

Done on open Court, this Fourteenth day of June, 1880.

J. D. Richards,
Probate Judge.

United States of America.

Territory of Utah,
County of Weber. } ss.

I, the undersigned Clerk of the Probate Court in and for said county, hereby certify that the above and foregoing is a full, true and correct copy of the original Order confirming Sales of Real Estate, in the above entitled estate, filed and recorded in my office on the Fourteenth day of June, A. D. 1880.

Probate Court Seal. In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at my officious Office, Ogden, Utah, this Fourteenth day of June, A. D. 1880.

L. M. Richards, Clerk.
By E. C. Richards, Deputy Clerk.

Filed for record June 14th 1880, at 4:40 P.M. Recorded June 14th 1880.

Joseph Stanford, County Recorder.
By John Hamner, Deputy Recorder.

✓ No. 64. Land Department of the Union Pacific Rail Road Company.

Now all know by these Presents, that the Union Pacific Railroad Company, in consideration of the sum of Two hundred thirty nine and ¹²/₁₀₀ dollars, to it paid by Robert Moyer, of the County of Weber, in the Territory of Utah, the receipt of which is hereby acknowledged, doth hereby grant, bargain, sell and convey unto the said Robert Moyer, the following described real estate, situate, lying and being in the County of Weber, and in the Territory of Utah, and described as follows, to wit: The South East Quarter of the North East Quarter of Section no. Five (5), in Township no. Five (5) North, of Range no. Two (2) West, of the Salt Lake Meridian, containing according to the United States Survey thereof, forty two acres more or less. Being the same premises contracted to be sold to said Robert Moyer by said Union Pacific Railroad Company, by contract no. 344, executed the 15th day of April, A. D. 1876, and the North East Quarter of the North West Quarter of Section no. Five (5), North of Range no. Two (2) West of the Salt Lake Meridian, containing, according to the United States Survey thereof, thirty nine and ¹²/₁₀₀ acres more or less. Being the same premises contracted to be sold to A. H. Moyer and Steward Moyer by said Union Pacific Railroad Company, by contract no. 328 executed the Eleventh day of April, A. D. 1876, in pursuance and fulfillment of which, said contract this conveyance is made and executed, said contract having been assigned by said A. H. Moyer and Steward Moyer to said Robert Moyer.

Reserving, however, to the said Union Pacific Railroad Company, all that portions of the land hereby conveyed (if any such there be) which lies within lines drawn parallel with, and one hundred feet on each

said distant fence, the center line of its road, as now constructed, and any greater width when necessary, permanently to include, all their cuts, embankments, and ditches and other works necessary to secure and protect their main line.

This same fence is also to be on the condition that the grantee, his heirs, administrators and assigns, shall erect and maintain, a lawful fence between that portion of the premises hereby conveyed, adjoining the road of said Company (if any, such law be), and the road of said Company for a line and hundred feet distant from the center ^{line} of such road, and parallel therewith in all cases in which such fence is required by law or may be required by said Company.

To have and to hold the said premises with all the rights and appurtenances therunto belonging unto the said grantee, his heirs and assigns forever; and the said grantee 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 whatsoever.

Excepting, however, all taxes and assessments levied upon said premises since the execution of the aforesaid contracts.

And Whereas said Union Pacific Railroad Company, did on the sixteenth day of April, A. D. 1867, execute and deliver to Cyrus H. Wm. Carmick, of the City of New York, and John Duff, of the City of Boston, a certain mortgage deed of that date, which deed is recorded in the office of the County Clerk of New County, in the Territory of Utah, where in said Company conveyed to said Cyrus H. Wm. Carmick and John Duff, as Trustees for the uses and purposes therein mentioned, among others the lands hereinbefore described. And Whereas the said Cyrus H. Wm. Carmick, did, on the Twenty eighth day of June, A. D. 1873, by a proper instrument signifying to that effect, resign his place as Trustee under said mortgage deed, which resignation was on the Fifteenth day of October, A. D. 1873, accepted by the Union Pacific Railroad Company, by its Board of Directors, at a meeting thereof held on that day in the City of Boston and State of Massachusetts.

And Whereas on the fifteenth day of October, A. D. 1873, Frederick L. Ames, of Boston, in the State of Massachusetts, was duly nominated by the remaining Trustee, John Duff, as successor to said Cyrus H. Wm. Carmick, which nomination was, on the same day, approved by the Board of Directors of said Union Pacific Railroad Company.

And Whereas by such nomination and approval said Frederick L. Ames did upon his acceptance thereof, thereafter become vested with the same estates, powers, rights and interests and charged with the same duties and responsibilities, as if he had been one of the original Trustees named in and executing, said mortgage deed.

And Whereas said remaining Trustee, did by a conveyance, proper and effectual for that purpose, dated on the Twentieth day of October, A. D. 1873 at the City of Boston, vest the same in such new Trustee, jointly with him, the said John Duff.

And Whereas the said John Duff did, on the Twentieth day of February, 1877, duly resign his said trust, whereby the said Frederick L. Ames became the sole Trustee.

that whereas the said Union Pacific Railroad Company, with the consent of the Trustees for the time being, heretofore named, have sold and conveyed, as above set forth, the real estate heretofore described unto the said Robert Moses for and in consideration of the sum of Two hundred and thirty nine and $\frac{5}{16}$ dollars, to at no later period by the said Robert Moses, which said sum of money has been paid to said Frederick L. Ames, by said Company, in his, as Trustee, or to said John Duff and said Frederick L. Ames, Trustee, or to said Cyrus W. Mc Cormick, and said John Duff, Trustees, for the uses and purposes in said mortgage deed mentioned.

Now, therefore know all men by these presents that of the said Frederick L. Ames, remaining Trustee in the aforesaid mortgage deed, in consideration of the aforesaid promises and payments aforesaid of said sum of Two hundred and thirty nine and $\frac{5}{16}$ dollars, so paid by said Company to said trust fund, of which I am the remaining Trustee, for the uses and purposes aforesaid, do hereby remise, release and forever quitclaim unto the said Robert Moses, the real estate described aforesaid, to be held by him free and exempt from all liens, incumbrances and charges of said mortgage deed, but subject, however, to all the reservations and conditions heretofore contained.

Union Pacific Railroad Company
 In presence of
 Counter signed
 State of Massachusetts,
 County of Suffolk.

San Victorius Wharf, the said grants, the Union Pacific Railroad Company, hath caused these presents to be sealed with its corporate seal, and to be signed by its Vice-President, and Treasurer, and countersigned by its Land Agent, and its Auditor, and the said Frederick L. Ames, Trustee, has herunto set his hand this 11th day of October, A. D. 1879

In presence of: Frank D. Beecher.
 Counter signed: Saml Dunham, Land Agent, S. H. Garratt, Auditor.

S. Atkins Vice-President
 Henry Mc Farland Treasurer
 Fred L. Ames, Trustee

Be it remembered, that on this 11th day of October, A. D. 1879, before me, a Commissioner of Utah Territory, appeared the Union Pacific Railroad Company, by Elisha Atkins, its Vice-President, and Henry Mc Farland, its Treasurer, who are personally known to me to be the identical persons whose names are subscribed to the foregoing instrument, as said Vice-President and Treasurer, and whom and whom acknowledged the execution and sealing of said instrument to be their voluntary act and deed, and the voluntary act and deed of said Company. And on the same day, likewise, personally, appeared the above named Frederick L. Ames known to me to be the Trustee described in, and who executed, the foregoing instrument, and acknowledged before me that he executed the same as Trustee, as aforesaid, and for the uses and purposes therein set forth.

Commissioner Seal
 San Victorius Wharf
 D. 1879, at the City of Boston, in said County and State.

James G. Harris,
 A Commissioner of Utah Territory.

Filed for record June 16, 1880, at 3:20 P.M.
 Recorded June 16, 1880.
 Joseph Stanford, County Recorder.
 By John Hamer, Deputy Recorder.