

RESOLUTION NO. \_\_\_\_\_

DATE \_\_\_\_\_

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL AUTHORIZING  
THE RELEASE OF TWO EASEMENTS OVER A PORTION OF REAL  
PROPERTY LOCATED AT APPROXIMATELY 5622 SOUTH 5600 WEST

RECITALS

A. The Views @ 5600 LLC (“Owner”) owns real property in Salt Lake County, Utah, more particularly described as Parcel No. 20-14-232-006, with the address of 5622 South 5600 West, Kearns, Utah (the “Property”).

B. On August 21, 1986, Salt Lake County (the “County”) recorded a perpetual retention pond easement (“Retention Pond Easement”) affecting the Property “for the purpose of constructing a retention pond.”

C. On May 8, 1987, the County recorded a perpetual easement (“Access Easement”) affecting the Property which gave the right to “[a]ccess for the purpose of inspection, operation, maintenance, cleaning, repair, alteration, removal, and replacement of a storm drain pipeline, detention pond and appurtenant parts thereof for flood control etc.”

D. The County never constructed a retention pond on the Property as contemplated in the Retention Pond Easement, but in 2019, UDOT retained a perpetual drainage easement for a detention pond on the Property in nearly the same location.

E. Owner has asked the County to release and quit-claim any interest it may have in the Retention Pond Easement and the Access Easement (collectively the “5600 Easements”).

F. The release of the 5600 Easements should not have any impact on UDOT’s retained easement.

G. Owner has agreed to pay \$150.00 for the release of the Easements.

H. It has been determined that the best interests of the County and the general public

will be served by releasing the 5600 Easements. The County has determined that it has no current or future need of the 5600 Easements. The release of the 5600 Easements 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 5600 Easements are unused by the County and are hereby be declared surplus property available for disposition.

IT IS FURTHER RESOLVED by the Salt Lake County Council that the 5600 Easements shall be released as provided in (1) the Release of Easement attached hereto as Exhibit A for the Retention Pond Easement and (2) the Release of Easement attached hereto as Exhibit B for the Access Easement. The Mayor and County Clerk are hereby authorized to execute these documents, and to deliver the fully executed documents 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

APPROVED AS TO FORM:

\_\_\_\_\_  
R. Christopher Preston  
Deputy District Attorney

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

EXHIBIT A  
Release of Easement  
(Retention Pond Easement)

WHEN RECORDED, MAIL TO:  
VIEWS @ 5600 LLC  
2264 W Williamsburg Cir.  
West Jordan, UT 84088

Affects Parcel No. 20-14-232-006

**RELEASE OF EASEMENT**

SALT LAKE COUNTY, a body corporate and politic of the State of Utah, Grantor, for good and valuable consideration, hereby releases and relinquishes to the owners of record all of Grantor's right, title and interest in that certain Easement (the "Easement") dated May 19, 1986 and recorded August 21, 1986, in the office of the Salt Lake County Recorder as Entry No. 4299389, in Book 5805, at Page 2545, which affects a portion of Parcel No. 20-14-232-006 located in Salt Lake County, Utah and described as follows:

Beginning on the Westerly right-of-way line of 5600 West Street at a point South 0° 10'30" East along the Section Line 1023.00 feet and North 89° 38'04" West 53.00 feet from the Northeast Corner of Section 14, Township 2 South, Range 2 West, Salt Lake Base and Meridian and running thence South 0° 10'30" East 108.00 feet along said Westerly right-of-way line, thence North 89° 38'04" West 285.00 feet; thence North 0° 10'30" West 108.00 feet; thence South 89° 38'04" East 285.00 feet to the point of beginning. Containing 30,779 square feet or 0.723 acres.

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  
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 \_\_\_\_\_ Clerk of Salt Lake County and that the foregoing instrument was signed by her/him 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

EXHIBIT B  
Release of Easement  
(Access Easement)

WHEN RECORDED, MAIL TO:  
VIEWS @ 5600 LLC  
2264 W Williamsburg Cir.  
West Jordan, UT 84088

Affects Parcel No. 20-14-232-006

**RELEASE OF EASEMENT**

SALT LAKE COUNTY, a body corporate and politic of the State of Utah, Grantor, for good and valuable consideration, hereby releases and relinquishes to the owners of record all of Grantor's right, title and interest in that certain Permanent Easement (the "Easement") dated April 9, 1987 and recorded May 8, 1987, in the office of the Salt Lake County Recorder as Entry No. 4453909, in Book 5915, at Page 1600, which affects a portion of Parcel No. 20-14-232-006 located in Salt Lake County, Utah and described as follows:

**Beginning on the Westerly right-of-way line of 5600 West Street at a point South 0°10'30" East along the Section line 1131.00 feet and North 89°38'04" West 53.00 feet from the Northeast corner of Section 14, Township 2 South, Range 2 West, Salt Lake Base and Meridian and running thence South 0°10'30" East 27.00 feet along said Westerly right-of-way line; thence North 89°38'04" West 285.00 feet; thence North 0°10'30" West 27.00; thence South 89°38'04" East 285.00 feet to the point of beginning.**

**Contains 7694.658 square feet or 0.177 acres.**

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  
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 \_\_\_\_\_ Clerk of Salt Lake County and that the foregoing instrument was signed by her/him 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