

When recorded return to:

L. Edward Robbins
Attorney at Law
190 W. Center Street
Kanab, UT 84741

ENTRY 129473 RECORDED BY ED ROBBINSEE
DATE MAY 23, 2006 AT 1:30 PM VTC KANE COUNTY RECORDER
BY DEPUTY JIN BOOK W 8 PAGE 454-456

Water System Assignment and Bill of Sale

This Water System Assignment and Bill of Sale pertains to the following described real property situated in Kane County, State of Utah:

Swain's Creek, Unit No. 1, according to the official plat thereof on file and of record in the office of the Kane County Recorder;

Swain's Creek Pines, Unit No. 1, Amended, according to the official plat thereof on file and of record in the Office of the Kane County Recorder;

Swain's Creek Pines, Unit No. 2; according to the official plat thereof on file and of record in the Office of the Kane County Recorder;

Swain's Creek Pines, Unit No. 3, according to the official plat thereof on file and of record in the Office of the Kane County Recorder;

Swain's Creek Pines, Unit No. 4, according to the official plat thereof on file and of record in the Office of the Kane County Recorder;

Harris Spring Ranches, according to the official plat thereof on file and of record in the Office of the Kane County Recorder;

Sections 26, 27, 33, and 34, Township 38 South, Range 7 West, Salt Lake Base and Meridian.

For valuable consideration, Swain's Creek Pines Lot Owners' Association, a Utah non-profit corporation, P. O. Box 1164, Duck Creek Village, UT 84762, Grantor, hereby assigns, sells, conveys and warrants against all claiming by, through or under Grantor, to the Kane County Water Conservancy District, 190 West Center Street, Kanab, UT 84741, Grantee: all well, spring

and other diversion locations and all water systems, including all wells, casings, pipes, pipelines, service lines, laterals, connections, valves, meters, meter bases, tanks, pumps, power supplies, fixtures, equipment, electrical lines and connections, and fencing, together with all easements, rights-of-way, and other equitable servitudes, and all other use, access and service rights relating thereto, whether express or implied, recorded or unrecorded, or arising by way of necessity, implication, prescription, or some other legal basis, including rights of ingress, egress, excavation, fill, replacement, repair, and relocation, and all similar rights; and all other rights and items of a similar nature useful to or used in connection with any such diversion or system maintained or operated, in whole or in part, by Swain's Creek Pines Lot Owners' Association, wherever the same may be located.

This Water System Assignment and Bill of Sale does not convey to the Grantee any of Grantor's rights to the Swain's Creek pond adjacent to the fire station, except that Grantor's rights to said pond shall not impair Grantee's rights to fully use, divert, change and appropriate all water and water rights conveyed to Grantee by separate deeds.

In witness whereof, this Water System Assignment and Bill of Sale is executed this 13th day of May, 2006.

SWAIN'S CREEK PINES LOT OWNERS' ASSOCIATION

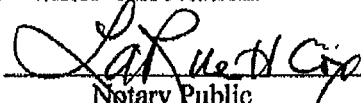
By: Alan Zellhoefer
Alan Zellhoefer
Chairman, Board of Directors

By: Cheryl Case
Cheryl Case
Secretary

STATE OF Utah)

COUNTY OF Kane) ss.

The foregoing Water System Assignment and Bill of Sale was acknowledged before me this 13th day of May, 2006 by Alan Zellhoefer, Chairman of the Board of Directors of Swain's Creek Pines Lot Owners' Association.



Notary Public
Residing at:

My Commission Expires:


5-12-2008



STATE OF Utah)

COUNTY OF Kane) ss.

The foregoing Water System Assignment and Bill of Sale was acknowledged before me this 13th day of May, 2006 by Cheryl Case, Secretary of Swain's Creek Pines Lot Owners' Association.



Notary Public
Residing at:

My Commission Expires:

5-12-2008

