

in the foregoing deed of conveyance as grantors therein personally known to be the identical persons mentioned in and subscribed to the same and duly acknowledged to me that they executed the same 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, the day and year in this certificate first above written.

(Seal)

John E. Bigdenburg
Notary Public

Recorded March 21st 1891 at 12.20 P. M.

This Indenture made the 22nd day of June in the year of our Lord one thousand eight hundred and eighty nine Between John Herbst and Eliza Herbst his wife both of Salt Lake County of Salt Lake and Territory of Utah, parts of the first part and Salt Lake City a municipal corporation in the County of Salt Lake Territory of Utah, the party of the second part, Witnesseth, that the said parties of the first part for and in consideration of the sum of Five hundred (\$500.00) Dollars lawful money of the United States of America to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, the said party of the second part, and to its assigns forever the right to construct, maintain, and operate a canal not more than 14 feet wide on the bottom with a slope of 45° upon the following described ground to wit: Beginning at a point on the lower side of the Jordan & Salt Lake City Canal 18 rods North and 46 rods West from the South East corner of the North West quarter of Section 36, T. 33 N. R. 33 E. in Township one South of range one East Salt Lake Meridian. Thence along the lower side of said canal N 62° W 97 feet to the East side of County road, thence along the East side of said County Road N 24° 15' W 42 feet; thence South 62° E 175 ft.; thence West 30 feet to the place of beginning also Beginning at a point on the lower side of said canal 53 3/4 rods North and 65 1/2 rods East from the South West corner of the said North West quarter Sec 33; thence S 46° 30' E along the lower side of said canal 10 rods; thence South 87° E 12 rods to the West side of County road; thence North 24° 15' W 50 feet; thence North 87° W 11 rods thence North 66° 30' W 16 rods more or less to the south line of survey of land thence West to the place of beginning.

Together with all and singular the tenements, buildings and appurtenances thereto belonging, or in anywise appertaining and the rents issues and profits thereof, and also all the right, title, interest, property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part to the said premises, and every part and parcel thereof with the appurtenances.

To Have and to hold all and singular the above mentioned

and do
party of the
first part
in the of
and its
and of
or to cla
Defend
In
unto re
Signed
in the
P. S. of
Jesse
Terri
County
On the
before me
John
to be a
to be the
instrument
they are
purpose
my No
and you
D
Recorded
Homestead
Application
Land off
Office a
person
Homestead
supplene
and due
East of
of Ran
Salt La
accord

and described premises together with the appurtenances unto the said party of the second part, and to its assigns forever, and the said parties of the first part, and their heirs, executors and administrators, the said premises, or the quiet and peaceable possession of the said party of the second part, and its assigns, against the said parties of the first part and their heirs, and against all and every person and persons whomsoever lawfully claiming or to claim the same shall and well warrant, and by these presents forever defend.

In Witness Whereof the said parties of the first part have hereunto set their hands and seals, the day and year first above written signed sealed and delivered in the Presence of

B. S. Young
George W Fox Jun

John Herbst (Seal)
Elice Herbst (Seal)

United States of America

Seretary of Utah
County of Salt Lake

On this Twenty Second day of June A. D. One Thousand Eight Hundred and Eighty Nine personally appeared before me B. S. Young a Notary Public in and for said County of John Herbst and Elice Herbst (his wife) whose names are subscribed to the annexed instrument, as parties thereto, personally known to me to be the same persons described in and who executed the said annexed instrument, as parties thereto, and duly acknowledged to me that they executed the same freely and voluntarily, and for the use and purposes therein mentioned.

In Witness Whereof, I have hereunto set my hand and affixed my Notarial seal, at my office in Salt Lake City U. S. the day and year in this Certificate first above written.

(Seal)

B. S. Young
Notary Public

Recorded March 21st 1890 at 12.30 P.M.

(7-1, 05)

The United States of America

In all to whom these presents shall come

Homestead Certificate No. 1082
Application 1874
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 20th May, 1862 "To secure Homesteads to actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of McGowan D. Cook was been established and duly consummated, in conformity to Law, for the South East quarter of Section twenty eight, in Township one South of Range one West in the District of Lands subject to sale at Salt Lake City, Utah Territory containing one hundred and sixty acres according to the official Plat of the Survey of the said Land, returned