

BOC# 366

RECORDED AT REQUEST OF
Tooele County Clerk

ORIGINAL

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PAGE 742-746

361-93

EN. PT. AB. Bk 3

DONNA S. McFENEGAN
TOOELE COUNTY RECORDER

Dr 3-A
msjll
DONATIVE QUITCLAIM DEED

UNION PACIFIC RAILROAD COMPANY, a Utah corporation (which through merger with The Western Pacific Railroad Company became successor in interest to the real property described herein), Grantor, does hereby DONATE, REMISE, RELEASE and forever QUITCLAIM unto TOOELE COUNTY, UTAH, a political and corporate body of the State of Utah, Grantee, whose address is 47 South Main Street, Tooele, Utah, and unto its successors and assigns forever, all of Grantor's right, title, interest, estate, claim and demand, both at law and in equity, of, in, and to the real estate consisting of 54.63 acres more or less, situated in Sections 7, 12, 17, 18 and 20, Township 3 South Range 5 West of the Salt Lake Meridian in Tooele County, State of Utah, as more particularly described in Exhibit A, hereto attached and hereby made a part hereof.

RESERVING unto Grantor, its successors and assigns, forever, all minerals and all mineral rights of every kind and character now known to exist or hereafter discovered underlying the property described in Exhibit A, including without limiting the generality of the foregoing, oil and gas and rights thereto, together with the sole, exclusive and perpetual right to explore for, remove and dispose of said minerals by any means or methods suitable to the Grantor, its successors and assigns, but without entering upon or using the surface of said property, and in such manner as not to damage the surface of said property, or to interfere with the use thereof by the Grantee, its successors and assigns.

This deed is made subject to the condition that all taxes and all assessments, or, if payable in installments, all installments of assessments, levied upon or assessed against the property described in Exhibit A which became or may become due and payable in the year 1993 shall be prorated as of the date of delivery of this deed by Grantor to Grantee, said date being the 15th day of DECEMBER, 1993; and Grantee assumes and agrees to pay, or to reimburse Grantor for, if paid by it, all such taxes and assessments applicable to the period subsequent to the date of delivery of this deed and assume all taxes and all assessments and all installments of assessments which may become due and payable after said year.

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging; TO HAVE AND TO HOLD, subject to

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the aforesaid provisions, the property described in Exhibit A unto the said Grantee and unto its successors and assigns.

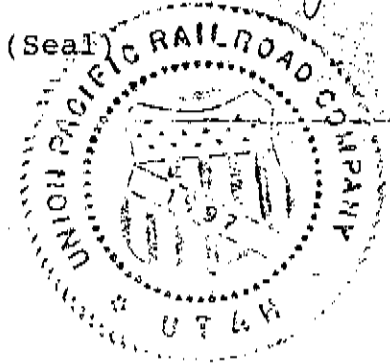
IN WITNESS WHEREOF, the Grantor has caused this deed to be duly executed as of the 15th day of NOVEMBER, 1993.

Attest:

UNION PACIFIC RAILROAD COMPANY,

M. W. Taylor
Assistant Secretary

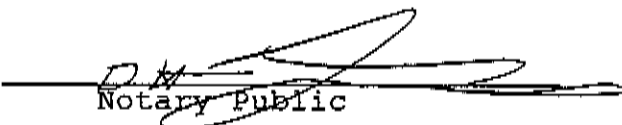
By *R. B. Schaefer*
Title: Exec. Asst. # 3



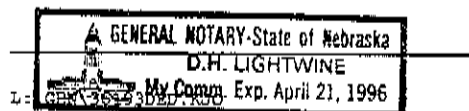
ACKNOWLEDGEMENT

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged on this 15th day of NOVEMBER, 1993, before me, a Notary Public duly commissioned, qualified and acting, within and for the said County and State, by R.B. SCHULTZ and C.W. SAYLORS, to me personally known, who stated that they were the EXEC. ASST. TO THE EXEC. V.P. - OPERATION and Assistant Secretary, respectively, of Union Pacific Railroad Company, a Utah corporation, and were duly authorized in their respective capacities to execute the foregoing instrument for and in the name and behalf of said corporation, and further stated and acknowledged that they had so signed, executed and delivered said foregoing instrument for the consideration, uses and purposes therein mentioned and set forth.


Notary Public

My commission expires:



UNION PACIFIC RAILROAD COMPANY
TOOELE COUNTY, UTAH
(ABANDONED WARNER BRANCH)

All that portion of the abandoned Warner Branch right of way of the Union Pacific Railroad Company (formerly Western Pacific Railroad Company) situate in the S $\frac{1}{2}$ of Section 12, Township 3 South, Range 5 West of the Salt Lake Meridian, in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, the N $\frac{1}{2}$ of Section 18, the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and the W $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 17 and the W $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, all in Township 3 South, Range 4 West of the Salt Lake Meridian in Tooele County, Utah.

Containing an area of 45.76 acres, more or less.

Also, all that portion of the abandoned Warner Branch right of way of the Union Pacific Railroad Company (formerly Western Pacific Railroad Company) situate in the NW $\frac{1}{4}$ of Section 12, Township 3 South, Range 5 West of the Salt Lake Meridian in Tooele County, Utah, that extends northwesterly from the south line of said NW $\frac{1}{4}$ to a straight line drawn at right angles to the centerline of main track of said abandoned Warner Branch, as formerly constructed and operated, at a point thereon that is 1650 feet distant northwesterly, measured along said centerline of main track, from said south line of the NW $\frac{1}{4}$.

Containing an area of 3.79 acres, more or less.

Also, all that portion of the abandoned Warner Branch right of way of the Union Pacific Railroad Company (formerly Western Pacific Railroad Company) situate in the W $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, Township 3 South, Range 4 West of the Salt Lake Meridian in Tooele County, Utah, that extends southerly and southwesterly from the north line of said SW $\frac{1}{4}$ to a straight line drawn at right angles to the centerline of main track of said abandoned Warner Branch, as formerly constructed and operated, at a point thereon that is 2425 feet distant southerly and southwesterly, measured along said centerline of main track, from said north line of the SW $\frac{1}{4}$.

Containing an area of 5.08 acres, more or less.

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OFFICE OF CONTRACTS & REAL ESTATE
OMAHA, NEBRASKA OCTOBER 21, 1993
WRITTEN BY FJF
TOOLE.1 361-93

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WHEN RECORDED, MAIL TO:
Tooele County Corporation
47 South Main
Tooele, Utah 84074

Ent: 323769 - Pg 1 of 2
Date: 4/8/2009 2:11 PM
Fee: \$12.00 CREDIT CARD
Filed By: MT
CALLEEN B PESHELL, Recorder
Tooele County Corporation
For: MILLER FAMILY REAL ESTATE LLC

File No.:

Special Warranty Deed

Tooele County Corporation, GRANTEE, 47 South Main, City of Tooele, 84074, Tooele County, State of Utah, hereby conveys and warrants against all claiming by, conveyance be finalized upon the plat recordation, through or under to, Miller Family Real Estate, L.L.C., GRANTOR 9350 South 150 East Suite 1000, City of Sandy, 84070, Salt Lake County, State of Utah, for the sum of \$10.00 dollars and other good and valuable consideration the following described tract of land in Tooele County, Utah, to wit:

Legal Description: PARCEL TO BE ACQUIRED BY TOOELE COUNTY FOR NEW ROAD

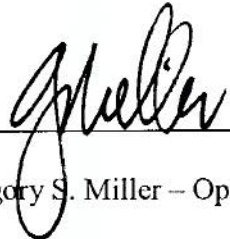
A part of the North Half of Section 1, Township 3 South, Range 5 West, Salt Lake Base and Meridian, U.S. Survey:

Beginning at a point 1221.89 feet South 0°22'03" East along the Section line from the Northeast corner of said Section; and running thence South 0°22'03" East 200.00 feet along said Section line; thence South 89°40'28" West 5225.01 feet; thence Southwesterly along the arc of a 25.00 foot radius curve to the left a distance of 39.42 feet (Long Chord Bears South 44°30'17" West 35.46 feet) to the East right-of-way line of Sheep Lane; thence North 0°39'55" West 250.00 feet along said East right-of-way line; thence Southeasterly along the arc of a 25.00 foot radius curve to the left a distance of 39.12 feet (Long Chord Bears South 45°29'43" East 35.25 feet; thence North 89°40'28" East 5226.35 feet to the point of beginning.

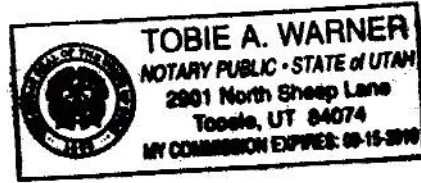
Contains 24.114 Acres

Tax Parcel No.:

Witness the hand of said Grantor this 31 day of MARCH, 2009.



Gregory S. Miller – Operating Manager



STATE OF UTAH)
)ss.
COUNTY OF TOOELE)

On the 31 day of MARCH, 2009, personally appeared before me, Gregory S. Miller, the signer(s) of the foregoing instrument, who being by me duly sworn, acknowledged to me that he/she/they executed the same.

Tobie A. Warner
Notary Public