

6186

TRANSFER AND CONVEYANCE

WHEREAS, agreement was entered into July 29, 1959, by and between the State of Utah, acting through the Utah Water and Power Board, now designated as the Board of Water Resources, and Salem Pond Company, a Utah corporation, under and pursuant to the provisions of Chapter 10, of Title 73, Utah Code Annotated, 1953, for the construction of a concrete canal and appurtenant works as a water development project; and

WHEREAS, under the provisions of Section 73-10-7, Utah Code Annotated, 1953, Salem Pond Company transferred, conveyed and assigned to the Utah Water and Power Board certain rights and properties herein after described; and

WHEREAS, under the terms of said agreement, Salem Pond Company promised and agreed to construct for and thereafter purchase from the Utah Water and Power Board, the said project and appurtenances; and

WHEREAS, the said agreement has been fully performed and all payments due thereunder made to the Utah Water and Power Board by Salem Pond Company and the Utah State Senate, pursuant to the requirements of Section 73-10-4, Utah Code Annotated, 1953, as amended by Chapter 133, Laws of Utah, 1953, by resolution has consented to the execution by the Board of Water Resources of this transfer and conveyance;

NOW, THEREFORE, in consideration of the promises and of full payment as aforesaid, the Board of Water Resources does hereby transfer and convey to Salem Pond Company all right, title and interest that vested in the State of Utah and Utah Water and Power Board by virtue of that certain agreement with the Utah Water and Power Board dated July 29, 1959, and recorded in the office of the County Recorder of Utah County, State of Utah, in Book 822, at pages 6-11 inclusive, and particularly but not by way of limitation;

549

"Easement to construct, operate and maintain a concrete ditch on portions of the West Ditch of the Salem Pond Company including the right of ingress and egress over, upon, and across said lands covered by the West Ditch."

"Easement to the full use of the irrigation system of Salem Pond Company as now located, constructed, used and operated by said Water Company having its head in Salem Pond and situated in Blocks 6, 15, 14, 27, 28, and 29 of Salem Townsite and extending into adjacent irrigated land in Sections 19 and 11, T9S, R2E, SLB&M."

"All right, title and interest vested in the State to the use of water covered by 44 percent of the water decreed by the Court Decree of the Probate Court of Utah County, Utah, Honorable George W. Bean presiding, dated January 10, 1874, which decree grants to Salem Pond Company through its predecessors in right, all the water from Salem Pond Company, said 44 percent representing the right of the West Ditch."

IN WITNESS WHEREOF, we have herewith set our hands this 4th day of April, 1969.

BOARD OF WATER RESOURCES

By: Wayne Wilson
Chairman

By: Daniel F. Lawrence
Director



County of Salt Lake X
: ss .
X

On this 4th day of April, 1969, personally appeared before me Wayne Wilson and Daniel F. Lawrence who being duly sworn did say that they are respectively the Chairman and Director of the Board of Water Resources and that they executed the foregoing instrument for and on behalf of the said Board by authority of a resolution by said Board at a regular meeting thereof, and the said Wayne Wilson and Daniel F. Lawrence duly acknowledge to me that said Board executed the same.

[Signature]
NOTARY PUBLIC

My Commission Expires: 4-14-70

Residing at: Board of Water Resources

RECORDED AT THE REQUEST OF
Johannson & Co.
PAGE
9 JUN 17 PM 2:31
HENDER CARTER
COUNTY RECORDER
SALT LAKE CITY
% Jean E. Elmer
Johannson
Attd.

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