

ENTRY NO. 128761

ENTRY NO. 128761 DATE 4/30/53 TIME 8:20 AM BOOK 17 PAGE 363-567
 FEE: 28.00 RECORDED AT REQUEST OF Dry Gulch Irrigation Co.
Thomas W. Burdick DUCHESNE COUNTY RECORDER DEPUTY

TRANSFER AND CONVEYANCE

WHEREAS, agreements were entered into under the dates of April 18, 1951 and September 25, 1952 by and between the State of Utah, acting through the Utah Water and Power Board and Dry Gulch Irrigation Company, a Utah corporation, under and pursuant to the provisions of Chapter 10, of Title 73, Utah Code Annotated 1953, for the construction of an earth canal and appurtenant structures and for the reinforcing and raising of an earthen dam on Atwood Lake as a water development project; and

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

WHEREAS, under the terms of said agreements, Dry Gulch 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 agreements have been fully performed and all payments due thereunder made by Dry Gulch 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 of full payment as aforesaid, the Utah Water and Power Board does hereby transfer, convey and assign to Dry Gulch Irrigation Company, all right, title and interest that vested in the State of Utah and the Utah Water and Power Board by virtue of those certain agreements with the Utah Water and Power Board dated April 18, 1951 and September 25, 1952 and respectively recorded in the office of the County Recorder of Duchesne Co., State of Utah, in

Miscellaneous Book "13", at pages 543-4-5-6- and in Miscellaneous Book "14", at pages 224-7 and particularly but not by way of limitation,

"The full title to the following dam and reservoir, known as the Atwood Lake Reservoir, all of which is embraced within the following described plat: Beginning at a point which is 3203 feet north and 772 feet west from the SE corner of Section 14, T4N, R4W, Uintah Special Base and Meridian, running thence N 13°30' W, 700 feet, N 60°30' W, 2910 feet, N 64°30' W, 2380 feet, S 48°40' W, 2670 feet, S 43°00' E, 885 feet, E 1160 feet, N 45°30' E, 1120 feet, N 69°00' E, 840 feet, S 86°30' E, 550 feet, S 56°30' E, 865 feet, S 250 feet, E 1965 feet, N 05°30' W 1005 feet to beginning," and

"An easement to the full use of the irrigation distribution system through which the water of Atwood Lake Reservoir and other reservoirs are put to beneficial use. This distribution system lies in the following Sections in Duchesne County, and Uintah County, Utah:

CEDARVIEW CANAL: Sections 6, 12, 13, 14, 23, 26, 27, 33, and 34, T1N, R2W; U.S.M. and Sections 4, 9, 16, 21, 28, 33, and 34, T1S, R2W; Uintah Special Base and Meridian.

UINTAH CANAL: Sections 10, 16, 19, 20, and 30, T1N, R1W, Sections 25 and 36, T1N, R2W; Sections 1, 2, 11, 13, 14, 24, 25, 30, T1S, R2W; and Sections 5, 6, 8, 15, 16, 17, 22, and 23, T2S, R1W; Uintah Special Base and Meridian.

UINTAH NO. 1 CANAL: Sections 33, 34, and 35, T1N, R1W; Sections 3, 4, 5, 8, 17, 20, 21, and 28, T2S, R1W; Uintah Special Base and Meridian.

BENCH CANAL: Sections 20, 29, and 32, T1S, R1E; and Sections 5, 8, 17, 20, and 29, T2S, R1E; Uintah Special Base and Meridian."

"All interest to the water impounded annually in Timothy Lake, Johnny Starr, Five Point, Superior Lake and Montez Creek, Atwood Lake, Chain Lake, Fox and Crescent Reservoirs; also all of the interest and rights which it has to the use of water from the Moon Lake Reservoir as based on the following applications filed in the State Engineer's Office: Nos. 3652, 7104, 8298, 8289, 8315, 8386, 8532, 8799, 13900, and 17975; all of which applications have been assigned to the Moon Lake Water Users Ass'n"

Application to Appropriate Water No. 9103 and Application to Appropriate Water No. 10705, filed with the Utah State Engineer.

IN WITNESS WHEREOF, we have herewith set our hands this
29th day of March, 1963.

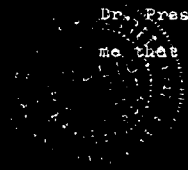
UTAH WATER AND POWER BOARD

By: Preston L. Jones
Chairman

By: Jay R. Bingham
Executive Director

STATE OF UTAH :
COUNTY OF SALT LAKE : ss.

On this 29 day of March, 1963 personally
appeared before me Dr. PRESTON 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 acknowledged to
me that said Board executed the same.



Robert D. Burnett
Notary Public

My Commission Expires:

August 26, 1965

ASSIGNMENT OF APPLICATION

For a valuable consideration the Utah Water and Power Board does hereby assign and transfer Application No. 10705 together with all water rights evidenced thereby as follows:

<u>Name of Assignee</u>	<u>Address</u>	<u>Part of Applica- tion Owned</u>	<u>Part of Applica- tion Assigned</u>
<u>Dry Gulch Irrigation Company</u>			
<u>Roosevelt, Utah</u>		<u>All</u>	<u>All</u>

Dated this 29 day of March, 1967.

UTAH WATER AND POWER BOARD

By: [Signature]
Chairman

ATTEST:
[Signature]
Executive Director

STATE OF UTAH :
 : SS.
COUNTY OF SALT LAKE :

On this 29 day of March, 1967, personally appeared before me DR. PRESTON 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 that said Dr. Preston L. Jones and Jay R. Bingham duly acknowledged to me that said Board executed the same.

[Signature]
Notary Public

My Commission Expires:
Sept 22, 1965

ASSIGNMENT OF APPLICATION

For a valuable consideration the Utah Water and Power Board does hereby assign and transfer Application No. 9103 together with all water rights evidenced thereby as follows:

<u>Name of Assignee</u>	<u>Address</u>	<u>Part of Application Owned</u>	<u>Part of Application Assigned</u>
Dry Gulch Irrigation Company	Roosevelt, Utah	All	All

Dated this 29 day of March, 1969.

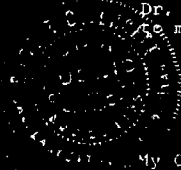
UTAH WATER AND POWER BOARD

By *Preston L. Jones*
Chairman

ATTEST:
Jay R. Bingham
Executive Director

STATE OF UTAH : |
 : | ss.
COUNTY OF SALT LAKE : |

On this 29 day of March, 1969, personally appeared before me DR. PRESTON 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 that said Dr. Preston L. Jones and Jay R. Bingham duly acknowledged to me that said Board executed the same.



Robert D. Bennett
Notary Public

My Commission Expires:
August 28, 1965