

When recorded return to:
Draper City Recorder
P.O. Box 1020
Draper, Utah 84020

6547307
01/13/97 08:50 AM**NO FEE**
NANCY WORKMAN
RECORDER, SALT LAKE COUNTY, UTAH
DRAPER CITY
REC BY: B GRAY DEPUTY - WI

ORDINANCE NO. 227

AN ORDINANCE VACATING A CERTAIN PORTION OF THE PUBLIC RIGHT-OF-WAY ON THE EAST SIDE OF 700 EAST STREET LOCATED AT 11900 SOUTH, WITHIN DRAPER CITY, STATE OF UTAH.

WHEREAS, on September 6, 1979, the governing body of Draper City previously voted to vacate a portion of the public right-of-way on the east side of 700 East at 11900 South pursuant to a recommendation received from the Planning and Zoning Board of the City at that time; and

WHEREAS, subsequent thereto Glen B. Cannon, as Mayor of Draper City, executed and delivered a quit-claim deed to Ballard Feed and Egg a/k/a Eugene H. Ballard, Wayne H. Ballard and Bruce H. Ballard, which deed is dated February 16, 1984, and was recorded on February 22, 1984, conveying the vacated area to Ballard Feed and Egg; and

WHEREAS, apparently inadvertently no ordinance vacating the right-of-way was previously prepared or enacted by the City as required by law; and

WHEREAS, the City Council desires now to correct the previous omission by adopting this Ordinance vacating the subject public right-of-way as more particularly set forth herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH:

Section 1. Vacation. The City Council of Draper City hereby declares that a portion of the public right-of-way on the east side of 700 East Street at 11900 South located in Draper City, as more particularly described in Exhibit "A" attached hereto incorporated herein, is hereby vacated.

Section 2. Rights Not Affected. The action of the City Council vacating a portion of the public right-of-way as provided for herein shall operate as a relinquishment of the City's fee therein, provided that nothing herein shall be construed to vacate, impair or otherwise affect any real property interest, easement, right-of-way, holding or franchise right therein of any public utility or other property owner, governmental or private.

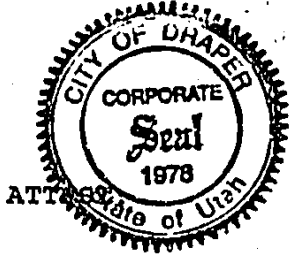
Section 3. Recordation. A certified copy of this Ordinance shall be recorded in the office of the Salt Lake County Recorder, State of Utah, and the necessary changes made on the official plats and records of the County to accomplish the purposes herein.

Section 4. Effective Date. This Ordinance shall become effective upon publication or posting or thirty (30) days after passage, whichever occurs first.

6547307

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH ON THIS 7th DAY OF JANUARY, 1997.

DRAPER CITY



By: Elaine Redd
Mayor

Ballard L. Sadler
City Recorder

EXHIBIT "A"

Beginning at a Point which is EAST 11.75 feet from the Northwest Corner of Block 33, Draperville Plat and running thence EAST 85.25 feet to the Railroad Right of Way; thence NORTH 34°22'00" WEST 99.95 feet; thence WEST 28.83 feet; thence SOUTH 82.50 feet to the Point of Beginning.

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