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Kelly N. Jarner

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RECORDER'S MEMO
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DECLARATION OF LAND PATENT

KNOW YE ALL MEN THAT I/WE, THE UNDERSIGNED, DO CERTIFY AND DECLARE THAT WE ARE ASSIGNEE'S TO A LAND PATENT or GRANT THAT IS FILED AND IS KNOWN AS PATENT or GRANT # -197- : SAID COPY OF WHICH IS ATTACHED HERETO. WE FURTHER CERTIFY THAT WE ARE ASSIGNEE'S TO A PORTION OF SAID PATENT OR GRANT WHICH IS LEGALLY DESCRIBED AS FOLLOWS: All of Lot 60, MOUNTAIN PARK SUBDIVISION, PLAT "D"

a subdivision of part of the Southeast Quarter of
Section 20, Township 2 North, Range 1 East, Salt Lake
Meridian in the City of Bountiful, County of Davis,
State of Utah, according to the official plat thereof.

NO CLAIM IS MADE HEREIN THAT WE HAVE BEEN ASSIGNED THE ENTIRE TRACT OF LAND AS DESCRIBED IN THE ORIGINAL PATENT OR GRANT. OUR ASSIGNMENT IS INCLUSIVE ONLY TO THE ABOVE LEGAL DESCRIPTION. THE FILING OF THIS DECLARATION OF LAND PATENT SHALL NOT DENY OR INFRINGE ON ANY RIGHT, PRIVILEGE OR IMMUNITY OF ANY OTHER ASSIGNEE TO ANY OTHER PORTION OF LAND COVERED IN THE ABOVE DESCRIBED PATENT OR GRANT NUMBER.

MEMORANDUM OF LAW ON RIGHTS, PRIVILEGES AND IMMUNITIES

1. Transfer by patentee...."Title and rights of bona fide purchaser from patentee, will be protected. United States v Debell (1915, CA8 SD) 227 F 760; United States v Beaman(1917, CA8 Colo) 242 F 876; State v Hewitt Land Co. (1913) 74 Wash 573, 134 P 474" from 43 USCS § 15; 44.
2. AN ASSIGNEE, WHETHER HE BE THE FIRST, SECOND OR THIRD PARTY TO WHOM TITLE IS CONVEYED SHALL LOSE NONE OF THE ORIGINAL RIGHTS, PRIVILEGES OR IMMUNITIES OF THE ORIGINAL GRANTEE OF LAND PATENT. The U.S. Constitution says in Article I, Sec 10: "No State shall.....impair the obligations of Contracts".EQUAL RIGHTS, PRIVILEGES AND IMMUNITIES ARE FURTHER PROTECTED UNDER THE 14th AMENDMENT TO THE U.S. CONSTITUTION WHICH SAYS: "No State shall deny to any person within its jurisdiction the equal protection of the laws".
3. In cases of ejectment, where the question is who has the legal title, the patent of the government is unassailable. Sanford v Sanford, 139 U.S. 642, 35 L Ed 290.
4. In Federal courts the patent is held to be the foundation of title at law. Fenn v. Holmes, 21 Howard 481.
5. IMMUNITY FROM COLLATERAL ATTACK: Collins v Bartlett, 44 Cal 371; Webber v Pere Marquette Boom Co, 62 Mich 626, 30 NW 469; Surget v Doe, 24 Miss 118; Pittsmont Copper Co v Vanina, 71 Mont 44, 227 Pac 46; Green v Barker, 47 Neb 934, 66 NW 1032.

STATE OF UTAH.)
COUNTY OF SALT LAKE.) ss.

Subscribed and sworn to before me,
this 16th day of MAY, 1985

Randy K Crawford
Notary Public, State of UTAH.
My Commission expires 10-23-88

X Elaine K Jarner
X Kelly N Jarner

ASSIGNEE(S)



The United States of America

To all to whom these presents shall come, Greeting:

Handwritten: (Arabic) No. 432

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197... These has been deposited in the General Land Office of the
 Revised Notes & Instructions of the Register of the General Office at Salt Lake City, Utah Territory,
 whereby it appears that, pursuant to the Act of Congress
 approved 26th May, 1862, in answer to a memorial to extend the Utah Territory
 and the acts supplemental thereto, the State of Utah has been

has been established and duly commenced, in conformity to law, for the South East quarter of Section Twenty in Township Two North, of Range One East, in the District of Land south west to Salt Lake City, Utah Territory containing one hundred and sixty acres.

according to the Official Plan of the Survey of the said Land, returned to the General Land Office by the Surveyor General.

Now know ye, That clause is, therefore, granted by the United States unto the said Robert M. et al.

the tract of Land above described. To have and to hold the said tract of Land, with the appurtenances thereof, unto the said Robert Madsen, and to his

here and assigns freely; subject to any vested and reserved rights for mining, agricultural, manufacturing, or other purposes, and rights to fishing, and commerce and its connection with such water rights as may be acquired and independent of the local customs, laws, and decisions of courts, and also subject to the right of the proprietors of a town or lake to extend and improve the same therefore, should the same be found to preclude or interfere the premises hereby granted, as provided by law.

In testimony whereof, I, W. J. H. H. H. H. H.

British Forces at Montreal, have received their letters in the name of Protest, and the Lord of the General Land Office is to be accordingly afforded.

Given under my hand, at the City of Washington, the thirteenth day of June, 1862, in the year of our Lord one thousand eight hundred and sixteenth, and of the Independence of the United States the one hundred and

RESIDENT: W. G. Grace

[Handwritten signature]

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Summary

Recorder of the General Land Office.

Bureau of Land Management
Utah State Office
324 South State, Suite 301
Salt Lake City, Utah 84111-2303

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EB-6-1985