

Warranty Deed Page 1 of 4  
Russell Shirts Washington County Recorder  
07/23/2013 09:34:59 AM Fee \$16.00 By  
SOUTHERN UTAH TITLE

When recorded mail deed and tax notice to:  
T Storage LLC  
42 South 850 West  
Hurricane, UT 84737



Order No. 173285

Space Above This Line for Recorder's Use

Tax I.D. No. H-4-1-36-240

**WARRANTY DEED**

**Terrace Storage, LLC, a Utah Limited Liability Company**, grantor(s), of Hurricane, County of Washington, State of Utah, hereby **CONVEY and WARRANT** to

**T Storage LLC, a Utah Limited Liability Company**, grantee(s) of Hurricane, County of Washington, State of Utah, for the sum of

TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION the following described tract of land in WASHINGTON County, State of UTAH:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

SEE WATER RIGHTS ADDENDUM TO LAND DEEDS ATTACHED HERETO AND MADE A PART HEREOF.

TOGETHER WITH all improvements and appurtenances thereunto belonging, and SUBJECT TO easements, rights of way, restrictions, and reservations of record and those enforceable in law and equity.

WITNESS the hand(s) of said grantor(s), this 19th day of July, A. D. 2013.

**Terrace Storage, LLC, a Utah Limited Liability Company**

By: Dale W. Johnson  
Dale Johnson, Manager

NOTARY

State of Utah )  
County of Washington )

On the <sup>19th</sup> day of July, A. D. 2013, personally appeared before me Dale Johnson, who being by me duly sworn, says that he is the manager of Terrace Storage, LLC, a Utah Limited Liability Company, the Limited Liability Company that executed the herein instrument and acknowledged the instrument to be the free and voluntary act and deed of the Limited Liability Company, by authority of statute, its articles of organization or its operating agreement, for the uses and purposes herein mentioned, and on oath stated that he is authorized to execute this instrument on behalf of the Limited Liability Company.



Rachel L. Webb  
Dale M. Hathcock, Notary Public  
My Commission Expires: ~~21-Aug-2016~~ 9-30-2014  
Notary Public residing at: Hurricane, Utah

Attachment to that certain Warranty Deed executed by **Terrace Storage, LLC, a Utah Limited Liability Company**, grantor(s), to **T Storage LLC, a Utah Limited Liability Company**, grantee(s).

Order No. 173285  
Tax I.D. No. H-4-1-36-240

**EXHIBIT "A" - LEGAL DESCRIPTION**

Commencing at the East Quarter corner of Section 36, Township 41 South, Range 14 West, Salt Lake Base and Meridian; thence South 88°50'02" West along the Section line 1477.34 feet; thence South 536.44 feet to the point of beginning; said point being an existing chain link fence corner; thence South 08°30'15" West, along said chain link fence, a distance of 433.91 feet, to a fence corner; thence South 89°55'39" West, along said chain link fence and an extension thereof, a distance of 462.19 feet to a point on the Easterly right of way line of 3700 West Street; thence North 00°03'51" East, along said Easterly right of way line, a distance of 288.89 feet; thence leaving said right of way line and running along an existing chain link fence, South 85°03'30" East, a distance of 371.38 feet, to an existing fence corner; thence North 06°42'51" East along said chain link fence line, a distance of 53.71 feet, to fence corner; thence North 40°46'16" East, along said chain link fence line, a distance of 20.24 feet, to a fence corner; thence North 52°39'40" East, along said chain link fence line, a distance of 171.72 feet to the point of beginning.

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Initials                     



## WATER RIGHTS ADDENDUM TO LAND DEEDS

Grantor: Terrace Storage, LLC, a Utah Limited Liability Company

Grantee: T Storage LLC, a Utah Limited Liability Company

Tax ID Number(s): H-4-1-36-240

**In connection with the conveyance of the above referenced parcel(s), Grantor hereby conveys to Grantee without warranty, except for a warranty of title as to all claiming title by or through Grantor, the following interests in water and/or makes the following disclosures:**

Check one box only

Proceed to Section

- 1  All of Grantor's water rights used on Grantor's Parcel(s) are being conveyed. A  
 2  Only a portion of Grantor's water rights are being conveyed. B  
 (County Recorder should forward a copy of this form to the Utah Division of Water Rights if Box 1 or 2 above is checked)  
 3  No water rights are being conveyed. C  
 4  Water rights are being conveyed by separate deed. C

Important Notes  
(see other side)

Section		
A	The water right(s) being conveyed included Water Right No(s). _____ _____ along with all applications pertaining to the water rights (s) listed in this Section A, and all other appurtenant water rights. (Proceed to Section C)	N1  N2 N3
B	Only the following water rights are being conveyed: (check all boxes that apply) <input type="checkbox"/> All of Water Rights No(s). _____ <input type="checkbox"/> _____ acre-feet from Water Right No. _____ for: _____ families _____ acres of irrigated land; stock water for _____ Equivalent Liver Units; and/or for the following other uses _____ <input type="checkbox"/> _____ acre-feet from Water Right No. _____ for: _____ families _____ acres of irrigated land; stock water for _____ Equivalent Livestock Units; and/or for the following other uses _____ Along with all applications pertaining to the water rights (s) listed in this Section B. (Proceed to Section C)	N1 N4 N5  N5  N2
C	Disclosures By Grantor: (check all boxes that apply) <input type="checkbox"/> Grantor is endorsing and delivering To Grantee stock certificates for _____ Shares stock in the following water company: <input checked="" type="checkbox"/> Culinary water service is provided by: Hurricane City <input type="checkbox"/> Out door water service is provided by: _____ <input type="checkbox"/> There is no water service available to Grantor's Parcel(s). <input type="checkbox"/> Other water related disclosures: _____	N6  N7 N8 N9 N10
Attach and sign additional copies of this for if more space is needed.		

*The undersigned acknowledge sole responsibility for the information contained herein even though they may have been assisted by employees of the Utah Division of Water Rights, real estate professionals, or other professionals, except to the extent that title insurance or a legal opinion concerning such information is obtained.*

Terrace Storage, LLC, a Utah Limited Liability Company

Grantor's Signature: By: Dale W. Johnson  
 Dale Johnson, Manager

Grantee's Acknowledgement of Receipt: Donald N. Stratton  
 Donald N. Stratton, Manager of T Storage LLC, a Utah Limited Liability Company

Grantee's Address: 42 South 850 West, Hurricane, Utah, 84737

**NOTE: GRANTEE MUST KEEP A CURRENT ADDRESS ON FILE WITH THE UTAH DIVISION OF WATER RIGHTS.**

NOTES TO WATER RIGHTS ADDENDUM TO LAND DEEDS

Please read the following notes carefully in order to avoid problems and the possible loss of the water rights being conveyed in connection with this transaction.

**The mere purchase of a water right does not guarantee: (1) that the water right is in good standing with the Utah Division of Water Rights; (2) that the owner has clear title to the water right; (3) that the Division will recognize the ownership change; or (4) that the Division will approve any proposed changes or extensions regarding the water right. You are encourage to conduct proper "due diligence" research into any water right before purchasing it.**

- N1 Once this Water Rights Addendum has been recorded at the County Recorder's Office, Grantee must prepare a "Report of Water Right Conveyance" or "ROC" (available from the Utah Division of Water Rights) and file it with the Utah Division of Water Rights in order to: (1) have the Division's records updated with current ownership and address information; (2) file any application on these water rights; and (3) receive notifications concerning deadlines and other essential information pertaining to these rights. **Failure to do so PROMPTLY may result in the loss of these water rights.** Help with reviewing the water rights and completing the ROC can be obtained from the Utah Division of Water Rights and/or water professionals, such as attorneys, engineers, surveyors, and title professionals with experience in water rights and water law.
- N2 A water right often has one or more applications on file with the Utah Division of Water Rights that affect that water right, such as change applications, extension requests, and non-use applications. These applications should be transferred with the water right. The Grantee should review the water right applications and other documents on file with the Utah Division of Water Rights.
- N3 Water rights owned by the Grantor and used on Grantor's Parcel may be "appurtenant" to Grantor's Parcel. Not all appurtenant water rights have been assigned a water right number because not all water rights are "of record." If Section A is being completed, this conveyance includes all appurtenant water rights, whether or not they are listed by water right number or are of record. Grantee should investigate each water right listed and determine if there are any water rights that are not of record. If there are water rights not of record, Grantee should seriously consider making them of record by filing the appropriate forms with the Utah Division of Water Rights.
- N4 100% of the water rights listed here are being conveyed to Grantee. A Report of Water Right Conveyance (see N1 above) should be filed on each water right listed here. The Water Rights listed in Section B may not provide sufficient water for all of the historic water uses.
- N5 Less than 100% of the water right listed is being conveyed to Grantee. The exact portion to be conveyed, expressed in terms of the beneficial uses associated with this portion of the water right must be described. This description generally consists of: (1) the number of families for domestic (indoor culinary) uses (generally quantified as 0.45 acre-feet per family for a year-round residence and 0.25 acre-feet per family for a seasonal residence); (2) the number of acres irrigated (this involves issues of "irrigation duty" [the number of acre-feet of water allowed per acre of irrigated land] and "sole supply/supplemental supply" [the amount of water allocated to each water right when more than one right is used on the same land or for the same livestock]; and (3) the number of livestock being watered (expressed in terms of equivalent livestock units or "ECUS" which are quantified at the rate of 0.028 acre-feet per EAU for full-year use. Any other uses being conveyed should be similarly described. Help with evaluating, quantifying, and/or describing the uses can be obtained from the Utah Division of Water Rights and/or water professionals.
- N6 Shares of stock in water companies (including irrigation, canal, and ditch companies) are generally not transferred by deed. Each company has procedures for transferring ownership. The company should be contacted to ascertain the appropriate procedures to follow. The most common procedure is for the Grantor to endorse and deliver the stock certificate to the Grantee, who then presents that certificate to company for issuance of a new certificate in the Grantee's name. If another procedure is to be followed, that should be noted on the "Other water related disclosures" line in Section C of this form. Each company also defines how much water is associated with a particular share and what fees and assessments are charged. The Grantee should contact the company about all such issues.
- N7 If culinary water service is currently being provided to the Grantor's Parcel by a municipality, a water district, or a water company, that entity should be listed here and the Grantee should contact that entity to ascertain what is required to continue receiving such service.
- N8 If outdoor/secondary/irrigation water service is currently being provided to the Grantor's Parcel by a municipality, a water district, or a water company, that entity should be listed here and the Grantee should contact that entity to ascertain what is required to continue receiving such service.
- N9 If this box is checked, the Grantee should investigate what water IF ANY is available for use on the Grantor's Parcel.
- N10 This space should be used for any other information that the Grantor has which is relevant to water issues associated with the Grantor's Parcel.

**The Utah Division of Water Rights (often referred to as the State Engineer's Office) is located at 1594 W. North Temple, Suite 220, PO Box 146300, Salt Lake City, Utah 84114-6300 Telephone: 801-553-7240 Web Address: [www.waterrights.utah.gov](http://www.waterrights.utah.gov)**