



**TRANSFER AND CONVEYANCE**

The State of Utah, acting through the BOARD OF WATER RESOURCES, formerly known as the Utah Water and Power Board, GRANTOR, for the full payment of the purchase price, receipt of which is hereby acknowledged, of the various Agreements with the Hurricane Canal Company and the Bench Lake Irrigation Company, which company was dissolved and merged with the Hurricane Canal Company, hereby transfers and conveys to the HURRICANE CANAL COMPANY, GRANTEE, the following-described easements and facilities in Washington County, Utah:

All right, title, and interest the GRANTOR to the use of land for the construction, operation, and maintenance of pipelines and canals, and all rights of any kind to said land and constructed works by virtue of and pursuant to the following executed easements and rights-of-way together with the right of ingress into and egress from said properties, to-wit:

1. A perpetual easement and right-of-way, dated May 2, 1974, from Clark Limb and Edith A. Limb, his wife, and James Bates and Mildred A. Bates, his wife, of Washington County, State of Utah, Grantors, to the Bench Lake Irrigation Company, Grantee, upon, across, and over the following described tract of land:

N $\frac{1}{2}$  NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 16, T42S, R13W, SLB&M, which comprises the North 40 feet along the North boundary of said property.

2. A perpetual easement and right-of-way, dated September 27, 1972, from Kent Wilson and VanDyne Wilson, his wife, of Washington County, State of Utah, Grantors, to the Bench Lake Irrigation Company, Grantee, upon, across, and over the following described tract of land:

S $\frac{1}{2}$  SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 16, T42S, R13W, SLB&M.

3. A perpetual easement and right-of-way, dated September 27, 1972, from Laran B. Wilson and Julie F. Wilson, his wife, of Washington County, State of Utah, Grantors, to the Bench Lake Irrigation Company, Grantee, upon, across, and over the following described tract of land:

NE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 16, T42S, R13W, SLB&M.

4. A perpetual easement and right-of-way, dated September 19, 1974, from Wynn Stout and Phyllis Stout, his wife, of Washington County, State of Utah, Grantors, to the Bench Lake Irrigation Company, Grantee, upon, across, and over the following described tract of land:

N $\frac{1}{2}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 16, T42S, R13W, SLB&M.

Also, the right of way to erect, install, operate and maintain a concrete lined canal with appurtenant structures, upon, over or across the following described rights-of-way held by the

GRANTOR lying in Township 42 South, Range 13 West, Washington County, Utah, together with the right of ingress and egress, to-wit:

1. Winifred Spendlove property: Beginning at about the NE Corner of the SE $\frac{1}{4}$  of Section 10, and running 2463 feet southwesterly therefrom.
2. Eugene Wadsworth property: Beginning 136 rods south of the NE Corner of the SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 10, and running west 60 rods.
3. Wayne Wilson property: Beginning at a point 140 rods south and 60 rods west of the NE Corner of the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 10, and running southwest 2447 feet.
4. Willis Hall property: Beginning at the NE Corner of the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 16, and running south 80 rods.
5. Lafayette Hall property: Beginning at the NE Corner of the SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 16, and running south 80 rods.
6. Elmer Gibson property: Beginning at the NE Corner of the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 16, and running south 20 rods.
7. Ivan Langston property: Beginning at the NE Corner of Section 20 and running south 40 rods.
8. Wayne Hinton property: Beginning 100 rods north of the SW Corner of Section 16, thence north 40 rods; thence east 80 rods; thence south 40 rods, thence 80 rods to beginning, containing 60 acres; also the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 16, the right-of-way for irrigation ditch being 120 rods north-south through the above property.
9. Martin Sanders property: Beginning at a point 20 rods north of the NE Corner of the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 16, and running south 20 rods.
10. Wayne Wilson property: Beginning at a point 40 rods south of the NE Corner of the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 16, and running south 60 rods.
11. Floyd B. Wright property: Beginning at the SE Corner of the NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 16, and running north 30 rods.

All right, title, and interest the GRANTOR holds in land for the construction, operation, and maintenance of approximately 8,000 feet of concrete pipeline and canal with necessary turnout structures, by virtue of and pursuant to the following executed easements and rights-of-way, together with the right of ingress into and egress from said properties, to-wit:

- a. A perpetual easement and right-of-way, dated August 12, 1974, from Reed Langston of Washington County, State of Utah, Grantor, to the Hurricane Canal Company, Grantee, upon, across, and over the following described tract of land:

Block 7, Lot 25, S $\frac{1}{2}$  NE $\frac{1}{4}$ ; Section 3, T42S, R13W, SLB&M.

- b. A perpetual easement and right-of-way, dated March 18, 1974, from Hazel L. Lee of Washington County, State of Utah, Grantors, to the Hurricane Canal Company, Grantee, upon, across, and over the following described tract of land:

Lot 26, NW $\frac{1}{4}$  NE $\frac{1}{4}$ ; Section 3, T42S, R13W, SLB&M.

- c. A perpetual easement and right-of-way, dated March 18, 1974, from Hurricane Stake, L.D.S. Church, of Washington County, State of Utah, Grantors, to the Hurricane Canal Company, Grantee, upon, across, and over the following described tract of land:

Lot 21, SW $\frac{1}{4}$  NE $\frac{1}{4}$ ; Section 3, T42S, R13W, SLB&M.

- d. A perpetual easement and right-of-way, dated March 18, 1974, from Emerald E. Stout and Roma W. Stout, his wife, of Washington County, State of Utah, Grantors, to the Hurricane Canal Company, Grantee, upon, across, and over the following described tract of land.

Lot 22, SW $\frac{1}{4}$  NE $\frac{1}{4}$ ; Lot 23, SE $\frac{1}{4}$  NE $\frac{1}{4}$ ; Section 3, T42S, R13W, SLB&M.

All right, title, and interest the GRANTOR holds in a perpetual easement and right-of-way upon, across, and under the following described land for construction, operation and maintenance of the Hurricane Canal and appurtenant works, to wit :

Beginning near the NE corner of the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 24, thence SW across said 40 acre tract to the N line of Section 35 into and across the NW corner of the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of said section, thence into the NE corner of the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 35, T41S, R13W, SLB&M between construction stations 186+60 and 216+00.

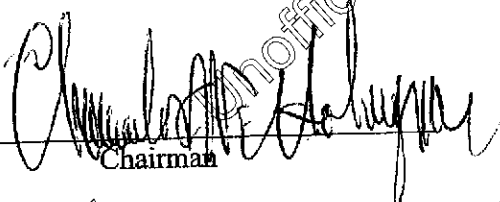
All right, title, and interest the GRANTOR holds on, over or across the following described rights lying in Washington County, T42S, R13W, SLB&M, together with the right of ingress and egress thereto and therefrom as follow, to-wit:

- (1) Right of way for lining the Hurricane Canal, beginning at Sta. 0+00, near the SE Cor. Of the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$ , Sec. 2, T42S, R13W, SLB&M, and extending in a Southwesterly direction 5,500 feet through the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$ , the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$ , of Sec.2; the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Sec.11, and the East half of the NE $\frac{1}{4}$  of Sec.10, T42S R13W SLB&M.
- (2) Right of way to construct a concrete lined lateral beginning at STA. 0+00, at a point approximately 1,320 feet west from the SE Cor. of Sec. 3, T42S R13W, and extending North 1,141 feet.
- (3) Right of way for a concrete lateral beginning at Sta. 0+00 at a point 1,320 feet West from the SE Cor. of the SW $\frac{1}{4}$  of Sec. 3 T42S R13W, SLB&M and extending thence North 3, 268 feet, thence West 342 feet, thence North 650 feet to Sta. 42+50.

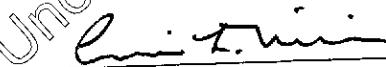
Also, all rights the GRANTOR holds in the Assignment in Trust entered into the 10<sup>th</sup> day of October, 1974, by and between the State of Utah, acting through its BOARD OF WATER RESOURCES, and the BENCH LAKE IRRIGATION COMPANY, and consented to by the Washington County Commission on November 11, 1974, for a Utility Line Agreement from Washington County within the County highway right-of-way.

IN WITNESS WHEREOF, we have herewith set our hands this 16<sup>th</sup> day of April, 2018.

State of Utah, Acting Through the  
BOARD OF WATER RESOURCES

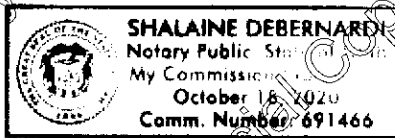
  
Chairman

ATTEST:

  
Director

STATE OF UTAH  
COUNTY OF Salt Lake ss.

On the 16<sup>th</sup> Day of April, 2018, personally appeared before me Charles W. Holmgren and Eric L. Millis, who being by me duly sworn did say that they are the Chairman and Director of the Board of Water Resources and that the foregoing instrument was signed on behalf of the State of Utah acting through the Board of Water Resources.



  
Notary Public