



WATER-RIGHT DOCKET

Glen Canyon National Recreation Area

Docket No: 31

WATER RIGHT #97-1072: STEVENS CANYON STREAM

Preliminary Docket Information

10-27-2004: data print out

STATE OF UTAH -- DIVISION OF WATER RIGHTS -- DATA PRINT OUT for 97-1072(Diligence)

(WARNING: Water Rights makes NO claims as to the accuracy of this data.) RUN DATE: 10/27/2004 Page 1

WRNUM: 97-1072 APPLICATION/CLAIM NO.: Diligence CERT. NO.:

OWNERSHIP*****

NAME: Utah School and Institutional Trust Lands Admin.
ADDR: 675 East 500 South, 5th Floor
Salt Lake City UT 84102-2810

LAND OWNED BY APPLICANT?

DATES, ETC.*****

FILED:	PRIORITY: /	1888	PUB BEGAN:	PUB ENDED:	NEWSPAPER:
ProtestEnd:	PROTESTED: [No]		HEARNG HLD:	SE ACTION: [	ActionDate:
EXTENSION:	ELEC/PROOF:[		ELEC/PROOF:	CERT/WUC: 03/29/1967	LAP, ETC:
RENOVATE:	RECON REQ:		TYPE: [		PROV LETTER:

PD Book No. Map: 160

Type of Right: Diligence Claim Source of Info: Proposed Determination Status:

LOCATION OF WATER RIGHT*****

FLOW: SOURCE: Stevens Canyon Stream

COUNTY: Kane COMMON DESCRIPTION:

POINT OF DIVERSION -- POINT TO POINT:
(1)Stockwatering directly on stream from a point in NW4NE4 Sec 32, T38S, R9E, S1E, to a point in SW4NW4 Sec 32, T38S, R9E, S1E.
Source:

USES OF WATER RIGHT*****

WATER RIGHT CLAIMS IN COMMON: 1072

***STOCKWATERING: 100 Cattle or Equivalent Diversion Limit: PERIOD OF USE: 01/01 TO 12/31
*****E N D O F D A T A*****

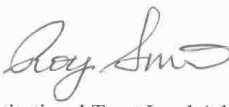
**UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
COLORADO STATE OFFICE
2850 YOUNGFIELD STREET
LAKEWOOD, COLORADO 80215-7093**

In Reply To:
CO-932
7250

DEC 13 2004

Memorandum

To: Chuck Pettee, Branch Chief, Water Rights Branch
Water Resources Division, National Park Service

From: Roy Smith, Water Rights Coordinator (CO-932) 

Subject: 1999 Land Exchange Between BLM and State Institutional Trust Land Administration (SITLA) for lands within Glen Canyon Recreation Area - Water Rights Correction Deed

It has come to the attention of SITLA that the water rights deed associated with this land exchange contained an error. Specifically, SITLA conveyed Water Right Number 97-1972 to the United States instead of Water Right Number 97-1072. SITLA has executed a correction deed. We have attached a copy of the erroneous deed from 1999, the correction deed, and a copy of Water Right Number 97-1072 (diligence claim by SITLA) for your files. The correction deed will need to be recorded in Kane County, Utah, and a conveyance report will need be to be filed with Utah Division of Water Right to correct update its ownership records. If you have any questions about this transaction, you can contact me at 303-239-3940.

3 Attachment

- 1-Erroneous Deed 1999
- 2-Correction Deed
- 3-Water Right Number 97-1072

cc:
UT-942
UT-933



WHEN RECORDED RETURN TO:

QUITCLAIM DEED - WATER RIGHTS
Glen Canyon National Recreation Area

THE STATE OF UTAH, acting by and through the School and Institutional Trust Lands Administration, 675 East 500 South Suite 500, Salt Lake City, Utah 84102 ("Grantor"), for good and valuable consideration, receipt of which is hereby acknowledged, hereby quitclaims and conveys to THE UNITED STATES OF AMERICA ("Grantee"), all of Grantor's right, title and interest in and to those certain water rights described as follows (the "Water Rights").

Water Right	Type	Parcel No.	Legal Description
93-3716	DIL	61	Sec. 36, T27S, R16E, SLB&M
97-1102	DIL	83	Sec. 36, T35S, R12E, SLB&M
97-1103	DIL	83	Sec. 36, T35S, R12E, SLB&M
97-1063	DIL	86	Sec. 36, T36S, R6E, SLB&M
97-1064	DIL	93	Sec. 32, T36S, R9E, SLB&M
97-1068	DIL	96	Sec. 16, T37S, R7E, SLB&M
97-1069	DIL	100	Sec. 16, T37S, R8E, SLB&M
97-1070	DIL	104	Sec. 32, T37S, R9E, SLB&M
97-1106	DIL	107	Sec. 16, T38S, R8E, SLB&M
97-893	DIL	109	Sec. 36, T38S, R8E, SLB&M
97-1071	DIL	110	Sec. 16, T38S, R9E, SLB&M
error → 97-1972	DIL	111	Sec. 32, T38S, R9E, SLB&M
97-1073	DIL	112	Sec. 36, T38S, R9E, SLB&M
97-1400	DIL	118	Sec. 16, T39S, R8E, SLB&M
97-1074	DIL	120	Sec. 2, T39, R9E, SLB&M
89-1278	DIL	129	Sec. 36, T42S, R4E, SLB&M

This quitclaim deed is intended to transfer the entire right, title and interest of the Grantor in and to the Water Rights, which rights are appurtenant to lands being conveyed by Grantor to Grantee concurrently with this Quitclaim Deed pursuant to the Utah Schools and Land Exchange Act of 1998, Pub. L. No. 105-335, 112 Stat. 3139.

The undersigned hereby acknowledges and affirms to the below-named notary public that: (1) he holds the position or title set forth below; (2) he executed the foregoing document on behalf of the State of Utah by proper authority; and (3) the foregoing document was the act of the State of Utah for the purposes stated herein.

Dated this 4th day of January, 1999.

STATE OF UTAH, School & Institutional
Trust Lands Administration ("Grantor")

By: Daniel T. T.
Director

Quitclaim Deed-Water Rights
Glen Canyon National Recreation Area
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STATE OF UTAH)
 : ss.
COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 4th day of January, 1999, by David T. Terry, the Director of the State of Utah, School & Institutional Trust Lands Administration ("Grantor").

My commission expires:

3/28/1999

Diane M. Surrant
Notary Public, residing at:

SLC, UT

11. Where water is used for Municipal Purposes:
 (a) Name of city or town supplied Population
 Number of families Quantity of water
12. Where water is used for a purpose not above enumerated:
 (a) Nature of Use Extent of Use
13. Appropriation for Storage Purposes:
 (a) Name of reservoir
 (b) Location of reservoir by legal subdivisions described by 40-acre tracts
 (c) Maximum capacity of reservoir in acre feet Year construction commenced
 Completed Water first used Is reservoir located on or off stream
 (d) Period of Storage from to (both dates incl.). Period of use from
 to (both dates incl.). Maximum area in acres inundated Max. depth in feet
 Average depth in feet Is reservoir drained each year Maximum number of fillings per
 year Is reservoir used for equalizing purposes If feeder canal is used, give maximum
 carrying capacity in sec. ft.
14. Diverting Works:
 (a) Surface water diverting dam: Material composed of
 Max. length Max. height Max. width at bottom Max. width
 at top
 (b) Underground water diverting works: Is well flowing or pump Depth of well
 Diameter of well Length of drain Width of drain Depth of drain
 Diameter of drain Length of tunnel Width of tunnel Height of tunnel
 Type of pump Capacity of pump
 (c) Surface and underground water conveying works: Length of ditch to first place of use Width of
 ditch at top Width of ditch at bottom Depth of water Grade of
 ditch per 1000 ft. Material through which ditch passes Maximum length of
 pipe line to first place of use Diameter of pipe line Grade of pipe line per
 1000 feet
15. The undersigned hereby enters his appearance and waives service of summons or other process.

STATE OF UTAH

COUNTY OF Salt Lake

SS. (To be used if claimant is an individual)

being first duly sworn, upon oath deposes and says that he is the claimant
 whose name appears hereon, that he has read the foregoing statement of his claim and knows the contents thereof, that
 he has signed the same, and that the answers set forth therein are true to his best knowledge and belief.

STATE OF UTAH, STATE LAND BOARD

Signature of Claimant

MAX C. GARDNER, DIRECTOR

Subscribed and sworn to before me this 17 day of March 19 67

NOTARY PUBLIC

STATE OF UTAH

COUNTY OF

SS. (To be used if claimant is a corporation or an estate)

being first duly sworn, upon oath deposes and says that he is the
 of the above claimant, that he makes this certification on behalf of said
 claimant, that he has read the foregoing statement of claim and knows the contents thereof, and that he has signed the name
 of said claimant to said statement, that the answers set forth therein are true to his best knowledge and belief.

Subscribed and sworn to before me this day of 19

NOTARY PUBLIC

**STATE OF UTAH
EXCHANGE PATENT NO. 19228**

WHEREAS, pursuant to the Utah Schools and Lands Exchange Act of 1998, Pub. L. 105-335 (1998) the UNITED STATES OF AMERICA is required to convey to the State of Utah certain federal lands and assets in exchange for the trust lands hereinafter described;

NOW THEREFORE I, MICHAEL O. LEAVITT, Governor, by virtue of the power and authority vested in me by the laws of the State of Utah, do issue this PATENT, in the name and by the authority of the State of Utah, hereby granting and confirming to UNITED STATES OF AMERICA, and to its successors and assigns forever, the following tracts or parcels of land in the Glen Canyon Recreation Area, situated in the County of Kane, State of Utah, to-wit:

Parcel No. 105
Township 38 South, Range 7 East, SLB&M
Section 2: Lots 1-4, S½ (All) [Surface and Minerals]
Containing 489.24 acres, more or less

Parcel No. 106
Township 38 South, Range 8 East, SLB&M
Section 2: Lots 1-4, S½ (All) [Surface and Minerals]
Containing 495.84 acres, more or less

Parcel No. 107
Township 38 South, Range 8 East, SLB&M
Section 16: All [Surface and Minerals]
Containing 640.00 acres, more or less

Parcel No. 108
Township 38 South, Range 8 East, SLB&M
Section 32: All [Surface and Minerals]
Containing 640.00 acres, more or less

Parcel No. 109
Township 38 South, Range 8 East, SLB&M
Section 36: All [Surface and Minerals]
Containing 640.00 acres more or less

ENTRY NO. 913066 RECORDED AT REQUEST OF DON LEAVITT FEES \$
DATE DEC 23 1998 AT 10:55 AM VSC KANE COUNTY RECORDER
BY DEPUTY JN BOOK 0181 PAGE 180-185
W5 715-780

W5-775

0181-180

GLEN CANYON NRA DEED NO. 13

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Parcel No. 110
Township 38 South, Range 9 East, SLB&M
Section 16: All [Surface and Minerals]
Containing 640.00 acres, more or less

Parcel No. 111
Township 38 South, Range 9 East, SLB&M
Section 32: All [Surface and Minerals]
Containing 640.00 acres more or less

Parcel No. 112
Township 38 South, Range 9 East, SLB&M
Section 36: All [Surface and Minerals]
Containing 640.00 acres, more or less

Parcel No. 113
Township 38 South, Range 10 East, SLB&M
Section 2: Lots 1-4, S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$ (All) [Minerals only]
Containing 639.64 acres, more or less

Parcel No. 114
Township 38 South, Range 10 East, SLB&M
Section 16: All [Minerals only]
Containing 640.00 acres, more or less

Parcel No. 115
Township 38 South, Range 10 East, SLB&M
Section 36: All [Minerals only]
Containing 640.00 acres, more or less

Parcel No. 116
Township 38.5 South, Range 10 East, SLB&M
Section 32: All [Surface and Minerals]
Containing 640.00 acres, more or less

Parcel No. 117
Township 39 South, Range 7 East, SLB&M
Section 2: Lots 1-4, S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$ (All) [Surface and Minerals]
Containing 639.96 acres, more or less

Parcel No. 118
Township 39 South, Range 8 East, SLB&M
Section 16: All [Surface and Minerals]
Containing 640.00 acres, more or less

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Parcel No. 119

Township 39 South, Range 9 East, SLB&M

Section 2: Lots 1-4, S½N½, S½ (All) [Surface and Minerals]
Containing 639.68 acres, more or less

Parcel No. 120

Township 39 South, Range 9 East, SLB&M

Section 16: All [Surface and Minerals]
Containing 640.00 acres, more or less

Parcel No. 128

Township 42 South, Range 4 East, SLB&M

Section 32: All [Surface and Minerals]
Containing 640.00 acres, more or less

Parcel No. 129

Township 42 South, Range 4 East, SLB&M

Section 36: All [Surface and Minerals]
Containing 640.00 acres, more or less

Parcel No. 130

Township 42 South, Range 5 East, SLB&M

Section 32: All [Surface and Minerals]
Containing 640.00 acres, more or less

Parcel No. 131

Township 43 South, Range 3 East, SLB&M

Section 16: All [Minerals only]
Containing 640.00 acres, more or less

Parcel No. 132

Township 43 South, Range 3 East, SLB&M

Section 36: All [Minerals only]
Containing 640.00 acres, more or less

Parcel No. 133

Township 43 South, Range 4 East, SLB&M

Section 2: Lots 1-4, S½N½, S½ (All) [Surface and Minerals]
Containing 640.72 acres, more or less

Parcel No. 134

Township 43 South, Range 4 East, SLB&M

Section 16: All [Minerals only]
Containing 640.00 acres, more or less

W5-TT7

0191- 182

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Parcel No. 135
Township 43 South, Range 4 East, SLB&M
Section 32: All [Minerals only]
Containing 640.00 acres, more or less

Parcel No. 136
Township 43 South, Range 4 East, SLB&M
Section 36: All [Minerals only]
Containing 640.00 acres, more or less

Parcel No. 137
Township 43 South, Range 5 East, SLB&M
Section 2: Lots 1-4, S½N½, S½ (All) [Minerals only]
Containing 640.16 acres, more or less

Parcel No. 138
Township 43 South, Range 5 East, SLB&M
Section 16: All [Minerals only]
Containing 640.00 acres, more or less

Parcel No. 139
Township 43 South, Range 5 East, SLB&M
Section 32: All [Minerals only]
Containing 640.00 acres, more or less

Parcel No. 140
Township 43 South, Range 5 East, SLB&M
Section 36: NW¼, N½NE¼, SW¼NE¼ [Minerals only]
Containing 280.00 acres, more or less

Parcel No. 141
Township 43 South, Range 6 East, SLB&M
Section 2: All [Minerals only]
Containing 640.00 acres, more or less

Parcel No. 142
Township 43 South, Range 6 East, SLB&M
Section 16: All [Minerals only]
Containing 640.00 acres, more or less

Parcel No. 143
Township 44 South, Range 3 East, SLB&M
Section 2: All [Minerals only]
Containing 640.00 acres, more or less

W5-778

0181-180

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Parcel No. 144
Township 44 South, Range 4 East, SLB&M
Section 2: All [Minerals only]
Containing 640.00 acres, more or less

The above parcels aggregate 10,585.44 surface acres and 20,465.24 mineral acres, more or less.

Together with the following water rights:

1. Water Right No. 97-1106 (affects Parcel No. 107). ✓
2. Water Right No. 97-893 (affects Parcel No. 109). ✓
3. Water Right No. 97-1071 (affects Parcel No. 110). ✓
4. Water Right No. 97-1972 (affects Parcel No. 111). ✓
5. Water Right No. 97-1073 (affects Parcel No. 112). ✓
6. Water Right No. 97-1400 (affects Parcel No. 118). ✓
7. Water Right No. 97-1074 (affects Parcel No. 120). ✓
8. Water Right No. 89-1278 (affects Parcel No. 129). ✓

TO HAVE AND TO HOLD the above described and granted premises unto the said UNITED STATES OF AMERICA, and to its successors and assigns forever, subject to the following leases, easements, and permits:

1. Grazing Permit No. 21744; issued to Arthur B. Evans; expires April 30, 2001 (affects Parcel No. 118).
2. Grazing Permit No. 22221; issued to Wayne G. Phillips; expires April 30, 2002 (affects Parcel Nos. 105, 107, 108, 117).
3. Grazing Permit No. 22221A; issued to Lower Cattle Allotment; expires April 30, 2002 (affects Parcel Nos. 105, 107, 108, 117).
4. Grazing Permit No. 22221G; issued to Wayne G. Phillips; expires April 30, 1999 (affects Parcel Nos. 105, 107, 108, 117).
5. Right of Way No. 854--road; issued to the Utah Department of Transportation; perpetual term (affects Parcel No. 134).

WS-779

0181-184

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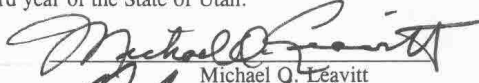
Subject to any valid, existing easement or right of way of any kind and any right, interest, reservation or exception appearing of record, and subject also to all rights of way for ditches, tunnels, and telephone and transmission lines that have been or may be constructed by authority of the United States as provided by Statute.

Further subject to all applicable provisions of that certain Agreement to Exchange Utah School Trust Lands Between the State of Utah and the United States of America, dated May 8, 1998, as ratified by the Utah Schools and Lands Exchange Act of 1998, Pub. L. 105-335 (1998), including, without limitation, Section 4(A) (Valid Existing Rights), Section 7 (Grazing Permits) and Section 9 (Surface Use and Rights of Way).

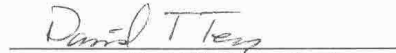
FOR AND IN CONSIDERATION of the receipt of those certain federal lands and assets to be conveyed to the State of Utah by the United States pursuant to the Utah School and Lands Exchange Act of 1998, Pub. L. 105-335 (1998).

IN TESTIMONY WHEREOF, I have caused the great seal of the State of Utah to be hereunto affixed. Done at Salt Lake City, this ninth day of December in the year of our Lord, one thousand nine hundred and ninety-eight, and of the independence of the United States of America the two hundred and twenty-third, and in the one hundred and third year of the State of Utah.

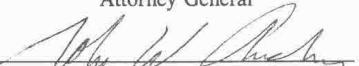
By the Governor:

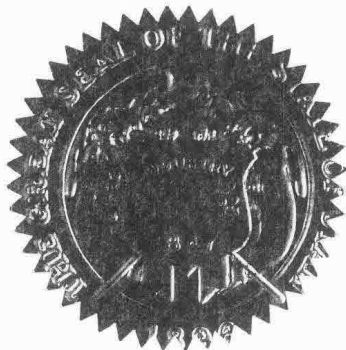

Michael O. Leavitt


Olene S. Walker
Lieutenant Governor


David T. Tefry, Director
School and Institutional
Trust Lands Administration

APPROVED AS TO FORM
Jan Graham
Attorney General

By 
Special Assistant Attorney General



Recorded Patent Book 39 Page 28
Exchange No. 205
Fund: School

W5-780

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Docket Information

Number of Documents in Docket 13
Documents Dated from 12/9/1998 to 12/13/2004
Docket Compiled: 9/20/2011