

Union Pacific Railroad Co to Summit County Ice Co

Entry No 10770 Form 3341A

Union Pacific Railroad Company.

Contract No 40777 U.P. Ry. Co

Deed No. 765.

Know all Men by these Presents, That Union Pacific Railroad Company, a corporation existing under and by virtue of the laws of the State of Utah, in consideration of the sum of Two hundred and eighty eight and ⁰⁰/₁₀₀ (\$288.00) Dollars to it paid, the receipt of which is hereby acknowledged, and of the sum of One hundred and ninety-two and ⁰⁰/₁₀₀ (\$192.00) Dollars, paid to The Union Pacific Railway Company and its Receiver, doth subject, however, to the exceptions, reservations and conditions hereinafter written, hereby grant, bargain, sell, and convey unto Summit County Ice Company, a corporation organized and existing under the laws of the State of Utah, the following described real estate situate, lying and being in the county of Summit, and in the State of Utah to-wit:

The East one-half of the East one-half ($\frac{1}{2}$ of the $\frac{1}{2}$), the South West quarter of the South East quarter ($\frac{1}{4}$ of the S. $\frac{1}{4}$), the West one-half of the South West quarter ($\frac{1}{2}$ of the S. $\frac{1}{4}$) and the North West quarter of the North West quarter (N. $\frac{1}{4}$ of the N. $\frac{1}{4}$) of Section No Thirteen (13) in Township No. One (1) South of Range No. Three (3) East $\frac{1}{2}$ Salt Lake Meridian, containing, according to the United States Survey thereof Three hundred and twenty (320) acres, more or less subject however, to right of way of Utah Central Railroad Company's railroad as constructed over, upon and across the premises herein described.

Excepting and Reserving to said Union Pacific Railroad Company, its successors and assigns.

First: All coal and other mineral within or underlying said lands.

Second: The exclusive right to prospect in and upon said land, for coal and other minerals therein or which may be supposed to be therein, and to prospect for and recover from said land all coal and other minerals which may be found thereon. and the right to use so much of said land as may be convenient or necessary for the right of way to and from such prospect places or mines and for the convenient and proper operation of such prospect places, mines and for roads and approaches thereto for removal therefrom of coal, mineral, machinery or other material.

Fourth: The ^{right} to said Union Pacific Railroad Company to maintain and operate its railroad in its present form of construction and to make any change in the form of construction or method of operation of said railroad.

To Have and to Hold, subject to the said exceptions, reservations and conditions, the said premises with all the rights and appurtenances thereunto belonging unto the said Summit County Ice Company, its successors and assigns forever, and

the said Union Pacific Railroad Company doth hereby covenant with the said grantee that at the making of this instrument it is well seized of the said premises as of a good and indefeasible estate in fee, and hath good right to sell and convey the same, and ^{that} it will warrant and defend the title to said premises unto the said grantee, its successors and assigns forever against the lawful claims of all persons whomsoever.

Excepting as against all taxes and assessments levied upon said premises since the Twenty-fourth day of January 1894, and excepting against any rights, liens or incumbrances created or permitted by any other person than the said grantor, since the twenty-fourth day of January 1894.

And whereas, said Union Pacific Railroad Company did, on the first day of July 1897, execute and deliver to The Mercantile Trust Company, of New York, a certain mortgage deed wherein said Railroad Company conveyed to the said The Mercantile Trust Company, as Trustee, for the uses and purposes therein mentioned amongst other things, the lands heretofore described: and

Whereas, said Union Pacific Railroad Company, with the consent of the said The Mercantile Trust Company Trustee under the mortgage aforesaid, has sold and conveyed, as above set forth the real estate heretofore described, unto the said grantee for and in consideration of the sum paid as aforesaid to Union Pacific Railroad Company by said grantee, which sum of money has been paid to said The Mercantile Trust Company in its capacity as Trustee, or has been otherwise properly paid or accounted for, under said mortgage, for the uses and purposes mentioned in said mortgage deed.

Now, therefore, Know all Men by these Presents, that said The Mercantile Trust Company, Trustee of the aforesaid mortgage deed in consideration of the premises and of the payment as aforesaid of said sum so paid by said Railroad Company to said Trust Company for the uses and purposes aforesaid, doth hereby Release Release and forever Quit-Claim, subject to the exceptions, reservations and conditions above written, unto the said Summit County Ice Company the real estate described aforesaid, to be held by the said grantee free and exempt from all liens, incumbrances and charges of said mortgage deed of the first day of July, 1897.

In Witness Whereof, the said grantor, Union Pacific Railroad Company has caused these presents to be sealed with its corporate seal, and to be signed by its President attested by its Secretary and countersigned by its

In Presence of
J. A. Dr.
James A. Griffith



Land Commissioner and its Assistant General Auditor and said The Mercantile Trust Company under said mortgage deed of July 1st. 1897. has caused these presents to be sealed with its Corporate seal, signed by its Vice-President, who is thereunto duly authorized and empowered by the by-laws of the Company and by resolution of its Board of Directors. this Eighth day of May A. D. 1902

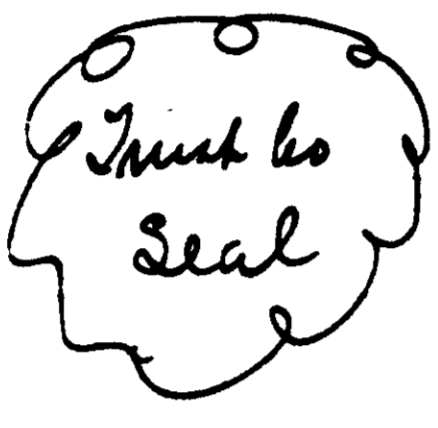
Attest: Alex. Millar. Secretary.

Union Pacific Railroad Company.
By Horace G. Burt - President

bonafide signed.

B. A. Mc Allister Land Commissioner
H. J. Bettes and Genl Auditor

In Presence of
J. Michaels
A. L. Spaine



The Mercantile Trust Company Trustee.
By A. W. Knech Vice President...

Witnessed by
W. D. C
B. B. Fowler

Attest: Ed Leche Secretary

State of Nebraska } ss.
County of Douglas

On the Twentieth day of May A. D. 1902. personally appeared before me Horace G. Burt who being by me duly sworn did say that he is the President of Union Pacific Railroad Company. and that said instrument is signed in behalf of said corporation by authority of its by-laws and by resolution of the executive committee of its board of directors thereunto duly authorized by the by-laws of said company; and said Horace G. Burt: acknowledged to me that said corporation executed the same.

In Testimony Whereof, I have hereunto subscribed my name and affixed my official seal as Notary Public the day and year above written.



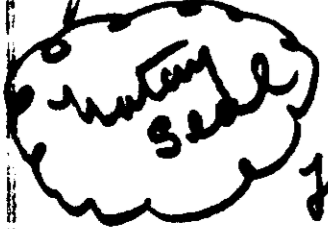
My Commission expires Jan 17th 1905.

James A. Griffith. Notary Public.

State of New York } ss.
County of New York

Be it Remembered- That on this 17th day of May A. D. 1902. before me a Notary Public in and for said County. appeared The Mercantile Trust Company. by A. W. Knech its Vice President. who is personally known to me to be the identical person whose name is subscribed to the foregoing instrument as said Vice President; and then and there acknowledged the execution of said instrument to be his voluntary act and deed. and the voluntary act and deed of said Company.

In Witness Whereof, I have hereunto set my hand and official seal this 17th day of May A. D. 1902. at the City of New York in said County and State. My Commission expires March 30th 1904.



J. Michaels. Notary Public.

Filed for Record June 7th 1902 at 11 A.M. by Frank Korot.

F. H. Michie Co Recorder