

2096128

BOOK 2351 PAGE 371

Recorded JUL 13 1965 at 3:28 p.m.
 Request of Casto Springs Irrigation Co.
 Fee Paid 1.00 FACILITY CHARGE
 Recorder, Salt Lake County, Utah
 \$ 4.00 By [Signature] Deputy
 Ref. 4201 Sa 2725 (3)

TRANSFER AND CONVEYANCE

WHEREAS, agreement was entered into under the date of July 30, 1954, by and between the State of Utah, acting through the Utah Water and Power Board and Casto Springs Irrigation Company, a Utah corporation, under and pursuant to the provisions of Chapter 10, Title 73, Utah Code Annotated 1953, for construction of a pipeline and appurtenant facilities for the conservation of water; and

WHEREAS, under the provisions of Section 73-10-7, Utah Code Annotated 1953, Casto Springs Irrigation Company transferred and conveyed to the Utah Water and Power Board certain rights and properties; and

WHEREAS, by the terms of said agreement, Casto Springs Irrigation 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 by Casto Springs Irrigation 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 Utah Water and Power Board of this transfer and conveyance.

NOW, THEREFORE, in consideration of the premises and full payment as aforesaid, the Utah Water and Power Board does hereby transfer and convey to Casto Springs Irrigation Company all right, title and interest that vested in the State of Utah and the Utah Water and Power Board by virtue of that certain agreement with the Utah Water and Power Board dated July 30, 1954, recorded in the office of the County Recorder of Salt Lake County, State of Utah, in Book 1125 at Page 1,

Reference D81-94-16, D81-213-14, D81-11-A-20, Water Index #8,
and particularly but not by way of limitation

"Easement and right-of-way to the use of land and other privileges for the construction, maintenance and operation of a pipeline, the location of which is hereinafter described, and all rights of any kind to the land and pipeline and appurtenances constructed thereon by Casto Irrigation Company by virtue of and pursuant to the following agreements acquired by the water company and transferred to the Utah Water and Power Board by conveyance of property and easement dated May 26, 1954, recorded in the office of the County Recorder of Salt Lake County, State of Utah, Book 1125 at page 7, Ref. D81-214-1 Water Index #3, D81-94-19, D81-11-A-31, S53-79-34, S53-263-31, S50-121-2, S50-121-27 and S40-179-4:

- (a) Agreement dated the 23rd day of October, 1953 between Casto Springs Irrigation Company and James Orullian, a widower, Henry M. Orullian and Dorothy Orrullian; and
- (b) Agreement dated the 25th day of May, 1953, between Casto Springs Irrigation Company and Peter M. Jorgensen and Ranghild V. Jorgensen; and
- (c) Agreement dated the 10th day of August, 1953, between Casto Springs Irrigation Company and Pearl L. Neilson; and
- (d) Agreement dated the 30th day of July, 1953 between Casto Springs Irrigation Company and Anita Evelyn Cowley Rice, Carol Anita Rice and George Robert Rice, a minor, by his guardian Anita Evelyn Cowley Rice; and
- (e) Easement dated the 24th day of May, 1954, in favor of Casto Springs Irrigation Company executed by Salt Lake County, State of Utah, granting to the water company the right to traverse Wasatch Boulevard with its pipeline; and
- (f) Easement dated the 24th day of May, 1954, in favor of Casto Springs Irrigation Company, executed by Salt Lake County, State of Utah, granting to the water company the right to traverse Wallace Lane with its pipeline; and

The pipeline above referred to is constructed over and across the properties in the above mentioned agreements along the following lines:

Beginning at the outlet of the diversion structure from the Metropolitan Water District Conduit, which point of diversion is 101.6 feet south and 685.6 feet East of the South Quarter Corner of Section 2, Township 2 South, Range 1 East, Salt Lake Base and Meridian, in Salt Lake County, State of Utah, and running thence North 79°10' West 5300 feet; thence West 595 feet to a point approximately 12 feet West of the East side of Wallace Lane extended; thence North 407 feet beyond its present Southern extremity; thence North along Wallace

Lane 273 feet; thence West approximately 305.0 feet to a point in the existing distribution ditch of Casto Springs Irrigation Company."

"All right, title and interest which the Utah Water and Power Board has to the use of the water of Casto Springs established by diligence and accuring to Casto Springs Irrigation Company, the location of Casto Springs being 490 feet North and 675 feet West of the South Quarter Corner of Section 2, Township 2 South, Range 1 East, Salt Lake Base and Meridian, in Salt Lake County, State of Utah."

"Easement to the full use of the distribution system of Casto Springs Irrigation Company through which the water of Casto Springs is put to beneficially use and located in the West half of Section 2, and the North-east Quarter of Section 3, in Township 2 South, Range 1 East, Salt Lake Base and Meridian, in Salt Lake County, State of Utah."

IN WITNESS WHEREOF, we have here with set out hands this 15th day of March 1965.

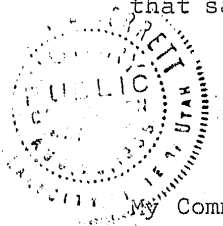
UTAH WATER AND POWER BOARD

By: [Signature]
CHAIRMAN

By: [Signature]
EXECUTIVE DIRECTOR

STATE OF UTAH
ss.
COUNTY OF SALT LAKE

On this 15 day of MARCH, 1965 personally appeared before me Dr. PRESTION L. JONES and JAY R. BINGHAM who being duly sworn did say that they are respectively the Chairman and Executive Director of the Utah Water and Power Board 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 Dr. Preston L. Jones and Jay R. Bingham duly acknowledge to me that said Board executed the same.



[Signature]
NOTARY PUBLIC

My Commission Expires
August 28, 1965