of Section 23 of the Surplus Property Act of 1944, as amended, unless the party of the second part shall pay to the United States such sum as the War Assets Administrator or his successor in function shall determine to be a fair consideration for the removal of the restriction imposed by this proviso"; and

WHEREAS, at the request of the Salt Lake City Corporation, Utah, the Administrator of the Federal Aviation Administration has determined that the hereinafter described land no longer serves the purpose for which it was conveyed and made subject to such remaining terms, conditions, reservations and restrictions, and further finds that pursuant to the authority contained in Public Law 83-311 and Part 155 of the Federal Aviation Regulations, such release may be granted.

NOW, THEREFORE, for and in consideration of the benefits to accrue to the United States and to civil aviation, the Administrator of the Federal Aviation Administration on behalf of the United States hereby releases unto the Salt Lake City Corporation, Utah, the hereinafter described real property subject to the following provisions and reservations:

- (1) The Salt Lake City Corporation, Utah, agrees to continue to be bound by and further agrees to reserve unto itself, its successors and assigns in any instruments of transfer conveying title or any interest in the hereinafter described real property, for the use and benefit of the public, a right of flight for the passage of aircraft in the airspace above the surface of the real property hereinafter described, together with right to cause in said airspace such noise as may be inherent in the operation of aircraft now known or hereafter used for navigation of or flight in the said airspace and for use of said airspace for landing on, taking off from, or operating on the Salt Lake City International Airport.
- (2) That the Salt Lake City Corporation, Utah, expressly agrees for itself, its successors and assigns to restrict the height of structures, objects of natural growth and other obstructions on the hereinafter described real property to a height of not more than 4291 feet above mean sea level.
  - (3) That the Salt Lake City Corporation, Utah, expressly agrees for itself, its successors and assigns to prevent any use of the hereinafter described real property which would interfere with landing or taking off of aircraft at the Salt Lake City International Airport, or otherwise constitute an airport hazard. In the event the aforesaid covenant is breached, the grantor is to reserve the right to enter upon the land released hereunder and to remove the offending structure or object and to cut the offending growth, all of which shall be at the expense of the grantee.

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By this deed, the United States of America by and through the Federal Aviation Administration hereby releases the said real property from all remaining conditions, reservations and restrictions, except those reserved herein, contained in the Agreement, dated May 11, 1948, with the War Assets Administrator and all the remaining obligations, conditions, reservations and restrictions contained in the following listed Grant Agreements, dated: April 19, 1955; November 3, 1955; August 23, 1956; November 27, 1956; October 23, 1957; July 2, 1958; August 14, 1958; January 21, 1959; July 28, 1959; May 18, 1960; August 2, 1960; August 21, 1962; June 27, 1963; July 29, 1964; July 20, 1965; June 23, 1966; June 27, 1967; July 9, 1968; April 8, 1969; December 30, 1969; May 23, 1972; April 25, 1973; May 17, 1973; June 19, 1974; and August 22, 1974. Said real property is located in the County of Salt Lake, State of Utah, and legally described as follows:

Beginning at a point in the East line of Section 28, T.1 N., R.1 W., Salt Lake Meridian, said point being 16.5 feet Southerly from the Northeast corner of said Section 28 and running thence Southerly 3,415.5 feet; thence Westerly 338.25 feet; thence Southerly 1,512.0 feet to the North line of 700 North Street; thence Westerly along said North line 205.45 feet; thence Northerly 840.0 feet; thence Westerly 800.0 feet to the East line of 2200 West Street; thence Northerly along said East line 4,087.5 feet to a point that is 16.5 feet Southerly of the North line of said Section 28; thence Easterly 1343.7 feet to the point of beginning, containing 124.831 acres, more or less.

By its acceptance of this Deed of Release, the Salt Lake City Corporation, Utah, covenants and agrees for itself, its successors and assigns, to comply with and observe all the limitations, conditions and restrictions set forth herein, expressly limited to the above described property.

IN WITNESS WHEREOF the United States of America has caused this Deed of Release to be executed as of the \_\_18\_\_ day of \_\_February \_\_\_\_\_\_ 1975\_.

UNITED STATES OF AMERICA ADMINISTRATOR, FEDERAL AVIATION ADMINISTRATION

By Critical Keeling
Chief, Salf Lake City Airports District Office
Rocky Mountain Region
Federal Aviation Administration

STATE OF UTAH )
) ss
COUNTY OF SALT LAKE )
On this 18th day of February , 1975 , before me, Regina C. Patten ,
a Notary Public in and for the State of Utah, personally appeared
Victor J. Kiesling , known to me to be the Chief, Salt Lake City
Airports District Office, Rocky Mountain Region, Federal Aviation Administra-
tions and known to me to be the person whose name is subscribed to this Deed
of Refere and acknowledged that he executed the same on behalf of the
Admanistrator, Federal Aviation Administration and the United States of
Comment of the Commen
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Salt Lake County, Utah
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STATE OF UTAH COUNTY OF SALT LAKE

Mildred V. Higham I, Herman K. Maganten, City Recorder of Sait Lake City, Utah, do hereby certify that the attached Deed of Release from United States of America, Federal Aviation Administration IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of Salt se City, Utah, this 4th Flidar March A.D. 196.75 was duly approved and accepted by the Board of Commissioners of Salt Lake City, Utah, this

Lake City, Utah, this....4th