

Entry No. 82939 Recorded at request of Bureau of Reclamation Fee \$11.50
 Date MAR 12 1962 at J.A. Wayne & Whiting Wasatch County Recorder
 By Mary L. Chapman Deputy. Book 42 Page 172-200.

WARRANTY DEED OF EASEMENT

PROVO RIVER WATER USERS' ASSOCIATION, a corporation organized and existing under and by virtue of the laws of the State of Utah, with its principal place of business at Provo, Utah, Grantor, hereby conveys and warrants to THE UNITED STATES OF AMERICA, acting pursuant to the provisions of the Act of June 17, 1902 (32 Stat. 388) and acts amendatory thereof or supplementary thereto, Grantee, for the sum of Forty-one Thousand and No/100 Dollars (\$41,000.00),

Perpetual easements to intermittently submerge, seep, flow, flood or any wise affect with water, from whatever source, flowing in Provo River, provided, however, that such easements shall not be for a permanent reservoir, and to remove from the beds and banks of the channel or channels of Provo River which now or in the future may cross the lands hereinafter described, any materials which might interfere with or affect in any manner the flow of water in Provo River, and to deposit on the said lands the materials so removed; together with rights of ingress and egress to utilize said rights and to survey, inspect and patrol the river channel or channels, the said easements being upon, over and across the following described tract of land.

A tract of land in Wasatch County, Utah, in the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) and the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Twelve (12), Township Three (3) South, Range Six (6) East, Salt Lake Base and Meridian, containing 57.53 acres, more or less, and being more particularly described as follows:

Beginning at the Northwest corner of said Section Twelve (12) from which the Southwest corner of Section Twelve (12) bears South 00°30' West, relative to the Utah Coordinate System Central Zone, as established by the United States Coast and Geodetic Survey, 1937, and running thence South, Thirty-seven Hundred Sixty and Three-tenths (3,760.3) feet and East, Thirty-nine Hundred Ten and Eight-tenths (3,910.8) feet to the true point of beginning, said point being on the East fence to the Grantor's land, the West fence to land now or formerly belonging to Leslie E. Moon and running thence along Moon's line South 05°58' West, Three Hundred Seven and Six-tenths (307.6) feet, more or less, to the South line of the North Half of the South Half (N $\frac{1}{2}$ S $\frac{1}{2}$) of said Section Twelve (12); thence along said South line of the North Half of the South Half (N $\frac{1}{2}$ S $\frac{1}{2}$) of Section Twelve (12) South 89°29' West, Two Hundred Eight and One-tenth (208.1) feet, more or less, to the Northeast corner to land now or formerly belonging to David Deloy Bisel; thence along Bisel's line South 89°29' West, Ten Hundred Fifteen (1,015.0) feet; thence leaving Bisel's line and running within Alma S. Carlile's property North 64°22'

CHECKED AS TO ENGINEERING DATA: 12-8-61 J.A.R.
 (DATE) (INITIALS)



West, Fifteen Hundred One (1,501.0) feet, more or less, to the East line to land now or formerly belonging to Fred A. Peterson; thence along Peterson's line North 0°10' East, Seven Hundred Thirty-one and Five-tenths (731.5) feet; thence leaving Peterson's line and running South 89°54' East, Five Hundred Thirty-one and One-tenth (531.1) feet; thence North 86°35' East, Four Hundred Seventy and Eight-tenths (470.8) feet; thence South 77°48' East, Two Hundred Fifty and Seven-tenths (250.7) feet; thence South 48°11' East, Three Hundred Eighteen (318.0) feet; thence North 88°16' East, Three Hundred Ninety-eight and Two-tenths (398.2) feet; thence South 31°13' East, One Hundred Ninety-two and Nine-tenths (192.9) feet; thence South 34°29' East, Six Hundred and Five-tenths (600.5) feet; thence South 58°00' East, Three Hundred Thirty-six and One-tenth (336.1) feet, more or less, to the true point of beginning.

The bearings of the courses in the foregoing description are relative to the Utah Coordinate System Central Zone as established by the United States Coast and Geodetic Survey, 1937. Also:

Perpetual easements to intermittently submerge, seep, flow, flood or any wise affect with water, from whatever source, flowing in Provo River, provided, however, that such easements shall not be for a permanent reservoir and to remove from the beds and banks of the channel or channels of Provo River which now or in the future may cross the lands hereinafter described, any materials which might interfere with or affect in any manner the flow of water in Provo River, and to deposit on the said lands the materials so removed and to construct, reconstruct and maintain dikes, levees, revetments and to enlarge or improve the river channel or channels; together with rights of ingress and egress to utilize said rights and to survey, inspect and patrol the river channel or channels, the said easements being upon, over and across the following described tract of land.

A tract of land in Summit and Wasatch Counties, Utah, in the Southwest Quarter of the Northeast Quarter ($SW\frac{1}{4}NE\frac{1}{4}$), the Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4}NW\frac{1}{4}$), the Northeast Quarter of the Southwest Quarter ($NE\frac{1}{4}SW\frac{1}{4}$) and the Northwest Quarter of the Southeast Quarter ($NW\frac{1}{4}SE\frac{1}{4}$) of Section Twelve (12), Township Three (3) South, Range Six (6) East, Salt Lake Base and Meridian, containing 25.62 acres, more or less, and being more particularly described as follows:

Beginning at the Northwest corner of said Section Twelve (12) from which the Southwest corner of said Section Twelve bears South 00°30' West, relative to the Utah Coordinate System Central Zone as

established by the United States Coast and Geodetic Survey, 1937, and running thence South, Twenty-seven Hundred Twenty-seven and Two-tenths (2727.2) feet and East, Thirty-nine Hundred Sixty-three and Eight-tenths (3,963.8) feet, more or less, to the true point of beginning, said point being on the Southerly right-of-way fence for Utah State Highway No. 35 of the Utah State Highway Commission and running thence along said right-of-way fence South 52°28' East, Sixty-four and Two-tenths (64.2) feet, more or less, to a point on the West line to land now or formerly belonging to Leslie E. Moon, the East line of the West Half of the East Half ($W\frac{1}{2}E\frac{1}{2}$) of said Section Twelve (12); thence along Moon's line South 05°58' West Nine Hundred Ninety-nine and Four-tenths (999.4) feet; thence leaving Moon's line and running North 58°00' West, Three Hundred Thirty-Six and One-tenth (336.1) feet; thence North 34°29' West, Six Hundred and Five-tenths (600.5) feet; thence North 31°13' West, One Hundred Ninety-two and Nine-tenths (192.9) feet; thence South 88°16' West, Three Hundred Ninety-eight and Two-tenths (398.2) feet; thence North 48°11' West, Three Hundred Eighteen (318.0) feet; thence North 77°48' West, Two Hundred Fifty and Seven-tenths (250.7) feet, thence South 86°35' West, Four Hundred Seventy and Eight-tenths (470.8) feet; thence North 89°54' West, Five Hundred Thirty-one and One-tenth (531.1) feet, more or less, to the West line of the East Half of the West Half ($E\frac{1}{2}W\frac{1}{2}$) of said Section Twelve (12), the East line to land now or formerly belonging to Fred A. Peterson; thence along Peterson's line North 00°10' East Forty (40.0) feet, more or less, to the Southeast corner to land now or formerly belonging to John R. Lefler; thence along Lefler's line North 00°10' East, Three Hundred Fourteen (314.0) feet, more or less, to the Southwest corner to land now or formerly belonging to Thomas L. Lefler; thence along Thomas L. Lefler's line South 86°53' East, Two Hundred Eleven and Three-tenths (211.3) feet; thence South 55°10' East, Two Hundred Eleven and Seven-tenths (211.7) feet; thence North 84°27' East, One Hundred Twenty-one and Four-tenths (121.4) feet, more or less, to the West line to land now or formerly belonging to Hazel Lefler; thence along Hazel Lefler's line South 14°06' West, One Hundred Forty-four and Two-tenths (144.2) feet, to the center of Provo River; thence along the center of Provo River North 85°04' East, One Hundred Eighty and Three-tenths (180.3) feet; thence North 55°43' East, Two Hundred Eighteen and Six-tenths (218.6) feet; thence leaving Provo River and running North 14°06' East, Eighty (80.0) feet, more or less, to a Southeast corner of aforesaid Thomas L. Lefler's land; thence along Thomas L. Lefler's line North 14°06' East, One Hundred Seventy-three (173.0) feet; thence leaving Thomas L. Lefler's line South 78°14' East, One Hundred Sixty-four and Three-tenths (164.3) feet; thence South 65°18' East, Seven Hundred Seventy-two and Seven-tenths (772.7) feet; thence South 28°49' West, Twenty-two and Eight-tenths (22.8) feet; thence South 66°31' East, One Hundred

Seven and Nine-tenths (107.9) feet; thence South 55°05' East, Four Hundred Three and Six-tenths (403.6) feet; thence South 72°10' East, Ninety-one and Four-tenths (91.4) feet; thence North 74°09' East, Seventy-Six and Nine-tenths (76.9) feet; thence North 47°09' East, Ninety-four and One-tenth (94.1) feet; thence North 71°30' East, Two Hundred Sixty-Seven and Eight-tenths (267.8) feet, more or less, to the true point of beginning.

The bearings of the courses in the foregoing description are relative to the Utah Coordinate System Central Zone as established by the United States Coast and Geodetic Survey, 1937. Also:

The right of entry upon, and occupation of the following described tract of land, with the right to remove and take therefrom materials necessary for the construction of the proposed dike upon Tract No. 80C during the period of construction thereof, together with rights of ingress and egress, the said tract being included within the foregoing Tract No. 80C.

A tract of land in Summit County, Utah in the Northwest Quarter of the Southeast Quarter (NW¹/₄SE¹/₄) of Section Twelve (12), Township Three (3) South, Range Six (6) East, Salt Lake Base and Meridian, containing 2.08 acres, more or less, and being more particularly described as follows:

Beginning at the Northwest corner of said Section Twelve (12) from which the Southwest corner of said Section Twelve (12) bears South 00°30' West, based on the Utah Central Zone Coordinate system established by the United States Coast and Geodetic Survey in 1937, and running thence South, Thirty Hundred Forty-four and Eight-tenths (3,044.8) feet; and East, Thirty-nine Hundred Eighty-five and Six-tenths (3,985.6) feet to the true point of beginning; said point being on the East fence to the Grantors' land, the West fence to land now or formerly belonging to Leslie E. Moon and running thence along Moon's line South 5°58' West, Two Hundred and Seven-tenths (200.7) feet; thence leaving Moon's line and running North 68°30' West, Four Hundred Sixty-one and Six-tenths (461.6) feet; thence North 31° West, Two Hundred (200.0) feet; thence South 64° East, One Hundred Forty (140.0) feet; thence North 68° East, One Hundred Twenty (120.0) feet; thence South 68°30' East, Three Hundred Forty (340.0) feet, more or less, to the true point of beginning. Also:

A perpetual easement and right-of-way to construct, reconstruct, operate and maintain an irrigation ditch and related facilities upon, over and across the following described tract of land which in part is included within Tract No. 80C.

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A tract of land in Summit County, Utah, in the Southeast Quarter of Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4}SE\frac{1}{4}NW\frac{1}{4}$) and the Southwest Quarter of the Southwest Quarter of the Northeast Quarter ($SW\frac{1}{4}SW\frac{1}{4}NE\frac{1}{4}$) of Section Twelve (12), Township Three (3) South, Range Six (6) East Salt Lake Base and Meridian, containing 0.63 acres, more or less, and being more particularly described as follows:

Beginning at the Northwest corner of said Section Twelve (12) from which the Southwest corner of Section Twelve (12) bears South $00^{\circ}30'$ West, and running East Twenty-seven Hundred Sixteen and Seventenths (2,716.7) feet, thence South Twenty-four Hundred Two (2,402.0) feet to the true point of beginning, thence South $24^{\circ}51'$ West, Ninety-nine (99.0) feet; thence North $65^{\circ}09'$ West, Thirty-four (34.0) feet; thence North $24^{\circ}51'$ East, Fifty-five (55.0) feet; thence North $65^{\circ}09'$ West, Two Hundred Seventy-nine and Six-tenths (279.6) feet; thence North $70^{\circ}37'$ West, Eighty-three and Eight-tenths (83.8) feet; thence North $76^{\circ}55'$ West, One Hundred Twenty-two and Six-tenths (122.6) feet; thence North $24^{\circ}51'$ East, Seventy-seven (77.0) feet; thence South $65^{\circ}09'$ East, Five Hundred Seventeen (517.0) feet, more or less to the true point of beginning.

The bearings of the courses in the foregoing description are relative to the Utah Coordinate System, central zone as established by the United States Coast and Geodetic Survey, 1937. Also:

Perpetual easements to intermittently submerge, seep, flow, flood or in anywise affect with water, from whatever source, flowing in the Provo River; provided, however, that such easement shall not be for a permanent reservoir and to remove from the beds and banks of the channel or channels of the Provo River which now or in the future may cross the lands hereinafter described any materials which might interfere with or affect in any manner the flow of water in Provo River, and to deposit on the said lands the materials so removed and to enlarge or improve the river channel or channels together with rights of ingress and egress to utilize said rights and to survey, inspect and patrol the river channel or channels.

The real estate to be subject to said easements is described as follows:

A tract of land in Summit and Wasatch Counties, Utah, situated in the Northwest Quarter of the Northeast Quarter ($NW\frac{1}{4}NE\frac{1}{4}$) of Section Five (5), Township Three (3) South, Range Six (6) East, the East Half of the Southwest Quarter ($E\frac{1}{2}SW\frac{1}{4}$) and the Southwest Quarter of the Southeast Quarter ($SW\frac{1}{4}SE\frac{1}{4}$) of Section Thirty-two (32), Township Two (2) South, Range Six (6) East, Salt Lake Base and Meridian, containing 56.43 acres, more or less, and being more particularly described in the following:

The Determination of North for the following description is based on the bearing of the section line from the Northwest (NW) corner of Section Thirty-two (32), a brass cap, to the Southwest (SW) corner of Section Thirty-two (32), a marked stone, as being South 00°26' West.

Beginning at the Northeast corner of the Southwest Quarter (SW $\frac{1}{4}$) of said Section Thirty-two (32) at the Northeast (NE) corner of the Grantors' land; thence along the property line on the East line of the Southwest Quarter (SW $\frac{1}{4}$) of said Section Thirty-two (32) South 00°09' West Thirteen Hundred Thirty-six and Three-tenths (1,336.3) feet, more or less, to the Northwest (NW) corner of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of said Section Thirty-two (32); thence along the North line of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of said Section Thirty-two (32) North 89°40' East Thirteen Hundred Thirty-six and Eight-tenths (1,336.8) feet, more or less to the Northeast (NE) corner of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of said Section Thirty-two (32); thence along the East line of the Grantors' property South 00°01' West Eighteen Hundred Fifty-nine (1,859.0) feet; thence leaving the property line, North 22°38' West Two Hundred Eighty-five and Seven-tenths (285.7) feet; thence North 03°12' West Two Hundred Sixteen and Seven-tenths (216.7) feet; thence North 28°38' West One Hundred Fifty-six and Three-tenths (156.3) feet; thence North 58°05' West One Hundred Fifteen (115.0) feet; thence North 75°06' West Two Hundred Eighty-seven and Four-tenths (287.4) feet; thence North 32°46' West One Hundred Forty and Eight-tenths (140.8) feet; thence North 55°06' West One Hundred Twenty-six and Nine-tenths (126.9) feet; thence North 67°23' West Four Hundred Eleven and Four-tenths (411.4) feet; thence North 35°36' West Two Hundred Seventy-two and Eight-tenths (272.8) feet; thence North 34°35' West Four Hundred Four and Three-tenths (404.3) feet; thence North 66°00' West Five Hundred Forty-seven and One-tenth (547.1) feet; thence North 09°01' East Three Hundred Six and One-tenth (306.1) feet; thence North 24°50' West Two Hundred Eighty and Four-tenths (280.4) feet; thence North 14°14' West Three Hundred Six and Nine-tenths (306.9) feet; thence North 07°41' East Two Hundred Sixty-one and One-tenth (261.1) feet; thence North 04°16' East One Hundred Ninety-two and One-tenth (192.1) feet, more or less, to the North line of the Southwest Quarter (SW $\frac{1}{4}$) of said Section Thirty-two (32); thence along said line North 89°41' East Seven Hundred Eighty-three and Eight-tenths (783.8) feet, more or less, to the point of beginning. Also:

A tract of land in Summit and Wasatch Counties, Utah, situated in the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) and the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-two (32), Township Two (2) South, Range Six (6) East, Salt Lake Base and Meridian, containing 67.92 acres, more or less, and being more particularly described in the following:

The determination of North for the following description is based on the bearing of the section line from the Northwest (NW) corner of Section Thirty-two (32), a brass cap, to the Southwest (SW) corner of Section Thirty-two (32), a marked stone, as being South 00°26' West.

Beginning at the Southwest corner of the Northeast Quarter ($NE\frac{1}{4}$) of said Section Thirty-two (32); thence along the South line of the Northwest Quarter ($NW\frac{1}{4}$) of said Section Thirty-two (32), South 89°41' West Seven Hundred Eighty-three and Eight-tenths (783.8) feet; thence leaving said line, North 05°12' East Eleven Hundred Seventy-one and Seven-tenths (1,176.7) feet, more or less, to the North line of the Grantors' property; thence along the property line the following courses; North 89°41' East Six Hundred Eighty and Two-tenths (680.2) feet, more or less, to the East line of the West Half ($W\frac{1}{2}$) of said Section Thirty-two (32); thence along said line, North 00°09' East One Hundred Sixty-five (165.0) feet, more or less, to the Northwest (NW) corner of the Southwest Quarter of the Northeast Quarter ($SW\frac{1}{4}NE\frac{1}{4}$) of said Section Thirty-two (32); thence along the North line of the Southwest Quarter of the Northeast Quarter ($SW\frac{1}{4}NE\frac{1}{4}$) of said Section Thirty-two (32) North 89°41' East Ninety-six (96.0) feet, more or less, to the Westerly fence line of a County road; thence along said line South 23°00' East Two Hundred Eighty (280.0) feet; thence South 32°00' East Four Hundred Sixty (460.0) feet; thence South 22°00' East Three Hundred Eighty (380.0) feet; thence South 07°30' East One Hundred Sixty (160.0) feet; thence South 31°30' East One Hundred Seventy (170.0) feet; thence South 44°30' East Five Hundred (500.0) feet; thence South 27°30' East Two Hundred Ten (210.0) feet; thence South 17°30' East One Hundred Fifty (150.0) feet; thence South 10°00' East Two Hundred Seventy (270.0) feet; thence South 26°57' East One Hundred Ninety-six and Three-tenths (196.3) feet, more or less, to the East line of the Northwest Quarter of the Southeast Quarter ($NW\frac{1}{4}SE\frac{1}{4}$); thence along said line South 00°01' West Two Hundred Thirty-five (235.0) feet, more or less, to the Southeast (SE) corner of the Northwest Quarter of the Southeast Quarter ($NW\frac{1}{4}SE\frac{1}{4}$) of said Section Thirty-two (32); thence along the South line of said Northwest Quarter of the Southeast Quarter ($NW\frac{1}{4}SE\frac{1}{4}$) South 89°40' West Thirteen Hundred Thirty-six and Eight-tenths (1,336.8) feet, more or less to the West line of the East Half ($E\frac{1}{2}$) of said Section Thirty-two (32); thence along said line North 00°09' East Thirteen Hundred Thirty-six and Three-tenths (1,336.3) feet, more or less, to the point of beginning.

NOTE FOR INFORMATION PURPOSES ONLY:

Based on the Utah Coordinate System Central Zone, established by the United States Coast and Geodetic Survey, the Southwest corner of the Northeast Quarter ($NE\frac{1}{4}$) of Section Thirty-two (32) lies South 00°26' West Twenty-six Hundred Seventy-three and Three-tenths (2,673.3)

feet, along the Section line and North 89°41' East Twenty-six Hundred Sixty-seven and One-tenths (2,667.1) feet from the Northwest (NW) corner of said Section Thirty-two (32). The Northwest (NW) corner of said Section Thirty-two (32) has plane coordinates North 829,493.8 and East 2,055,795.8; the Southwest (SW) corner of Section Thirty-two (32) has plane coordinates North 824,147.4 and East 2,055,754.9; and the Southwest (SW) corner of the Northeast Quarter (NE $\frac{1}{4}$) of Section Thirty-two (32) has plane coordinates North 826,835.6 and East 2,058,442.5.

The foregoing provisions shall not be construed as in any way obligating the United States to perform any channel revision work on the Provo River within the above-described area and the Grantor hereby releases the United States and the Provo River Water Users' Association from all liability for any damage to the said land or to any of the improvements that now or in the future may exist thereon which may accrue from the date hereof because of the exercise of the above-described easements.

The total of the above-described area being 210.21 acres, more or less.

IN WITNESS WHEREOF, said corporation has caused this deed to be signed by its President and its corporate seal to be affixed thereto this 19 day of JANUARY, A.D. 1962.

PROVO RIVER WATER USERS' ASSOCIATION

ATTEST: Myrl Wentz Secretary By J. E. Seal President

(SEAL)

STATE OF UTAH)
) ss
COUNTY OF UTAH)

On the 19th day of JANUARY, A.D., 1962, personally appeared before me F. E. Seal who being by me duly sworn did say that he is the duly appointed, qualified and acting President, in and for the Provo River Water Users' Association, a corporation, and that the within and foregoing instrument was signed in behalf of said corporation by authority of a resolution of the Board of Directors of said Provo River Water Users' Association, and the said F. E. Seal acknowledged to me that he and the said corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(SEAL)

Joseph Novak
Notary Public, in and for the State
of Utah, Residing at Salt Lake City,
Utah.
My Commission Expires: June 20, 1964