

TRANSFER AND CONVEYANCE

2602123

HERRIMAN IRRIGATION COMPANY, a corporation organized under the laws of the State of Utah, with its principal office in the County of Salt Lake, State of Utah, GRANTOR, hereby grants and warrants to the State of Utah, acting through the BOARD OF WATER RESOURCES, GRANTEE, for the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, a perpetual easement and right-of-way over, across, and under the following-described lands for the construction, operation, and maintenance of a water conservation project consisting of 7,400 linear feet of 12-inch pipeline from the Bingham Tunnel drainage near Lark, Utah to Butterfield Creek two miles west of Herriman, Utah, together with the necessary appurtenant works; and all rights of any kind to the use of the said pipeline and appurtenant facilities constructed thereon by HERRIMAN IRRIGATION COMPANY by virtue of and pursuant to the following executed agreements and easements, to-wit:

1. Agreement dated October 9, 1973 between UV Industries, Inc., formerly United States Smelting, Refining and Mining Company, a corporation of the State of Maine and authorized to do business in the State of Utah, and HERRIMAN IRRIGATION COMPANY, granting HERRIMAN IRRIGATION COMPANY the right to construct, use and maintain a pipeline across premises of UV Industries, Inc. situated in the south half of Section 29, T3S, R2W, SLB&M, in Salt Lake County, Utah, within a strip twenty (20) feet wide lying ten (10) feet on each side of the following described centerline:

Beginning at a point where the U.S. and Lark Mine drainage ditch discharges into Herriman's New Concrete Intake, said Intake being North 1923.7 feet and West 688.5 feet, more or less, from the south quarter corner of Section 29, T3S, R2W, SLB&M, and running thence North 84° 37' East 401.3 feet; thence South 83° 42' East 330.0 feet; thence South 67° 42' East 83 feet, more or less, to Herriman's Old Concrete Intake, said Old Intake being North 1893.6 feet and East 115.8 feet, more or less, from said south quarter corner of said Section 29; thence South 82° 05' East 579.0 feet; thence South 89° 45' East 440.0 feet; thence South 51° 11' East 323.75 feet; thence South 42° 13' 30" East 387.85 feet; thence South 43° 07' East 951.2 feet; thence South 28° 21' 45" East 710.0 feet, more or less, to a point on the South boundary line of said Section 29, said point being westerly 10 feet, more or less, from the Southeast corner of said Section 29; also beginning at a point on the above described centerline, said point being North 67° 42' West 50 feet, more or less, from said Herriman's Old Concrete Intake and running thence South 80° 22' East 237.25 feet; thence North 64° 27' 30" East 392.55 feet; thence South 43° 48' East 55.3 feet; thence South 89° 06' East 218.85 feet; thence South 59° 35' East 446.25 feet; thence South 55° 21' East 73.5 feet; thence South 10° 00' 30" East 123.95 feet, more or less, to a point on said centerline described first above;

together with all rights and privileges incident to the rights granted hereby, including the right of reasonable ingress and egress.

2. Amendment to Agreement dated September 22, 1971, between Kennecott Copper Corporation, a corporation of the State of New York and authorized to do business in the State of Utah, and Herriman Irrigation Company the right to use, maintain, repair, alter, inspect, replace, and remove an existing 8-inch diameter pipeline and to install an additional pipeline through the premises of the Kennecott Copper Corporation situated in the NW¼ Section 33, T3S, R2W, SLB&M, in Salt Lake County, Utah, within a strip of land twenty (20) feet wide along the following described centerline:

Beginning at a point 5.00 feet West of the NW corner of said Section 33, running thence South 27° 03' 35" East 2719.0 feet; thence South 14° 25' 57" East 249± feet to the South boundary of Kennecott's property in said Section 33,

BOOK 3523 PAGE 246

Recorded FEB 26 1974 at 923 A M.
Request of Div of Water Resources
JERRY L. ... Clerk
Salt Lake County, Utah
\$ NOFEE By [Signature] Deputy
REF. 435 State Capitol 54114

together with all rights and privileges incident to the rights granted hereby, including the right of reasonable ingress and egress.

3. Conveyance of Easement dated November 9, 1973 from E. P. Bastian and Margaret Bastian, his wife, of Salt Lake County, Utah, Grantors, to Herriman Irrigation Company, Grantee, 20 feet in width, along the following-described line:

Beginning at a point on the North boundary line of the Bastian property, said point being easterly 1297 feet, more or less, from the West quarter corner of Sec. 33, T3S, R2W, SLB&M; and running thence South 7° 18' East 186.2 feet; thence South 6° 48' West 471.0 feet; thence South 0° 20' West 120.0 feet, to an outlet box near the northerly boundary line of a county roadway running between Herriman, Utah and Lark, Utah.

WITNESS the hand of the GRANTOR this 20th day of February, 1974.

HERRIMAN IRRIGATION COMPANY

Alonzo H. Freeman
President

ATTEST:

W. Lafe Crane
Secretary

STATE OF UTAH)
 : ss.
County of Salt Lake)

On the 20th day of February, 1974, personally appeared before me Alonzo H. Freeman and W. Lafe Crane who, being by me duly sworn, did say that they are the President and Secretary, respectively, of the HERRIMAN IRRIGATION COMPANY, and that the said instrument was signed in behalf of said corporation by authority of a resolution of its stockholders, and said Alonzo H. Freeman and W. Lafe Crane acknowledged to me that said corporation executed the same.



Burt May
Notary Public

Residing at Bountiful, Utah

My commission expires: April 14, 1974

BOOK 3523 PAGE 217