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to the foregoing deed of conveyance as grantors therein personally known to be the identical persons mentioned in and who executed the same, and duly acknowledged to me that they executed the same freely and voluntarily, and for the uses and purposes therein mentioned.

In Witness Whereof, I have hereunto set my hand and affixed my Official Seal, the day and year in this certificate first above written.

(Seal)

John C. Blydenburgh
Notary Public

Recorded March 21st 1896 at 12.20 P.M.

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This Indenture made the 22nd day of June in the year of our Lord one thousand eight hundred and eighty nine Between John Herbst and Eliza Herbst his wife both of Mill Creek County of Salt Lake and Territory of Utah, parties of the first part, and Salt Lake City, a municipal corporation in the County of Salt Lake, Territory aforesaid the party of the second part, Witnesseth, That the said parties of the first part, for and in consideration of the sum of Five hundred (\$500⁰⁰) Dollars lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged due by their presents grant, bargain, sell convey and confirm unto the said party of the second part, and to its assigns forever the right to construct, maintain, and operate a canal, not more than 14 feet wide in the bottom with slopes of 45° upon the following described lands to wit: Beginning at a point on the lower side of the Jordan + Salt Lake City Canal 18 ¹/₂ rods North and 46 rods West from the South East corner of the North West quarter of Section Thirty three (33) in Township one South of range one East Salt Lake Meridian thence along the lower side of said canal N 62° W 97 feet to the East side of County road thence along the East side of said County Road N 24° 15' W 42 feet; thence South S 62° E 175 feet; thence West 50 feet to the place of beginning also Beginning at a point on the lower side of said canal 53 ³/₄ rods North and 65 ¹/₂ rods East from the South West corner of the said North West quarter Sec 33; thence S 66° 30' E along the lower side of said canal 18 rods; thence South 87° E 12 rods to the West side of County road; thence North 24° 15' W 50 feet; thence North 87° W 11 rods; thence North 66° 30' W 16 rods more or less to the south line of Murphy's land thence West 60 feet to the place of beginning.

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging, or in anywise appertaining and the rents issues and profits thereof, and also all the estate right, title, interest, property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part of, or to the said premises, and every part and parcel thereof with the appurtenances.

To Have and to Hold all and singular the above mentioned

and described premises together with the appurtenances unto the said party of the second part, and to its assigns forever, And the said parties of the first part, and their heirs, executors and administrators, the said premises, in the quiet and peaceable possession of the said party of the second part, and its assigns, against the said parties of the first part and their heirs, and against all and every person and persons whomsoever lawfully claiming or to claim the same shall and will Warrant, and by these presents forever Defend.

In Witness Whereof the said parties of the first part have hereunto set their hands and seals the day and year first above written

Signed sealed and Delivered

in the Presence of

B. S. Young

Jesse W Fox Jun

John Herbst

Elise Herbst

Seal

Seal

United States of America

Territory of Utah
County of Salt Lake /ps

On this Twenty Second day of June A. D. One Thousand Eight Hundred and Eighty Nine personally appeared before me B. S. Young a Notary Public in and for said County John Herbst and Elise Herbst (his wife) whose names are subscribed to the annexed instrument, as parties thereto, personally known to me to be the same persons described in and who executed the said annexed instrument, as parties thereto, and duly acknowledged to me that they executed the same freely and voluntarily, and for the use and purpose therein mentioned.

In Witness Whereof, I have hereunto set my hand and affixed my Notarial seal, at my Office, in Salt Lake City U. T. the day and year in this Certificate first above written.

Seal

B. S. Young

Notary Public

Recorded March 21st 1890 at 12.30 P.M.

(11-405)

The United States of America

To all to whom these presents shall come Greeting

Homestead Certificate No 1082

Application 1874 Whereas There has been deposited in the General Land office of the United States a Certificate of the Register of the Land Office at Salt Lake City, Utah Territory, whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862 "To secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of McClain D. Cook has been established and duly consummated, in conformity to law, for the South East quarter of Section twenty eight in Township one South of Range one West in the district of lands subject to sale at Salt Lake City Utah Territory containing one hundred and fifty acres according to the official Plat of the Survey of the said Land, returned