

Entry No. 93716

Revenue Stamp \$1.65 (Cancelled)

WARRANTY DEED OF EASEMENT

PROVO RIVER WATER USERS' ASSOCIATION, a corporation organized and existing under and by virtue of the laws of the State of Utah, with its principal place of business as Provo, Utah, Grantor, hereby conveys and warrants to THE UNITED STATES OF AMERICA, Acting pursuant to the provisions of the Act of June 17, 1902 (32 Stat. 388) and acts amendatory thereof or supplementary thereto, Grantee, for the sum of One Thousand Three Hundred Twenty and No/100 Dollars (\$1,320.00), perpetual easement

- (a) to intermittently submerge, seep, flow, flood or in anywise affect with water, from whatever source, flowing in Provo River; it being understood, however, that this easement may not be exercised for a permanent reservoir;
- (b) to remove from the beds and banks of the channel or channels of Provo River which now or in the future may cross the lands hereinafter described, such materials as in the opinion of the representatives of the United States might interfere with or affect in any manner the flow of water in Provo River, and to deposit on the lands the materials so removed;
- (c) to construct, reconstruct, and maintain dikes, levees, revetments, and to enlarge or improve the river channel or channels, as determined necessary by the representatives of the United States; and
- (d) of ingress and egress to utilize said rights and to survey, inspect and patrol the river channel or channels.

The real estate to be subject to said easements is described as follows:

A tract of land lying in Summit County, State of Utah, on the North or right side of Provo River in the Southwest Quarter of the Northwest Quarter of Section 17, Township 3 South, Range 7 East, Salt Lake Base and Meridian, containing .53 acres, more or less, and being more particularly described as follows:

Beginning at the Southwest corner of Albert Emmett and Myrtle W. Smith's property on the center line of Provo River, which point lies North 734.6 feet along the section line from the West Quarter corner of said Section 17, and running thence along the West property line of the Owners' land North Fifty-five (55.0) feet; thence leaving the property line and running South 48°41' East, Four Hundred Ninety-five and Eight-tenths (495.8) feet to the East property line of the Owners' land; thence along said East property line South Seventy (70.0) feet, more or less, to the center of Provo River and the Southeast corner of the Owners' land; thence along the center of said Provo River, North 47°24' West, Five Hundred Five and Nine-tenths (505.9) feet, more or less, to the point of beginning.

The foregoing provisions shall not be construed as in any way obligating the United States to perform any channel revision work on the Provo River within the above-described area.

The total of the above-described area being .53 acres, more or less.

IN WITNESS WHEREOF said corporation has caused this deed to be signed by its President and its corporate seal to be affixed thereto this 19th day of May, A. D. 1961.

ATTEST: Myrl Wentz  
Secretary  
(SEAL)

PROVO RIVER WATER USERS' ASSOCIATION  
By F. E. Seal  
President

STATE OF UTAH )  
: ss  
COUNTY OF UTAH )

On the 19th day of May, A.D., 1961, personally appeared before me F. E. Seal who being by me duly sworn did say that he is the duly appointed, qualified and acting President, in and for the Provo River Water Users' Association, a corporation, and that the within and foregoing instrument was signed in behalf of said corporation by authority of a resolution of the Board of Directors of said Provo River Water Users' Association, and the said F. E. Seal acknowledged to me that he and the said corporation executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

(NOTARIAL SEAL)

B. Harold Mendenhall  
Notary Public, in and for the State of Utah,  
Residing at Lehi, Utah Utah. My Commission  
Expires: 11/1/61

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Recorded at the request of Bureau of Reclamation, July 25, A.D. 1961 at ;9:21 A.M.

Wanda Y. Spriggs, County Recorder