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District Court, Second Judicial. .
District, in and for Weber County.
State of Utah
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S. G. Dye, Clerk
By Rae Keek, Deputy Clerk

F I L E D for record and recorded April 22, A.D. 1913, at 10:45 o'clock A.M.

Thomas E. McKay, County Recorder

Entered.

Contract No. 1047 - F.

U N I O N P A C I F I C R A I L R O A D C O M P A N Y,

Deed No. 3859.

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 Six Hundred and no/100 (\$600.00) 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 James A. Montgomery, of the County of Weber, in the State of Utah, the following described real estate, situate, lying and being in the County of Weber, and in the State of Utah, to-wit:

The Northeast Quarter of the Northeast Quarter (N E 1/4 of N E 1/4) and the South Half of the Northeast Quarter (S 1/2 of N E 1/4); and the Northeast Quarter of the Southeast Quarter (N E 1/4 of S.E. 1/4); and the South Half of the Southeast Quarter (S 1/2 of S.E. 1/4) of Section No. Twenty-one (21) in Township No. Seven (7) North of Range No. One (1) East of the Salt Lake Meridian, containing, according to the United States Survey thereof Two Hundred and forty (240) acres, more or less. (Nineteenth line stricken out here.)-----

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 coal and other minerals therein, or which may be supposed to be therein, and to mine for and remove, from said land, all 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 any and all such 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 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 covenants and condition, the said premises with all the rights and appurtenances thereunto belonging unto the said James A. Montgomery, 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 the year 1900 and subsequent years, and excepting against any rights, liens or incumbrances created or permitted by any other person than the said grantor, since the 31st day of July 1900.

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, as Trustee, for the uses and purposes therein mentioned, amongst other things, the lands hereinbefore described; and

W H E R E A S, said The Mercantile Trust Company was on the 10th day of August 1911 merged into the Bankers Trust Company, a corporation of the State of New York, pursuant to the provisions of Chapter 10 of the Laws of 1909, of the State of New York, being Chapter 2 of the Consolidated Laws of the State of New York, known as the Banking Law, and thereby all and singular the rights, franchises and interests of said The Mercantile Trust Company in and to every species of property, real, personal and mixed, and things in action thereunto belonging, were transferred to and vested in the said Bankers Trust Company, and the Trust Company last mentioned has succeeded to all relations, obligations, trusts and liabilities of said The Mercantile Trust Company, and has assumed the performance of all trusts of said The Mercantile Trust Company; and

W H E R E A S, said Union Pacific Railroad Company, with the consent of the said Bankers Trust company, 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 the said Bankers Trust Company 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 the said Bankers Trust Company 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 James A. Montgomery the real estate described aforesaid, to be held by the said grantee free and exempt from all liens, incumbrances 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 Vice-President and attested by its Assistant Secretary, and countersigned by its Land Commissioner and its Auditor, and the said Bankers Trust Company, under said mortgage deed of July 1st, 1897, has caused these presents to be sealed with its corporate seal, and to be 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 9th day of April A.D. 1912.

The nineteenth line from the top was erased before the execution and delivery of these presents.

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 Union Pacific Railroad Company.
 Utah. 1897

In presence of:
 E. E. Cable
 J. C. Meyer

UNION PACIFIC RAILROAD COMPANY,
 By Wm. Mahl, Vice-President

Attest: Jos. Hellen, Assistant Secretary.

Bankers Trust Company, Seal
New York 1903

In presence of:
O. D. Tuttle
Louis J. Rohr.

BANKERS TRUST COMPANY, Trustee,
By F. M. B. Close,
Vice-President.

Attest: Guy Richards, Asst. Secretary.

COUNTERSIGNED: J. A. Griffith, Land Commissioner.

H. J. Stirling, Auditor.

Approved by Counsel.

Checked by Appraisal No. 68

F J E W R

STATE OF NEW YORK)
County of New York) ss

G L L
G W T

On the 9th day of April A.D. 1912, personally appeared before me Wm. Mahl, 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 Wm. Mahl 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.

My commission expires March 30, 1913.

E. E. Cable, Notary Public.
Kings & New York Counties

E. E. Cable, Notary Public
Notary Public, Kings Co.
Cert. filed in N. Y. Co.

STATE OF NEW YORK)
County of New York) ss

BE IT REMEMBERED that on this 11th day of April A.D. 1912,

before me, a Notary Public, in and for said County, appeared the Bankers Trust Company by F. M. B. Close, 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 11th day of April, A.D. 1912, at the City of New York, in said County and State.

My commission expires March 30th, 1914.

Isaac Michaels, Notary Public.
New York County

I. Michaels, Notary Public
New York County.

F I L E D for record and recorded April 22, A.D. 1913, at 11:15 o'clock A.M.

Thomas E. McKay, County Recorder