

RESOLUTION NO. _____

DATE _____

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL AUTHORIZING THE RELEASE OF AN EASEMENT OVER A PORTION OF REAL PROPERTY LOCATED AT APPROXIMATELY 4202 S RIVERBOAT RD, TAYLORSVILLE, UTAH

RECITALS

A. The Clark and Christine Ivory Foundation (“Owner”) owns real property in Salt Lake County, Utah, more particularly described as Parcel No. 21-02-226-007, with the address of 4202 S Riverboat Rd, Taylorsville, Utah 84123 (the “Foundation Property”).

B. On January 11, 1954, Salt Lake County Recreation Board (the “Board”) recorded a perpetual water line easement (“Easement”), which gave the Board “the right to lay, maintain, operate, repair, re-lay and remove at any time a pipe line or pipe lines and appurtenant works for the conveyance of water with the right of ingress and egress from the same, on, over and through” the Foundation Property.

C. The Board has been dissolved, and to the extent that Salt Lake County (the “County”) is the successor to the Board, and the current holder of the rights under the Easement, the County has determined that it has no current or future need of the Easement.

D. To the County’s knowledge, no pipeline was ever installed within the Easement by the Board or the County.

E. Owner has asked the County to release and quit-claim any interest it may have in the Easement as successor to the Board.

F. It has been determined that the best interests of the County and the general public will be served by releasing the Easement. The release of the Easement will be in compliance with all applicable state statutes and county ordinances.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Salt Lake County Council that

the Easement be declared surplus property.

IT IS FURTHER RESOLVED by the Salt Lake County Council that the Easement shall be released as provided in the Release of Easement attached hereto as Exhibit A (“Release”), which is hereby approved. The Mayor and County Clerk are hereby authorized to execute the original Release, and to deliver the fully executed document to the Salt Lake County Real Estate Section for recording with the Salt Lake County Recorder’s Office.

APPROVED and ADOPTED this _____ day of _____, 2022.

SALT LAKE COUNTY COUNCIL

By: _____
Laurie Stringham, Chair

ATTEST:

Sherrie Swensen
Salt Lake County Clerk

Council Member Bradley voting _____
Council Member Bradshaw voting _____
Council Member Stringham voting _____
Council Member DeBry voting _____
Council Member Theodore voting _____
Council Member Granato voting _____
Council Member Alvord voting _____
Council Member Newton voting _____
Council Member Snelgrove voting _____

APPROVED AS TO FORM:

R. Christopher Preston
Deputy District Attorney

EXHIBIT A

Release of Easement

WHEN RECORDED, MAIL TO:
Clark and Christine Ivory Foundation
978 Woodoak Ln
Salt Lake City, UT 84117

Affects Parcel No. 21-02-226-007

RELEASE OF EASEMENT

SALT LAKE COUNTY, a body corporate and politic of the State of Utah, on behalf of Salt Lake County Parks and Recreation, Grantor, for good and valuable consideration, hereby releases and relinquishes all of Grantor's right, title, and interest in that certain Water Line Easement (the "Easement") dated January 11, 1954, and recorded January 15, 1954, in the office of the Salt Lake County Recorder as Entry No. 1357696, in Book 1059, at Page 549. The Easement that is hereby released affects a portion of Parcel No. 21-02-226-007 and is described as follows:

A strip of land fifteen (15) feet wide being seven and one-half ($7\frac{1}{2}$) feet on each side of the following centerline:

Beginning at a point which lies South 893.64 feet and West 2344.71 feet from the Northeast corner of Section 2, T 2 S, R 1 W, of the SLB & M, and running thence N. $85^{\circ} 45'$ E. 1162.8 ft.; thence N. $62^{\circ} 45'$ E. 700' more or less to the centerline of the Jordan River and the east line of the Grantor's property.

together with all the rights and privileges incident and necessary to the enjoyment of this grant.

In addition to the foregoing, the Grantors hereby grants to the Grantee an additional 15-foot easement being $7\frac{1}{2}$ -feet on each side of the easement hereinbefore last referred to for the purpose of use by the Grantee during construction of said water line or lines hereinbefore referred to.

[Signatures on following page.]

IN WITNESS WHEREOF, Grantor has caused this Release of Easement to be signed and its official seal to be affixed hereto by its duly authorized officer this ___ day of _____, 2022.

SALT LAKE COUNTY

By: Exhibit Only, Do Not Sign
Salt Lake County Mayor or Designee

By: _____
Salt Lake County Clerk or Designee

STATE OF UTAH)
 :ss.
COUNTY OF SALT LAKE)

On this ___ day of _____, 2022, personally appeared before me _____, who being duly sworn, did say that (s)he is the _____ of Salt Lake County, Office of Mayor, and that the foregoing instrument was signed on behalf of Salt Lake County, by authority of law.

[SEAL]

NOTARY PUBLIC
Residing in Salt Lake County

STATE OF UTAH)
 :ss.
COUNTY OF SALT LAKE)

On this ___ day of _____, 2022, personally appeared before me _____, who being duly sworn, did say that (s)he is the _____ of Salt Lake County Clerk’s Office and that the foregoing instrument was signed on behalf of Salt Lake County, by authority of a Resolution of the Salt Lake County Council.

[SEAL]

NOTARY PUBLIC
Residing in Salt Lake County