

295019

No. _____
RECORDED AT THE REQUEST OF Anaconda Company
DATE SEP 30 1971 TIME 4:00 P. M.
BOOK 166 OF RECORDS PAGE 309 FEE 46.00
Ida Johnson Long
Toole County Recorder
IDA JOHNSON LONG

NOTICE OF CLAIM OF INTEREST

Pursuant to Section 57-9-4, U.C.A., 1953, International Smelting and Refining Company, a Montana corporation, qualified to do business in Utah, hereby gives notice of its intent to preserve and keep effective the interest it has by virtue of that certain perpetual easement created by the recorded instrument identified in Exhibit "A", attached hereto and made a part hereof, affecting the land described in said exhibit.

DATED this 30th day of September, 1971.

INTERNATIONAL SMELTING AND REFINING COMPANY

By

Scott M. Matheson
Scott M. Matheson

Its Attorney

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

SCOTT M. MATHESON, being first duly sworn, on oath deposes and says: That he is the signer of the foregoing Notice; that he has read the same, and that he knows the contents thereof to be true except as to those matters alleged on information and belief, and that as to such matters he believes them to be true.

Scott M. Matheson
Scott M. Matheson

On the 30th day of September, 1971, personally appeared before me SCOTT M. MATHESON, who duly acknowledged to me that he

is the attorney for International Smelting and Refining Company
executing the foregoing instrument on behalf of said corporation.

Subscribed and sworn to, before me this 30th day of
September, 1971.

Pearl H. Holt
NOTARY PUBLIC
Residing at Salt Lake City, Utah

My Commission expires:

September 20, 1975

is the attorney for International Smelting and Refining Company
executing the foregoing instrument on behalf of said corporation.

Subscribed and sworn to before me this 30th day of
September, 1971.

Pearl F. Holbert
NOTARY PUBLIC
Residing at Salt Lake City, Utah

My Commission expires:

September 20, 1975

EXHIBIT "A"

That DEED between INTERNATIONAL SMELTING COMPANY, a Montana corporation, and LAKE VIEW LAND & LIVESTOCK COMPANY, a Utah corporation, dated July 25, 1927, and recorded on August 13, 1927 at Book "3-Q" of Deeds, Page 178, Records of Tooele County, Utah, and covering the following described real property located in Tooele County, Utah, to-wit:

The West Half of the Southeast Quarter and East Half of the Southwest Quarter of SECTION 17, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian.

RESERVING HOWEVER, the PERPETUAL EASEMENT running with said premises RESERVED by said Grantor in that certain deed from said Grantor to said Grantee, dated June 25, 1917, and recorded in the Office of the County Recorder of Tooele County, Utah, on July 11, 1917, in Book "3-K" of Deeds, Pages 467-471, in the Office of the County Recorder of Tooele County, Utah.

ALSO, Commencing 56 links North of the Southeast Corner of the Southwest Quarter of SECTION 12, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Base and Meridian, and Running thence North 73 degrees 30 minutes West 17.90 chains; thence North 86 degrees 45 minutes West 8.03 chains; thence South 15 degrees 45 minutes West 14.94 chains; thence North 81 degrees 30 minutes West 16.50 chains to the West Side of County Road; thence North 15 degrees 35 minutes East 15.70 chains; thence North 77 degrees 21 minutes East 10.33 chains; thence North 15 degrees 30 minutes East 17.65 chains; thence South 81 degrees 15 minutes West 8.13 chains to the East Side of County Road; thence North 15 degrees 35 minutes East 12.75 chains to Quarter Section Line; thence East 30.17 chains to Center of said SECTION 12; thence South 39.44 chains to the place of beginning; containing 132.69 acres, more or less; Being a PORTION of the Southeast Quarter of SECTION 11, the Southwest Quarter of SECTION 12, the Northeast Quarter of SECTION 14; and the Northwest Quarter of SECTION 13 in TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Base and Meridian.

ALSO, Beginning at a point 38 rods and 10 links North of the Southeast Corner of SECTION 11, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, and Running thence North 74 degrees 30 minutes West 67 rods and 8 links; thence South 14 degrees 30 minutes West 21 rods; thence North 63 degrees West 27 rods; thence North 14 degrees 30 minutes East 94 rods and 7 links; thence South 73 degrees East 75 rods to the East side of said SECTION 11; thence South 79.5 rods to the place of beginning; containing 43.76 acres, and forming a PORTION of the Southeast Quarter of said SECTION 11.

ALSO, Beginning at a point 10.83 chains South of the Northwest Corner of the Southwest Quarter of SECTION 12, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, and Running thence South 19.69 chains; thence North 15 degrees 35 minutes East 17.90 chains; thence North 74 degrees 25 minutes West 5.10 chains to the place of beginning; Being a PORTION of the Southwest Quarter of said SECTION 12.

ALSO, Beginning at a point 12.75 chains South 15 degrees 35 minutes West of a stake on the East Side of the County Road 9.83 chains East of the Northwest Corner of the Southwest Quarter of SECTION 12, TOWNSHIP 3 SOUTH, RANGE 4 WEST, and Running thence South 15 degrees 35 minutes West along the East Side of the County Road 18.25 chains; thence North 77 degrees 20 minutes East 8.53 chains; thence North 15 degrees 30 minutes East 17.65 chains; thence South 81 degrees 15 minutes West 8.13 chains to the place of beginning; containing 13.46 acres, Being a PORTION of the Southwest Quarter of said SECTION 12.

ALSO, Commencing at a point 90 rods 17.5 links West of the Southeast Corner of the Southeast Quarter of SECTION 11, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, and Running thence North 14 degrees 30 minutes East 58 rods 6 links; thence South 74 degrees 30 minutes East 6 feet; thence South 14 degrees 30 minutes West 58 rods; thence West 6 feet to the place of beginning; Being a PORTION of the Southeast Quarter of said SECTION 11.

ALSO, Commencing at a point 95 feet East of the Southwest Corner of the Southeast Quarter of the Southeast Quarter of SECTION 11, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Base and Meridian, and Running thence East 1.12 chains; thence South 27 degrees 30 minutes East 4 chains; thence South 81 degrees 30 minutes East 11.20 chains to County Road; thence along the West Side of the County Road North 15 degrees 35 minutes East 15.70 chains to the property formerly owned by Jeremiah L. Whitehouse and Emma M. Whitehouse, and conveyed by them to Utah Consolidated Mining Company; thence North 74 degrees 30 minutes West 16.83 chains; thence South 14 degrees 45 minutes West 11.98 chains; thence Southeasterly 150 feet; thence East 58 feet to the place of beginning; containing 26.33 acres, more or less, and Comprising a PORTION of the Southeast Quarter of the Southeast Quarter of SECTION 11, and a PORTION of the Northeast Quarter of the Northeast Quarter of SECTION 14, TOWNSHIP and RANGE Aforesaid.

ALSO, Commencing at the Southeast Corner of the Northwest Quarter of SECTION 13, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Base and Meridian, and Running thence North 40.56 chains; thence North 73 degrees 30 minutes West 17.90 chains; thence North 86 degrees 45 minutes West 8.03 chains; thence South 15 degrees 45 minutes West 14.94 chains; thence South 81 degrees 30 minutes East 10.25 chains; thence South 9 degrees 15 minutes West 28.30 chains; thence East 24 chains to the place of beginning; containing 104.70 acres, more or less. Constituting a PORTION of the Northwest Quarter of SECTION 13, and a PORTION of the Southwest Quarter of SECTION 12, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Base and Meridian.

ALSO, The Northeast Quarter of SECTION 13, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Base and Meridian. Together with perpetual right to the use of water as now used for culinary and domestic purposes.

- (6) Beginning at a point 8.45 chains East and North 12 degrees 30 minutes East 29.22 chains from the Southwest Corner of the Southeast Quarter of SECTION 11, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, and Running thence North 12 degrees 30 minutes East 3.79 chains; thence South 75 degrees 35 minutes East 5.85 chains; thence South 14 degrees 15 minutes West 3.86 chains; thence North 75 degrees West 5.75 chains to the place of beginning; containing 2.22 acres, more or less.

ALSO, Beginning at a point 67.5 rods North of the Southeast Corner of the Northeast Quarter of SECTION 14, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, and Running thence South 21.5 rods; thence West 20 rods; thence South 21.5 rods; thence East 20 rods to the place of beginning, containing 2-11/16 acres, more or less.

ALSO, Beginning at the Southwest Corner of the Northeast Quarter of SECTION 14, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, and Running thence East 20 rods 20 feet; thence North 140 rods; thence West 20 rods 20 feet; thence South 140 rods to the place of beginning; containing 18.56 acres, more or less.

ALSO, Beginning at the Northwest Corner of the Northeast Quarter of SECTION 14, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, and Running thence South 20 rods; thence East 29 feet; thence North 20 rods; thence West 29 feet to the place of beginning; containing 24/100 acres, more or less.

ALSO, 8-1/3 shares of the Capital Stock of the Middle Canyon Irrigation Company.

- (7) Commencing 118 rods and 1 foot East of the Southwest Corner of the Northeast Quarter of SECTION 14, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Base and Meridian, and Running thence East 10 rods and 10 feet; thence North 137 rods and 8-1/2 feet to County Road; thence Northwesterly along said County Road to a point 139 rods 4-1/2 feet North from the point of beginning; thence South 139 rods 4-1/2 feet to the point of beginning; containing 10 acres of land.

ALSO, Commencing 8.45 chains East and North 12 degrees 30 minutes East 17.85 chains from the Southwest Corner of the Southeast Quarter of SECTION 11, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Base and Meridian, and Running thence North 12 degrees 30 minutes East 3.79 chains; thence South 76 degrees East 5.55 chains; thence South 14 degrees 15 minutes West 3.86 chains; thence North 75 degrees 30 minutes West 5.45 chains to the point of beginning; containing 2.1 acres of land.

ALSO, Commencing 66 rods North of the Southeast Corner of the Northeast Quarter of SECTION 14, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Base and Meridian, and Running thence North 21.5 rods; thence West 20 rods; thence South 21.5 rods; thence East 20 rods to the point of beginning; containing 2.8125 acres of land.

ALSO, Commencing 128 rods and 11 feet East from the Southwest Corner of the Northeast Quarter of SECTION 14, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Base and Meridian, and Running thence East 10 rods and 10 feet; thence North 135 rods and 13-1/2 feet to the County Road; thence Northwesterly along the County Road to a point 137 rods and 8-1/2 feet from the point of beginning; thence South 137 rods and 8-1/2 feet to the point of beginning; containing 9.05 acres of land.

TOGETHER with 16-1/3 shares of the Capital Stock of the Middle Canyon Irrigation Company.

- (8) Commencing 10 rods North of the Northeast Corner of the Southeast Quarter of SECTION 14, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Base and Meridian, Extending thence West 20 rods; thence North 11-1/2 rods; thence East 20 rods; thence South 11-1/2 rods to place of beginning; containing 1.25 acres of land.

ALSO, Commencing 63 rods and 10-1/2 feet East of the Southwest Corner of the Northeast Quarter of SECTION 14 in said TOWNSHIP and RANGE, Extending thence East 10 rods and 10 feet; thence North 160 rods to the County Road; thence West 10 rods and 10 feet; thence South 160 rods to place of beginning; containing 10.06 acres of land.

ALSO, EIGHT shares of Capital Stock of Middle Canyon Irrigation Company belonging to the above described 10.06 acres of land.

ALSO, Beginning at a point 8.45 chains East and North 12 degrees 30 minutes East 6 chains from the Southwest Corner of the Southeast Quarter of SECTION 11, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, and Running thence North 12 degrees 30 minutes East 8.75 chains; thence South 76 degrees 45 minutes East 5.35 chains; thence South 14 degrees 15 minutes West 8.30 chains; thence North 81 degrees 47 minutes West 5.05 chains to point of beginning.

- (9) Beginning at the Southwest Corner of the Northwest Quarter of SECTION 13, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, and Running thence East 16 chains; thence North 9-1/4 degrees East 28.30 chains; thence North 77 degrees West 17.93 chains; thence South 1.92 chains; thence West 3.16 chains; thence South 30.07 chains to the place of beginning.

ALSO, The South Half of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of SECTION 14, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, EXCEPTING Four acres in County Road.

ALSO, Beginning at the Northwest Corner of SECTION 23, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, and Running thence South 5 rods; thence East 120 rods; thence South 36 rods; thence East 99 rods; thence Southwesterly 55 rods, more or less, to a point 60 rods due West of the Southeast Corner of the Northwest Quarter of the Northeast Quarter of said SECTION 23; thence West 20 rods; thence South 80 rods; thence East 80 rods; thence North 160 rods; thence West 240 rods to the place of beginning, EXCEPT 3 acres in County Road.

ALSO, 15 shares of the Capital Stock of Middle Canyon Irrigation Company.

- (10) Commencing at the Center of SECTION 27, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, Extending thence East 32 rods; thence North 25 rods 6 to 8 feet to County Road; thence South 80 degrees 45 minutes West along the County Road 32 rods 7 feet; thence South 20 rods 8 feet to place of beginning; containing 4.578 acres.

ALSO, The Southwest Quarter of the Southeast Quarter and the West Half of the Southeast Quarter of the Southeast Quarter of SECTION 23, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian.

ALSO, SECTION 37, TOWNSHIP 3 SOUTH, RANGE 4 WEST AND SECTION 37, TOWNSHIP 4 SOUTH, RANGE 4 WEST, Salt Lake Meridian, containing 159.92 acres.

ALSO, SECTION 38 in TOWNSHIP 3 SOUTH, RANGE 4 WEST and SECTION 38 in TOWNSHIP 4 SOUTH, RANGE 4 WEST, Salt Lake Meridian, containing 159.97 acres.

ALSO, The Northwest Quarter of the Northeast Quarter, the West Half of the Northeast Quarter of the Northeast Quarter, and the Northeast Quarter of the Northwest Quarter of SECTION 26, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian.

ALSO, The Northwest Quarter of the Southeast Quarter of SECTION 27, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, containing 40 acres.

ALSO, The East Half of the Southeast Quarter of SECTION 17, TOWNSHIP 3 SOUTH, RANGE 4 WEST, S.L.M., containing 80 acres.

ALSO, The North Half of the Northwest Quarter of SECTION 9, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian.

ALSO, The Northwest Quarter of SECTION 16, TOWNSHIP 3 SOUTH, RANGE 4 WEST, and the Northeast Quarter of SECTION 5, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian.

ALSO, Commencing at the Northeast Corner of the Northwest Quarter of the Northwest Quarter of SECTION 26, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, Extending thence South 50 feet; thence West 28 rods; thence North 50 feet; thence East 28 rods to the place of beginning.

ALSO, Commencing at the Southwest Corner of the Northeast Quarter of the Northwest Quarter of SECTION 26, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, Extending thence South 7 rods; thence Southwest 14 rods; thence Northwest 9 rods to a point 2 rods South of the North Line of the Southwest Quarter of the Northwest Quarter; thence West 17 rods; thence South 24 rods; thence

Southwest 22 rods to the County Road; thence along said County Road 29-1/2 degrees West about 10 rods to where said road runs toward Tooele City; thence North 65 degrees East 25.20 rods; thence North 9-1/4 degrees East 12 rods; thence North 5 degrees East 18 rods to a point on the North Line of the Southwest Quarter of the Northwest Quarter of said SECTION 26; thence East 30.52 rods to the place of beginning.

- (11) The East Half of the Southeast Quarter of the Southeast Quarter of SECTION 23, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian, containing 20 acres.

ALSO, The Northwest Quarter of SECTION 25, in said TOWNSHIP and RANGE.

ALSO, The Northwest Quarter of the Northeast Quarter of SECTION 25 in said TOWNSHIP and RANGE, containing 40 acres. And Roadway 2 rods wide on the North Side of the West Half of the Southeast Quarter of the Southeast Quarter of SECTION 23, in said TOWNSHIP and RANGE.

ALSO, The West Half of the Southeast Quarter and the East Half of the Southwest Quarter of SECTION 17, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian. TOGETHER with 42 shares in Settlement Canyon Irrigation Company.

ALSO, The Southeast Quarter of the Northeast Quarter and the East Half of the Northeast Quarter of the Northeast Quarter of SECTION 26, TOWNSHIP 3 SOUTH, RANGE 4 WEST, Salt Lake Meridian.

- (12) The South Half of the Northwest Quarter (including LOT 2); the East Half of the Southwest Quarter; LOTS 3 and 4 (said LOTS 3 and 4 being the West Half of the Southwest Quarter); and the Northwest Quarter of the Southeast Quarter of SECTION 7, TOWNSHIP 3 SOUTH, RANGE 3 WEST of the Salt Lake Base and Meridian, containing 280 acres.

Exhibit "A"
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ALSO, LOTS 1, 2, 3, 6, 7, 8 and 11 in SECTION 8; the East Half of the Southeast Quarter of SECTION 5; the Northwest Quarter of the Northwest Quarter of SECTION 9; and the Southeast Quarter of the Southwest Quarter, the West Half of the Southwest Quarter, and the Southwest Quarter of the Northwest Quarter of SECTION 4, all in TOWNSHIP 3 SOUTH, RANGE 3 WEST, Salt Lake Meridian, containing 534.86 acres of land.

TOGETHER with a perpetual right to the use of water as now used for culinary and domestic purposes.

SUBJECT to that certain EASEMENT granted to the Telluride Power Company, a corporation, recorded in Book "A" of Miscellaneous, at Pages 267 and 335, Records of Tooele County, Utah.

(13) ALL of the Southeast Quarter of the Southeast Quarter of SECTION 28 and the East Half of the Northeast Quarter of SECTION 33, TOWNSHIP 2 SOUTH, RANGE 4 WEST of the Salt Lake Meridian. Also a perpetual Right of Way for the purpose of a roadway over and upon the following described tract of land, to-wit: Commencing at the Southwest Corner of the Southwest Quarter of the Northwest Quarter of SECTION 34, TOWNSHIP 2 SOUTH, RANGE 4 WEST of the Salt Lake Meridian, and Running thence East 2 rods; thence North 80 rods; thence West 2 rods; thence South 80 rods to the place of beginning.
