

CATHERINE MERRITT, Widow, JOSEPH MERRITT and Josephine Merritt, his wife, WILLIAM MERRITT, GEORGE MERRITT, a Minor, and MAUD CUNNINGHAM, a widow, SONS AND DAUGHTER OF JOSEPH MERRITT, Deceased, his heirs at law and all of them, Grantors, formerly of Park City, in the County of Summit, State of Utah, hereby convey and warrant to WILLIAM J. BUCK, Grantee, of Park City, Utah, for the sum of TWO HUNDRED SEVENTY-FIVE (\$275.00) DOLLARS, the following described tract of land in Summit County, State of Utah, to-wit:

Lot Number Eighteen (18) and the northerly one-half (1/2) of Lot Number Nineteen (19) of Block Number One (1), Park City Survey, according to the amended plat thereof on file in the office of the recorder of said Summit County, Utah, TOGETHER WITH all the improvements and appurtenances thereunto belonging or in any wise appertaining.

It being the intent of this instrument to convey to the said Grantee all the right title and interest of the said Grantors and of of Joseph Merritt, Deceased, in and to the said described property, and warranting the title to the same in said Grantee, The said Grantors being the widow and all the children of the said Deceased, and all the heirs at law of said deceased.

WITNESS the hand of said Grantors this 27th day of August, A.D. 1907.

Signed in the Presence of

A. J. Grisey

Signed in the presence of

C. A. Claussen,
the 14th day of September,
A. D., 1907.

Catherine Merritt
William Merritt
Maud Cunningham
Catherine Merritt, guardian
of George Merritt,
Minor
Joseph Merritt
Josephine Merritt, wife of
Joseph Merritt.

STATE OF CALIFORNIA,)
) ss.
City and County of San Francisco.)

On this 27th day of August in the year ~~sixteen~~ One Thousand Nine Hundred and Seven, before me, HARRIET K. HOBART, a Notary Public and for the said City and County, residing therein, duly commissioned and sworn, personally appeared Catherine Merritt, a widow, William Merritt, her son, Maud Cunningham, her daughter, known to me to be the persons described in, whose names are subscribed to and who executed the within and annexed instrument, and they duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at my office in the City and County of San Francisco, the day and year in this certificate first above written.

(SEAL) Harriet K. Hobart,
Notary Public, in and for the City and
County of San Francisco, State of California.

STATE OF CALIFORNIA,)
) ss.
City and County of San Francisco.)

On this 27th day of August in the year One Thousand Nine Hundred and Seven, before me, HARRIET K. HOBART, a Notary Public in and for the said City and County, residing therein, duly commissioned and sworn, personally appeared Catherine Merritt, guardian of the person and estate of George Merritt, minor, known to be to be the person and guardian described in, whose name is subscribed to and who executed the within and annexed instrument as such guardian and she duly acknowledged to me that she executed the same as such guardian aforesaid.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at my office in the City and County of San Francisco, the day and year in this certificate first above written.

(SEAL) Harriet K. Hobart,
Notary Public, in and for the City and
County of San Francisco, State of California.

State of Iowa,)
County of Linn.) ss.

On this 14th day of September in the year One Thousand Nine Hundred and Seven, before me, L. Benedict, a Notary Public in and for the said County, residing therein, duly commissioned and sworn, personally appeared Joseph Merritt, son of Catherine Merritt, and Josephine Merritt, his wife, known to me to be the persons described in, whose names are subscribed to and who executed the within and annexed instrument, and they duly acknowledged to me that they executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my Official Seal at my office in the County of Linn, State of Iowa, the day and year in this certificate first above written.

(SEAL) L. Benedict, Notary Public in and for the
County of Linn, State of Iowa.

Recorded at the request of W. J. Buck December 29th, A.D., 1910 at 9 o'clock A. M.
J. ELLWOOD BARRUTH, County Recorder.

Entry No. 20597.

Contract No. 1829-F

UNION PACIFIC RAILROAD COMPANY.

Deed No. 2417.

KNOW ALL MEN BY THESE PRESENTS, That UNION PACIFIC RAILROAD COMPANY, a corporation existing under and by virtue of the laws of the State of Utah, in consideration of the sum of Twenty-one hundred and sixty-four and 11/100 (\$2164.11) Dollars, to it paid, the receipt of which is hereby acknowledged, doth subject however to the exceptions, reservations and conditions hereinafter written, hereby grant, bargain, sell and convey unto William F. Mackay of the County of Salt Lake in the State of Utah the following described real estate, situate, lying and being in the County of Summit and in the State of Utah, to-wit:

All of Section No. Three (3); and the East Half (E. 1/2) of Section No. Five (5); and all of sections Nos. Eleven (11) and Thirteen (13) in Township No. Two (2) North of Range No. Ten (10) East of the Salt Lake Meridian, and all of Section No. Thirty-three (33) in Township No. Three (3) North of Range No. Ten (10) East of the Salt Lake Meridian, containing, according to the United States Survey thereof, Twenty-eight hundred and eighty-five (2885) and 48/100 acres, more or less, subject, however to a right-of-way of lawful width for any and all county roads heretofore established over, upon, and across the premises herein described. EXCEPTING AND RESERVING to said Union Pacific Railroad Company, its successors and assigns,

- FIRST: All coal and other minerals within or underlying said lands.
- SECOND: The exclusive right to prospect in and upon said land for said coal and other minerals therein, or which may be supposed to be therein, and to mine for and remove from said land, all oil, coal and other minerals which may be found thereon by any one.
- THIRD: The right, of ingress, egress and regress upon said land to prospect for, mine and remove, and all such oil, coal or other minerals, and the right to use so much of said land as may be convenient or necessary for the right-of-way to and from such prospect places or mines, and for the convenient and proper operation of such prospect places, mines, and for roads and approaches thereto or for removal therefrom of oil, coal, mineral, machinery, or other material.
- FOURTH: The right to said Union Pacific Railroad Company to maintain and operate its railroad in its present form of construction, and to make any change in the form of construction or method of operation of said railroad.

TO HAVE AND TO HOLD, subject to the said exceptions, reservations and conditions, the said premises with all the rights and appurtenances thereunto belonging unto the said William W. Mackay, grantee, his heirs and assigns forever, and the said Union Pacific Railroad Company doth hereby covenant with the said grantee that at the making of this instrument it is well seized of the said premises as of a good and indefeasible estate in fee, and hath good right to sell and convey the same, and that it will warrant and defend the title to said premises unto the said grantee, his heirs and assigns forever against the lawful claims of all persons whomsoever.

Excepting as against all taxes and assessments levied upon said premises for or during the year 1902 and subsequent years and excepting against any rights, liens or encumbrances created or permitted, by any other person than the said grantor, since the twenty-seventh day of March, 1902.

AND WHEREAS, said Union Pacific Railroad Company did, on the 1st day of July, 1897, execute and deliver to The Mercantile Trust Company of New York a certain mortgage deed wherein said Railroad Company conveyed to the said The Mercantile Trust Company of New York, as Trustee, for the uses and purposes therein mentioned, amongst other things, the lands hereinbefore described; and,

WHEREAS, said Union Pacific Railroad Company, with the consent of the said The Mercantile Trust Company of New York, Trustee under the mortgage aforesaid, has sold and conveyed, as above set forth, the real estate, hereinbefore described, unto the said grantee for and in consideration of the sum paid as aforesaid to Union Pacific Railroad Company by said grantee, which sum of money has been paid to said The Mercantile Trust Company of New York in its capacity as Trustee, or has been otherwise properly paid or accounted for under said mortgage, for the uses and purposes mentioned in said mortgage deed.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that said The Mercantile Trust Company of New York, Trustee of the aforesaid mortgage deed, in consideration of the premises and of the payment as aforesaid of said sum so paid by said Railroad Company to said Trust Company, for the uses and purposes aforesaid, doth hereby REMISE, RELEASE AND FOREVER QUIT-CLAIM, subject to the exceptions, reservations and conditions above written, unto the said William W. Mackay the real estate described aforesaid, to be held by the said grantee free and exempt from all liens, encumbrances and charges of said mortgage deed of the first day of July, 1897.

IN WITNESS WHEREOF, the said grantor, Union Pacific Railroad Company, has caused these presents to be sealed with its corporate seal, and to be signed by its President, and attested by its Secretary, and countersigned by its Land Commissioner and its Auditor, and said The Mercantile Trust Company of New York, under said mortgage of July 1, 1897, has caused these presents to be sealed with its corporate seal, and signed by its Vice-President, who is thereunto duly authorized and empowered by the by-laws of the Company and by resolution of its Board of Directors, this 25th day of August, A.D. 1908.

In Presence of L. Elwell (CORPORATE SEAL) UNION PACIFIC RAILROAD COMPANY, By E. H. Harriman, President.

Attest: Alex Millar, Secretary. THE MERCANTILE TRUST COMPANY, TRUSTEE. By W.C. Poillon, Vice-President.

IN PRESENCE OF I. Michaels (CORPORATE SEAL) W. C. Betts. Attest: Guy Richards, Secretary.

Countersigned: B. A. McAllister, Land Commissioner. H. J. Sterling, Auditor.

STATE OF NEW YORK,) : ss. County of New York.)

On the 25th day of August, A.D. 1908, personally appeared before me E. H. Harriman, who being by me duly sworn did say that he is the President of Union Pacific Railroad Company, and that said instrument is signed in behalf of said corporation by authority of its by-laws and by a resolution of the executive committee of its board of directors thereunto duly authorized by the by-laws of said Company; and said E. H. Harriman acknowledged to me that said corporation executed the same.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal as Notary Public the day and year above written. L. Elwell, Notary Public.

(SEAL) My Commission expires March 30, 1909. STATE OF NEW YORK,) : ss. County of New York.)

BE IT REMEMBERED, That on this 29th day of August, A.D. 1908, before me, a Notary Public in and for said County, appeared THE MERCANTILE TRUST COMPANY, by W. C. Poillon, its Vice-President, who is personally known to me to be the identical person whose name is subscribed to the foregoing instrument as said Vice-President, and then and there acknowledged the execution and sealing of said instrument to be his voluntary act and deed, and the voluntary act and deed of said Company.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 29th day of August A.D. 1908, at the City of New York, in said County and State. My Commission expires March 30th, 1910. I. Michaels, Notary Public.

Recorded at the request of W. W. Mackay December 30th, A.D. 1910 at 11 o'clock A. M. J. ELLWOOD CARRUTH, County Recorder.