

declared valid and the proper and legal conveyances of the said real estate are hereby directed to be executed to the said purchaser John Sparks by said Administrators.

Done in open Court on the fifth day of July 1890.

R. W. Cross

Judge of Probate Court
for Weber County, Utah.

Secretary of Utah
County of Weber

I, Daniel Hamer, Clerk of the Probate Court in and for the said County of Weber do hereby certify that the foregoing is a full true and correct copy of the original Order confirming sale of Real Estate in the Matter of the Estate of Simon S. Higginbotham deceased filed and recorded in my office on the fifth day of July A. D. 1890.

In witness my hand and the Seal of said Court at my office in Probate Court Ogden City Utah Territory this 25th day of July A. D. 1890.

Seal

Daniel Hamer

Clerk of the Probate Court.

Filed for record July 25 1890 at 10:30 A.M.

Recorded July 25 1890

Joseph Stauffer
County Recorder

Deed No 5473 New Series

To all to whom these presents shall come:

The Central Pacific Railroad Company, a corporation duly incorporated and organized under the laws of the State of California and James O. B. Brown of the City and County of San Francisco State of California and William S. Brown of the City and County of San Francisco and State of California, Trustees of all the lands of the Central Pacific Railroad Company lying in the States of California and Nevada and the Territory of Utah which remained unsold on the first day of October A. D. 1890 send greeting.

Whereas on the first day of October A. D. 1890 the said Central Pacific Railroad Company conveyed all its lands lying in the States of California and Nevada and the Territory of Utah then unsold of which the lands hereinafter described were and are a part to Barber Crocker and Elias W. Sanderson to hold in trust as security for the payment of Ten thousand bonds for the sum of One thousand dollars each dated on the

first day of October A. D. 1870 and payable twenty years from date with interest at the rate of six per cent per annum made and issued by the said Central Pacific Railroad Company.

And Whereas said deed of trust among other matters provided that the said Central Pacific Railroad Company should have the sole and exclusive control and management of said lands with full power to make sales of the same upon such terms and conditions as might from time to time be agreed upon between the said Railroad Company and the said Trustees: and that when such sales had been made and the purchase money fully paid the said Company and the said Trustees should unite in a conveyance in fee simple of the lands so sold to the purchaser or purchasers thereof which conveyance should absolutely and forever release the lands so conveyed from any and all lien or incumbrance for or on account of said bonds or any other debt or obligation of the said Railroad Company.

And Whereas on the 14th day of August 1871 Charles Crocker one of the Trustees being about to depart from the State of California to be absent for an indefinite period did resign his trust under said conveyance of the first of October 1870 and whereas on the 15th day of August 1871 the said Elias W. Sanderson the remaining trustee under said conveyance did pursuant to the terms of his trust nominate Mark Hopkins of the City of Sacramento and State of California to fill the vacancy caused by the resignation of said Charles Crocker and whereas on the 21st day of August 1871 the Board of Directors of the said Central Pacific Railroad Company pursuant to the terms of said trust did ratify and approve said nomination and did appoint said Mark Hopkins to fill said vacancy.

And Whereas subsequently to wit on the 29th day of March 1872 said Mark Hopkins departed this life and whereas on the second day of April 1872 Elias W. Sanderson the surviving trustee under said conveyance did pursuant to the terms and conditions thereof nominate

David D. Bolton of the City and County of San Francisco and State of California to fill the vacancy caused by the death of said Mark Hopkins and whereas on the third day of April 1872 the Board of Directors of said Central Pacific Railroad Company pursuant to the terms of said conveyance did ratify and approve said nomination and did appoint said David D. Bolton to fill said vacancy.

And Whereas subsequently to wit on the ninth day of October 1872 said David D. Bolton departed this life and whereas on the twenty eighth day of October 1872 Elias W. Sanderson the surviving trustee under said conveyance did pursuant to the terms and conditions thereof nominate James O. B. Hunt of the City of Oakland and County of Alameda and

State of California to fill the vacancy caused by the death of said David O. Bolton and whereas on the thirteenth day of November 1875 the Board of Directors of said Central Pacific Railroad Company pursuant to the terms of said conveyance did ratify and approve said nomination and did appoint said James O. B. Gunn to fill said vacancy.

And whereas subsequently to wit on the 25th day of June 1886 said Silas W. Sanderson departed this life and whereas on the 29th day of June 1886 the surviving trustee under said conveyance did pursuant to the terms and conditions thereof nominate William E. Brown of the City and County of San Francisco State of California to fill the vacancy caused by the death of said Silas W. Sanderson and whereas on the 8th day of July 1886 the Board of Directors of the said Central Pacific Railroad Company pursuant to said conveyance did ratify and approve said nomination and did appoint said William E. Brown to fill said vacancy.

And whereas the said Railroad Company has sold the lands hereinafter described pursuant to the foregoing conditions to Wilford C. Cragin for the sum of six hundred and forty (640) dollars which sum has been by him fully paid to the said James O. B. Gunn and William E. Brown Trustees as aforesaid.

Now therefore in consideration of the premises and the said sum of six hundred and forty (640) dollars the receipt whereof is hereby acknowledged the said Central Pacific Railroad Company and the said James O. B. Gunn and William E. Brown trustees as aforesaid do grant bargain sell and convey to the said Wilford C. Cragin and his heirs and assigns the following described tract of land situate lying and being in the County of Weber and Territory of Utah to wit: The south east quarter (66 1/4) of section no. twenty five (25) in town six seven (7) north of range two (2) west Salt Lake Base and Meridian containing One hundred and sixty (60) acres according to the United States Survey together with all the privileges and appurtenances thereto appertaining and belonging Excepting and reserving however for railroad purposes a strip of land four hundred feet wide lying equally on each side of the track of the railroad of said Company or any branch railroad now or hereafter constructed on said lands and the right to use all water needed for the operating and repairing of said railroad which rises on said land and the right of way to conduct water rising on other lands across said land in pipes or aqueducts for said purposes and subject also to the reservation and condition that the said purchaser his heirs and assigns shall erect and maintain good and sufficient fences on both sides of said strip or strips of land Reserving however all claims of the United States to the same as mineral land.

To have and to hold the aforesaid premises to the said Welford B. Bayne his heirs and assigns to his and their use and behoof forever.

In Testimony Whereof the said Central Pacific Railroad Company has caused these presents to be signed by its said Vice President and Secretary and sealed with its corporate seal, and the said James O. B. Gunn and William C. Brown trustees have subscribed their names and affixed their seals this sixteenth day of July A. D. 1890

C. P. R. R. Co.
Corporate Seal

Witness
Benj. F. Tuttle

A. N. Fourse
Vice President C. P. R. R. Co.
E. H. Miller Jr.
Secretary C. P. R. R. Co.

James O. B. Gunn (seal)
W. C. Brown (seal) Trustees

State of California
City and County of San Francisco } ss
On this sixteenth day of July in the year one thousand eight hundred and ninety before me Benj. F. Tuttle a Commissioner of Deeds for the Territory of Utah duly appointed commissioned and sworn and residing in the City and County of San Francisco State of California personally appeared the within named A. N. Fourse 3d Vice President of the Central Pacific Railroad Company and E. H. Miller Jr. Secretary of the Central Pacific Railroad Company who are both personally known to me to be the said officers of the said Central Pacific Railroad Company respectively and the individuals described in and who have executed the within instrument as such officers of said Company and they each severally and personally then and there acknowledged to me that they executed the said within instrument as the free act and deed of the said Central Pacific Railroad Company freely and voluntarily and for the uses and purposes therein mentioned

Also at the same time and place as the foregoing personally appeared before me the within named James O. B. Gunn and William C. Brown Trustees whose names are subscribed to the within instrument as parties thereto personally known to me to be the individuals and Trustees described in and who executed the within instrument as said Trustees and they each severally and duly acknowledged to me that they executed the same as said Trustees 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 at the City and County of San Francisco State of California this sixteenth day of July A. D. 1890

Benj. F. Tuttle

A Commissioner of Deeds for the Territory of Utah residing in the City and County of San Francisco

State of California

Filed for record July 25 1870 at 10:45 a.m.

Recorded July 25 1870

Joseph Knapp
County Recorder

The United States of America

To all to whom these presents shall come greeting

Homestead Certificate No. 2201

Application 2407

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 23rd May 1862 to secure homesteads to actual settlers on the Public Domain and the act supplemental thereto the claim of Joseph Stallings has been established and duly consummated in conformity to law for the lots numbered three and four of section two in township six north of range one east of Salt Lake Meridian in Utah Territory containing seventy nine acres and seventy five hundredths of an acre according to the official plat of the survey of the said land returned to the General Land Office by the Surveyor General.

Now know Ye that there is therefore granted by the United States unto the said Joseph Stallings the tract of land above described to have and to hold the said tract of land with the appurtenances thereof unto the said Joseph Stallings and to his heirs and assigns forever subject to any vested and accrued water rights for mining agricultural manufacture or other purposes and rights to ditches and reservoirs in connection with such water rights as may be recognized and acknowledged by the local customs laws and decisions of courts and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom should the same be found to penetrate or intersect the premises hereby granted as provided by law.

In testimony whereof I Benjamin Harrison President of the United States of America have caused these letters to be made Patent and the seal of the General Land Office to be hereunto affixed.

Given under my hand at the City of Washington the fourth day of March in the year of our Lord one thousand eight hundred and ninety and of the Independence of the United States the one hundred and fourteenth.