

FENCE LINE AGREEMENT

THIS AGREEMENT DATED THIS 9<sup>TH</sup> DAY OF JUNE, 1997, BY AND BETWEEN JOHN RICHARD WOOLSEY AND RHONDA DEE WOOLSEY, HUSBAND AND WIFE, REFERRED TO AS "WOOLSEY", AND JAMES A. REES AND DEANNA K. REES, HUSBAND AND WIFE, HERINAFTER REFERRED TO AS "REES".

RECITALS:

WOOLSEY AND THEIR PREDECESSORS IN INTEREST HAVE BEEN IN POSSESSION OF A CERTAIN TRACT OF LAND SITUATED IN SUMMIT COUNTY, UTAH, AND IDENTIFIED BY WARRANTY DEED RECORDED IN BOOK M27, AT PAGE 583 DESCRIBED AS FOLLOWS:

SEE EXHIBIT "A" ATTCHED HERETO.

ANDWHEREAS REES IS THE OWNER OF A CERTAIN TRACT OF LAND SITUATED IN SUMMIT COUNTY, UTAH, AND IDENTIFIED BY WARRANTY DEED RECORDED IN BOOK 812, AT PAGE 798-799 AND DESCRIBED AS FOLLOWS:

SEE EXHIBIT "B" ATTACHED HERETO.

WOOLSEY AND REES AGREE THAT THE EXISTING FENCE WHICH SEPARATES THEIR RESPECTIVE PROPERTIES IS THE DIVISION LINE BETWEEN THEIR PARCELS. THE FENCE LINE IS DESCRIBED AS BEGINNING AT A POINT WHICH IS SOUTH 258.06 FEET AND EAST 1755.48 FEET AND SOUTH 11DEG 19MIN 08SEC EAST 26.44 FEET AND NORTH 60DEG 02MIN 57SEC EAST 484.67 FEET TO THE WESTERLY LINE OF 300 WEST STREET AND SOUTH 30DEG 14MIN 20SEC EAST ALONG 300 WEST STREET 133 FEET MORE OR LESS TO AN EXISTING FENCE FROM THE NORTHWEST CORNER OF SECTION 9, TOWNSHIP 3 NORTH, RANGE 4 EAST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH 60DEG 24MIN WEST ALONG DIVISION FENCE LINE 530.63 FEET TO THE EASTERLY LINE OF OF THE H. LAMONT RICHINS ETAL, PROPERTY AND POINT OF TERMINATION OF FENCE LINE BETWEEN WOOLSEY AND REES.

NOWTHEREFORE IN CONSIDERATION OF TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, REES CONVEYS AND RELEASE TO WOOLSEY ANY PORTION OF ITS PROPERTY LYING SOUTHERLY OF THE FENCE LINE DESCRIPTION WHERE THEIR RESPECTIVE PROPERTIES MEET, AND WOOLSEY CONVEYS AND RELEASES TO REES ANY PORTION OF THEIR PROPERTY WHICH LIES NORTHERLY OF THE FENCE LINE DESCRIBED ABOVE WHERE THEIR RESPECTIVE PROPERTIES MEET.

THIS AGREEMENT IS GIVEN TO ESTABLISH A COMMON BOUNDARY LINE BETWEEN THE PROPERTIES OF WOOLSEY AND REES.

*James A. Rees*  
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JAMES A. REES

*Deanna K. Rees*  
\_\_\_\_\_  
DEANNA K. REES

*John Richard Woolsey*  
\_\_\_\_\_  
JOHN RICHARD WOOLSEY

*Rhonda Dee Woolsey*  
\_\_\_\_\_  
RHONDA DEE WOOLSEY

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ALAN SPRIGGS, SUMMIT COUNTY RECORDER  
1997 JUL 11 12:20 PM FEE \$17.00 BY CJW  
REQUEST: RICHARD BUTLER

STATE OF UTAH

COUNTY OF SUMMIT

ON THIS 9<sup>TH</sup> DAY OF JUNE, 1997, PERSONALLY APPEARED BEFORE ME THE SIGNERS OF THE WITHIN INSTRUMENT WHO BEING FIRST DULY SWORN UNDER OATH DULY ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME.

MY COMMISSION EXPIRES: 3-25-2000

NOTARY PUBLIC: *Richard N. Butler*

RESIDING AT: *Corville, UTAH*

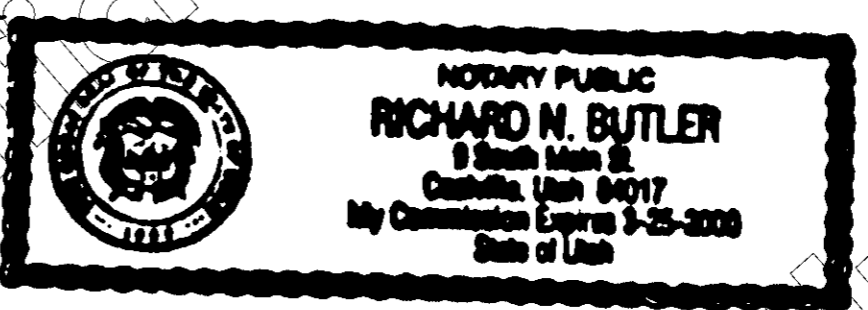


EXHIBIT "A"

the following described tract of land in Summit County, State of Utah, to-wit:  
Commencing at a point which is East 2161.5 feet, thence South 30°40' East 156.84 feet thence South 60°24' West 160 feet from the Northwest corner of Section 9, Township 3 North, Range 4 East of the Salt Lake Base and Meridian to the point of beginning and running thence South 60°24' West 370.63 feet, more or less, to the Hillman Richins property line; thence South 12°01' East 71.3 feet; thence North 70°23' East 71 feet; thence North 60°24' East 324.93 feet to the Southwest corner of that certain tract of land described in that certain Warranty Deed recorded June 6, 1962, in Book "W" of Warranty Deeds at Page 632 as Entry No. 95306 wherein Dean M. Smith and Gwen D. Smith, his wife, are named as grantors and Kenneth E. Dawson and Wilma M. Dawson, his wife, are named as grantees; thence North 30°40' West 90 feet to the point of beginning, containing 0.78 acres.

Beginning at a point which is East 2161.5 feet and South 30°40' East 156.84 feet from the Northwest corner of Section 9, Township 3 North, Range 4 East of the Salt Lake Base and Meridian, running thence South 30°40' East along the West side of Third Street 90.00 feet; thence South 60°24' West 160.00 feet; thence North 30°40' West 90.0 feet; thence North 60°24' East 160.00 feet to the point of beginning, containing 0.33 of an acre, more or less.

LESS ANY PORTIONS PREVIOUSLY SOLD.

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EXHIBIT "B"

COMMENCING AT THE NORTHWEST CORNER OF SECTION 9, TOWNSHIP 3 NORTH, RANGE 4 EAST OF THE SALT LAKE BASE AND MERIDIAN, THENCE EASTERLY ALONG THE NORTH LINE OF SAID SECTION A DISTANCE OF 2161.5 FEET, THENCE TO THE RIGHT ALONG A LINE BEARING SOUTH 30 DEG 36 MIN EAST A DISTANCE OF 66.84 FEET, TO THE POINT OF BEGINNING; THENCE TO THE RIGHT AT A RIGHT ANGLE ALONG A LINE BEARING SOUTH 60 DEG 24 MIN WEST A DISTANCE OF 100 FEET, THENCE TO THE LEFT AT A RIGHT ANGLE ALONG A LINE BEARING SOUTH 30 DEG 36 MIN EAST A DISTANCE OF 90 FEET, THENCE TO THE LEFT AT A RIGHT ANGLE ALONG A LINE BEARING NORTH 60 DEG 24 MIN EAST A DISTANCE OF 100 FEET, THENCE TO THE LEFT AT A RIGHT ANGLE ALONG A LINE BEARING NORTH 30 DEG 36 MIN WEST A DISTANCE OF 90 FEET, TO THE POINT OF BEGINNING.

ALSO: COMMENCING AT THE NORTHWEST CORNER OF SECTION 9, TOWNSHIP 3 NORTH, RANGE 4 EAST OF THE SALT LAKE BASE AND MERIDIAN, THENCE EASTERLY ALONG THE NORTH LINE OF SAID SECTION A DISTANCE OF 2161.5 FEET, THENCE TO THE RIGHT ALONG A LINE BEARING SOUTH 30 DEG 36 MIN EAST A DISTANCE OF 23.84 FEET, TO THE POINT OF BEGINNING; THENCE AT A RIGHT ANGLE TO THE RIGHT ALONG A LINE BEARING SOUTH 60 DEG 24 MIN WEST A DISTANCE OF 485.93 FEET, MORE OR LESS TO THE H. LAMONT RICHINS ETAL, PROPERTY DEEDED IN BOOK 316, AT PAGE 709, THENCE TO THE LEFT ALONG A LINE BEARING SOUTH 12 DEG 01 MIN EAST A DISTANCE OF 140.3 FEET, THENCE TO THE LEFT ALONG A LINE BEARING NORTH 60 DEG 24 MIN EAST A DISTANCE OF 430.63 FEET, THENCE TO THE LEFT AT A RIGHT ANGLE ALONG A LINE BEARING NORTH 30 DEG 36 MIN WEST A DISTANCE OF 90 FEET, THENCE TO THE RIGHT AT A RIGHT ANGLE ALONG A LINE BEARING NORTH 60 DEG 24 MIN EAST A DISTANCE OF 100 FEET, THENCE TO THE LEFT AT A RIGHT ANGLE ALONG A LINE NORTH 30 DEG 36 MIN WEST A DISTANCE OF 43 FEET, TO THE POINT OF BEGINNING.

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