

involving easements, drainage, and other necessary means to its complete development. In testimony whereof, Theodore Roosevelt, President of the United States of America, has 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 twenty-seventh day of March, in the year of our Lord one thousand nine hundred and seven, and of the Independence of the United States the one hundred and thirty-first



By The President: T. Roosevelt

By F. M. Mc Kean Secretary

to No. 3657

Recorder of the General Land Office.

P.P. 44

Recorded Vol. 443, pages 97 to 100, inclusive.

Recorded at request of J. Hays, Apr. 18th 1907, at 3:55 P.M., in "V" of Mining Needs, pages 186-89.

Abstracted in "V" of Min. Abs., page 267, line 25; "DS", page 247, line 20. Recording fee paid \$3.30.

(Signed) O. O. Perkins, Recorder, Salt Lake County, Utah. by J. L. Hays, Deputy

#222,300

H-462

General Land Office.

Mineral Certificate.

No 43155

No 3657

The United States of America.

To all to whom these Presents shall come, greeting.

Whereas, in pursuance of the provisions of the Revised Statutes of the United States, Chapter Six, Title Thirty-two, and legislation supplemental thereto, there have been deposited in the General Land Office of the United States the plat and field notes of survey and the certificate, No 3657, of the Register of the Land Office at Salt Lake City, in the State of Utah accompanied by other evidence whereby it appears that Elmer E. Darling did, on the third day of April, A.D. 1905, duly enter and pay for that certain mining claim or premises, known as the Elmer Lake mining claim designated by the Surveyor General as Lot No 5333, embracing a portion of section thirty-five, in township two south of range three east, Salt Lake meridian, in the Big Cottonwood Mining District, in the County of Salt Lake and State of Utah, in the District of Lands subject to sale at Salt Lake City, and bounded, described, and platted as follows, with magnetic variation as hereinafter stated

Beginning at corner No. 1, an aspen post three and one half feet long, five inches square, marked 1-5333, in mound of stone, from which the quarter corner between sections twenty-six and thirty-five, in township two south of range three east, Salt Lake meridian, bears north one degree, thirty-eight minutes and thirty seconds east one thousand four hundred and six tenths feet distant, and discovery bears south nine ten degrees and thirty-three minutes east three hundred and fifteen feet distant.

Thence, first course, magnetic variation seventeen degrees and fifty-two minutes east, south one degree, fifty-eight minutes and thirty seconds east five hundred and ninety-four and one tenth feet to corner No. 2, an aspen post three and one half feet long, four inches square marked 2-5333, in mound of stone.

Thence, second course, magnetic variation eighteen degrees and forty-three minutes east, north eighty-nine degrees and forty-seven minutes east one and two tenths feet intersect the east boundary of the east half of the northwest quarter of said section thirty-five; seven hundred and sixty-seven and two tenths feet intersect line 2-3 of lot No. 173, the Mayflower lode claim, at south twenty-eight degrees and twenty minutes east three hundred and thirty-one and six tenths feet from corner No. 2; one thousand four hundred and forty-five and eight tenths feet to corner No. 3, a pine post four feet long four inches square marked 3-5333, in mound of earth and stone.

Thence, third course, magnetic variation nineteen degrees and twenty-eight minutes east, north one degree, fifty-eight minutes and thirty seconds west four hundred and eight and five tenths feet intersect line 4-5 of survey No. 5124, the Grant No. 7 Mining lode claim, at north eighty-one degrees and forty-four minutes east four and four tenths feet from corner No. 5; four hundred and eight and seven tenths feet intersect line 1-2 of said lot No. 173, at north eighty-one degrees and forty-five minutes east eight hundred and thirty and five tenths feet from corner No. 2; five hundred and eighty-three and two tenths feet to corner No. 11, a pine post four feet long, four inches square, marked 4-5333, in mound of stone.

Thence, fourth course, magnetic variation eighteen degrees and fifty-one minutes east, north eighty-nine degrees and forty-seven minutes west thirty-eight and six tenths feet intersect 5-6 of said survey No. 5124 at north twelve degrees and fifty-seven minutes west one hundred and seventy-nine and nine tenths feet from corner No. 5; one thousand four hundred and eighteen and nine tenths feet intersect the east boundary of the east half of the northwest quarter of said section thirty-five; one thousand four hundred and forty-six and one tenth feet to corner No. 1, the place of beginning. Expressly excepting and excluding from these presents all that portion of the ground heretofore described, embraced in said mining claim or survey No. 5124, said lot No. 173 and the east half of the northwest quarter of said section thirty-five, and also all that portion of said Elmer vein or lode, and of all veins, lodes and ledges throughout their entire depth, the tops or apices of which lie inside of such excluded ground; said lot No. 5333 extending one thousand four hundred and forty-five and nine tenths feet in length along said Elmer vein or lode; the granted premises in said lot containing thirteen acres and ninety-seven thousandths of an acre of land, more or less.

Now know ye, that there is therefore hereby granted by the United States unto the said Elmer E. Darling and to his heirs and assigns, the said mining premises hereinbefore described, and not expressly excepted from these presents, and all that portion of the said Elmer vein, lode, or ledge, and of all other veins, lodes, and ledges, throughout their entire depth, the tops or apices of which lie inside of the surface boundary lines of said granted premises in said lot No. 5333 extended downward vertically, although such veins, lodes, or ledges in their downward course may so far depart from a perpendicular as to extend outside the vertical side lines of said premises: Provided, that the right of possession to such outside parts of said veins, lodes, or ledges shall be confined to such portions thereof as lie between vertical planes drawn downward through the end lines of said lot No. 5333, as continued in their own direction that each plane

will intersect such interior parts of said veins, lodes, or ledges: And provided further, That nothing herein contained shall authorize the grantee herein to enter upon the surface of a claim owned or possessed by another.

To Have And To Hold said mining premises, together with all the rights, privileges, immunities, and appurtenances of whatsoever nature thereunto belonging unto the said grantee above named and to his heirs and assigns forever; subject nevertheless to the above-mentioned and to the following conditions and stipulations:

First. That the premises hereby granted, with the exception of the surface, may be entered by the proprietor of any other vein, lode, or ledge, the top or apex of which lies outside of the boundary of said granted premises, should the same in its dip be found to penetrate, intersect, or extend into said premises, for the purpose of extracting and removing the ore from such other vein, lode, or ledge.

Second. That the premises hereby granted ^{and associated rights pertaining to land and mining and other purposes} shall be held subject to any vested, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local laws, customs, and decisions of the courts. And there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

Third. That in the absence of necessary legislation by Congress, the Legislature of Utah may provide rules for working the mining claims or premises hereby granted, involving easements, drainage, and other necessary means to its complete development.

In Testimony Whereof I, Theodore Roosevelt, 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 sixth day of March, in the year of our Lord one thousand nine hundred and seven, and of the Independence of the United States the one hundred and thirty-first



By The President:

T. Roosevelt

By J. M. McLean Secretary.

Edw. Bush

Recorder of the General Land Office.

Recorded Vol. 438, pages 335 to 357, inclusive.

Recorded at request of E. C. Darling May 11th 1907, at 11:11 A. M., in "V" of Mining Records, pages 187-91.

Abstracted in J. pages 152, line 22; 151, page 162, line 20. Recording fee paid \$31.00.

Signed: P. O. Perkins, Recorder, Salt Lake County, Utah. by J. L. May, Deputy.

#232564.

4-462.

General Land Office.

No. 32416

Mineral Certificate.

No. 2671

The United States of America

To all to whom these Presents shall come, greeting:

Whereas, in pursuance of the provisions of the Revised Statutes of the United States, Chapter Six, Title Thirty-two, and legislation supplemental thereto, there have been deposited in the General Land Office of the United States the Plat and Field Notes of survey and