

No. 30817

WARRANTY DEED

MARION R. MECHAM and ALICE W. MECHAM, husband and wife, GRANTORS of Milton, County of Morgan, State of Utah, hereby CONVEY and WARRANT to ALICE FAYE MECHAM CUMMINGS, their daughter, grantee, of Morgan, County of Morgan, State of Utah, for the sum of ONE DOLLAR and their love and affection, the following described tract of land in Morgan County, State of Utah:

A part of the Southeast Quarter of the Northwest Quarter of Section 28, Township 4 North, Range 2 East of the Salt Lake Base and Meridian. True Bearing.

Beginning at a point which bears North 2711.7 feet and West 14.2 feet from the South Quarter section corner stone of the said Section 28, and running thence South 53° 00' West 81.0 feet; thence along the foot of a ditch bank North 25° 00' West 164.0 feet; thence North 32° 40' East 109.4 feet to the County road; thence along said road South 22° 00' East 220.0 feet to the point of beginning. Containing 0.37 acre.

Together with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including all water and water rights used in connection with said land.

WITNESS, the hands of said grantors, this 18th day of February A. D. 1961.

Signed in the presence of

Celeste Durrant
Glen Thurston

Marion O. Mecham
Alice W. Mecham

STATE OF UTAH)
: ss.
COUNTY OF MORGAN)

On the 18th day of February A. D. 1961 personally appeared before me Marion R. Mecham and Alice W. Mecham his wife, the signers of the within instrument, who duly acknowledged to me that they executed the same.

SEAL

My Commission Expires March 12, 1961.

A. C. Welch
Notary Public
Residing at Morgan, Utah

Filed for record and recorded this 20th day of February A. D. 1961 at 2:45 o'clock p.m.

Handwritten signature

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No. 30821

IN THE DISTRICT COURT OF TOOELE COUNTY, STATE OF UTAH

MARGUERITE BERTAGNOLE, GERALD BERTAGNOLE, CAROLYN BERTAGNOLE MEYERS, NANCY BERTAGNOLE ECKERT and MARGUERITE BERTAGNOLE, Guardian of WILLIAM BERTAGNOLE and SHIRLEY ANN BERTAGNOLE, Minors, Plaintiffs, vs LEO M. BERTAGNOLE aka LEE M. BERTAGNOLE, Defendant.

DECREED
Civil No. 4515

This cause having come on regularly for hearing in the above entitled Court on the 8th day of February 1960, before the Honorable Ray Van Cott, Jr., the hearing, by stipulation of parties, having been held in Salt Lake County, and all parties having adduced evidence and having agreed upon a division, and having agreed that Findings of Fact and Conclusions of Law may be waived; NOW THEREFORE it is

ORDERED, ADJUDGED and DECREED:

1. The division of property hereinafter described shall affect the surface rights only. The mineral rights shall remain in common ownership, together with the right of ingress and egress and the right to use such portion of the surface as is necessary for the exploration, development and mining of the same. And

damage done to the surface shall be compensated for to the extent of one-half of said damage.

The Division hereinafter made shall include water rights appurtenant to the property, including specifically livestock watering rights.

2. The property of the partnership known as the buck pasture consisting of that portion of Section 36, Township 3 North, Range 3 East, Salt Lake Meridian, lying Northwesterly from an existing road running generally in a southwesterly-northeasterly direction through the SE 1/4 and the SE 1/4 NE 1/4 thereof, shall be divided in accordance with a division to be made by Marcellus Palmer, which division shall be made by said Palmer so that there shall be equal feed and equal water to each portion. The Court retains jurisdiction to enter a Decree in accordance with said division, or, if said division is not made within thirty days for a division by the Court of the property. Upon such division the parties shall construct a division fence, the cost of same to be shared equally and if said fence is not constructed before September 1, 1960, then either party may proceed to construct the fence along the division line and the other parties shall pay one-half of the cost thereof. The Court retains jurisdiction to ascertain the cost, if a dispute arises.

3. Grazing Permits on Forest service land are hereby divided as follows:

- (a) To plaintiffs: Smith and Morehouse area.
- (b) To defendant: Millcreek Canyon and Lamb's canyon area.

4. That partnership property located in Emigration Canyon, shall remain in common ownership but the parties shall alternate the use thereof for grazing each year, commencing with plaintiffs' use in 1960.

5. A Decree was entered in the probate of the Estate of A. M. Bertagnole, deceased, under whom plaintiffs claim an interest in property involved herein. This Decree in describing the property described "an undivided one-half interest" in property located in Tooele County but erroneously distributed an entire interest in properties of the partnership located in Morgan, Davis and Salt Lake counties. To the extent that said Decree described an entire interest in the property, the Decree is hereby modified to distribute "an undivided one-half interest" in the property located in Morgan, Davis and Salt Lake Counties.

6. Plaintiffs and defendant have private leases in their own names. These private leases are known as the Hansen and Park City leases. The parties may retain these leases in their own names and for their own beneficial use.

7. The ranch headquarters in Township 2 North, Range 3 East, Salt Lake Meridian, Section 22: Lot 1, shall remain undivided.

8. An accounting of money and personal property has been made between the parties and neither owes the other for said items.

9. The Agreement of the parties dividing the Taylor Grazing rights equally, is hereby confirmed.

10. The division hereby made is without warranty of title. However, as to the South Mountain Area, being that land located in Township 4 South, Range 5 West, Salt Lake Meridian, there is an uncompleted exchange of lands with the United States whereby the partnership is to acquire part of the South Mountain land. The Court retains jurisdiction of the entire ease to change the division of all lands, whether in the South Mountain Area or otherwise, in the event the exchange is not consummated.

11. The lands described in the attached Exhibits "A" and "B", situated in Morgan, Davis, Salt Lake and Tooele Counties, are hereby divided as set forth in said Exhibits.

Dated this 1 day of AUGUST, 1960.

BY THE COURT:

(s) RAY VAN COTT JR.
DISTRICT JUDGE

CERTIFYING COPY

STATE OF UTAH)
) : ss.
 COUNTY OF TOOELE) I, J. Rex Kirk, Sr., County Clerk and Ex-Officio Clerk of the District Court of the Third Judicial District of the State of Utah, in and for the County of Tooele, A Court of record, do hereby certify that the foregoing copy of DECREE has been by me ? the original thereof, now of record in my office and that the same is at all true and correct.

said original as the same appears of record in my office and in my custody.

IN WITNESS WHEREOF, I have hereunto set my hand and
Official seal this 21 day of Feb. A. D. 1961

File No. 4515 J. REX KIRK, SR.
Clerk

COURT SEAL AFFIXED

By Claurence Johnson
Deputy Clerk

Original Filed Aug. 2, 1960.

EXHIBIT "A"

DIVISION OF PROPERTIES.

Surface Rights Only,
To Plaintiffs, in the following proportions:

- Marguerite Bertagnole, 1/3 rd.
- Gerald Bertagnole, 2/15ths
- Carolyn Bertagnole Meyers, 2/15ths
- Nancy Bertagnole Eckert, 2/15ths
- Marguerite Bertagnole, Guardian of
William Bertagnole, a minor, 2/15ths
- Marguerite Bertagnole, Guardian of
Shirley Ann Bertagnole, a minor, 2/15ths.

Township 2 North, Range 2 East, Salt Lake Meridian.

- Section 22: All
- Section 28: All
- Section 34: N $\frac{1}{2}$

Township 2 North, Range 3 East, Salt Lake Meridian.

- Section 1: All of said section lying East of Dixie Creek.
- Section 2: That portion of E $\frac{1}{2}$ SE $\frac{1}{4}$ lying East of Dixie Creek.
- Section 11: All of said section lying East of East Canyon Reservoir and of Dixie Creek.
- Section 12: E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$
- Section 13: All
- Section 14: NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$, that portion of SE $\frac{1}{4}$ SW $\frac{1}{4}$ lying East of East Canyon Reservoir
- Section 18: N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 20: N $\frac{1}{2}$ N $\frac{1}{2}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$
- Section 21: All
- Section 24: N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 28: NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 29: All
- Section 32: E $\frac{1}{2}$

Township 3 North, Range 3 East, Salt Lake Meridian.

- Section 36: All that portion of SE $\frac{1}{4}$ and of SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying East of present road running in Southwesterly-Northeasterly direction.

Township 4 South, Range 5 West, Salt Lake Meridian.

- Section 9: NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Lots 1, 2, 3.
- Section 10: All
- Section 16: S $\frac{1}{2}$

Also that portion of the following described tracts lying Northerly from a dividing line particularly described as follows:

Beginning at the highest ridge line on the West Boundary line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 17 and running in a southeasterly direction along said ridge line to a peak approximately in the center of NE $\frac{1}{4}$ Section 21 which peak is shown on a map prepared by U. S. Department of Interior Geological Survey, covering Stockton, Utah, as being 6543 feet high and running thence North 62 deg. 30' East 8976 feet, more or less, to a point on the East boundary of the W $\frac{1}{2}$ W $\frac{1}{2}$ Section 14 which final point is approximately on the East-West quarter section line.

- Section 14: W $\frac{1}{2}$ W $\frac{1}{2}$
- Section 15: All of said portion
- Section 17: SE $\frac{1}{4}$
- Section 20: NE $\frac{1}{4}$ NE $\frac{1}{4}$
- Section 21: N $\frac{1}{2}$
- Section 22: N $\frac{1}{2}$ NW $\frac{1}{4}$

Township 3 North, Range 11 West, Salt Lake Meridian.

- Section 36: N $\frac{1}{2}$

Township 6 South, Range 5 West, Salt Lake Meridian.

- Section 35: N $\frac{1}{2}$

Township 8 South, Range 6 West, Salt Lake Meridian.

Section 9: $W\frac{1}{2}E\frac{1}{2}$
 Section 12: $W\frac{1}{2}W\frac{1}{2}$
 Section 15: $W\frac{1}{2}W\frac{1}{2}$
 Section 21: $W\frac{1}{2}SW\frac{1}{2}NW\frac{1}{2}$

It is expressly agreed that no rights of way have been reserved by the defendant Leo M. Bertagnole across any of the above described lands.

EXHIBIT "B"DIVISION OF PROPERTIES.

Surface Rights only.

To defendant, the following:

Township 2 North, Range 1 East, Salt Lake Meridian.

Section 36: $NE\frac{1}{2}$

Township 2 North, Range 2 East, Salt Lake Meridian.

Section 8: Lots 3, 4, 5, 6, 11, 12, 13, 14
 Section 20: Lots, 2, 4, 5, 6, 8, 10, 12, 13, 14
 Section 25: All
 Section 30: All
 Section 36: All

Township 2 North, Range 3 East, Salt Lake Meridian.

Section 10: $NE\frac{1}{2}SW\frac{1}{2}$, $S\frac{1}{2}SW\frac{1}{2}$, $W\frac{1}{2}SE\frac{1}{2}$
 Section 15: $W\frac{1}{2}NE\frac{1}{2}$, Lots 1, 2, 3, 4, 6, 7, 8, 9, 10, 11.
 Section 18: $NE\frac{1}{2}NE\frac{1}{2}$, $N\frac{1}{2}SE\frac{1}{2}$, $SE\frac{1}{2}SE\frac{1}{2}$
 Section 22: $S\frac{1}{2}SW\frac{1}{2}$, $SE\frac{1}{2}$, lot 2, 8, $N\frac{1}{2}$ lots 6, lot 7 less that portion belonging to Fred Bertagnole.
 Section 25: All
 Section 26: $SE\frac{1}{2}$
 Section 27: All
 Section 30: All
 Section 32: $W\frac{1}{2}$

Township 2 North, Range 4 East, Salt Lake Meridian.

Section 30: All

Township 4 South, Range 5 West, Salt Lake Meridian.

Section 23: $N\frac{1}{2}NW\frac{1}{2}$, $NW\frac{1}{2}NE\frac{1}{2}$
 Section 27: $NW\frac{1}{2}$, $NW\frac{1}{2}NE\frac{1}{2}$, Lots 2, 3
 Section 28: $N\frac{1}{2}$
 Section 29: $N\frac{1}{2}NE\frac{1}{2}$, $SE\frac{1}{2}NE\frac{1}{2}$

Also that portion of the following described tracts lying Southerly from a dividing line particularly described as follows:

Beginning at the highest ridge line on the West boundary of the $SW\frac{1}{2}SE\frac{1}{2}$, Section 17, and running in a southeasterly direction along said ridge line to a peak approximately in the center of $NE\frac{1}{2}$ Section 21, which peak is shown on a map prepared by U. S. Department of Interior Geological Survey, covering Stockton, Utah, as being 6543 feet high and running thence North 62 deg. 30' East 8976 feet, more or less, to a point on the East boundary of the $W\frac{1}{2}W\frac{1}{2}$, Section 14, which final point is approximately on the East-West quarter section line.

Section 14: $W\frac{1}{2}W\frac{1}{2}$
 Section 15: $S\frac{1}{2}$
 Section 17: $SE\frac{1}{2}$
 Section 20: $E\frac{1}{2}$
 Section 21: All of said portion
 Section 22: All of said portion

Township 3 North, Range 11 West, Salt Lake Meridian.

Section 36: $S\frac{1}{2}$

Township 6 South, Range 5 West, Salt Lake Meridian.

Section 35: $S\frac{1}{2}$

Township 8 South, Range 6 West, Salt Lake Meridian.

Section 9: $E\frac{1}{2}E\frac{1}{2}$
 Section 12: $E\frac{1}{2}W\frac{1}{2}$
 Section 15: $E\frac{1}{2}W\frac{1}{2}$
 Section 21: $E\frac{1}{2}SW\frac{1}{2}NW\frac{1}{2}$

It is expressly agreed that no rights of way have been reserved by the plaintiffs across any of the above described lands.

Filed for record and recorded this 24th day of February A. D. 1961 at 9 :15 o'clock a.m. at the request of Brayton, Lowe & Hurley, Attorneys.

Entry No. 44971 Book M 27
RECORDED U.S. DE. at 10:30 AM Page 214 - 220
REQUEST of *Edward Christensen, Trustee*
FILE Mary O. Mechem, Morgan Co. Recorder
\$ 47.50 By *Walter L. ...*

FILED IN CLERK'S OFFICE
Salt Lake County Utah
NOV 3 1978
W. Sterling Evans, Clerk and Dist. Court
By *Walter L. ...*

H. JAMES CLEGG
JOHN E. GATES
SNOW, CHRISTENSEN & MARTINEAU
Attorneys for Petitioners
700 Continental Bank Building
Salt Lake City, Utah 84101
Telephone: 521-9000

IN THE DISTRICT COURT OF SALT LAKE COUNTY
STATE OF UTAH
PROBATE DIVISION

In the Matter of the Estate

SCHEDULE OF DISTRIBUTION
ANNEXED TO ESTATE
CLOSING ORDER

MARGUERITE BERTAGNOLE,

Deceased.

Probate No. 59496

1. The names and addresses of the distributees under the Last Will
and Testament of Marguerite Bertagnole are as follows:

Gerald Bertagnole
2223 Logan Avenue
Salt Lake City, Utah 84108

William T. Bertagnole
P. O. Box 822
Park City, Utah 84060

Shirley Ann Collingwood
3665 East 3800 South
Salt Lake City, Utah 84109

Joyce Carolyn Meyer
28 Midhill Drive
Mill Valley, California 94941

Nancy Marie Eckert
220 Gramercy Drive
San Mateo, California 94402

2. Pursuant to the Fourth paragraph of the Will of decedent, the
following described property is distributed in equal shares to Nancy
Marie Eckert, Joyce Carolyn Meyer and Shirley Ann Collingwood:

a. \$25,954.32 representing the net proceeds of
the sale of residence at 4418 Albright Drive, Salt Lake
City, Utah.

b. Household furniture, furnishings and personal
effects.

3. Pursuant to the Fifth paragraph of the Will of decedent, the following described real property is distributed as follows:

In Morgan County, State of Utah:

To Gerald Bertagnole, a one-sixth (1/6) undivided surface interest and one-twelfth (1/12) undivided mineral interest and to William T. Bertagnole, a one-sixth (1/6) undivided surface interest and one-twelfth (1/12) undivided mineral interest in the following properties:

- ✓ All of Section 22, T 2 N, R 2 E, SLB&M, 616.16 acres.
- ✓ All of Section 28, T 2 N, R 2 E, SLB&M, 608.24 acres.
- ✓ N 1/2 of Section 34, T 2 N, R 2 E, SLB&M, 307.88 acres.
- / The following property in Section 1, T 2 N, R 3 E, SLB&M:
Beginning at SW corner of SE 1/4 of Section 36, T 3 N, R 3 E, SLB&M, thence running South 3,207 feet, thence west 1,320 feet, thence south 70°41' west 772 feet, thence south 40°31' west 640 feet, thence south 22°34' west 1,690 feet, thence south 34°12' west 500 feet to west line of Section 1, T 2 N, R 3 E, thence south 1,120 feet to the SW corner of Section 1, thence east 5,332.8 feet to the SE corner of Section 1, thence north 7,134.6 feet to the NE corner of Section 1, thence west 2,118.6 feet to beginning, (which includes that portion of the E 1/2 of Lot 2, Section 1, T 2 N, R 3 E, SLB&M, lying westerly from Dixie Creek) 586.81 acres.
- ✓ That portion of the E 1/2 SE 1/4 of Section 2, T 2 N, R 3 E, SLB&M, lying easterly of Dixie Creek, 9.25 acres.
- ✓ All of Section 11, T 2 N, R 3 E, SLB&M, lying east of East Canyon Reservoir and of Dixie Creek, 333.57 acres.
- ✓ E 1/2 NE 1/4; SE 1/4 NW 1/4; SE 1/4 of Section 12, T 2 N, R 3 E, SLB&M, 280 acres.
- ✓ All of Section 13, T 2 N, R 3 E, SLB&M, 640 acres.
- ✓ NE 1/4 NW 1/4; E 1/2; and that portion of SE 1/4 SW 1/4 of Section 14, T 2 N, R 3 E, SLB&M, lying east of the East Canyon Reservoir, 400 acres.
- ✓ N 1/2 NW 1/4; SW 1/4 NW 1/4; NW 1/4 SW 1/4 Section 18, T 2 N, R 3 E, SLB&M, 132.32 acres.
- ✓ N 1/2 N 1/2; SE 1/4 NE 1/4; SE 1/4; NW 1/4 SW 1/4; S 1/2 SW 1/4 Section 20, T 2 N, R 3 E, SLB&M, 480 acres.
- ✓ All of Section 21, T 2 N, R 3 E, SLB&M, 628.76 acres.
- ✓ N 1/2; N 1/2 S 1/2; SW 1/4 SW 1/4; SE 1/4 SE 1/4 Section 24, T 2 N, R 3 E, SLB&M, 560 acres.
- ✓ NW 1/4 NE 1/4; S 1/2 NE 1/4; NW 1/4 SE 1/4 Section 28, T 2 N, R 3 E, SLB&M, 160 acres.
- ✓ All of Section 29, T 2 N, R 3 E, SLB&M, 620.92 acres.

1/2 Section 32, T 2 N, R 3 E, SLB&M, 314.52 acres.

All of that portion of Section 36, T 3 N, R 3 E, SLB&M, lying southwesterly from a line which begins at a point on the westerly side of existing road, which point is approximately 782 feet east and 366 feet northeasterly along said road from the S 1/4 corner of said Section and running thence northwesterly 441 feet more or less to point in creek bed, 300 feet downstream from spring, thence northeasterly along creek bed, 310 feet, thence north 832 feet, thence northwesterly 5,080 feet more or less to the NW corner of said Section, 314.88 acres.

To Gerald Bertagnole, an undivided one-eighth (1/8) surface and mineral interest and to William T. Bertagnole, an undivided one-eighth (1/8) surface and mineral interest in Lot 1, Section 22, T 2 N, R 3 E, SLB&M, 38.67 acres, being all of decedent's interest in said parcel.

To Gerald Bertagnole, an undivided one-fourth (1/4) surface and mineral interest and to William T. Bertagnole, an undivided one-fourth (1/4) surface and mineral interest in that portion of Lot 3, Section 22, T 2 N, R 3 E, SLB&M described as follows: Commencing at the SE corner of said Lot thence West 1,035 feet, thence northeasterly to a point 62 feet north of the SE corner of said Lot thence south 62 feet to point of beginning, .73 acres, being all of decedent's interest in said parcel.

In Tooele County, State of Utah:

To Gerald Bertagnole, an undivided one-sixth (1/6) surface interest and undivided one-twelfth (1/12) mineral interest and to William T. Bertagnole, an undivided one-sixth (1/6) surface interest and undivided one-twelfth (1/12) mineral interest in the following:

NE 1/4 NW 1/4; N 1/2 NE 1/4; S 1/2 NE 1/4; Lots 1, 2, 3, N 1/2 SE 1/4 Section 9, T 4 S, R 5 W, SLB&M, 402.25 acres.

All of Section 10, T 4 S, R 5 W, SLB&M, 641.2 acres.

S 1/2 Section 16, T 4 S, R 5 W, SLB&M, 320 acres.

SE 1/4 Section 17, T 4 S, R 5 W, SLB&M, 160 acres.

Also the portions of the following described tracts in T 4 S, R 5 W, SLB&M, lying northerly from a dividing line particularly described as follows:

Beginning at the highest ridge line on the West Boundary line of the SW 1/4 SE 1/4 of Section 17, and running in a southeasterly direction along said ridge line to a peak approximately in the center of NE 1/4 Section 21 (which peak is shown on a map prepared by U.S. Department of Interior Geological Survey, covering Stockton, Utah, as being 6543 feet high) and running thence North 62°30' East 8,976 feet, more or less, to a point on the East Boundary of the W 1/2 W 1/2, Section 14 which final point is approximately on the east-west quarter section line, 150 acres.

W 1/2 W 1/2 of Section 14, T 4 S, R 5 W, SLB&M, 100 acres.

All of Section 15, T 4 S, R 5 W, SLB&M, lying north of division line, 581.2 acres.

NE 1/4 NE 1/4 of Section 20, T 4 S, R 5 W, SLB&M, 10 acres.

N 1/2 Section 21, T 4 S, R 5 W, SLB&M, 160 acres.
N 1/2 NW 1/4 Section 22, T 4 S, R 5 W, SLB&M, 20 acres.
N 1/2 Section 35, T 6 S, R 5 W, SLB&M, 320 acres.
W 1/2 E 1/2 Section 9, T 8 S, R 6 W, SLB&M, 160 acres.
W 1/2 W 1/2 Section 12, T 8 S, R 6 W, SLB&M, 160 acres.
W 1/2 W 1/2 Section 15, T 8 S, R 6 W, SLB&M, 160 acres.
W 1/2 SW 1/4 NW 1/4 Section 21, T 8 S, R 6 W, SLB&M,
20 acres.

To Gerald Bertagnole, an undivided one-twelfth (1/12) surface interest and an undivided one-twenty-fourth (1/24) mineral interest and to William T. Bertagnole, an undivided one-twelfth (1/12) surface interest and an undivided one-twenty-fourth (1/24) mineral interest in:

N 1/2 NW 1/4 SW 1/4 Section 8, T 6 S, R 5 W, SLB&M, 20 acres.
Lots 5, 8 and 10 Block 1, Goodwin Survey.
Lots 4, 5 and 9, Block 2, Goodwin Survey.
N 1/2 Section 36, T 3 N, R 11 W, SLB&M, 320 acres.

4. Pursuant to the Fifth paragraph of the Will of decedent, the following described personal property is distributed in equal shares to Gerald Bertagnole and William T. Bertagnole, all of which property was effectively and beneficially distributed as of the date of death.

One-third (1/3) interest in M and G Bertagnole, a partnership.
One-third (1/3) interest in Grazing Permit from Bureau of Land Management Gold Hill Unit, Allotment 1,895 sheep, winter use.
One-third (1/3) interest in Grazing Permit from Bureau of Land Management, Skull Valley-Lake Side Unit - North Grassy Mountain, Allotment 1,350 sheep, winter use.
One-third (1/3) interest in Grazing Permit from United States Forest Service for Wasatch National Forest, Allotment 770 head for two months summer use.

5. Pursuant to the Sixth paragraph of the Will of decedent, the following described real property is distributed as follows:

In Salt Lake County, State of Utah:

To Gerald Bertagnole, an undivided one-tenth (1/10); To Nancy Marie Eckert, an undivided one-tenth (1/10); To Joyce Carolyn Meyer, an undivided one-tenth (1/10); To William T. Bertagnole, an undivided one-tenth (1/10); To Shirley Ann Collingwood, an undivided one-tenth (1/10); surface and mineral interest in the following real property:

Commencing 1,555.13 feet west of the SE corner of Section 16, T 1 N, R 2 E, SLB&M, thence west 3,724.87 feet, thence north 320 rods, thence east 4,300 feet, thence south 653.4 feet, thence north 87°55' west 1,572.07 feet, thence south 21°15' east 1,093.86 feet, thence south 14°27' west 235.4 feet, thence south 46°59' east 659 feet, thence south 45°32' west 739.4 feet, thence south 23°46' east 975.6 feet, thence west 776.05 feet, thence south 6" east 1,228 feet, thence south 80° east 792.67 feet, thence south 38°50' east 541.6 feet, more or less, to beginning, containing 335.23 acres.

SE 1/4 SE 1/4, Section 20, T 1 N, R 2 E, SLB&M, containing 40 acres.

Commencing at the W 1/4 corner of Section 21, T 1 N, R 2 E, SLB&M, thence north 80 rods, thence east 4,780 feet, thence south 54°11' west 200 feet, thence south 35°49' east 543.65 feet, thence south 8°14' west 329.56 feet, thence south 10°38' east 426.37 feet, more or less to a point due east from beginning, thence west 4,865 feet more or less to beginning, containing 144.4 acres, more or less.

NW 1/4 SW 1/4; NW 1/4; W 1/2 NE 1/4, Section 32, T 1 N, R 2 E, SLB&M, containing 280 acres.

6. Pursuant to the Seventh paragraph of the Will of decedent, the following described real property is distributed as follows:

To Gerald Bertagnole, an undivided one-thirtieth (1/30); To Nancy Marie Eckert, an undivided one-thirtieth (1/30); To Joyce Carolyn Meyer, an undivided, one-thirtieth (1/30); To William T. Bertagnole, an undivided, one-thirtieth (1/30); To Shirley Ann Collingwood, an undivided one-thirtieth (1/30); mineral interest in the following described real estate:

NE 1/4 Section 36, T 2 N, R 1 E, SLB&M.

✓ Lots 3, 4, 5, 6, 11, 12, 13, and 14, Section 8, T 2 N, R 2 E, SLB&M.

✓ Lots 2, 4, 5, 6, 8, 10, 12, 13, 14, Section 20, T 2 N, R 2 E, SLB&M.

✓ All of Section 25, T 2 N, R 2 E, SLB&M.

✓ All of Section 30, T 2 N, R 2 E, SLB&M.

✓ All of Section 36, T 2 N, R 2 E, SLB&M.

NE 1/4 SW 1/4; S 1/2 SW 1/4; W 1/2 SE 1/4, Section 10, T 2 N, R 3 E, SLB&M.

✓ W 1/2 NE 1/4; Lots 1, 2, 3, 4, 6, 7, 8, 9, 10, 11, Section 14, T 2 N, R 3 E, SLB&M.

✓ NE 1/4 NE 1/4; N 1/2 SE 1/4; SE 1/4 SE 1/4, Section 18, T 2 N, R 3 E, SLB&M.

✓ S 1/2 SW 1/4; SE 1/4; Lots 2, 8, N 1/2 Lot 6, Lot 7 less that portion belonging to Fred Bertagnole, Section 22, T 2 N, R 3 E, SLB&M.

✓ All of Section 25, T 2 N, R 3 E, SLB&M.

- SE 1/4 of Section 26, T 2 N, R 3 E, SLB&M.
- All of Section 27, T 2 N, R 3 E, SLB&M.
- All of Section 30, T 2 N, R 3 E, SLB&M.
- W 1/2 of Section 32, T 2 N, R 3 E, SLB&M.
- All of Section 30, T 2 N, R 4 E, SLB&M.
- N 1/2 NW 1/4, NW 1/4 NE 1/4 Section 23, T 4 S, R 5 W, SLB&M.
- NW 1/4; NW 1/4 NE 1/4; Lots 2, 3, Section 27, T 4 S, R 5 W, SLB&M, 249.86 acres.
- N 1/2 of Section 28, T 4 S, R 5 W, SLB&M.
- N 1/2 NE 1/4; SE 1/4 NE 1/4, Section 29, T 4 S, R 5 W, SLB&M.

Also the portions of the following described tracts in T 4 S, R 5 W, SLB&M, lying Southerly from a dividing line particularly described as follows:

Beginning at the highest ridge line on the West boundary of the SW 1/4 SE 1/4, Section 17, T 4 S, R 5 W, SLB&M, and running in a southeasterly direction along said ridge line to a peak approximately in the center of the NE 1/4 Section 21 (which peak is shown on a map prepared by U.S. Department of Interior Geological Survey, covering Stockton, Utah, as being 6,543 feet high) and running thence North 62° 30' East 8,976 feet, more or less to a point on the east boundary of the W 1/2 W 1/2, Section 14, which final point is approximately on the East-West quarter section line.

W 1/2 W 1/2 Section 14, T 4 S, R 5 W, SLB&M, 60 acres.

S 1/2, Section 15, T 4 S, R 5 W, SLB&M, 120 acres.

SE 1/4, Section 17, T 4 S, R 5 W, SLB&M, 160 acres.

E 1/4, Section 20, T 4 S, R 5 W, SLB&M, 310 acres.

Section 21, T 4 S, R 5 W, SLB&M, 420 acres.

- S 1/2 Section 36, T 3 N, R 11 W, SLB&M.
- S 1/2 Section 35, T 6 S, R 5 W, SLB&M.
- E 1/2 E 1/2 Section 9, T 8 S, R 6 W, SLB&M.
- E 1/2 W 1/2 Section 12, T 8 S, R 6 W, SLB&M.
- E 1/2 W 1/2 Section 15, T 8 S, R 6 W, SLB&M.
- E 1/2 SW 1/4 NW 1/4 Section 21, T 8 S, R 6 W, SLB&M.

7. Pursuant to the Seventh paragraph of the Will of decedent, the residue of the estate is distributed in equal shares to Gerald Bertagnole, Nancy Marie Eckert, Joyce Carolyn Meyer, William T. Bertagnole, and Shirley Ann Collingwood.

DATED this 3 day of Nov, 1978.

APPROVED AND ORDERED BY THE COURT:

[Signature]
Judge

ATTEST
W. STERLING EVANS
Clerk

By [Signature]
Deputy Clerk

STATE OF UTAH
COUNTY OF SALT LAKE
I, THE UNDERSIGNED, CLERK OF THE DISTRICT COURT OF SALT LAKE COUNTY, UTAH, DO HEREBY CERTIFY THAT THE ABOVE AND PRECEDING IS A TRUE AND FULL COPY OF AN ORIGINAL DOCUMENT ON FILE IN MY OFFICE AS SUCH CLERK.
WITNESS MY HAND AND SEAL OF SAID COURT
THIS 3 DAY OF Nov, 1978
W. STERLING EVANS, CLERK
By [Signature] DEPUTY