WATER-RIGHT DOCKET

Zion National Park

Docket No: 10

FLANNIGAN DITCH, NORTH FORK VIRGIN RIVER

State Water Rights Documentation

09-20-2010: Order of the State Engineer for Permanent Change Application No 81-3608

GARY R. HERBERT
Governor
GREG BELL
Lieutenant Governor

State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Water Rights

MICHAEL R. STYLER
Executive Director

KENT L. JONES
State Engineer/Division Director

ORDER OF THE STATE ENGINEER
For Permanent Change Application Number 81-3608 (a36745)

Permanent Change Application Number 81-3608 (a36745) in the name of Zion NP USA National Park Service, was filed on August 9, 2010, to change the point of diversion of 1.38 cubic feet per second (cfs) of water as evidenced by Water Right Number 81-3608. Heretofore, the water has been diverted from a surface source located South 550 feet and East 950 feet from the NW Corner of Section 22, T41S, R10W, SLB&M (North Fork of Virgin River). The water is used in Zion National Park for serving the general public limited to 75.9 acres of irrigation. The water is used in all or portion(s) of Section 21, T41S, R10W, SLB&M; and Section 28, T41S, R10W, SLB&M.

Hereafter, it is proposed to divert 1.38 cfs of water from a surface source located North 1280 feet and West 790 feet from the S¼ Corner of Section 15, T41S, R10W, SLB&M (Crawford Diversion and Ditch). The nature of use of the water will remain the same as heretofore. The place of use of the water will remain the same as heretofore.

Notice of the application was published in The Spectrum on August 19 and August 26, 2010. No protests were received.

It is the opinion of the State Engineer that this change application can be approved without adversely affecting existing rights. The applicant is put on notice that diligence must be shown in pursuing the development of this application which can be demonstrated by the completion of the project as proposed in the change application.

It is, therefore, **ORDERED** and Permanent Change Application Number 81-3608 (a36745) is hereby **APPROVED** subject to prior rights.

To accommodate the approval of this permanent change application, the use of 1.38 cfs of water at the historic point of diversion must cease.

The State Engineer has statutory responsibility to create and maintain water right records based on an administrative process outlined in statute. The State Engineer is not authorized by statute to adjudicate water right title or the validity of established water rights. It is noted that failure to exercise a water right within the statutory period could render all or a portion of a water right invalid through forfeiture. Parties who wish to challenge the validity of a water right are advised that a declaration of forfeiture is a judicial action and the courts are available to pursue such suits. (UCA 73-1-4).

1594 West North Temple, Suite 220, PO Box 146300, Salt Lake City, UT 84114-6300
telephone (801) 538-7240 • facsimile (801) 538-7467 • *www.waterrights.utah.gov*

As noted, this approval is granted subject to prior rights. The applicant shall be liable to mitigate or provide compensation for any impairment of or interference with prior rights as such may be stipulated among parties or decreed by a court of competent jurisdiction.

The applicant is strongly cautioned that other permits may be required before any development of this application can begin and it is the responsibility of the applicant to determine the applicability of and acquisition of such permits. Once all other permits have been acquired, this is your authority to develop the water under the above referenced application which under Sections 73-3-10 and 73-3-12, Utah Code Annotated, 1953, as amended, must be diligently prosecuted to completion. The water must be put to beneficial use and proof must be filed on or before **September 30, 2015**, or a request for extension of time must be acceptably filed; otherwise the application will be lapsed. This approval is limited to the rights to divert and beneficially use water and does not grant any rights of access to, or use of land or facilities not owned by the applicant.

Proof of beneficial use is evidence to the State Engineer that the water has been placed to its full intended beneficial use. By law, it must be prepared by a registered engineer or land surveyor, who will certify to the location and uses of the extent of your water right. Upon the submission of proof as required by Section 73-3-16, Utah Code, for this application, the applicant must identify every source of water used under this application and the amount of water used from that source. The proof must also show the capacity of the sources of supply and demonstrate that each source can provide the water claimed to be diverted under this right as well as all other water rights which may be approved to be diverted from those sources.

Failure on your part to comply with the requirements of the applicable statutes may result in the lapsing of this permanent change application.

If historical resources such as human remains (skeletons), prehistoric arrowheads/spear points, waste flakes from stone tool production, pottery, ancient fire pits, historical building foundations/remains, artifacts (glass, ceramic, metal, etc.) are found during construction, call the Utah Division of State History at (801) 533-3555.

It is the applicant's responsibility to maintain a current address with this office and to update ownership of their water right. Please notify this office immediately of any change of address or for assistance in updating ownership.

Your contact with this office, should you need it, is with the Southwestern Regional Office. The telephone number is 435-586-4231.

This Order is subject to the provisions of Administrative Rule R655-6-17 of the Division of Water Rights and to Sections 63G-4-302, 63G-4-402, and 73-3-14 of the Utah Code which provide for filing either a Request for Reconsideration with the State Engineer or an appeal with the appropriate District Court. A Request for Reconsideration must be filed with the State Engineer within 20 days of the date of this Order. However, a Request for Reconsideration is

not a prerequisite to filing a court appeal. A court appeal must be filed within 30 days after the date of this Order, or if a Request for Reconsideration has been filed, within 30 days after the date the Request for Reconsideration is denied. A Request for Reconsideration is considered denied when no action is taken 20 days after the Request is filed.

Dated this 20th day of September, 2010.

BOYD CLAYTON FOR
Kent L. Jones, P.E., State Engineer

Mailed a copy of the foregoing Order this 20th day of September, 2010 to:

Zion NP USA National Park Service
Chief, NPS Water Rights Branch
1201 Oak Ridge Drive, Suite 250
Ft. Collins, CO 80525-5596

BY:
Sonia R. Nava, Applications/Records Secretary

ZION NP USA NATIONAL PARK SERVICE
CHIEF NPS WATER RIGHTS BRANCH
1201 OAK RIDGE DR SUITE 250
FT COLLINS CO 80525-5596

- - - - - - - - - - - - - - -

GARY R. HERBERT
Governor
GREG BELL
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES
Division of Water Rights

MICHAEL R. STYLER
Executive Director
KENT L. JONES
State Engineer/Division Director

>>>>>>>>OFFICIAL RECEIPT<<<<<<<<

RECEIPT No. 10-02958 DATE: August 10, 2010

RECEIVED FROM:

ZION NP USA NATIONAL PARK SERVICE
CHIEF, NPS WATER RIGHTS BRANCH
1201 OAK RIDGE DR., SUITE 250
FT. COLLINS, CO 80525-5596

NATURE OF SERVICE:		FEE:
Change Application	81-3608(a36745)	300.00
	TOTAL:	$300.00

METHOD OF PAYMENT: Check 1590-300917

RECEIVED BY: SZUFELT

1594 West North Temple, Suite 220, PO Box 146300, Salt Lake City, UT 84114-6300
telephone (801) 538-7240 • facsimile (801) 538-7467 • *www.waterrights.utah.gov*

United States Department of the Interior

NATIONAL PARK SERVICE
Zion National Park
Springdale, UT 84767

AUG 10 RECD

IN REPLY REFER TO:
L54

July 12, 2010

Kurt Vest
Regional Engineer
Utah Div. of Water Resources
P.O. Box 506
Cedar City, UT 84721-0506

Dear Mr. Vest,

Please find the enclosed Application for a Permanent Change of Water for water right 81-3608. A third party draft is enclosed for the $300 filing fee.

We are requesting this change in order to consolidate our river diversions in a single diversion dam and pipeline/ditch system. Zion National Park currently has two diversion dams on the North Fork of the Virgin River near the south boundary of the park. We wish to move the point of diversion for lower diversion a short distance upstream to combine all of our river diversions at the single location. This will reduce our operation and maintenance costs. It will also permit us to install a pressurized pipeline to convey all of our irrigation water, thereby permitting us to use bubblers, drip systems and other techniques to increase the efficiency of the irrigation in our campgrounds. In the future we plan to pipe this water to our park residential areas to replace the current use of potable water for irrigation.

We expect that the lower diversion dam would remain in place to support the water rights of the Town of Springdale, Springdale Consolidated Irrigation Company, and Town of Rockville.

Please feel free to contact me at 425-772-0140 or park hydrologist Dave Sharrow at 970-240-5431 with any questions on this matter. As always, we greatly appreciate your efforts for the protection and management of the waters of Utah.

Sincerely,

cc: Chuck Pettee, NPS Water Rights Branch
Ron Thompson, Washington County Water Conservancy District
enclosures: 2

APPLICATION FOR PERMANENT CHANGE OF WATER

State of Utah

For the purpose of obtaining permission to make a permanent change of water in the State of Utah, Application is hereby made to the state Engineer, based upon the following showing of facts, submitted in accordance with the requirements of Section 73-303 Utah Code Annotated, as amended.

*WATER RIGHT NO. _____ - _____ *APPLICATION NO. a _____

Changes are proposed in (check those applicable)

__X__ point of diversion. _____ place of use. _____ nature of use. _____ period of use.

1. **OWNER INFORMATION** **County Tax ID**

Names(s): Zion National Park USA National Park Service *Interest: _____

Address: Chief, NPS Water Rights Branch, 1201 Oak Ridge Drive

City: Ft. Collins State: CO Zip code: 80525-5596

2. ***PRIORITY OF CHANGE:** _____ ***FILING DATE:** _____

*Is this change Amendatory? (Yes/No): _____

3. **RIGHT EVIDENCED BY:** 81-3608

Prior Approved Change Applications for this right: _____

**********HERETOFORE**********

4. **QUANTITY OF WATER:** 1.38 cfs and/or _____ ac-ft.
5. **SOURCE:** North Fork of the Virgin River
6. **COUNTY:** Washington
7. **POINTS OF DIVERSION:** S 550 ft E 950 ft from NW cor, sec 22, T 41S, R 10W, SBLM Known as the Flanigan Diversion.

Description of Diverting Works: Diversion Dam and Ditch

8. **POINT(S) OF REDIVERSION:**

The water has been rediverted from _____ at a point: _____

Description of Diverting Works: _____

9. **POINT(S) OF RETURN**

The amount of water consumed is _____ cfs or _____ ac-ft.

The amount of water returned is _____ cfs or _____ ac-ft.

The water has been returned to the natural stream/source at a point(s): _____

* **These items are to be completed by the Division of Water Rights**

Permanent Change

10. NATURE AND PERIOD OF USE

Irrigation:	From	_____	to	_____
Stockwatering:	From	_____	to	_____
Domestic:	From	_____	to	_____
Municipal:	From	_____	to	_____
Mining:	From	_____	to	_____
Power:	From	_____	to	_____
Other:	From	01/01	to	12/31

11. PURPOSE AND EXTENT OF USE

Irrigation: _____acres. Sole supply of _____ acres.
Stockwatering (number and kind): _____
Domestic: _____Families and/or _____Persons.
Municipal (name): _____
Mining: _____Mining District in the _____Mine.
Ores Mined: _____
Power: Plant name: _____ Type: _____ Capacity: _____
Other *(describe)*: Water used in Zion National Park for serving the General Public. Acre-feet contributed by this right for this use : 999.09237. WUC 3608 is limited under all uses to the irrigation requirements of 75.9 acres.

12. PLACE OF USE

Legal Description of place of use by 40 acre tract(s): Water used in Zion National Park for serving the General Public.

13. STORAGE

Reservoir Name: _____ Storage Period: from _____ to _____
Capacity: _____ ac-ft. Inundated Area: _____ acres.
Height of dam: _____ feet.
Legal Description of inundated area by 40 acre tract(s): _____

*****************THE FOLLOWING CHANGES ARE PROPOSED*******************

14. QUANTITY OF WATER: same as heretofore cfs and/or _____ ac-ft.

15. SOURCE: same as heretofore

Balance of the water will be abandoned: _____, or will be used as heretofore: _____

16. COUNTY: same as heretofore

17. POINTS OF DIVERSION: N 1280 ft., W 790 ft. from S4 cor, Sec 15, T. 41S, R. 10W, SLBM known as the Crawford Diversion and Ditch.

Description of Diverting Works: _____
***COMMON DESCRIPTION:** _____

18. POINT(S) OF REDIVERSION:

The water has been rediverted from _____ at a point: _____

Description of Diverting Works: _____

19. POINT(S) OF RETURN

The amount of water consumed is _____ cfs or _____ ac-ft.
The amount of water returned is _____ cfs or _____ ac-ft.
The water has been returned to the natural stream/source at a point(s): _____

20. NATURE AND PERIOD OF USE

Irrigation:	From	_____	to	_____
Stockwatering:	From	_____	to	_____
Domestic:	From	_____	to	_____
Municipal:	From	_____	to	_____
Mining:	From	_____	to	_____
Power:	From	_____	to	_____
Other:	From	same as heretofore	to	same as heretofore

21. PURPOSE AND EXTENT OF USE

Irrigation: _____ acres. Sole supply of _____ acres.
Stockwatering (number and kind): _____
Domestic: _____ Families and/or _____ Persons.
Municipal (name): _____
Mining: _____ Mining District in the _____ Mine.
Ores Mined: _____
Power: Plant name: _____ Type: _____ Capacity: _____
Other *(describe)*: same as heretofore

22. PLACE OF USE

Legal description of place of use by 40 acre tract(s): same as heretofore

23. STORAGE

Reservoir Name: _____ Storage Period: from _____ to _____
Capacity: _____ ac-ft. Inundated Area: _____ acres.
Height of dam: _____ feet.
Legal description of inundated area by 40 acre tract(s): _____

24. EXPLANATORY

The following is set forth to define more clearly the full purpose of this application. Include any supplemental water rights used for the same purpose. (Use Additional pages of the same size if necessary): This move of the POD for 81-3608 two thousand feet upstream to the same POD as 81-1128 will combine both of the National Park Service surface diversions from the North Fork of the Virgin River at a single diversion structure and ditch/pipeline distribution system. This will result in reduced maintenance costs and improved efficiency in irrigation.

The water rights involved here and their uses are the subject of the Zion National Park Water Rights Settlement Agreement. The proposed change is intended to be consistent with the provisions of that agreement.

Other water rights associated with the hereafter point of diversion (the Crawford Ditch) in Supplemental Group No. 609007 include:
81-1128 and a1658,
81-1124 and a1660,
81-1129 and a1659, and
81-117 and a1657

Of these, only the 1.21 cfs under 81-1128 are currently exercised at the Crawford Ditch.

Points of diversion common to these four rights are:

POINTS OF DIVERSION -- SURFACE:

(1) N 0 ft E 680 ft from SW cor, Sec 34, T 40S, R 10W, SLBM
Diverting Works: Collection system Source: Scout Lookout Spring

(2) N 1391 ft E 3350 ft from SW cor, Sec 34, T 40S, R 10W, SLBM
Diverting Works: Collection system Source: Sinawava Pipeline Spring #2

(3) N 2425 ft E 2303 ft from SW cor, Sec 34, T 40S, R 10W, SLBM
Diverting Works: Collection system Source: Sinawava Pipeline Spring #1

(4) N 820 ft E 2450 ft from SW cor, Sec 02, T 41S, R 10W, SLBM
Diverting Works: Collection system Source: Wylie Retreat Spring Area

(5) S 30 ft W 170 ft from NE cor, Sec 02, T 41S, R 10W, SLBM
Diverting Works: Collection system Source: Lower Grotto Spring Area

(6) S 890 ft W 1500 ft from NE cor, Sec 02, T 41S, R 10W, SLBM
Diverting Works: Collection system Source: Upper Grotto Spring Area

(7) S 2050 ft W 1475 ft from NE cor, Sec 10, T 41S, R 10W, SLBM
Diverting Works: Collection system Source: Spring tributary to Birch Creek

(8) N 1280 ft W 790 ft from S4 cor, Sec 15, T 41S, R 10W, SLBM
Diverting Works: Collection system Source: No. Fk. Virgin River, Crawford Ditch

(9) S 1600 ft W 1900 ft from NE cor, Sec 15, T 41S, R 10W, SLBM
Diverting Works: Collection system Source: No. Fk. Virgin River, Gifford Ditch

(10) S 545 ft W 8617 ft from NE cor, Sec 21, T 41S, R 10W, SLBM
Diverting Works: Collection system Source: Spring tributary to Oak Creek

****

The undersigned hereby acknowledges that even though he/she/they may have been assisted in the preparation of the above-numbered application through the courtesy of the employees of the Division of Water rights, all responsibility of the accuracy of the information contained herein, at the time of the filing, rests with the applicant(s).

Signature of Applicant
Superintendent, Zion National Park

06-07-1993: memorandum to file from the regional engineer regarding attatched deeds and title search

RECEIVED
JUN 09 1993
WATER RIGHTS
SALT LAKE

June 7, 1993

MEMORANDUM

TO THE FILE

FROM: Gerald W. Stoker, Regional Engineer

The attached copies of deeds represent a title search conducted by the National Park Service (Zion) concerning Award No. 67 in the Virgin River Decree. The source of water is the North Fork of the Virgin River and is limited to a flow of 1.38 CFS and/or the irrigation requirements of 75.9 acres.

In the interest of time we have plotted out the land descriptions and followed through the sequence of deeds to ascertain that the title is correct and complete, but will not fill out a complete "abstract of title". We have found no breaks in the title and believe that the remainder of the Flanigan Ditch Company water right rightfully should be conveyed to the National Park Service (Zion), the land upon which the irrigation is described under said decree is currently owned by the park service.

The water user claim describing this water right will define the Division's recommendation to the court. If there are no questions or objections to the claim or title then the determination of water rights will confirm the ownership when it has been signed by the court.

It is noted for the record that 14.70 acres of the original 90.60 acres have been transferred to Ardell and Donald DeMille and they have filed proper change applications to move the water right to land near Rockville, Utah (downstream a few miles).

02-19-1992: letter to the state engineer from the chief, water rights branch regarding the flannigan ditch chain-of-title

United States Department of the Interior
NATIONAL PARK SERVICE
WATER RESOURCES DIVISION
301 SOUTH HOWES ST., ROOM 353
FT. COLLINS, COLORADO 80521

February 19, 1992

IN REPLY REFER TO:
L54(479)
ZION/Water Rights

Gerald Stoker
Dept. of Natural Resources
State Water Engineer
585 North Main
Cedar City UT 84720

Re: Flanigan Ditch Chain-of-Title

Dear Mr. Stoker,

In response to your instructions during the phone conversation on February 12 with Christy Crandall of my staff, we have enclosed the chain-of-title documents pertaining to Flanigan Ditch in Zion National Park. Also enclosed, you will find a synopsis, compiled by Lee Garrison, Reality Specialist, Land Resources Division, National Park Service, Rocky Mountain Region, tracking water right ownership in Flanigan Ditch.

As you may recall, the rights to the Flanigan ditch water, totaling 1.65 cfs, were documented in the 1925 Virgin River Decree. Of the original 1.65 cfs, 0.27 cfs were assigned to Ardell and Mary Jane DeMille. The United States, National Park Service acquired the remaining shares in the former Flanigan Ditch Company, totaling 1.38 cfs, with the procurement of the land.

We hope this information will fulfill documentation needs to ensure the change in ownership of water rights at Flanigan Ditch is properly reflected in the hydrographic survey report for the Virgin River Adjudication. If we can be of further assistance feel free to call Bill Hansen of my staff at (303) 493-1441.

Sincerely,

Owen R. Williams
Chief, Water Rights Branch

Enclosures

EVIDENCE OF ACQUISITION BY THE UNITED STATES OF AMERICA OF IRRIGATION SHARES IN THE FLANIGAN DITCH COMPANY

In 1989, the National Park Service conducted a search to identify all recorded land transfer instruments pertinent to the lands served by the Flanigan Ditch. This search covered the period from December 12, 1925 (the date of the Virgin River Decree which established the Flanigan Ditch water rights), to the date when the United States acquired title to the subject lands. These instruments indicate that none of the water rights and shares in the Flanigan Ditch were severed from the title to the lands acquired by the United States. Aside from 0.27 cfs assigned to Ardell and Mary Jane Demille, the United States acquired all the shares in the former Flanigan Ditch Company.

The deeds, approximate irrigated acres acquired by the United States, and the dates of acquisition are as follows:

DEED NO.	IRRIGATED ACRES ACQUIRED	DATE OF ACQUISITION
7	4.6	May 31, 1931
9	2.0	May 31, 1931
27	0.5	February 20, 1960
28	5.3	May 18, 1962
29	1.5	May 18, 1962
33	3.5	January 10, 1964
35	19.5	January 15, 1964
37	9.0	October 15, 1963
39	29.85	November 15, 1962
	75.75	

The deeds are attached. Also attached are two maps showing the lands irrigated by the Flanigan Ditch prior to acquisition by the United States. The first, titled "1910-12 survey (unofficial)" was provided by Gerald Stoker of the State of Utah, Department of Natural Resources, Office of the State Engineer, in Cedar City, Utah. It delineates ditches and irrigated lands along the North Fork Virgin River. Note that the small acreage between the main Flanigan Ditch and the shorter spur ditch lying between the Flanigan Ditch and the Pine Creek Ditch within the W1/2 W1/2 of Section 22 east of the river has not been irrigated for a very long time. Aerial photos in the National Park Service, Rocky Mountain Region, Land Resources Division files made in 1960 and 1939 do not show any evidence of this spur ditch or any field being irrigated by it. The 1925 decree does not recognize any water for this area from the Flanigan Ditch.

The second map, which shows the lands acquired by the United States, corresponding deed numbers for each parcel, and lands

irrigated by the Flanigan Ditch, was prepared by Lee Garrison, Land Resources Division, Rocky Mountain Regional Office, National Park Service.

These maps were used by Mr. Garrison to compute the irrigated acres acquired by the United States as indicated in the table above. These acreage calculations should be considered a rough estimate because the map obtained from Mr. Stoker was a xerox of an unofficial survey.

The Flanigan Ditch water right as described in the 1925 Virgin River Decree is for 1.65 cfs for irrigation of 90.6 acres. Subtracting that amount of the right assigned to the Demilles leaves 1.38 cfs for irrigation of 75.9 acres. The irrigated acres acquired by the United States were estimated by Mr. Garrison to be 75.8 acres, which is in general agreement with the 75.9 acre figure.

02-02-1990: letter to the state water engineer from the superintendent regarding water rights to the flannigan ditch



L54 (ZION-S)

February 2, 1990

Mr. Gerald Stoker
Department of Natural Resources
State Water Engineer
585 North Main
Cedar City, Utah 84720

Dear Gerald:

Some months ago the National Park Service contacted you concerning the water rights to the Flanigan Ditch at Zion National Park. As you know, the rights to the Flanigan Ditch, totaling 1.65 cfs, were documented in the 1925 Virgin River Decree. Of the original 1.65 cfs, 0.27 cfs were assigned to Ardell and Mary Jane DeMille, and your office had no information concerning the remaining 1.35 cfs.

The National Park Service, as successors in interest to the Flanigan Ditch irrigation shares, has been diverting and beneficially using this water since the shares were acquired. We did not claim the water rights to the Flanigan Ditch in the ongoing adjudication because it had been our understanding that holders of irrigation shares were not required to do so.

We have since conducted a chain-of-title investigation and have ascertained that, aside from the 0.27 cfs assigned to the DeMilles, the United States, National Park Service, acquired all the shares in the former Flanigan Ditch Company with land acquisitions. As a consequence, it appears that we should have filed a Statement of Water User's Claim.

Therefore, the Department of Justice, on behalf of the National Park Service, intends to file a motion to have a Statement of Water User's Claim for these rights introduced. We are, therefore, in the process of completing the Statement of Water User's Claim.

We hope to have the Statement of Water User's Claim completed by mid-February, at which time we would welcome your review and comments.

Sincerely,

/S/ Harold L. Grafe
Harold L. Grafe
Superintendent

bcc:

DOJ - Hill
RMR-L - Young
WASO-WRD - Williams
Zion Files

AJohns:cks:2/02/90:FLANIGAN.H2O

07-22-1970: certificate of permanent change of point of diversion, place, purpose or period of use of water (a-688)

Form 5

CERTIFICATE OF PERMANENT CHANGE OF POINT OF DIVERSION, PLACE, PURPOSE OR PERIOD OF USE OF WATER

STATE OF UTAH

Change Application No. a-5170 (Area 81) Certificate No. a-688

1. Nature of change: Point of diversion ☒ Place of use ☐ Purpose of use ☐ Period of use ☐

2. Name of applicant ~~State of Utah, Board of Water Resources~~ ~~& Donald E. DeMille, ½ int. each~~

3. Address of applicant 435 State Capitol Building
Salt Lake City, Utah 84114

4. Source of supply ~~North Fork Virgin River~~ Drainage area ~~Colorado River~~

5. Priority of original right 1880 Priority of change ~~February 24, 1967~~

6. Right or rights upon which change was based ~~Award 67, Virgin River Decree, Ch. Appl. a-2995~~
Appl. 4375, Cert. No. a-541

7. Quantity of water changed ~~0.27~~ c.f.s. Acre-ft.

8. Nature and annual period of use: (both dates inclusive)

X	Irrigation	from January 1	to December 31
	Stockwatering	from	to
	Domestic	from	to
	Municipal	from	to
		from	to

9. Point of diversion North 606 ft. East 1631 ft. from the SW Cor. Sec. 32, T41S, R10W, SLBM.

Washington County, Utah

10. Description of diverting works Concrete diversion dam, inverted siphon & open ditches

11. Place and/or extent of use

Irrigation Purposes: 3.3 acs. SE¼SE¼ 8.21 acs. SW¼SE¼, 7.39 acs. SE¼SW¼, Sec. 1, T42S, R11W, SLBM, 1.09 acs. NE¼NE¼, 4.36 acs. NW¼NE¼, 4.40 acs. NE¼NW¼, Sec. 12, T42S, R11W, SLBM or a total of 28.75 acres.

This right is limited to the irrigation requirements of 14.70 acres.

12. Other rights appurtenant Supplemental with rights from the Hall & Grafton Irrigation Company

This certificate entitles the holder to use only sufficient water from all rights combined to constitute an economic duty without waste.

The right evidenced by this certificate is restricted to the change described herein, and the certificate in no way establishes nor validates the water right claimed by the applicant, and the change is to in no way enlarge the original right or rights.

The works employed in this change are to be operated and maintained in such manner and condition as will prevent waste of water.

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office this 22nd day of July, 19 70.

Hubert C. Lambert
Hubert C. Lambert
State Engineer

WUC No. 1135

81-1135

00-00-0000: application for change of point of diversion place and nature of use

a-1314

RE-INSTAT Nov 1 1939

Form F-8. The priority of this application is determined by its date of re-instatement.

81-1126

Application for Change of Point of Diversion Place and Nature of Use

STATE OF UTAH

If the "point of diversion," or "point of return," or both, are to be changed, fill in blank spaces 1 to 11 and 12 to 21, inclusive.
If the "place of use" only is to be changed, fill in blank spaces 1 to 11 and 22 to 25, inclusive.
If the nature of use" only is to be changed, fill in blank spaces 1 to 11 inclusive and 26.
If the proposed change involves more than one of the above changes blank spaces covering each change involved must be filled in.

For the purpose of obtaining permission to change the point of diversion, place or nature of use described in decree or in ~~application to appropriate water No.~~ Virgin River decree of Dec. 1931 (Strike out written matter not needed) Item No. 23 to that hereinafter described, application is hereby made to the State Engineer, based upon the following showing of facts, submitted in accordance with the requirements of Section 8, Chapter 67, Session Laws of Utah, 1919.

1. *The name of the applicant is* John R. Crawford
2. *The post-office address of the applicant is* Springdale, Utah
3. †*The flow of water which has been or was to have been used in cubic feet per second is* 0.28
4. †*The quantity of water in acre-feet which has been or was to have been used is* ———
5. *The river system or drainage area to which source of supply belongs is* *Colorado River
6. *The direct source of supply is* North Fork of Virgin River *in the above named river system (drainage area) in* Washington *County.*
7. †*The point of diversion as described in the original application or the point at which the water has been diverted is as follows:* N. 2011.32 feet and East 1225.91 feet from the NW. cor. of Sec. 22 T. 41 S. Range 10 West Salt Lake Base and Meridian.
8. †*The water involved has been or was to have been used for the following purpose:* To irrigate 0.8 acres in Sec. 21 and 14.3 acres in Sec. 22, T. 41 S., R. 10 West S.L.B.&M.

Total irrigated area 15.1 acres

NOTE—If for irrigation, give legal subdivision of land which has been or was to have been irrigated. If for other purposes, give nature, place and extent of use or proposed use.

9. †*The point of return as described in the original application or the point at which the water has been returned is as follows:* no returns

NOTE—The above space is to be filled in only when all or part of the water is returned to the natural stream or channel.

The following changes are proposed:

10. *The flow of water in cubic feet per second is* 0.28
11. *The quantity of water in acre-feet is* ———

(1) Flanigan ditch (~~0.17~~ 0.09* sec. ft.) S. 550 ft. and E. 950 ft. from NW cor. Sec. 22, T. 41 S., R. 10 W., SLB & M and (2) Rockville Town ditch (~~0.11~~ 0.19* sec. ft.) W. 1725 ft. from E¼ cor. Sec. 32, T. 41 S., R. 10 W., SLB & M.

distances with reference to some United States land corner or United States mineral monument, if within a distance of six miles of either, or if a greater distance, to some prominent and permanent natural object.

13. *The proposed diverting works will consist of* Diverting dams, Flanigan and Rockville Town ditches.
14. *The cross-section of the diverting channel* will be ⊔ ∪ ○ (Strike out the ones not needed)
15. *The nature of the diverting channel will be: earth, ~~wood, iron, concrete.~~* (Strike out the ones not needed)

†Strike out written matter not needed.

*Leave Blank.

* See affidavit approved 8-23-40

Tributary to Virgin R., Tributary to Colorado R. thru

16. *The length of the proposed diverting channel will be* 13000 & 22000 *feet*

17. *The dimensions of the proposed diverting channel will be, if a ditch* { *Top width* 4 *feet* / *Bottom width* 1.5 *feet*; *flume, width* ——— *feet*

18. *The depth of water in the proposed diverting channel will be, if a* *Ditch* 1.5 *feet*; *flume* ——— *feet*

19. *The diameter of the proposed diverting channel will be, if a pipe* ——— *inches*

20. *The grade of the proposed diverting channel will be* 7.5 *feet per mile*

21. *The point at which it is proposed to return the water is situated* (See note under 12) ———

If for "Change of place of use," fill in the following blanks.

22. *The length of the proposed diverting channel will be* 13,000 and 22,000 *feet*

23. *The water is to be used* to irrigate 5.25* acres in Sec. 28, T. 41 S., R. 10W., S.L.B.&M. under 7 laring ditch and to 10.5* acres in Sec. 5, T. 42 S., R. 10W. under Rockville Town Ditch. *Total* 15.75* *acres*

NOTE—If for irrigation, give legal subdivisions of land to be irrigated. If for other purposes, give place and extent of proposed use.

24. *The character of the soil in the above tracts of land is* Sandy loam.

25. *The character of the subsoil in the above tract of land is* Clay and Sand.

NOTE—Numbers 24 and 25 to be filled in only when proposed change is for irrigation.

If for "Change of Nature of Use," fill in the following blanks.

26. *The water is to be used* (state nature of use of water) ———

If the change is to power purposes the following blanks, in addition to those above required, will have to be filled in.

27. *The number of wheels employed in the development of power will be* ———

28. *The size of the wheels will be* ———

29. *The make of the wheels will be* ———

30. *The wheels will operate under a head of* ——— *feet*

31. *A total of* ——— *horsepower will be produced.*

32. *The power thus produced will be used for electric lighting and propelling machinery at* ———, *Utah.*

EXPLANATORY

In case the original application contemplated the storage of water and this application is made for the purpose of obtaining permission to store a part or all the water elsewhere, the quantity of water in acre-feet which the applicant desires to store elsewhere should be specified in 12. An explanation should be made in the space below setting forth the following information relative to the proposed reservoir. The legal subdivisions covered by the proposed reservoir must be specified; also the total area in acres of reservoir at full stage. The center of impounding dam must be described by course and distance or by rectangular distances with reference to some United States land corner or United States mineral monument, if within a distance of six miles of either, or if a greater distance, to some prominent and permanent natural object. The height and length of the dam should be given and the capacity of the reservoir stated in acre-feet. The location of the proposed reservoir should be described with reference to the stream channel together with the point where the water is finally recovered from a public stream. In case the proposed reservoir is in the channel of a natural stream, the point of final recovery of the water from the natural stream must be described in 12 and the diverting works described in 14 to 20, inclusive. In case the proposed reservoir is not within the channel of the natural stream, the place where the water to be conveyed to the reservoir is diverted from the natural stream should be described in 12. In such case the diverting works shall be deemed to include the feeder canal, the storage reservoir, and the distributing canal; these several works must be described in 12 to 20, inclusive, qualified by separate explanation, if necessary, in space below.

Water will be used for irrigation during each entire year as above stated.

Not more than three acre feet of water will be used for each acre of lands irrigated during each season. The new land has no other water right.

John R. Crawford
Signature of Original Applicants.

STATE ENGINEER'S ENDORSEMENTS

Dates: 10:30 a.m.

Dec 14 1935 Application received in State Engineer's Office.

Dec 15 1936 Application examined and filed

..... Application returned to ..... for correction.

..... Corrected application returned to State Engineer's Office.

..... Corrected Application examined and .....

..... Application rejected .....

Reason for rejecting application .....

.....

May 1, 1936 Permission to make proposed changes granted subject to proof of change being submitted on or before - October 20, 1937

Extended to Oct 20, 1938

Extended to Oct 20, 1939

Extended to April 20, 1940

T. A. Humphreys
State Engineer.

Proof of Change submitted Dec. 27, 1939

Fee for examining and filing proof of change received $1.00 } Receipt No 565

" " " " " maps, profiles & drawings $3.00 } Exh.

" " issuing certificate of completion of change received $1.00

Oct. 5, 1946 Certificate of Completion of Changes issued No. 2-122.

STATE ENGINEER'S MEMORANDA

Dates:

Dec 14 1935 Fee for filing application paid, $2.50.

Dec 26 1935 Cost of publishing notice deposited $15.00

Feb 20, 1936 Publication began and was completed March 19, 1936

Notice published in Washington County News, St. George

Application protested by .....

.....

No Protest considered .....

May 1, 1936 Fee for recording and approving application paid, $2.50. R. J. W.

I hereby certify that the foregoing is a true copy of the application for change of point of diversion, place and nature of use made by .....and of the endorsements thereon as shown by the records of my office on the date given below.

.....
State Engineer.

.....193.....

a-1314

12-10-1935: certificate of permanent change of point of diversion, place, purpose or period of use of water (a-122)

FORM L30 200 12-2-41 DUPLICATE

CERTIFICATE OF PERMANENT CHANGE OF POINT OF DIVERSION, PLACE OR PURPOSE OF USE OF WATER
STATE OF UTAH

CHANGE APPLICATION NO. a-1314 FILED 10TH. DAY OF DECEMBER, 1935. CHANGE CERTIFICATE NO. a-122

NAME AND ADDRESS OF APPROPRIATOR JOHN R. CRAWFORD, SPRINGDALE, UTAH

SOURCE OF SUPPLY NORTH FORK, VIRGIN RIVER IN WASHINGTON COUNTY, UTAH; COLORADO RIVER DRAINAGE AREA

QUANTITY OF WATER CHANGED TWENTY-EIGHT/ONE HUNDREDTHS (0.28) SECOND FOOT PRIORITY CLAIMED FOR ORIGINAL RIGHT 1881

PERIOD AND PURPOSE OF CHANGED USE FROM JANUARY 1 TO DECEMBER 31 INCLUSIVE OF EACH YEAR FOR IRRIGATION PURPOSES

WATER RIGHT ON WHICH CHANGE IS BASED VIRGIN RIVER DECREE, ITEM NO. 64

Whereas, *It has been made to appear to the satisfaction of the undersigned that the change of water herein described has been perfected in accordance with the Laws of Utah;* Therefore, *Be it known that I,* ED. H. WATSON *the duly appointed, qualified and acting State Engineer, by authority of the Laws of Utah, do hereby certify that said appropriator is entitled to change the* POINT OF DIVERSION AND PLACE OF USE *of water as herein set out, subject to prior rights, if any, (including those junior to the original application or right which might be impaired by the change or changes) for diversion and use as follows, to wit:*

The water covered by this certificate was heretofore diverted from the North Fork of the Virgin River into Pine Creek Ditch at a point situated N 2011.32 ft. and E 1925.91 ft. from NW Cor. Sec. 22, T41S, R10W, SLB&M. It was thence conveyed down said ditch to the place of use and used during the period heretofore mentioned of each year to irrigate 14.26 acres of land embraced within the SE¼SE¼ Sec. 21 and W½SW¼ Sec. 22 aforesaid township and range, more definitely described as follows: Beg. N 709 ft. from SW Cor. said Sec. 22, thence on the following traverse: N76°00'W 175 ft, N27°10'E 375 ft, N20°30'E 635 ft, N16°00'E 630 ft, S78°10'E 600 ft, S60°05'W 355 ft, S71°30'W 506 ft, S14°00'W 1030 ft, N76°00'W 220 ft. to beg. containing 14.26 acres.

The water changed is now diverted from the North Fork of Virgin River at two points, i.e. 0.09 sec.ft. of the water changed is diverted into Flanigan Ditch at a point situated S 550 ft. and E 950 ft. from NW Cor. Sec. 22, T41S, R10W, SLB&M and 0.19 sec. ft. is diverted into the Rockville Town Ditch at a point situated W 1725 ft. from E¼ Cor. Sec. 32 aforesaid township and range. The water diverted into the Flanigan Ditch is commingled with other water not covered by this change and conveyed down said ditch in a general Southwesterly direction

10-05-1946: certificate of permanent change of point of diversion, place, purpose or period of use of water (a-122), page 2cont

through Secs. 22, 21 and into Sec. 28, a total distance of 7323 ft. from the point of diversion to an electrically driven centrifugal pump from whence it is pumped through 463 ft. of 1½ in. pipe a height of 25 ft. and used during the period from January 1 to December 31 inclusive of each year to irrigate 5.25 acres of land embraced within the S½NE¼ said Sec. 28, more definitely described as follows: Beg. N 352 ft. and W 1711 ft. from E¼ Cor. said Sec. 28, thence on the following traverse: S24°38'W 200 ft, N59°53'W 377 ft, N50°00'E 399 ft, N8°08'E 672 ft, S59°53'E 400 ft, S24°38'W 800 ft. to beg. containing 5.25 acres. The water diverted into the Rockville Town Ditch is commingled with other water not covered by this change and conveyed down said ditch in a general Southwesterly direction through the S½ Sec. 32 aforesaid township and range, and into NW¼ Sec. 5, T42S, R10W, SLB&M a total distance of 5034 ft. from the point of diversion, where it is used during the period hereinbefore mentioned to irrigate 10.50 acres of land embraced within NW¼ Sec. 5, last aforesaid township and range, more definitely described as follows: Beg. S 1127 ft. and E 1093 ft. from NW Cor. said Sec. 5, thence on the following traverse: S89°40'E 455 ft, S26°28'E 426 ft, S9°43'W 479 ft, N78°16'W 373 ft, N24°28'W 510 ft, N2°30'E 311 ft. to beg. containing 10.50 acres.

The right evidenced by this certificate is restricted to change in points of diversion and in places of use and in no way establishes nor validates the water right claimed by the applicant.

This certificate entitles the holder to use only sufficient water from all rights combined to constitute an economic duty without waste.

The diverting and distributing works are to be operated and maintained in such manner and condition as will prevent waste of water.

In Witness Whereof, *I have hereunto set my hand and affixed the seal of my office this* 5th *day of* -- October --, 1946.

Ed. H. Watson, STATE ENGINEER

12-23-1939: proof of change of point of diversion, place and nature of use

PROOF OF CHANGE OF POINT OF DIVERSION, PLACE AND NATURE OF USE

Note—Do not fill in this blank until you have carefully read the pamphlet "Rules and Regulations," also "Rules and Regulations" on the back hereof, and the notes in the body of this blank. This will save time and expense to the appropriator. Affidavits on pages 1 and 3 are to be sworn to after the proof is in acceptable form, when it will be returned for that purpose.

STATE OF UTAH, } ss.
County of WASHINGTON }

I, John R. Crawford

being first duly sworn, do hereby certify that I am the person, assignee, or the of that made an application to change the point of diversion and place of use of water
Point of Diversion, Place, or Nature of Use
from North Fork of Virgen River in Colorado river system or drainage area in Washington County for Irrigation purposes; that said application is filed in the State Engineer's office as No. a-1314 ; that the works necessary to accomplish the diversion of water in accordance with the said application have been completed; that the following statement of facts is submitted in proof of the completion of the change of said water; that I made the following statement and that each and all of the items contained therein are true.

In Witness Whereof, I have hereunto set my hand this 23 day of December, 19 39.

John R. Crawford
Signature of Appropriator.

Subscribed and sworn to before me this 23 day of Dec., 1939.

W. W. Cannon
Notary Public.

My commission expires March 29, 1943.

STATEMENT

1. Name of applicant is John R. Crawford
2. The post-office address of applicant is Springdale, Utah.
3. The river system or drainage area to which the direct source of supply belongs is* Colorado
4. The direct source of supply is North Fork of Virgen River in the above named river system (drainage area).
5. The "point of diversion" or "point of issuance" of spring as described in decree, original application, or other right at which the water has been diverted is as follows: ~~N. 1320 ft. E. and~~ S. 1975.91 ft. from the NW. cor. of Sec. 32 Tp. 41 S. R. 10 W. S. L. B. & M.
6. The water right involved has been used for the following purposes: to irrigate 0.3 acres in Sec. 21 and 14.3 acres in Sec. 32 Tp. 41 S. R. 10 W. S. L. M.

(If for irrigation, give legal subdivision of land. If for other purposes, give nature, place and extent of use.)

*Leave blank.

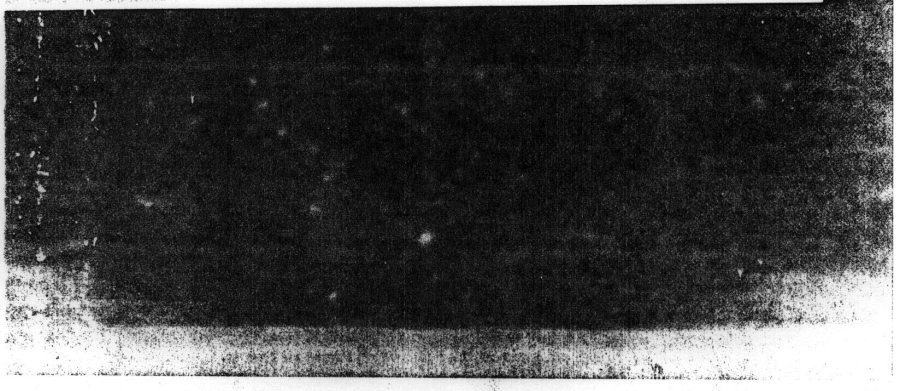
triangular notch weir [illegible] of .188 c. f. s. this amount is pumped into a watered and used as required. The pump is run only during the day light hours of the day.

The water used through the Rockville Town Ditch Thursday of each week when one c. f. s. is taken 8½ inches over a 90° triangular notch weir was being used April 25, 1946. This 1.06 c. f. s. is about an average stream. They have no permanent weir in the ditch. A notch weir was installed to get an average of the amount diverted.

The land originaly irrigated from both the Pine Creek Ditch and the Crawford Ditch was sold to Zion National Park and the water was retained and transfered to the new location.

The water was measured by W. W. Cannon.

RECEIVED
APR 30 1946
State Engineer's
Office



7. The point of return as described in decree, original application or the point at which the water has been returned is as follows: None

8. The source of supply now is North Fork of Virgen River

9. The point at which the water is now diverted 0.09 c.f.s. S. 550 ft. and E. 950 ft. from the NW. Cor. Sec. 33 Tp. 41 S. R. 10 W. S.L. B&M into the Flanigan 0.19 c.f.s. Ditch and W. 1725 ft. from E¼ cor. Sec. 33 Tp. 41 S. R. 10 W into the Rockville Town Ditch.

10. The place or nature of use to which the water is now being applied to irrigate 5.25 in sec. 28 Tp. 41 S. R. 10 W. and 10.5 acres in sec. 5 Tp. 42 S. R. 10 W. S. L. M.

(If for irrigation, give legal subdivision of land. If for other purposes, give nature, place and extent of use.)

11. The diverting works consist of a brush dam and ditches, flumes, headgate, and pump.

12. Name of canal, ditch, pipeline or other diverting channel heretofore used was Pine Creek Ditch or Crawford Ditch

13. The name of canal, ditch, pipeline or other diverting channel now used is Flanigan Ditch and Rockville Town Ditch.

14. The nature of the diverting channel is earth, wood, iron, concrete.
(Strike out ones not needed)

15. The cross-section of diverting channel is ~~[illegible]~~ V O
(Strike out ones not needed)

16. The length of the diverting channel is 7772ft 7786 and 5034 ft feet.

17. The top width of the diverting channel is (if a ditch) 3 - 4.0 feet.

18. The bottom width of the diverting channel is (if a ditch) 2 - 3.5 feet.

19. The effective depth of the diverting channel is (if a ditch) 1 - 1.5 feet.

20. The width of the diverting channel (if a flume) 2' and 3' feet.

21. The effective depth of the diverting channel (if a flume) 1' feet.

22. The diameter of the diverting channel (if a pipe) 2 and 3 inches

23. The grade of the diverting channel is from 5 to 10 feet per mile.

24. The total flow of water heretofore appropriated is 0.28 c. f. s.

25. The flow of water now being changed is 0.09 c.f.s.

26. The water has been heretofore used each year from Jan. 1 to Dec. 31

27. The water is used each year from Jan. 1 to Dec. 31. inclusive.
(Must not exceed the period specified in decree, original application, or diligence right.)

GENERAL REMARKS

The water is conveyed through the Flanigan ditch to a point near the landwhere it is picked up with a centrifical pump with a 2" suction and 1½" discharge aheight of 35 ft. onto the land. The pump has a capacity of 100 gal. per minute and is used intermittently. The water through the Rockville Town ditch is comingled with the Rockville town water and is taken in turn with their water, through an arrangement with the Company.

These two ditches are of old construction one being used by the [illegible] Company, the other by Rockville [illegible]

STATE OF UTAH,
County of Washington } ss.

W. W. Cannon and Alvin Hardy having both been duly sworn, each for himself says that he is personally acquainted with the works constructed under application No. a 1314 for the change of (1) diversion, (2) place or (3) nature (Strike matter not applicable) of use of water from Virgin River in Colorado river system or drainage area in Washington County for irrigation purposes; that said works have been fully completed and used to the extent and in the manner particularly set forth in the foregoing statement of facts; that he has read said statement and that each and all of the items therein contained are true.

In Witness Whereof, each has hereunto set his hand this 29 day of April, 19 46

W. W. Cannon
Signature of Witness.

Alvin C Hardy
Signature of Witness.

Subscribed and sworn to before me this 29 day of April, 19 46

(SEAL)

Owal Hafen
Notary Public.

STATE ENGINEER'S ENDORSEMENTS

Dates

Dec. 10 1935 Application received in State Engineer's office.

May, 1, 1936 Application approved and until Oct 20 1937 allowed in which to perfect the changes.

Time for submitting proof of change extended to Apr 20 1940

Dec 27 1939 Proof of change received at State Engineer's office. mail
May 27 1940

Oct 26 1940 Proof of change examined and Returned
May 27, 1940

Oct 26 1940 Proof of change returned for correction.
July 31 1940

Apr 3, 1946 Corrected proof of change resubmitted.

Corrected proof of change examined and

Dec. 27, 1939 Maps, profiles and drawings received at State Engineer's office. mail
May 27 1940

Oct 26 1940 Maps, profiles and drawings examined and Returned.
May 27 1940

Dec 31 1940 Maps, profiles and drawings returned for correction.
July 31 1940

Apr 3, 1946 Corrected maps, profiles and drawings resubmitted.

Aug 23 1946 Corrected maps, profiles and drawings examined and Cert. prepared EEV. FWC

Oct. 5, 1946 Certificate of completion of changes issued. (No. 9122)

* Oct. 20, 1939 Appl. Lapsed priority brought down to Nov. 16, 1939

STATE ENGINEER'S MEMORANDA

Dec 27 1939 Fee for examining and filing proof of change received $1.00. EHS receipt No 565

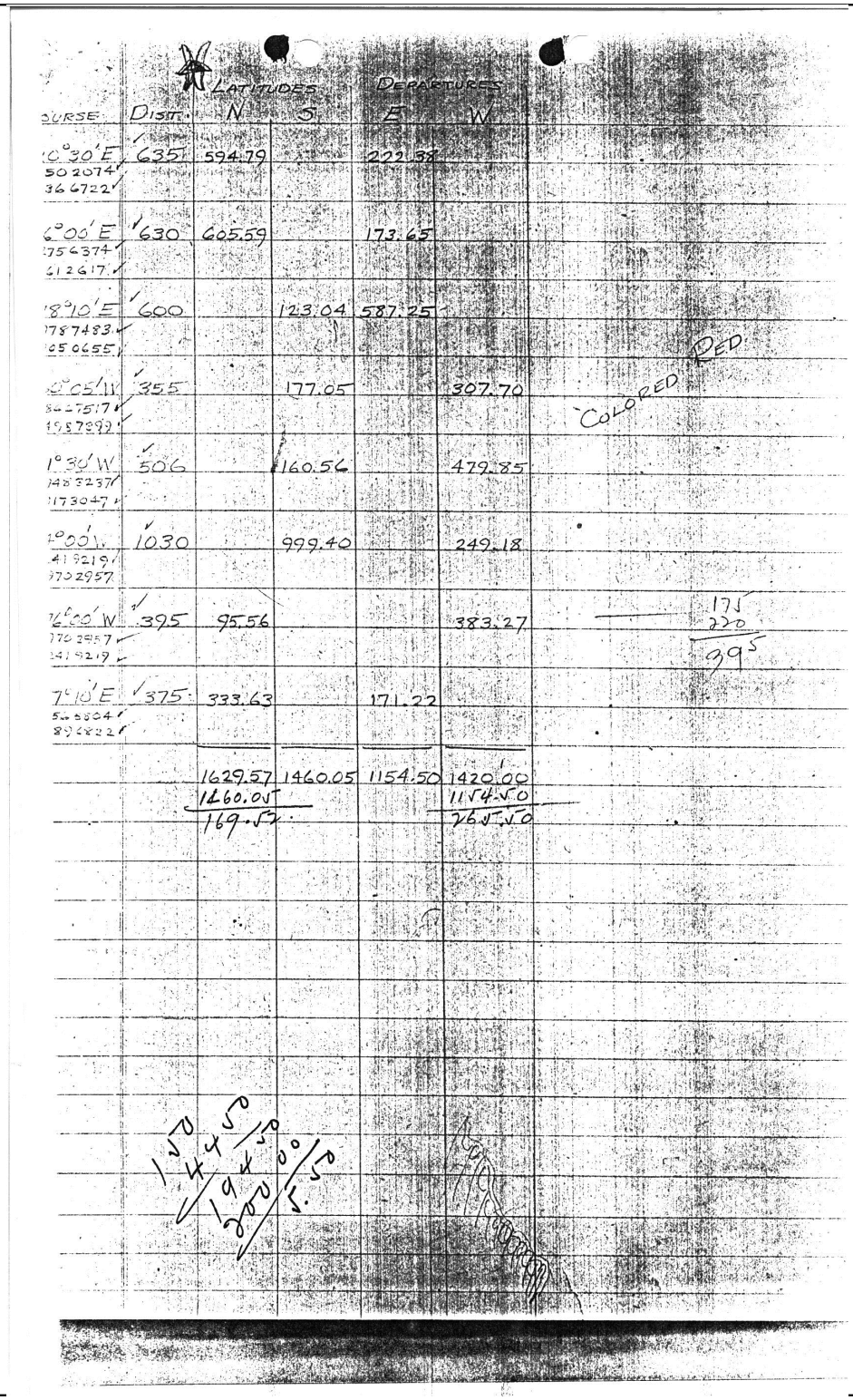
Dec 27 1939 Fee for examining and filing maps, profiles and drawings received $5.00. EHS Receipt No 565

Dec 27 1939 Fee for issuing certificate of completion of change received $1.00. EHS Receipt No 565

This written proof and the maps, profiles and drawings pertaining thereto are found to comply with the requirements of the Laws of Utah.

Oct 5 1946

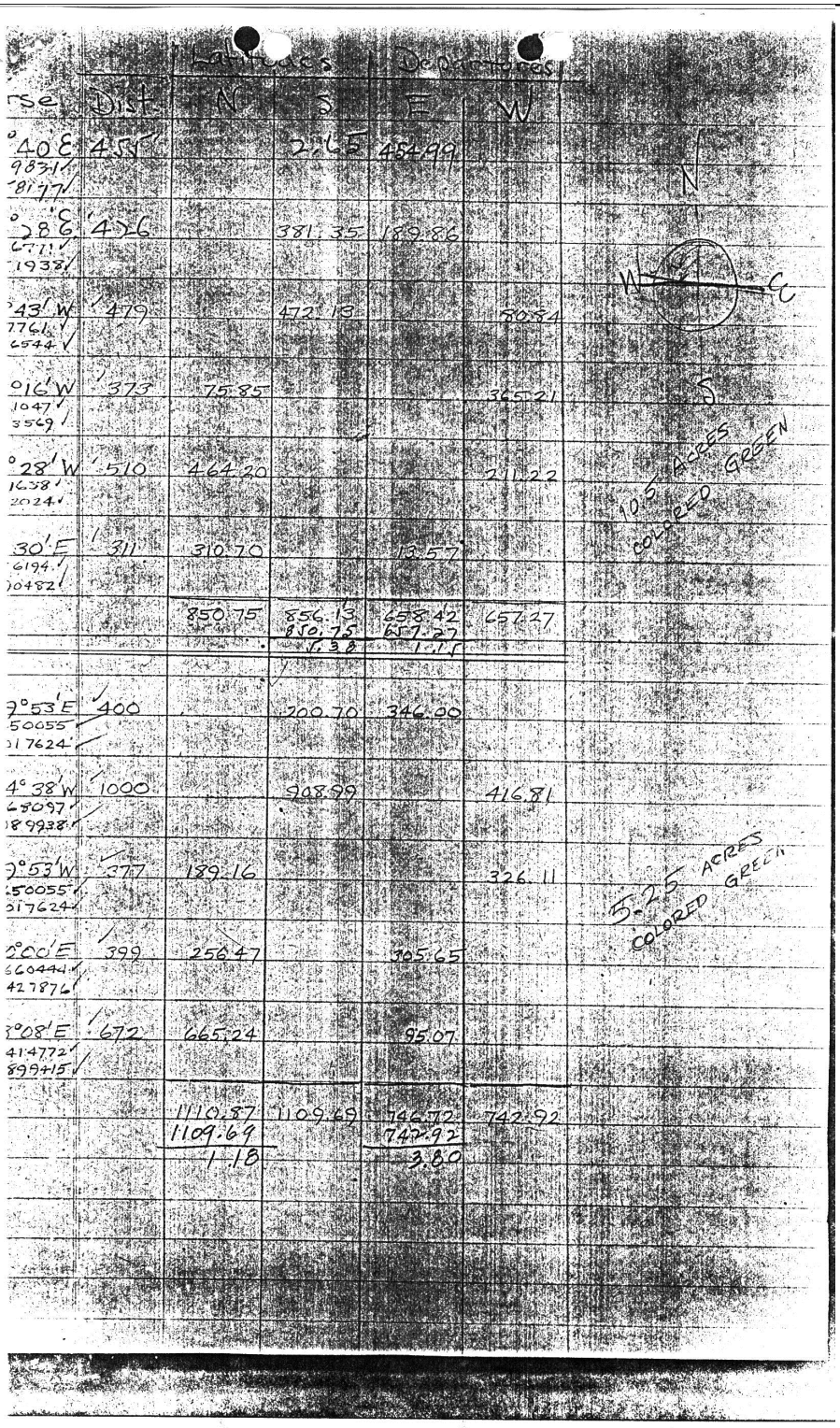
Ed. C. Watson



COURSE	DIST.	LATITUDES N	LATITUDES S	DEPARTURES E	DEPARTURES W
10°30'E	635	594.79		222.38	
50 2074					
36 6722					
6°00'E	630	605.59		173.65	
75 6374					
61 2617					
18°10'E	600		123.04	587.25	
178 7483					
65 0655					
0°05'W	355		177.05		307.70
8 2751					
1 9879					
1°30'W	506		160.56		479.85
148 3237					
117 3047					
1°00'W	1030		999.40		249.18
41 9219					
97 2957					
76°00'W	395	95.56			383.27
172 3957					
41 9219					
7°10'E	375	333.63		171.22	
5 5804					
89 6822					
		1629.57	1460.05	1154.50	1420.00
		1460.05			1154.50
		169.52			265.50

RED COLORED

175
220
395



Course	Dist	Latitudes N	Latitudes S	Departures E	Departures W	
°40'E	455'		2.65	454.99		
98311						
81771						
°28'E	456		381.35	189.86		
6771						
19381						
°43'W	479		472.13		80.84	
7761						
6544						
016'W	373	75.85			365.21	
1047						
3569						
°28'W	510	464.20			211.22	
1638						
2024						
30'E	311	310.70		16.57		
6194						
10482						
		850.75	856.13	658.42	657.27	
			850.75	657.27		
			5.38	1.15		
°53'E	400		200.70	346.00		
50055						
17624						
4°38'W	1000		908.99		416.81	
68097						
89938						
°53'W	377	189.16			326.11	
50055						
17624						
200'E	399	256.47		305.65		
60444						
42787						
°08'E	672	665.24		95.07		
41.4772						
89915						
		1110.87	1109.69	746.72	742.92	
		1109.69		742.92		
		1.18		3.80		

N

W E

S

105 ACRES GREEN COLORED

5.25 ACRES GREEN COLORED

Land History

Deed 39, Tract 04-122

W.D. November 5, 1962 -- Book S-40, pages 288, 289
To: USA
From: Arden G. and Lucy C. Schiefer

Part of Tract 04-122, Q.C.D. (correction deed) June 13, 1963 -- Book S-43, pages 415, 416
To: USA
From: Floyd and Ramona Winder

Part of Tract 04-122, Q.C.D. March 7, 1963 -- Book S-42, pages 183, 184
To: USA
From: Hilda Winder Jones and Albert Jones

Part of Tract 04-122, Q.C.D. February 27, 1963 -- Book S-42, page 182
To: USA
From: Pearl Winder Kelsey and Ross Kelsey

Part of Tract 04-122, Q.C.D. March 9, 1963 -- Book S-42, page 181
To: USA
From: John E. Winder

Part of Tract 04-122, Q.C.D. March 1, 1963 -- Book S-42, page 180
To: USA
From: Ruby Winder Hall

Part of Tract 04-122, March 1, 1963 -- Book S-42, page 179
To: USA
From: Cornelia C. Winder

Part of Tract 04-122, Q.C. D. February 21, 1963 -- Book S-42, page 178
To: USA
From: Floyd Winder

Part of Tract 04-122, W.D. March 3, 1958 -- Book S-15, pages 77-79
To: Arden G. and Lucy C. Schiefer
From: Albert E. and Hilda W. Jones, also a transfer of 5.2 shares Flanigan Ditch from Jones to Schiefer

Part of Tract 04-122, March 17, 1956 -- Book S-7, pages 79-80
To: Arden G. Schiefer (deed of administratrix)
From: Dora R. Langston for the estate of Charles Langston, includes 10 shares Flanigan Ditch.

Also deed of administratrix dated March 13, 1956 in Book S-7, page 76, including 10 shares in Flanigan Ditch.
To: Arden G. Schiefer
From: Clarinda Wilson for estate of Latitio Justet

Part of Tract 04-122, March 13, 1956 -- Book S-7, page 74
To: Arden G. Schiefer
From: Langston - Wilson - Bowers

Part of Tract 04-122 (Parcel 2), Q.C.D. November 4, 1955 -- Book S-7, page 71
To: Lucy C. Schiefer
From: John Dennett, Jr. and Malinda Dennett

Part of Tract 04-122 (parcel 4), Q.C.D. March 21, 1953 -- Book U-12, pages 247, 248
To: Albert E. and Hilda W. Jones
From: Claudius and Anna W. Hirschi

Part of Tract 04-122, March 20, 1953 -- Book U-12, pages 244, 245, 246, Decree of Mary M. Hirschi estate
To: Annona Hirschie Kleinman, Jennie Hirschie Ballard, Susie Hirschi Taylor, Ora Hirschi Reene, Claudius Hirschie, Heber Hirschi, Kenneth Hirschi, Hugh Hirschi, Fenton David Hirschi, Maxine Hirschi Ballard and Lois Hirschi Hinckley

Part of Tract 04-122, Q.C.D. (13.61 A) August 17, 1952 -- Book U-12, page 377
To: Clarinda Wilson, Latitio Justet, Blanch Bowers, Otto Langston, Claudius Langston and Chauncey H. Langston
From: Arden and Lucy Schiefer

Part of Tract 04-122 (Parcel 2), Q.C.D. August 11, 1952 -- Book U-12, page 175 (33.64 A.)
To: Lucy C. Schiefer
From: Clarinda Wilson, Latitia Justet, Blanch Powers, Otto Langston, Claudius Langston, Chauncey H. Langston and Dora Langston

Part of Tract 04-122, Tax Deed May 23, 1945 -- Book U-10, page 510 (9.95 A)
To: Mary M. Hirschi
From: Washington County

Part of Tract 04-122, W.D. October 15, 1940 -- Book U-9, page 496
To: Arden G. and, Lucy C. Schiefer
From: Elwood and Nettie H. Dennett

Part of Tract 04-122, W.D. (1.7 A March 20, 1937 -- Book U-9, page 12
To: Elwood and Nettie H. Dennett as joint tenants
From: Oscar and Josephine H. DeMille

Part of Tract 04-122, W.D. (19 A.) April 22, 1936 -- Book U-8, page 429
To: Lucy C. Schiefer
From: A. G. Schiefer, including 7.1 acres water in Flanigan Ditch

Part of Tract 04-122, W.D. July 11, 1935 -- Book U-8, page 308 (19 A.)
To: A. G. Schiefer
From: Oscar and Josephine DeMille

Part of Tract 04-122, Q.C.D.(9.85 A.) November 24, 1926 -- Book U-6, page 392
To: Enos E. Winder
From: John and Mary A. Winder, including all water rights

Part of Tract 04-122, Tax Deed (9.85 A.) April 20, 1925 -- Book U-6, pages 153, 154
To: Washington County
From: John Winder

Part of Tract 04-122 (9.85 A.), March 17, 1924 -- Book U-5, pages 530, 531, Declaration of Homestead by John A. Winder

WARRANTY DEED

117522
2-1

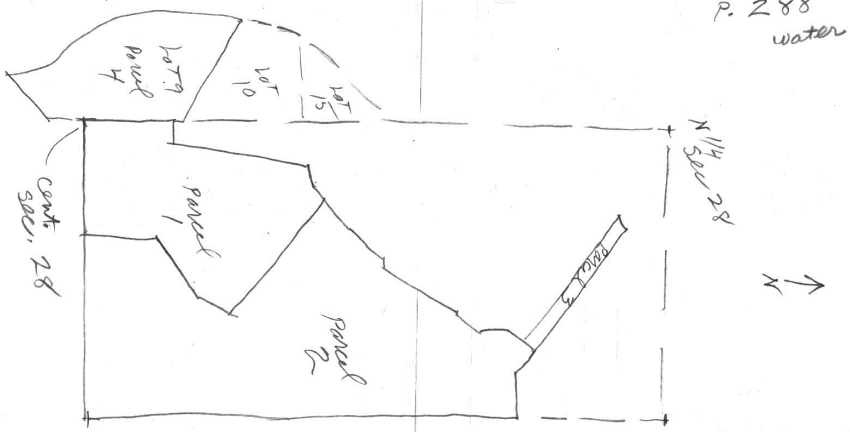
Arden G. and Lucy C. Schiefer, husband and wife, grantor,
of Springdale, County of Washington, State of Utah, hereby
CONVEY and WARRANT to THE UNITED STATES OF AMERICA and its assigns,
grantee
of for the sum of
Fifty-five Thousand ($55,000.00) DOLLARS
the following described tract of land in Washington County,
State of Utah:

Parcel 1: A tract of land described as follows: Beginning 2669.70 feet south from N¼ corner Section 28, T41S, R10W, SLM, and run thence east 528 feet; thence north 302 feet; thence N51°41'E, 340 feet; thence N22°17'E, 174.75 feet; thence N55°30'W, 817.5 feet; thence S54°02'W, 55.5 feet; thence S6°30'W, 660 feet; thence west 66 feet; thence south 429 feet more or less to point of beginning containing 13.61 acres, less right of way, leaving a net acreage of 11.75 acres more or less. Right of way described as 10 feet each side of centerline beginning at a point 1618.32 feet south and N86°30'E, 142.5 feet from north ¼ corner of Sec. 28; thence N76°E, 68 feet.

Parcel 2: A tract of land described as follows: Beginning 528 feet east and 2367.70 feet south from the N¼ cor of Section 28, T41S, R10W, SLM and run thence N 51°41'E, 340 feet; thence N22°17'E, 174.75 feet; thence N55°30'W, 817.5 feet; thence N54°02'E, 198 feet; thence N45°42'E, 273.5 feet; thence east 31.2 feet; thence N32°15E, 372.5 feet; thence N34°48'E, 119.7 feet; thence N5°22'W, 164 feet; thence N35°54'E, 159 feet; thence S55°E, 204.5 feet; thence N85°E, 264 feet; thence south 2016.7 feet; thence west 792 feet; thence north 302 feet to place of beginning containing 33.64 acres more or less.

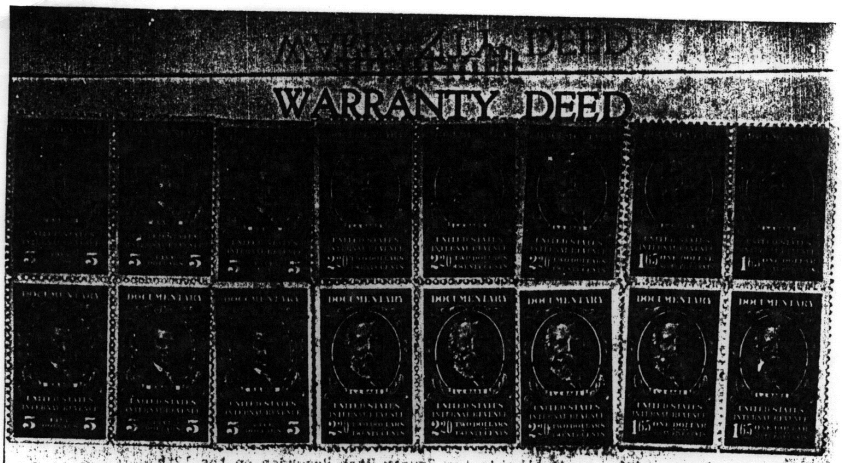
Parcel 3: A tract of land described as follows: Beginning at a point approximately 474 feet S60°E from NW corner of NE¼ Section 28, T41S, R10W, SLM, thence S55°E, 42 rods; thence S55°W, 1 rod, thence N55°W, 42 rods; thence N55°E, to point of beginning. Also conveying all water rights in the Flanigan Ditch appertaining to Parcels 1, 2, and 3.

B. 5-40
P. 288
water



Deed 39
04-122

WARRANTY DEED

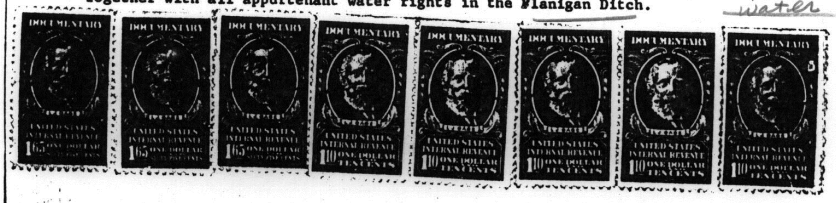


Parcel 4: All of Lot 9 of the Oliver D. Gifford survey of N½SW¼ and E½NW¼, Sec. 28, T41S, R10W.

Lot 9 of the O. D. Gifford survey is described as follows: Beginning at a point 41.88 chains south of N¼ corner of Section 28; thence S61°30'W, 8.00 chains; thence N44°E, 2.10 chains; thence N12°W, 2.40 chains; beginning again at place of beginning thence North 8.23 chains; thence N54°15'W, 10.25 chains; thence S1°W, 2.75 chains; thence S9°W, 3.14 chains; thence S4°30'E, 3.26 chains; thence S34°E, 5.30 chains, containing 9.85 acres more or less.

B.S-40 P. 289 Water

Together with all appurtenant water rights in the Flanigan Ditch.



WITNESS, the hands of said grantors, this 5th day of November, A. D. 1962

Signed in the presence of

Ralph C. Flanigan

Arden G. Schiefer
Arden G. Schiefer

Lucy C. Schiefer
Lucy C. Schiefer

STATE OF UTAH
County of Washington } ss.

Total 55.24 A

On the 5th day of November, A. D. 19 62 personally appeared before me Arden G. Schiefer and Lucy C. Schiefer, husband and wife, the signers of the within instrument, who duly acknowledged to me that they executed the same.

Ralph C. Flanigan
Notary Public

My Commission expires January 13, 1963. Residing in St. George, Utah

Entry No. 117522 Recorded at request of Carter Abstract Co.
Date November 7, 1962 at 3:00 P.M. Book B-40 page 288-289 Fee $4.50
Washington County Recorder, By _____ Deputy.

00-00-0000: corrective quitclaim deed

CORRECTIVE QUITCLAIM DEED

119085

WHEREAS, Floyd Winder, a married man, residing at Flagstaff, Arizona, executed a quitclaim deed to the United States of America conveying a tract of land 9.85 acres more or less, in Washington County, Utah.

WHEREAS, the above recited quitclaim deed was executed by Floyd Winder, a married man, on the 21st day of February, 1963, and recorded at the request of the Southern Utah Title Company, March 15, 1963, at 3:00 PM in Book S-42, page 178, of the records of Washington County, Utah.

WHEREAS, Ramona Winder, wife of Floyd Winder, did not execute said quitclaim deed,

NOW THEREFORE, the above described Floyd Winder, joined by Ramona Winder, his wife, Flagstaff, Arizona, Grantors, hereby quitclaim to the United States of America, Grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's survey of N^2SW^4, E^2NW^4, Section 28, Township 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 5, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah, to Washington County, Utah, dated January 10, 1941, recorded in the 1940 Tax Sale Record at Page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah, to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

B. S-43
P. 415

WITNESS the hand of said grantors this 13 day of June, 1963

Floyd Winder

Ramona Winder

STATE OF UTAH)
(ss.
COUNTY OF WASHINGTON)

JUNE 13, 1963

On this 13th day of June, 1963, personally appeared before me Floyd Winder and Ramona Winder, his wife, the signers of the above instrument, who duly acknowledged to me that they executed the same.

Given under my hand and the seal of my office this 13th day of JUNE, 1963.

Notary Public

My Commission expires: 2-5-66

Entry No. 119085 Recorded at request of Frank R. Oberhansby
Date June 14, 1963 10:15 A.M. Book S-43 Page 415-416 Fee $3.60
Nelda P. Barker Washington County Recorder. By _____ Deputy.

B. S-43
P. 416

QUITCLAIM DEED 118434
2-1

Hilda Winder Jones, daughter and heir at law of Enos E. Winder, and Albert Jones, her husband, Springdale, Utah, grantors, hereby quitclaim to the United States of America, grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's Survey of N½SW¼, E½NW¼ Section 28, Tp. 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 5, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah to Washington County, Utah dated January 10, 1941, recorded in the 1940 Tax Sale Record at page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

WITNESS the hand of said grantors this 7 day of March, 1963.

Hilda W. Jones

Albert E Jones

PART OF
D. 39 AND TR 04-122

STATE OF UTAH)
) ss
COUNTY OF SALT LAKE)

On this 7th day of March, 1963, personally appeared before me Hilda Winder Jones and Albert Jones, her husband, the signers of the above instrument, who duly acknowledged to me that they executed the same.

Given under my hand and the seal of my office this 7th day of March, 1963.

SEAL

My commission expires _____.

B. S-42
P. 183

STATE OF UTAH)
) ss
COUNTY OF WASHINGTON)

On this 9th day of March, 1963, personally appeared before me Albert Jones, the signer of the above instrument, who duly acknowledged to me that he executed the same.

Given under my hand and the seal of my office this 9th day of March, 1963.

Joyce R. Mundy
Albert Jones

NOTARY PUBLIC SEAL

My commission expires Nov. 7, 1966.

Entry No. 118131 Recorded at request of Southern Utah Title Co.
Date March 15, 1963 at 3:00 P.M., Book S-42, Page 181-184 Fee @ 3.00
Helen P. Barker Washington County Recorder. By _____ Deputy.

B. S-42
P. 184

QUITCLAIM DEED

Pearl Winder Kelsey, daughter and heir at law of Enos E. Winder, and Ross Kelsey, her husband, Minersville, Utah, grantors, hereby quitclaim to the United States of America, grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's Survey of N½SW¼, E½NW¼ Section 28, Tp. 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 5, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah to Washington County, Utah dated January 10, 1941, recorded in the 1940 Tax Sale Record at page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

WITNESS the hand of said grantors this 27 day of Feb, 1963.

Pearl Winder Kelsey
Ross Kelsey

PART OF
D-39 AND TR 04-122

STATE OF UTAH)
) ss
COUNTY OF BEAVER)

On this 27 day of Feb., 1963, personally appeared before me Pearl Winder Kelsey and Ross Kelsey, her husband, the signers of the above instrument, who duly acknowledged to me that they executed the same.

Given under my hand and the seal of my office this 27 day of Feb, 1963.

[illegible]
Notary Public Utah

SEAL

My commission expires [illegible].

Entry No. 118133 at request of Southern Utah Title Co.
Date March 15, 1963 at 3:00 P. M. Book S-42 Page 182 Fee $2.00
Nellie T. Barker, County Recorder. By _____ Deputy

B. S-42
P. 182

QUITCLAIM DEED

John Winder, unmarried, Springdale, Utah, grantor, hereby quitclaims to the United States of America, grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's Survey of N½SW¼, E½NW¼ Section 28, Tp. 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 9, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah to Washington County, Utah dated January 10, 1941, recorded in the 1940 Tax Sale Record at page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

WITNESS the hand of said grantor this 9th day of March, 1963.

John E. Winder

PART OF
D-39 AND 7804-122

STATE OF UTAH)
) ss
COUNTY OF WASHINGTON)

On this 9th day of March, 1963, personally appeared before me John Winder, unmarried, the signer of the above instrument, who duly acknowledged to me that he executed the same.

Given under my hand and the seal of my office this 9th day of March, 1963.

Joyce R Mursky

NOTARY PUBLIC SEAL STATE OF UTAH

My commission expires [illegible].

Entry No. 118432 Recorded at request of Southern Utah Title Co.
Date March 15, 1963 at 3:00 P.M. Book S-42 page 181 Fee $2.00
Helen L. Barker Washington County Recorder, By _____ Deputy.

B. S-42
P. 181

QUITCLAIM DEED

Ruby Winder Hall, daughter and heir at law of Enos E. Winder, and a widow, Cedar City, Utah, grantor, hereby quitclaims to the United States of America, grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's Survey of N½SW¼, E½NW¼ Section 28, Tp. 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 5, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah to Washington County, Utah dated January 10, 1941, recorded in the 1940 Tax Sale Record at page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

WITNESS the hand of said grantor this 1st day of March, 1963.

Ruby Winder Hall

PART OF
D.39 AND TR04-122

STATE OF UTAH)
) ss
COUNTY OF IRON)

On this 1st day of March, 1963, personally appeared before me Ruby Winder Hall, a widow, the signer of the above instrument, who duly acknowledged to me that she executed the same.

Given under my hand and the seal of my office this 1st day of March, 1963.

Sandra Mahrell

SANDRA MAHRELL NOTARY PUBLIC SEAL CEDAR CITY, STATE OF UTAH

My commission expires January 11, 1966.

Entry No. 118431 Recorded at request of Southern Utah Title Co.
Date March 15, 1963 at 3:00 P.M., Book S-42, Page 180 Fee $2.00
Nelson P. Barker Washington County Recorder, By _____ Deputy.

B/S-42
P. 180

QUITCLAIM DEED

Cornelia C. Winder, a widow, Cedar City, Utah, grantor, hereby quitclaims to the United States of America, grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's Survey of N½SW¼, E½NW¼ Section 28, Tp. 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 5, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah to Washington County, Utah dated January 10, 1941, recorded in the 1940 Tax Sale Record at page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

WITNESS the hand of said grantor this 1st day of March, 1963.

Cornelia C. Winder

PART OF
D. 39 AND TR 04-122

STATE OF UTAH)
) ss
COUNTY OF IRON)

On this 1st day of March, 1963, personally appeared before me Cornelia C. Winder, a widow, the signer of the above instrument, who duly acknowledged to me that she executed the same.

Given under my hand and the seal of my office this 1st day of March, 1963.

Sandra Maxwell

SANDRA MAXWELL NOTARY PUBLIC SEAL CEDAR CITY STATE OF UTAH

My commission expires January 11, 1966.

Entry No. 118430 Recorded at request of Southern Utah Title Co.
Date March 15, 1963, at 3:00 P.M., Book S-42, page 179 Fee $ 2.00
Helen P. Barker Washington County Recorder, By _____ Deputy.

B. S-42
P. 179

QUITCLAIM DEED

Floyd Winder and ~~Ramona Winder~~, his wife, Flagstaff, Arizona, grantors, hereby quitclaim to the United States of America, grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's Survey of N½SW¼, E½NW¼ Section 28, Tp. 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 5, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah to Washington County, Utah dated January 10, 1941, recorded in the 1940 Tax Sale Record at page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

WITNESS the hand of said grantors this 21 day of Feb, 1963.

Floyd Winder dec

PART OF
D. 39 AND TR 04-12

STATE OF ARIZONA)
) ss
COUNTY OF COCONINO)

On this 21 day of Feb, 1963, personally appeared before me Floyd Winder and ~~Ramona Winder, his wife~~, the signer of the above instrument, who duly acknowledged to me that they executed the same.

Given under my hand and the seal of my office this 21st day of [illegible], 1963.

[illegible]

SEAL

My commission expires [illegible].

118429
9 March 15, 1963 1:00 P. Book S-42 Page 178 Southern Utah Title Co. 2.00 Fee
Helen P. Bass

S-42 P. 178

Recorded at Request of Carter Abstract Co. 105366 March 3, 1958

at 3:00 PM. Fee Paid $ 1.00 FOR FROM Helen P. Bleak County Recorder

by _____ Dep. Book S-15 Page 77 Ref.: _____

Mail tax notice to _____ Address _____

WARRANTY DEED

ALBERT E. JONES and HILDA W. JONES, husband and wife, grantors of Springdale, County of Washington, State of Utah, hereby CONVEY and WARRANT to

ARDEN G. SCHIEFER and LUCY C. SCHIEFER, husband and wife, as joint tenants with full right of survivorship, and not as tenants in common,

of Springdale, Utah, grantees for the sum of $10.00 and other adequate consideration DOLLARS,

the following described tract of land in State of Utah: Washington County,

All of Lot Number Nine (9) of Oliver D. Gifford's Survey of the North half of the Southwest quarter and the East half of the Northwest quarter of Section 28, Township 41 South, Range 10 West, Salt Lake Meridian, containing 9.85 acres, more or less.

Together with all improvements thereon and all appurtenances thereunto belonging, including 8.1 shares of water in the Flanigan Water Ditch Company.

B-S-15
P. 77

WITNESS, the hands of said grantors, this 3rd day of March, A. D. 19 58.

Signed in the Presence of

Albert E. Jones
Hilda W. Jones

STATE OF UTAH,
County of Washington } ss.

On the 3rd day of March, A. D. 1958, personally appeared before me Albert E. Jones and Hilda W. Jones, husband and wife, the signers of the within instrument, who duly acknowledged to me that they executed the same.

Notary Public.

My commission expires March 7, 1961 Residing in St George, Utah

BLANK SHOP—WARRANTY DEED—ARROW PRESS, 68 W. SECOND SOUTH, SALT LAKE CITY

Part of D.39 Tract 04-122

B. S-15 P. 77

3(c)

T R A N S F E R

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, Albert E. Jones and Hilda W. Jones, husband and wife, of Springdale, Washington County, Utah, hereby transfer, quit claim and assign, all of our right, title and interest in and to the following described water right:

5.2 shares of water in the Flanigan Ditch Company water

The said water right was obtained by the said Albert E. Jones from Avard Fairbanks in 1950, pursuant to a verbal agreement whereby Jones was to obtain the use of said water for a period of twenty years in exchange for certain services performed by Jones.

This transfer assigns all the right acquired by Jones in and to said water right, unto ARDEN G. SCHIEFER and LUCY C. SCHIEFER, husband and wife, as joint tenants with full right of survivorship, and not as tenants in common, of Springdale, Washington County, Utah.

Witness the hands of the grantors this ____ day of March, 1958.

X Albert E. Jones

X Hilda W. Jones

Subscribed and sworn to before me this 3rd day of March, 1958.

Howard H. Carter
NOTARY PUBLIC
Residing at St. George, Utah

My commission expires:
3/7/61

B. S-15
P. 78

S-7/79

100151
3-1

DEED OF ADMINISTRATRIX AND WIDOW

THIS INDENTURE, made this 17 day of March, A.D., 1956, at St. George, Washington County, State of Utah, by and between DORA R. LANGSTON, as the duly appointed, qualified, and acting Administratrix of the Estate of Chauncey H. Langston, deceased, and as the widow of said deceased, of Springdale, Washington County, State of Utah, parties of the first part, and ARDEN G. SCHIEFER, of Springdale, Washington County, State of Utah, party of the second part, WITNESSETH:

WHEREAS, the said Administratrix, on the 11th day of January, 1956, sold that certain real property hereinafter described, subject to confirmation by the Fifth Judicial District Court in and for Washington County, State of Utah, to ARDEN G. SCHIEFER for the sum of Four Hundred Sixteen and 67/100 ($416.67) Dollars, and

WHEREAS, the said Court on the 1st day of March, A.D., 1956, made an order confirming said sale and directing that a conveyance be executed to the said Arden G. Schiefer upon the payment of the full purchase price provided therein, which order of confirmation now on file and of record in said Court is hereby referred to and made a part of this Indenture, and

WHEREAS, payment in full of said purchase price has been received by the said Administratrix and Widow, aforesaid,

NOW, THEREFORE, the said Dora R. Langston, as the Administratrix of the estate of Chauncey H. Langston, deceased, and Dora R. Langston, as the widow of said deceased, the parties of the first part, pursuant to the order aforesaid of the said Court, for and in consideration of the sum of Four Hundred Sixteen and 67/100 ($416.67) Dollars to them in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, sold, conveyed, and by these presents do grant, bargain, sell, and convey unto the said party of the second part all the right, title, interest, and estate of the said Chauncey H. Langston, deceased, at the time of his death, and also all the right, title, and interest that the said estate, by operation of law or otherwise, may have acquired other than or in addition to that of the said intestate at the time of his death, and also all the right, title, and interest of the surviving widow of said deceased, in and to allthat certain real property situate in the

HAFEN AND NELSON
ATTORNEYS AND
COUNSELORS AT LAW
71 NORTH MAIN ST.
SEORGE, UTAH

B.S-7 P.79

100151
3-2

said County of Washington, State of Utah, and more particularly described as follows, to-wit:

An undivided one-sixth (1/6) interest in and to the following described land situate in Washington County, Utah, to-wit:

Beginning 2669.7 feet South from the North Quarter corner of Section 28, Township 41 South, Range 0 West, Salt Lake Meridian, and running thence East 528 feet; thence North 302 feet; thence North 51° 41' East 340 feet; thence North 22° 17' East 174.75 feet; thence North 55° 30' West 817.5 feet; thence South 54° 02' West 55.5 feet; thence South 6° 30' West 660 feet; thence West 66 feet; thence South 429 feet, more or less, to the point of beginning, containing 13.61 acres, LESS: a right of way in the Northwest corner of Lot 10, consisting of 10 feet on each side of a center line described as follows: Beginning at a point 1618.32 feet South and North 86° 30' East 142.5 feet from the North quarter corner of said Section 28 ard running thence North 76° East 68', leaving a net acreage of 11.75 acres, more or less, being the same property described in the decree of distribution in the matter of the Estate of Isaac Heber Langston, deceased, as a ten acre farm situate at Springdale, Washington County, State of Utah;

S-7
P.80

Together with all improvements thereon and all appurtenances thereunto belonging, including 10 shares of the capital stock of Flanagin Ditch.

water

It is understood that the foregoing specific description is the new survey description as set forth on current tax notices and it is intended by the order and this deed to sell the property described in said decree of distribution in the matter of the estate of Isaac Heber Langston, deceased, as a ten acre farm.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described property together with the appurtenances and water rights in and to the said party of the second part.

IN WITNESS WHEREOF, the said partiss of the first part, Dora R. Langston, as the Administratrix of said estate of said deceased have hereunto set their hands the day and year first above written.

Dora R. Langston
Administratrix of the Estate of Chauncey H. Langston, deceased

PART OF
TR 04-122
D. 39

Dora R. Langston
Widow of Chauncey H. Langston, deceased

-2-

HAFEN AND NELSON
ATTORNEYS AND
COUNSELORS AT LAW
81 NORTH MAIN ST.
ST. GEORGE, UTAH

S-7/74

100149
2-1

WARRANTY DEED

CLARINDA WILSON, individually, of Springdale, Washington County, Utah; and OTTO LANGSTON, a single man, of Sandy, Salt Lake County, Utah, by his attorney in fact, Clarinda Wilson; CLAUDIUS LANGSTON, a single man, of Springdale, Washington County, Utah, by Clarinda Wilson, his attorney in fact; and BLANCHE LANGSTON BOWERS of Sandy, Salt Lake County, Utah, by Clarinda Wilson, her attorney in fact, hereby CONVEY and WARRANT to ARDEN G. SCHIEFER, GRANTEE, of Springdale, Washington County, State of Utah, for Ten ($10.00) Dollars and other adequate consideration, the following described tract of land situate in Washington County, State of Utah, to-wit:

An undivided four-sixths (4/6) interest in and to the following described land situate in Washington County, Utah, to-wit:

Beginning 2669.7 feet South from the North Quarter corner of Section 28, Township 41 South, Range 10 West, Salt Lake Meridian, and running thence East 528 feet; thence North 302 feet; thence North 51° 41' East 340 feet; thence North 22° 17' East 174.75 feet; thence North 55° 30' West 817.5 feet; thence South 54° 02' West 55.5 feet; thence South 6° 30' West 660 feet; thence West 66 feet; thence South 429 feet, more or less, to the point of beginning, containing 13.61 acres, LESS: a right of way in the Northwest corner of Lot 10, consisting of 10 feet on each side of a center line described as follows: Beginning at a point 1618.32 feet South and North 86° 30' East 142.5 feet from the North quarter corner of said Section 28 and running thence North 76° East 681, leaving a net acreage of 11.75 acres, more or less, being the same property described in the decree of distribution in the matter of the Estate of Isaac Heber Langston, deceased, as a ten acre farm situate at Springdale, Washington County, State of Utah;

Together with all improvements thereon and all appurtenances thereunto belonging, including 10 shares of the capital stock of Flanagin Ditch.

It is understood that the foregoing specific description is the new survey description as set forth on current tax notices and it is intended by this Warranty Deed to sell and convey the property described in said decree of distribution in the matter of the Estate of Isaac Heber Langston, deceased, as a ten acre farm.

WITNESS, the hands of said grantors this 13 day of March, A.D., 1956.

Signed in the Presence of:

Marvin Levy

Clarinda Wilson
Clarinda Wilson, Individually

HAFEN AND NELSON
ATTORNEYS AND
COUNSELORS AT LAW
82 North Main St.
ST. GEORGE, UTAH

PART OF TR 04-122
D. 39

S-7 P. 74

5-7/76

100150
3-1

DEED OF ADMINISTRATRIX

THIS INDENTURE, made this 13 day of March, A.D., 1956, at Springdale, Washington County, State of Utah, by and between CLARINDA WILSON, as the duly appointed, qualified, and acting Administratrix of the Estate of Latitia Justet, deceased, of Springdale, Washington County, State of Utah, party of the first part, and ARDEN G. SCHIEFER, of Springdale, Washington County, State of Utah, party of the second part, WITNESSETH:

WHEREAS, the said Administratrix, on the 11th day of January, 1956, sold that certain real property hereinafter described, subject to confirmation by the Fifth Judicial District Court in and for Washington County, State of Utah, to ARDEN G. SCHIEFER for the sum of Four Hundred Sixteen and 67/100 ($416.67) Dollars, and

WHEREAS, the said Court, on the 1st day of March, A.D., 1956, made an order confirming said sale and directing that a conveyance be executed to the said Arden G. Schiefer upon the payment of the full purchase price provided therein, which order of confirmation now on file and of record in said Court is hereby referred to and made a part of this Indenture, and

WHEREAS, payment in full of said purchase price has been received by the said Administratrix

NOW, THEREFORE, the said Clarinda Wilson, as the Administratrix of the estate of Latitia Justet, deceased, the party of the first part, pursuant to the order aforesaid of the said Court, for and in consideration of the sum of Four Hundred Sixteen and 67/100 ($416.67) Dollars to her in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, sold, conveyed, and by these presents does grant, bargain, sell, and convey unto the said party of the second part all the right, title, interest, and estate of the said Latitia Justet, deceased, at the time of her death, and also all the right, title, and interest that the estate, by operation of law or otherwise, may have acquired other than or in addition to that of the said intestate at the time of her death, in and to all that certain real property situate in said County of Washington, State of Utah, and more particularly

NAFFEN AND NELSON
ATTORNEYS AND
COUNSELORS AT LAW
81 NORTH MAIN ST.
ST. GEORGE, UTAH

B. 5-7 p. 76

100150
3-2

described as follows, to-wit:

An undivided one-sixth (1/6) interest in and to the following described land situate in Washington County, Utah, to-wit:

Beginning 2669.7 feet South from the North Quarter corner of Section 28, Township 41 South, Range 10 West, Salt Lake Meridian, and running thence East 528 feet; thence North 302 feet; thence North 51° 41' East 340 feet; thence North 22° 17' East 174.75 feet; thence North 55° 30' West 817.5 feet; thence South 54° 02' West 55.5 feet; thence South 6° 30' West 660 feet; thence West 66 feet; thence South 429 feet, more or less, to the point of beginning, containing 13.61 acres, LESS: a right of way in the Northwest corner of Lot 10, consisting of 10 feet on each side of a center line described as follows: Beginning at a point 1618.32 feet South and North 86° 30' East 112.5 feet from the North quarter corner of said Section 28 and running thence North 76° East 68', leaving a net acreage of 11.75 acres, more or less, being the same property described in the decree of distribution in the matter of the Estate of Isaac Heber Langston, deceased, as a ten acre farm situate at Springdale, Washington County, State of Utah;

Together with all improvements thereon and all appurtenances thereunto belonging, including 10 shares of the capital stock of Flanagin Ditch. water

It is understood that the foregoing specific description is the new survey description as set forth on current tax notices and it is intended by the order and this deed to sell the property described in said decree of distribution in the matter of the estate of Isaac Heber Langston, deceased, as a ten acre farm.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described property together with the appurtenances and water rights in and to the said party of the second part.

IN WITNESS WHEREOF, the said party of the first part, Clarinda Wilson, as the Administratrix of the estate of said deceased has hereunto set her hand the day and year first above written.

Clarinda Wilson
Administratrix of the Estate of
Latitia Justet, deceased

PART OF TR. 04-122
D. 39

-2-

HAFEN AND NELSON
ATTORNEYS AND
COUNSELORS AT LAW
81 NORTH MAIN ST.
ST. GEORGE, UTAH

B. 5-7
P. 77

S-7/71

QUIT CLAIM DEED

JOHN DENNETT JR. and MALINDA DENNETT husband and wife

grantors, of Springdale, County of Washington, State of Utah hereby quit claims, to

LUCY C. SCHIFFER

grantee

of Springdale, Washington County, Utah for the sum of One ($1.00) Dollar and other adequate consideration DOLLARS the following described tract of land in Washington county, Utah, described as follows, to-wit:

Beginning 528 feet East and 2367.70 feet South from the North quarter corner of Section 28, Township 41 South, Range 10 West, Salt Lake Base and Meridian, and running thence North 51° 41 minutes east 340 feet; thence North 22° 17 minutes East 171.75 feet; thence North 55° 30 min. West 817.5 feet; thence North 54° 02 minutes East 198 feet; thence North 45° 42 minutes East 223.5 feet; thence East 31.3 feet; thence North 32° 15 minutes East 372.5 feet; thence North 34° 48 minutes East 119.7 feet; thence North 5° 22 minutes West 164 feet; thence North 35° 54 min. East 159 feet; thence South 55° East 204.5 feet; thence North 85° East 264 feet; thence South 2016.70 feet; thence West 792 feet; thence North 302 feet to beginning, containing 33.64 acres, more or less

Together with all improvements thereon and all appurtenances and water rights thereunto belonging or in anywise appertaining

water

PART TR. 04-122
D-39
PARCEL 2

Witness the hand of said grantors, this 4 day of November, 1955

Signed in the presence of

John Dennett Jr.
Malinda Dennett

B. 5-7
P. 71

03-21-1953: quitclaim deed

84251 2:22 U12-247-248

Recorded at Request of at .M. Fee Paid $. by Dep. Book Page Ref.:
Mail Tax notice to Address

U-12 P. 247 and P. 248

QUIT-CLAIM DEED

CLAUDIUS HIRSCHI and ANNA W. HIRSCHI, His wife and HEBER HIRSCHI and EVA HIRSCHI, His Wife, grantors of Hurricane and Rockville, County of Washington, State of Utah, hereby QUIT-CLAIM to Albert E. Jones and Hilda W. Jones, his wife, as joint tenants with right of survivorship, but not as tenants in common grantee of Springdale, Washington County, State of Utah for the sum of Ten Dollars ($10.00) and other good and valuable considerations--~~XXXXXX~~ the following described tract of land in Washington County, State of Utah:

Part of D.39 AND TR 04-22

All of Lot number nine (9) of Oliver D. Gifford's Survey of the North Half of the Southwest Quarter and the East Half of the Northwest Quarter of Section 28, Township 41 South, Range 10 West, Salt Lake Meridian, containing 9.85 acres more or less.

water

Together with all water rights and all other appurtenances thereto belonging or in anywise appertaining.

Witness the handsof said grantors, this 21 day of March, A. D. one thousand nine hundred and fifty three

Signed in the presence of
J. Grant Iverson

Claudius Hirschi
Anna W Hirschi
Heber Hirschi
Eva L. Hirschi

STATE OF UTAH,)
ss.
County of Washington)

On the 21 day of March A. D. one thousand nine hundred and fifty three personally appeared before me Claudius Hirschi and Anna W. Hirschi, his wife, and Heber Hirschi and Eva Hirschi, His Wife, the signers of the foregoing instrument, who duly acknowledge to me that they executed the same.

J. Grant Iverson
Notary Public.

My commission expires July 19, 1956
Address: Salt Lake City, Utah

Filed for Record March 25, 1953 at 2:10 P. M.

B-U-12 P. 247,248

Helen P. Bleak County Recorder

A1-218.30

9. That Kenneth Hirschi, together with his wife, Myra Hirsc[illegible] on the [illegible]th day of October, 1952, executed and delivered to Clive Stucki, the divorced wife of Kenneth Hirschi, a quit-claim deed, bill of sale, and assignment of all interest of Kenneth Hirschi in and to the estates of David Hirschi and Mary N. Hirschi to the extent and value of $3,940.32, together with interest thereon at the rate of eight per cent per annum from the 18th day of April, 1945. That sum, together with interest, exceeds the interest of Kenneth Hirschi in and to the distributable assets of the estates of David Hirschi and Mary N. Hirschi both deceased. U-12 P246

10. That all of the aforesaid heirs at law, except Claudius Hirschi and Heber Hirschi, together with the wives of the male heirs, except Claudius Hirschi and Heber Hirschi, and together with the divorced wives of Hugh Hirschi and Kenneth Hirschi, have executed in writing and have filed herein a petition and waiver by which they, and each of them, waive any accounting by Claudius Hirschi and Heber Hirschi of their administration of the estate of Mary N. Hirschi, deceased, and release and discharge said Claudius Hirschi and Heber Hirschi of all claims or causes of action which they might have against your petitioners for any act or acts done by said Claudius Hirschi and Heber Hirschi in the administration of said estate, and assign, transfer, convey and set over to said Claudius Hirschi and Heber Hirschi all of their right, title, claim and interest of every nature in and to the estate of the deceased, and petition the Court to distribute all property of the estate of the deceased, both real and personal, to said Claudius Hirschi and Heber Hirschi.

11. That all the assets of the estate of the deceased remaining in the hands of said administrators for distribution consist of stocks, government bonds and real property hereinafter particularly set forth, and under the aforesaid petition and waiver said Claudius Hirschi and Heber Hirschi are entitled to have distributed to them said assets of this estate.

12. That all notices required to be given and all acts and things required to be done have been duly given and done herein by said administrators, and the estate has been fully administered and is now in a condition to be closed and distributed and the administrators discharged.

NOW, THEREFORE, on motion of J. Grant Iverson, attorney for said administrators, and good cause appearing therefor

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. That the heirs and all the heirs at law of said deceased are the following-named sons, daughters, grandson and granddaughters of the deceased, namely: Annona Hirschi Kleinman, Jennie Hirschi Ballard, Susie Hirschi Taylor, Ora Hirschi Reeve, Claudius Hirschi, Heber Hirschi, Kenneth Hirschi, Hugh Hirschi, Fenton David Hirschi, Maxine Hirschi Ballard and Lois Hirschi Hinckley.

2. That the petition and waiver heretofore executed and filed herein by all the heirs at law of the deceased, except Claudius Hirschi and Heber Hirschi, together with the wives of the male heirs, and together with the divorced wives of Hugh Hirschi and Kenneth Hirschi, should be, and is hereby, accepted in lieu of an accounting by said administrators.

3. That the petition for settlement and final distribution of said estate be, and the same is hereby, granted, and all acts and deeds of said administrators be, and they are hereby, approved confirmed and adjudged valid.

4. That the administrators be, and they are hereby, allowed as administrators' commission herein the sum of $150.00. That the attorneys for said administrators be, and they are hereby, allowed the sum of $658.10 as and for legal services in the probate of this estate.

5. That pursuant to the assignment, transfer and conveyance by all the heirs at law of the deceased, together with the wives of the male heirs of the deceased, and the divorced wives of Hugh Hirschi and Kenneth Hirschi, assigning, transferring and conveying to Claudius Hirschi and Heber Hirschi all their right, title, claim and interest in and to the assets of the estate of the deceased, said assets should be, and are hereby, distributed to Claudius Hirschi and Heber Hirschi in equal shares, that is, an undivided one-half thereof to each of them.

6. That the assets of said estate, of which distribution is hereby decreed to Claudius Hirschi and Heber Hirschi in equal shares, as aforesaid, are as follows:

UNITED STATES GOVERNMENT BONDS

1 $500.00 U. S Government Bond, Series E, No. D 224566 E.
1 $1,000.00 U. S. Government Bond, Series E, No. M 3263590 E.
1 $1,000.00 U. S. Government Bond, Series E, No. M 10393177 E.
1 $100.00 U. S. Government Bond, Series E, No. C 68140177 E.

STOCKS

[illegible] Shares Capital Stock State Bank of Hurricane, Certificate No. 259.
4 Shares Capital Stock State Bank of Hurricane, Certificate No. 294.

00-00-0000: decree of settlement and final distribution

U12 ~~247~~ 248
244-246

Heber P Bleak County Recorder

84188

IN THE DISTRICT COURT OF WASHINGTON COUNTY, STATE OF UTAH

PROBATE DIVISION

-----ooOoo------

IN THE MATTER OF THE ESTATE	:	DECREE OF SETTLEMENT
OF	:	AND FINAL DISTRIBUTION
MARY M. HIRSCHI,	:	
DECEASED.	:	B. U-12 P. 244

----ooOOOoo----

Claudius Hirschi and Heber Hirschi, administrators of the estate of Mary M. Hirschi, deceased, having filed herein their first and final account of their administration of said estate, and their petition for settlement thereof, and for final distribution and discharge, the same coming on regularly to be heard, and proof being made, and the Court finds that due and legal notice thereof has been given according to law, no objections being made or filed thereto, the Court having heard said petition and the testimony and evidence thereof, and finds the same to be true, the Court being fully advised in the premises, and it appearing and the Court finds that it has full and complete jurisdiction therein, and that said petition should be granted, and it further appearing and the Court finds:

1. That Mary M. Hirschi died in Cedar City, Iron County, State of Utah on the 27th day of October, 1946, and was, on the date of her death, a resident of Hurricane, Washington County, State of Utah, and left an estate in Washington County, State of Utah.

2. That said deceased died intestate.

3. That Claudis Hirschi and Heber Hirschi are the duly appointed, qualified and acting administrators of said estate.

4. That said administrators caused a true inventory and appraisement of the estate to be made and filed herein, and caused due and legal notice to creditors of the deceased to be given, and the time within which to present claims has expired, and the order of this Court has heretofore been made herein decreeing, and the Court now finds, that due and legal notice to the creditors of the deceased has been given.

5. That all claims presented against this estate, all expenses of last illness, and funeral expenses, the inheritance tax payable to the State of Utah, and all costs and expenses of administration have been fully paid and discharged, except the payment of administrators' fees and attorneys' fees, and there is no estate tax payable to the United States in this estate.

6. That the heirs and all the heirs at law of the deceased are as follows: Annona Hirschi Kleinman, Jennie Hirschi Ballard, Susie Hirschi Taylor, Ora Hirschi Reeve, Claudius Hirschi, Heber Hirschi, Kenneth Hirschi Hirschi, Fenton David Hirschi, Maxine Hirschi Ballard and Lois Hirschi Hinckley. That Fenton David Hirschi, Maxine Hirschi Ballard and Lois Hirschi Hinckley are all children of Milo Hirschi, deceased, a deceased son of Mary M. Hirschi. That all the aforesaid heirs at law of the deceased are over the age of twenty-one years, and have each attained his or her maturity.

7. That the Administrators have agreed to accept the sum of $150.00 in full payment of their services rendered in this matter, and the same is fair and should be approved by this Court.

8. That the sum of $658.10 is a reasonable sum to be ordered paid to the attorneys for the administrators for their services rendered in this matter.

MORTGAGE

Promissory note for the sum of $387.85 and real property mortgage securing the payment thereof executed by Enos E. Winder and Cornelia C. Winder, his wife, as makers and mortgagors to Mary M. Hirschi, on the 15th day of May, 1931, and recorded on the 22nd day of May, 1931, in Book A-8, at page 521 of the records of the County Recorder of Washington County, State of Utah, upon the following described real property, to-wit:

part D.39
2ND TR. 04-122

B.U12 P. 245

Lot 2 of O. D. Gifford's Survey of the north half of the southwest quarter ($N\frac{1}{2}SW\frac{1}{4}$) and east half of the northwest quarter ($E\frac{1}{2}NW\frac{1}{4}$) of Section 28 in Township 41 South, Range 10 West, SLM, Utah, containing 9.85 acres, more or less.

REAL PROPERTY

Beginning at a point sixty rods west of the northeast corner of Section Nine (9) and running thence south 160 rods; thence west 35 rods; thence north 160 rods; thence east 35 rods to the place of beginning, containing 35 acres, more or less. Also, the west half of the northwest quarter ($W\frac{1}{2}NW\frac{1}{4}$) Section Ten (10); the southwest quarter of the southwest quarter ($SW\frac{1}{4}SW\frac{1}{4}$), and the south 4.5 acres of the northwest quarter of the southwest quarter ($NW\frac{1}{4}SW\frac{1}{4}$), Section Three (3) all in Township 43 South, Range 11 West, SLM, Utah, containing in all 159.5 acres, more or less.

The south half of Section Nine (9) in Township 43 South, Range 11 West, SLM, Utah, containing 320 acres, more or less.

Commencing ninety five (95) rods west from the northeast corner of Section Nine (9) Township 43 South, Range 11 West, thence running south 160 rods; thence west 65 rods; thence north 160 rods; thence east 65 rods to the place of beginning, containing 65 acres, more or less. Also, the west half of the southwest quarter ($W\frac{1}{2}SW\frac{1}{4}$) Section Ten (10) in Township 43 South, Range 11 West, SLM, Utah, containing 80 acres, more or less.

The west half of the northwest quarter ($W\frac{1}{2}NW\frac{1}{4}$) of Section Fifteen (15) Township 43 South, Range 11 West, SLM, Utah, containing 80 acres, more or less.

The northeast quarter of the northeast quarter ($NE\frac{1}{4}NE\frac{1}{4}$) of Section Sixteen (16) in Township 43 South, Range 11 West, LM, Utah, containing 40 acres, more or less.

The west half of the northeast quarter ($W\frac{1}{2}NE\frac{1}{4}$), southeast quarter of the northeast quarter ($SE\frac{1}{4}NE\frac{1}{4}$), northwest quarter of the southeast quarter ($NW\frac{1}{4}SE\frac{1}{4}$), and the north 15 acres of the northeast quarter of the southeast quarter ($NE\frac{1}{4}SE\frac{1}{4}$) of Section 16, Township 43 South, Range 11 West, SLM, Utah, containing 175 acres, more or less.

The southwest quatrer of the southwest quarter ($SW\frac{1}{4}SW\frac{1}{4}$) of Section 21 in Township 42 South, Range 11 West, SLM, Utah, containing 40 acres, more or less.

The west half of the northwest quarter ($W\frac{1}{2}NW\frac{1}{4}$), the southwest quarter ($SW\frac{1}{4}$), and the south half of the southeast quarter ($S\frac{1}{2}SE\frac{1}{4}$) of Section 28 in Township 42 South, Range 11 West, SLM, Utah, containing 320 acres, more or less.

The southwest quarter of the northeast quarter ($SW\frac{1}{4}NE\frac{1}{4}$), the southeast quarter of the northwest quarter ($SE\frac{1}{4}NW\frac{1}{4}$), and the north half of the southeast quarter ($N\frac{1}{2}SE\frac{1}{4}$) of Section 28 Township 42 South, Range 11 West, SLM, Utah, containing 160 acres, more or less.

The south half of the southwest quarter ($S\frac{1}{2}SW\frac{1}{4}$) of Section 27; and the northeast quarter ($NE\frac{1}{4}$), and the north half of the northwest quarter ($N\frac{1}{2}NW\frac{1}{4}$) of Section 34 in Township 42 South, Range 11 West, SLM, Utah, containing 320 acres, more or less.

The southwest quarter of the northeast quarter ($SW\frac{1}{4}NE\frac{1}{4}$) of Section 4 in Township 42 South, Range 13 West, SLM, Utah containing 40 acres, more or less.

Lot 2 in Fractional Block 11a of the Hurricane Field Survey, as platted on the official map of said survey and filed for record in the office of the Recorder of Washington County, State of Utah, containing 1.28 acres, more or less.

The south half ($S\frac{1}{2}$) of Lot Two (2), Block Six (6) Plat "A" of the Hurricane Townsite Survey, as platted on the official map of said survey.

Lot One (1) in Block Fourteen (14) Plat "A" of the Hurricane Townsite Survey, as platted on the official map of said survey, and containing one and 9/40 acres, more or less.

Lot 9 of O. D. Gifford's Survey of the north half of the southwest quarter ($N\frac{1}{2}SW\frac{1}{4}$) and east half of the northwest quarter ($E\frac{1}{2}NW\frac{1}{4}$) of Section 28 in Township 41 South, Range 10 West, SLM, Utah, containing 9.95 acres, more or less.

7. That the administration of this estate be brought to a close and said administrators be and they are hereby discharged from the further duties of their trust.

Done this 20 day of March, 1953.

s/ Will L. Hoyt
J U D G E

CERTIFICATE OF COPY

BU-12A 245

STATE OF UTAH)
ss.
County of Washington)

I, Merrill Stucki Clerk of Washington County, Utah, and ex-officio Clerk of the District Court, do hereby certify that the above and foregoing is a full, true and correct copy of the original Decree of Settlement and Final Distribution

In witness whereof I hereunto set my hand and seal of the said Court above mentioned.
This 20th day of March A. D., 1953.

SEAL

Merrill Stucki Clerk
By LaVee Thornton Deputy

Filed for Record March 20, 1953 at 2:45 P. M.

Helen P. Bleak County Recorder

81.201 2-32

11-17-1953: quitclaim deed

U-12/377

P. H. [illegible]
Notary Public

My Commission expires 11/4/55
Filed for Record June 2, 1954 at 1:45 P. M. Helen P. Bleak County Recorder

87560 4-1 QUIT CLAIM DEED U-12 P. 377

ARDEN SCHIEFER and LUCY C. SCHIEFER, husband and wife, grantors, of Springdale, Washington County, Utah hereby quit claims, to CLARINDA WILSON, LATITIA JOSTET, BLANCH BOWERS, OTTO LANGSTON, CLAUDIUS LANGSTON, and CHAUNCEY H. LANGSTON, as tenants in common, grantees of _____ for the sum of One ($1.00) Dollar and other adequate consideration ~~DOLLARS~~ the following described tract of land in Washington county, Utah, described as follows, to-wit:

Beginning 2669.7 feet South from the North quarter corner of Section 28, Township 41 South, Range 10 west, Salt Lake Meridian, and running thence East 528 feet; thence North 302 feet; thence North 51°41' East 340 feet; thence North 22°17' East 174.75 feet; thence North 55°30' West 817.5 feet; thence South 54°02' West 25.5 feet; thence South 6°30' West 660 feet; thence West 66 feet; thence South 429 feet to the point of beginning, containing 13.61 acres. Less right of way in the Northwest corner of Lot 10, 10 feet each side of center line and more particularly described as follows: Beginning at a point 1618.32 feet South and North 86°30' East 142.5 feet from the North quarter corner of Section 28; thence North 76° East 68 feet.

Witness the hand of said grantors, this 17 day of August, 1952.

PART TR 04-122
D. 39

Lucy C. Schiefer
Arden Schiefer

Signed in the presence of
Richard A. Barnes N. P.

STATE OF UTAH ss.
County of WASHINGTON

On this ___ day of ___, 1952, personally appeared before me Arden Schiefer and Lucy C. Schiefer, husband and wife, the signers of the above instrument who duly acknowledged to me that they executed the same.

My Commission expires Mar 1-1955 SEAL Richard O. Barnes, Notary Public
Residing at Springdale, Utah,

Filed for Record June 8, 1954 at 9:40 A. M. Helen P. Bleak County Recorder

87620 ✓ 101-111-21 101-95-17 WARRANTY DEED

Thomas S. Bullock and Frances N. Bullock his wife Grantors, of Provo City, Utah County, State of Utah hereby CONVEY AND WARRANT to B. Vern Bullock Grantee, of _____ Provo City, Utah County, State of Utah
street Address City County State
for the sum of one dollar and other valuable considerations ~~DOLLARS~~ the following described tract of land in Washington County, State of Utah, to-wit:

N½ Lot 5, Blk 1, Plat B. Virgin Townsite Survey. Lot 6, Blk 6, Plat B. Virgin Townsite Survey.
Washington County, State of Utah.

WITNESS THE HAND of said Grantors this 17th. day of November, A. D. 1953.

Thomas S. Bullock
Frances N. Bullock

Signed in the presence of
Ben H. Bullock

STATE OF UTAH, ss.
County of Utah

On the 17th, day of November, A. D. 1953, personally appeared before me, a Notary Public in and for the State of Utah, Thomas S. Bullock and Frances N. Bullock his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

Ben H. Bullock
Notary Public
Residing at Provo, Utah

My commission expires April 22, 1954.

SEAL

MAIL TAX NOTICE TO
B. Vern Bullock
100 West 960 North St.,
Provo City, Utah

Filed for Record June 12, 1954 at 10:50 A. M.

Helen P. Bleak County Recorder

87621 ✓ 101-85-86 101-110-9 101-111-22 101-69-84 WARRANTY DEED

John C. Hansen and Alice B. Hansen his wife Grantors, of Provo City, Utah County, State of Utah hereby CONVEY AND WARRANT to B. Vern Bullock Grantee, of _____ Provo City, Utah County, State of Utah
Street Address City County State
for the sum of one dollar and other valuable considerations ~~DOLLARS~~ the following described tract of land in Washington County, State of Utah, to-wit:

Lot 3, Blk 3, Plat B. Virgin Townsite Survey. All of Lot 4, Blk 1, Plat B. Virgin Townsite Survey

B. U-12
P. 377

08-11-1952: warranty deed

82993 B2-279-82

Recorded at Request of Harvey Bleak

At 10:10 A.M. Fee Paid $ 1.00

By Hafen & Nelson Dep. Book U-12 Page 175 Ref.:

Mail tax notice to Address

WARRANTY DEED

LOVINA G. SEGLER, grantor of LaVerkin, County of Washington, State of Utah, hereby CONVEY and WARRANT to ZONA R. WRIGHT, grantee of Hurricane, County of Washington, State of Utah for the sum of Ten ($10.00) Dollars and other adequate consideration ~~XXXXXXX~~ the following described tract of land in Washington County, State of Utah, to-wit:

All of the Northwest quarter of the Northwest quarter ($NW\frac{1}{4}NW\frac{1}{4}$) of Section 12, in Township 40 South of Range 12 West, S.L.M., containing 40 acres, more or less;

Together with all improvements thereon and all appurtenances thereunto belonging, including water and range rights.

WITNESS the hand of said Grantor, this 13th day of August A. D. 19 52.

Signed in the presence of Lovina G. Segler

P. H. Gates

STATE OF UTAH, ss.
County of WASHINGTON

On the 13th day of August A. D., 1952 personally appeared before me Lovina G. Segler, the signer of the within instrument who duly acknowledged to me that she executed the same.

SEAL

P. H. Gates
Notary Public.

My Commission expires 11/4/55 My residence is Hurricane

Filed for record August 30, 1952 at 10:10 A. M.

Helen Bleak County Recorder
By Wilma Andrus Deputy

82996 B-2-82

U-12 P.175

QUIT CLAIM DEED

CLARINDA WILSON; LATITIA JUSTET; BLANCH BOWERS; OTTO LANGSTON, a single man; CLAUDIUS LANGSTON, a single mar.; and CHAUNCEY H. LANGSTON and DORA LANGSTON, his wife, grantors, of Springdale, Washington County, Utah hereby quit claims, to LUCY C. SCHIEFER grantee of Springdale, Washington County, Utah for the sum of One ($1.00) Dollar and other adequate consideration ~~XXXXXX~~ the following described tract of land in Washington county, Utah, described as follows, to-wit:

Beginning 528 feet East and 2367.70 feet South from the North quarter corner of Section 28, Township 41 South, Range 10 West, Salt Lake Base and Meridian; ~~XXXXXXXXXXXXXXXXXXXXXXXXX~~ H.G. thence North 51°41' East 340 feet; thence North 22°17' East 174.75 feet; thence North 55° 30' West 817.5 feet; thence North 54°02' East 198 feet; thence North 45°42' East 223.5 feet; thence East 31.3 feet; thence North 32°15' East 372.5 feet; thence North 34°48' East 119.7 feet; thence North 5°22' West 164 feet; thence North 35°54' East 159 feet; thence South 55° East 204.5 feet; thence North 85° East 264 feet; thence South 2016.70 feet; thence West 792 feet; thence North 302 feet to the point of beginning. Containing 33.64 acres.

Witness the hand of said grantors, this 11th day of Aug., 19~~X~~ 52

Signed in the presence of
Archie S. Jensen
Richard O. Barnes N.P.
8-16-52

Otto Langston
Blanch Bowers
Chauncey H. Langston
Dora R. Langston
Clarinda Wilson
Lettica S. Justet
Claude Langston

04-122
D. 39
PARCEL 2

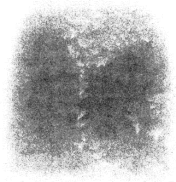
STATE OF UTAH ss.
County of Washington

On this 11th day of August, 1952, personally appeared before me Clarinda Wilson; Latitia Justet; Blanch Bowers; Otto Langston, a single man; Claudius Langston, a single man; and Chauncey H. Langston and Dora Langston, his wife, the signers of the above instrument who duly acknowledged to me that they executed the same.

SEAL

Richard O. Barnes, Notary Public
Residing at Springdale Ut.

My Commission expires Mar. 1-1955



U10-510

TAX DEED AT MAY SALE

WASHINGTON COUNTY, a body corporate and politic of the State of Utah, grantor, hereby conveys to Mary M. Hirschi, grantee, of Hurricane, Utah, the following described real estate in Washington County, Utah:

Lot 9 of O. D. Gifford's Survey of the N½SW¼ and E½NW¼, Section 28, Township 41 South, Range 10 West, S. L. M. 9.95 acres.

This conveyance is made in consideration of payment by the grantee of the sum of $101.95 delinquent taxes, penalties, interest and costs constituting a charge against said real estate, which was sold to said county at preliminary sale for nonpayment of general taxes assessed against it for the year 1940 in the sum of $16.80.

Dated this 23 day of May, 1945.

WASHINGTON COUNTY

By Alice Pendleton
County Auditor.

SEAL.

STATE OF UTAH,
ss.
COUNTY OF WASHINGTON,

On the 23rd day of May, 1945, personally appeared before me as County Recorder of Washington County, State of Utah, Alice Pendleton, the Auditor of said Washington County, the signer of the foregoing instrument, who duly acknowledged to me that she as such Auditor, executed the same.

Helen Bleak
County Recorder of Washington County, Utah.
By _____
Deputy.

SEAL

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record May 24, 1945 at 3 P. M.

Helen Bleak County Recorder

PART OF D. 39 AND TR. 04-122

B. U-10 P. 510

63990 BH-89-19

TAX DEED AT MAY SALE

WASHINGTON COUNTY, a body corporate and politic of the State of Utah, grantor, hereby conveys to Leo Lebaron, grantee, of Hurricane, Utah, the following described real estate in Washington County, Utah:

05-23-1945: tax deed

49/496

55359 ~~B1-39-12~~

WARRANTY DEED

Mary M. Hirschi, a widow Grantor, of Hurricane, in the County of Washington, State of Utah, hereby conveys and warrants to Woodrow Jepson Grantee, of Hurricane, Utah for the sum of One Hundred $ DOLLARS the following tract of land in Washington County, State of Utah, to-wit:

The south one-half (S½) of Lot Six (6) of Section Thirty-one (31) in Township Forty-two (42) South, Range Eleven (11) West of the Salt Lake Meridian, Utah, and containing 20 acres of land, more or less.

Witness the hand of said Grantor this 17th day of July A. D., 1940.

SIGNED IN THE PRESENCE OF — Mary M. Hirschi

C. Hirschi
Ora H. Reeve

STATE OF UTAH ss.
County of Washington

On this 17th day of July, 1940 personally appeared before me Mary M. Hirschi, a widow the signer of the above instrument, who duly acknowledged to me that she executed the same.

SEAL

My commission expires May 23 1943 — C. Hirschi, Notary Public. Hurricane, Utah

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record October 10, 1940 at 11:00 A.M.

LaVerne D. Swan County Recorder

55360 ~~B1-39-13~~

WARRANTY DEED

Mary M. Hirschi, a widow Grantor, of Hurricane, in the County of Washington, State of Utah, hereby conveys and warrants to Thomas N. Jepson Grantee, of Hurricane, Utah for the sum of One Hundred $ DOLLARS the following tract of landin Washington County, State of Utah, to-wit:

The north one-half (N½) of Lot Six (6) of Section Thirty-one (31) in Township Forty-two (42) South, Range Eleven (11) West of Salt Lake Meridian, Utah, and containing 20 acres, more or less.

Witness the hand of said Grantor this 17th day of July A. D., 1940.

SIGNED IN THE PRESENCE OF — Mary M. Hirschi

C. Hirschi
Ora H. Reeve

STATE OF UTAH ss.
County of Washington.

On this 17th day of July, 1940 personally appeared before me Mary M. Hirschi, a widow the signer of the above instrument, who duly acknowledged to me that she executed the same.

SEAL

My commission expires May 23 1943. — C. Hirschi, Notary Public. Hurricane, Utah

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record October 10, 1940 at 11:00 A.M.

LaVerne D. Swan County Recorder

55375 ~~B4-113-14~~

U-9 P. 496

WARRANTY DEED

Elwood Dennett and Nettie H. Dennett, his wife grantor of Provo, County of Utah, State of Utah, hereby CONVEY and WARRANT TO Arden G. Schiefer and Lucy C. Schiefer his wife as joint tenants with right of survivorship of Springdale, Washington County, Utah grantee of for the sum of DOLLARS, the following described tract of land in County, State of Utah:

Beginning at a point 654.55 ft. North and 851.52 ft East of the center of sec. 28 Twp. 41 So. Range 10 West Salt Lake Meridian and extending North 60°49' West for a distance of 782 ft. Thence North 29°11' East for a distance of 95 ft. Thence So. 60°49' East for a distance of 782 ft, Thence So. 29°11' West for a distance of 95 ft. to point of beginning. Containing 1.7 acres more or less within the SW¼ of the NE¼ of sec. 28 Twp. 41 So. Range 10 West Salt Lake Meridan Angles computed from true Meridian.

Together with all water rights amounting to two shares in the Flanigan ditch.

water

PART OF TR'S. 04-117 - D.35 AND 04-122-D.39

WITNESS the hand of said grantor, this day of , A. D. 19

Signed in the presence of — Elwood Dennett, Nettie H. Dennett

R. R. Thorne

STATE OF UTAH ss.
County of UTAH

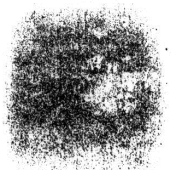
On the Fifteenth day of October, A. D. 1940. personally appeared before me Elwood Dennett and Nettie H. Dennett, his wife the signer of the within instrument, who duly acknowledged to me that they executed the same.

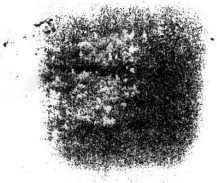
SEAL

My commission expires November 7th, 1942. — R. R. Thorne, Notary Public. My residence is Provo City, Utah.

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record October 16, A. D. 1940 at 11:00 A.M.

LaVerne D. Swan County Recorder





U-9/12

#47165 41-88-11

WARRANTY DEED

William H. Gifford and Lavinnia H. Gifford, his wife Grantors, of Springdale, in the County of Washington, State of Utah, hereby conveys and warrants to Elwood Dennett and Nettie H. Dennett, his wife as joint tenants with right of survivorship. Grantee, of Springdale for the sum of One Dollar and other considerations DOLLARS the following tract of land in Springdale, Townsite Washington County, State of Utah, to-wit:

Beginning at a point N. 5° 55' E. 45.71 ft. from NE. Cor. Lot 13 of the Springdale Townsite Survey; thNo5°55' E. 17.8 ft; th. S. 28° 05' E. 504 ft; th. N. 61°55' E. 28.5 ft; th. S. 28°52' E. 527.9 ft; th. S. 60°11' W. 85.5 ft; th. N. 28° 17' W. 540 ft; th N. 62°57' E. 41.7 ft; th. N. 28° 05' W. 480:4 ft to place of beginning.

The same being parts of lots 12 and 14 of the Springdale Townsite Survey and located in the East-half of the SE. quarter of Sec. twenty-nine (29) and in the NE. quarter of the NE. quarter of Sec. thirty-two (32) in Township fourty-one (41) South of Range ten (10) West of the Salt Lake Base and Meridian, and containing 1.12 acres of land be the same more or less with all water shares which is two (2)

This deed is a correction to deed No. 38258 Recorded in book Page Line

Filed and recorded Ellen Carter Dec. 9, 1933 at 11 A. M.

Witness the hand of said Grantors this 8th day of February A. D. 1937.

William H. Gifford

SIGNED IN THE PRESENCE OF Lavinnia H. Gifford

Marvin Terry

STATE OF UTAH,)
)ss.
County of Washington.)

On this 8th day of February, 1937 personally appeared before me William H. Gifford and Lavinnia H. Gifford the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires Oct. 19, 1939. SEAL Marvin Terry Notary Public.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for Record April 5,,1937 at 9 A. M.

Edna Woodbury County Recorder.

#47167 13-21-34

U-9 P. 12

WARRANTY DEED

Oscar DeMille And Josephine H. DeMille, his wife Grantors, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to Elwood Dennett and Nettie H. Dennett his wife as joint tenants with right of survivorship, Grantees, of Springdale, Washington County, Utah. for the sum of $40.00 DOLLARS the following described track of land in Springdale Washington County, State of Utah, to-wit:

Beginning at a point 654.55 ft. North and 851.52 ft. East of the center of Sec. 28, Twp. 41 So. Range 10 West Salt Lake Meridian and extending North 60°49' West for a distance of 782 ft. Thence North 29°11' East for a distance of 95 ft. Thence So. 60° 49' East for a distance of 782 ft, thence So. 29°11' West for a distance of 95 ft. to point of beginning. Containing 1.7 acres more or less within the SW1/4 of the NE1/4 of Sec. 28 Twp. 41 So. Range 10 West Salt Lake Meridan Angles computed from true Meridan.

Witness the hand of said Grantors this 20th day of A. D. 1937.

PART OF TRIS 04-117 and 04-122 D.35 and D.39

SIGNED IN THE PRESENCE OF

Marvin Terry Oscar DeMille
Josephine H. DeMille

STATE OF UTAH,)
)ss.
County of Washington.)

On this 20 day of March, 1937 personally appeared before me Oscar Demille and Josephine H. DeMille, his wife the signers of

4-9/12

#47165 LD1-88-11

WARRANTY DEED

William H. Gifford and Lavinnia H. Gifford, his wife Grantors, of Springdale, in the County of Washington, State of Utah, hereby conveys and warrants to Elwood Dennett and Nettie H. Dennett, his wife as joint tenants with right of survivorship. Grantee, of Springdale for the sum of One Dollar and other considerations DOLLARS the following tract of land in Springdale, Townsite Washington County, State of Utah, to-wit:

Beginning at a point N. 5° 55' E. 45.71 ft. from NE. Cor. Lot 13 of the Springdale Townsite Survey; theNo5°55' E. 17.8 ft; th. S. 28° 05' E. 504 ft; th. N. 61°55' E. 28.5 ft; th. S. 28°52' E. 527.9 ft; th. S. 60°11' W. 85.5 ft; th. N. 28° 17' W. 540 ft; th N. 62°57' E. 41.7 ft; th. N. 28° 05' W. 480.4 ft to place of beginning.

The same being parts of lots 12 and 14 of the Springdale Townsite Survey and located in the East-half of the SE. quarter of Sec. twenty-nine (29) and in the NE. quarter of the NE. quarter of Sec. thirty-two (32) in Township fourty-one (41) South of Range ten (10) West of the Salt Lake Base and Meridian, and containing 1.12 acres of land be the same more or less with all water shares which is two (2)

This deed is a correction to deed No. 38258 Recorded in book Page Line

Filed and recorded Ellen Carter Dec. 9, 1933 at 11 A. M.

Witness the hand of said Grantors this 8th day of February A. D. 1937.

William H. Gifford

SIGNED IN THE PRESENCE OF Lavinnia H. Gifford

Marvin Terry

STATE OF UTAH,)
)ss.
County of Washington.)

On this 8th day of February, 1937 personally appeared before me William H. Gifford and Lavinnia H. Gifford the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires Oct. 19, 1939. SEAL Marvin Terry
Notary Public.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for Record April 5, 1937 at 9 A. M.

Edmar Woodbury County Recorder.

#47167 133-272-34

U-9 P. 12

WARRANTY DEED

Oscar DeMille And Josephine H. DeMille, his wife Grantors, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to Elwood Dennett and Nettie H. Dennett his wife as joint tenants with right of survivorship, Grantees, of Springdale, Washington County, Utah. for the sum of $40.00 DOLLARS the following described track of land in Springdale Washington County, State of Utah, to-wit:

Beginning at a point 654.55 ft. North and 851.52 ft. East of the center of Sec. 28, Twp. 41 So. Range 10 West Salt Lake Meridian and extending North 60°49' West for a distance of 782 ft. Thence North 29°11' East for a distance of 95 ft. Thence So. 60° 49' East for a distance of 782 ft, thence So. 29°11' West for a distance of 95 ft. to point of beginning. Containing 1.7 acres more or less within the SW¼ of the NE¼ of Sec. 28 Twp. 41 So. Range 10 West Salt Lake Meridan Angles computed from true Meridan.

PART OF TRIS 04-117 and 04-122 D.35 and D.39

Witness the hand of said Grantors this 20th day of A. D. 1937.

SIGNED IN THE PRESENCE OF

Marvin Terry Oscar DeMille
Josephine H. DeMille

STATE OF UTAH,)
)ss.
County of Washington.)

On this 20 day of March, 1937 personally appeared before me Oscar Demille and Josephine H. DeMille, his wife the signers of the above instrument, who duly acknowledged to

Washington, State of Utah, and particularly described as follows, to-wit:

All of Lot 3 in Block 14 of Plat "A" of the Hurricane Townsite Survey, as filed in the office of the ~~Clerk of the~~ County Recorder of Washington County, Utah, and containing 1 and 9/10 acres, be the same more or less, together with all water rights and improvements thereon or pertaining thereunto and all other rights, privileges and appurtenances thereunto belonging or in anywise appertaining.

Also 80 shares of capital stock in the St. George and Santa Clara Bench Irrigation company, represented by Certificate No. 137.

And I do hereby further certify that I offered the said property for sale in separate and distinct lots or parcels, but that no bid was received therefor when offered in such form; that the said property was then sold in one lot or parcel, and that the sum of Eight H undred and No/100 Dollars (800.00) was the highest and best bid made therefor; and that said property so sold is subject to redemption in lawful money of the United States of America, pursuant to the statutes in such cases made and provided.

Given under my hand this 14th day of April, A. D. 1936.

John H . Cottam
SHERIFF OF WASHINGTON COUNTY, UTAH.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for record /April 20, 1936 at 9 A. M.

Edna Woodbury County Recorder

44620 B3-212-33 H1-17-30

WARRANTY DEED B.U8 P.429

A G Schiefer grantor of Springdale, County of Washington, State of Utah, hereby Convey and Warrant to Lucy C Schiefer grantee of Springdale, Utah for the sum of One ($1.00) Dollars the following described tract of land in Washington County, State of Utah:

Beginning at SE corner of SW¼NE¼ of Section 28, Township 41 South, Range 10 West, thence West 12 chains; thence North 5.5 chains; thence North 44 degrees 30' East 7.05 chains; thence North 55 degrees 30' East 2.5 chains; thence North 34 degrees 30' East 1.4 chains; thence North 55 degrees 30' West 12 chains; thence North 29 degrees East 5.75 chains; thence North 31 degrees 20' East 4.09 chains; thence North 3 degrees 45' East 5 chains; thence South 55 degrees East 5 chains; thence North 85 degrees East 4.55 chains; thence south 30 degrees 30.19 chains to beginning, containing 19 acres.

Together with all improvements thereon and all water used on said land, and all water rights thereunto appertaining including 7 1/10 acres of water in the Flannigan ditch.

Witness, the hand of said grantor, this 22 day of April, A.D. 1936 water

Signed in the presence of A. G. Schiefer

C Hirschi

State of Utah)
) ss.
County of Washington)

On the 22nd day of April, A.D. 1936 personally appeared before me A.G Schiefer the signer of the within instrument, who dully acknowledged to me that he executed the same.

SEAL

C. Hirschi
Notary Public
Hurricane, Utah

My commission expires May 23 1939.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for record April 22, 1936 at 10 A. M.

Edna Woodbury County Recorder.

U-8 pg 429

part of E½W½NE¼ Sec. 28

Part of Tract 04-122 and D. 39

ALSO PART OF D.35 and 37

the signer of the above instrument, who duly acknowledged to me that he executed the same.

My commission expires Jan. 4, 1939. SEAL John T. Woodbury Notary Public Residing at St. George, Utah

U-8/308

Filed July 11, 1935 at 2 P. M.

I hereby certify the foregoing to be a full, true and correct copy of the original.

Elma Woodbury
County Recorder

41937 83-212-8

U-8 P.308

WARRANTY DEED

Oscar DeMill and Josephine H. DeMill, his wife, Grantors, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to A. G. Schiefer Grantee, of Springdale, Washington County, State of Utah for the sum of One ($1.00) DOLLAR the following tract of land in Springdale Washington County, State of Utah, to-wit:

$2.00 U.S. Internal Revenue Stamps

Beginning at SE corner of SW¼NE¼ of Section 28, Township 41 South, Range 10 West, thence West 12 chains; thence North 5.5 chains; thence North 44°30' East 7.05 chains; thence North 55° 30' East 2.5 chains; thence North 34°30' East 1.4 chains; thence North 55°30' West 12 chains; thence North 29° East 5.75 chains; thence North 31°20' East 4.09 chains; thence North 3°45' East 5 chains; thence North 85° E 4.53 chains; thence South 30°30.19 chains chains to beginning, containing 19 acres.

Together with all improvements thereon and all water used on said land, and all water rights thereunto appertaining including 7 1/10 acres of water in the Flannigan ditch.

water

PART OF TR'S. 04-117, 04-121 AND 04-122

D.39

Witness the hand of said Grantors this 11th day of July A. D. 1935.

SIGNED IN THE PRESENCE OF

Oscar DeMill
Josephine H. DeMill

STATE OF UTAH, }
County of Washington. } ss.

On this 11th day of July, 1935, personally appeared before me Oscar DeMill and Josephine H. DeMill, his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires February 18, 1938. SEAL Orval Hafen Notary Public Residing at St. George, Utah

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for Record July 13, 1935 at 11:30 A. M.

Elma Woodbury
COUNTY RECORDER.

41958 W-7-69-12

WARRANTY DEED

John H. Hastings and Martha J. Hastings, his wife, grantors of Hurricane, County of Washington, State of Utah, hereby CONVEY AND WARRANT to Jacob Lee (grantee) of Virgin, Utah for the sum of One Dollar and other valuable considerations DOLLARS the following described tract of land in Washington County, State of Utah:

Beginning at the south-west corner of Lot 1 in Block 11 as platted on the official map of the Virgin City Township Survey, and running thence east 3½ rods; thence north 11 rods; thence west 3½ rods; thence south 11 rods to the place of beginning, and containing 38½ square rods of land, more or less.

Witness the hand of said grantors, this 12th day of July, A. D. 1935.

Signed in the presence of
C. Hirschi

John H. Hastings
Martha J. Hastings

STATE OF UTAH }
County of Washington } ss.

On the 12th day of July, A. D. 1935 personally appeared before me John H. Hasting and Martha J. Hastings, his wife the signers of the within instrument, who duly acknowledged to me that they executed the same.

My commission expires May 23, 1939 SEAL C. Hirschi Notary Public Hurricane, Utah

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for Record July 15, 1935 at 9 A. M.

Elma Woodbury
County Recorder.

U-6 P.392

PART OF D.39
AND TR. 04-122

I hereby certify the foregoing to be a full,true and correct copy of the original.
Filed for Record Dec. 6, 1926 at 9 A.M.

Ellen Carter
County Recorder

4-6-39

27632 31-223-31

QUIT CLAIM DEED.

John Winder and Mary A. Winder, his wife grantor of Springdale County of Washington, State of Utah, hereby Quit Claim to Enos F. Winder grantee of Springdale, Utah for the sum of Fifty Dollars the following described tract of land in Springdale, Washington County State of Utah.

All of Lot Number Nine (9) of Oliver D. Gifford's Survey of the $N\frac{1}{2}$ of $SW\frac{1}{4}$ & $E\frac{1}{2}$ $NW\frac{1}{4}$ Sec. 28 Tp. 41 S. R. 10 W. S.L.MM. and containing 9.85 acres more or less, together with allwater rights and all other appurtenances thereunto belonging or in any wise appertaining.

water

Witness, the hand of said grantor, this 24 day of November, A. D. one thousand nine hundred and twenty six.

Signed in the Presence of

N. A. Larson

John Winder
Mary A. Winder

State of Utah, County of Washington:ss

1926

On the 24 day of November A. D. one thousand nine hundred and twenty six personally

11-24-1926: quitclaim deed

H139416

U6 - 153

25840 B1-223-1f

AUDITOR'S TAX DEED.

PROPERTY SOLD TO COUNTY.

THIS DEED, made the 20th day of April A. D. 1925, between Washington County, State of Utah, by William Brooks County Clerk and Ex-officio Auditor of said County, party of the first part, and Washington County, State of Utah, party of the Second part, witnesseth

That Whereas, as shown by Certificate of Sale, made by Nephi M. Savage as County Treasurer of Washington County, aforesaid, dated Dec. 27th 1920, this day presented to the party of the first part, and hereinafter referred to, that in the yeaf 1920 the property hereinafter described having been duly assessed according to law, there were duly levied for the said year, State, State School, and State Bounty Taxes for the State of Utah, County and County School Taxes for Washington County, State of Utah and State road tax, County road tax, County Igent, County Library, County Inspector, taxes of Washington County, in the aggregate amount of Fifty-one and 45/100 Dollars, against John Winder on the real property hereinafter particularly described, situate in Washington County, Utah: that on the 21st day of December of said year, after due notice of assessment for said year, and notice of time and place for the payment of said taxes and the time when they would become delinquent, and opportunity to pay the same having been given to said John Winder in the manner prescribed by law, and the said taxes being then past due, wholly unpaid and delinquent, the said Treasurer offered for sale, at the front door of the County Court House of Washington County, State of Utah, at public auction, in the manner provided by law, the property hereinafter described, and all other delinquent property, upon which delinquent taxes had not been paid, for the year 1920, and the sale of said delinqaent property requiring more than one day for its completion, the said Treasurer continued to sell from day to day; and in due and regular course of said sales to-wit, on the 27th day of December 1925, all of said taxes on the property hereinafter described, being still unpaid, did offer for sale at public auction at the front door of the County Court House of Washington County, State of Utah, to the highest responsible bidder for case, sufficeient of the said delinquent property hereinafter described, assessed to John Winder to pay the said taxes and costs; That at said sale no person bid or offered to pay the said taxes and costs for a smaller portion of said property than the entire tract assessed as hereinafter described; that thereupon the whole of said property was then offered for the taxes and costs aforesaid; and no person bidding or offering to pay the said taxes and costs for the real estate so offered as herein set forth. the property hereinafter described was sold to Washington County, for the amount of Fifty-One and 45/100 Dollars, the same being said taxes and costs; and pursuant to law, the said Treasurer executed a Certificate of Sale, covering said property, dated December 27th, 1920, to Washington County, and delivered same to the County Clerk and ex-officio Auditor of Washington County, State of Utah: that four years have elapsed since the date of said sale, and said property has not been redeemed therefrom, and Whereas, the said Washington County has on this twentyith day of April, 1925, presented to me as County Clerk and Ex-officio Auditor aforesaid, the said Certificate of Sale and demanded a deed of conveyance of said premises:

Now Therefore, the said party of the first part as County Clerk and Ex-officio Auditor of Washington County, aforesaid, in consideration of the premises, and pursuant to the provisions of Section 6030, Chapter 8, Title 106, of the Compiled Laws of Utah, 1917, hereby conveys to the said party of the second part, heirs and assigns, all that certain piece or parcel of land situated in Washington County, State of Utah, and described as follows, to-wit:

B. U-6 P. 153

PART OF D. 39 and
TRACT 04-122

U6-154

Lot nine of the O. D. Gifford Survey Section 28, Township 41, South Range 10 West, Salt Lake Meridian, and containing nine and 85/100 Acres be the same more or less.

Witness my hand and seal as County Clerk and Ex-Officio Auditor of said County, the day and year hereinabove written.

SEAL.

Washington County, State of Utah.
By William Brooks As County Clerk and Ex-officio Auditor of County, State of Utah.

Signed, Sealed and Delivered in the presence of Laura A. Gates.

Stateof Utah)
County of Washington) SS

On the 20th day of April 1925, personally appeared before me Ellen Carter, County Recorder of Washington County, State of Utah, William Brooks the County Clerk and ex-officio Auditor of Washington County, Utah, the signer of the foregoing instrument, who duly acknowledged to me that he as such County Clerk and Ex-officio Auditor, aforesaid, executed the same.

SEAL.

Ellen Carter, County Recorder.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for Record Aug. 7, 1925 at 11 A.M:
Recorded Aug. 10, 1925.

Ellen Carter
County Recorder.

25852 D-1-22-31 WARRANTY DEED.

Charles D. Alsop and Mabel C. Alsop, his wife, Grantors, of Virgin, in the County of Washington, state of Utah, hereby convey and warrant to Ina Hunter Grantee of Los Angeles Calif for the sum of One hundred Fifty Dollars the following described tract of land in Washington County, State of Utah, to-wit: Lot 1 in Block 20 of the Virgin Reserve Oil Subdivision in the County of Washington, State of Utah, as per map recorded in book "A", of Official Plats at page 111, records of Washington County, Utah.

Together with all oil and mineral rights of said grantors in and to said property, as said rights are defined and determined by a certain oil and gas lease executed by the grantors as lessors, which said lease is recorded in Book U-5, page 255, Records of Washington County, Utah.

Said property is hereby conveyed subject to the terms of said lease and all restrictions and reservations of record.

Said property is also subject to all taxes assessed or assessments levied for the year 1925.

Witness the hand of said Grantors this 24th day of Sept. A. D., 1924

Signed in the presence of
Claud Hirschi

$1.50 Internal Revenue Stamps

Charles D. Alsop

Mabel C. Alsop By Charles D. Alsop As Attorney in fact.

State of Utah, County of Utah SS

On the 25th day of September A. D. One Thousand Nine Hundred and Twenty-four personally appeared before me Charles D. Alsop, the signor of the above instrument, who duly acknowledged to me that he executed the same.

Publ

Ellen Searles
County Recorder.
By Mattie Sandilow
Deputy

24337

B. U5 P. 530

B1-223-7

B.U-5 P.530

PART OF D. 39 TR. 04-122

DECLARATION OF HOMESTEAD.

KNOW ALL MEN BY THESE PRESENTS.

That I, John A. Winder, do hereby declare that I am a married man and the head of a family; that the name of my wife is Mary A. Winder; that my family consists of a wife and ten children, that my wife resides with me; that eight of said ten children are minors and reside with me under my maintenance and care; that I am the owner of the fee simple title to the following real property situated in the County of Washington, State of Utah:

All of Lot nine (9) of Oliver D. Gifford's Survey, of the N½ SW¼ and the E½ NW¼ of Section twenty-eight (28), Townsnip forty one (41) South, of Range Ten (10) West of the Salt Lake Meridian, containing Nine (9).85 acres of land bet the same more or less. that I am the owner of the fee simple title of the following real property, situated in the County of Kane, State of Utah;

W¼: E½ SW¼: S½ SE¼; Township 41. South Range 9 West of the Salt Lake Meridian.

That I do by there presents claim the premises described in the two foregoing descriptions together with all improvements thereon and all appurtenances thereto as a homestead; that the actual value of said premises I estimate to be $5000.00

John A. Winder

State of Utah)
(SS
County of Washington)

On this 17th day of March, A. D. 1924, before me William Brooks, County Clerk of County of Washington, of the State of Utah, personally appeared John A. Winder, the signer of the above instrument, who duly acknowledged to me that he

03-17-1924: declaration of homestead

owner of the fee simple title to the following real property situated in the County of Washington, State of Utah:

All of Lot nine (9) of Oliver D. Gifford's Survey, of the N½ SW¼ and the E½ NW¼ of Section twenty-eight (28), Township forty one (41) South, of Range Ten (10) West of the Salt Lake Meridian, containing Nine (9).85 acres of land bet the same more or less. that I am the owner of the fee simple title of the following real property, situated in the County of Kane, State of Utah;

W½: E½ SW¼: S½ SE¼; Township 41. South Range 9 West of the Salt Lake Meridian.

That I do by there presents claim the premises described in the two foregoing descriptions together with all improvements thereon and all appurtenances thereto as a homestead; that the actual value of said premises I estimate to be $5000.00

John A. Winder

State of Utah)
(SS
County of Washington)

On this 17th day of March, A. D. 1924, before me William Brooks, County Clerk of County of Washington, of the State of Utah, personally appeared John A. Winder, the signer of the above instrument, who duly acknowledged to me that he executed the same.

In Witness whereof, I have hereunto set my hand and affixed the seal of my office, the day and year above written.

William Brooks, County Clerk,

Residing at St. George, Utah

I hereby certify the foregoing to be a full, true and correct copy of the original.

Filed Mar. 17, 1924 at 10 A.M. Recorded Mar. 17, 1924. 3-17-1924

County Recorder.

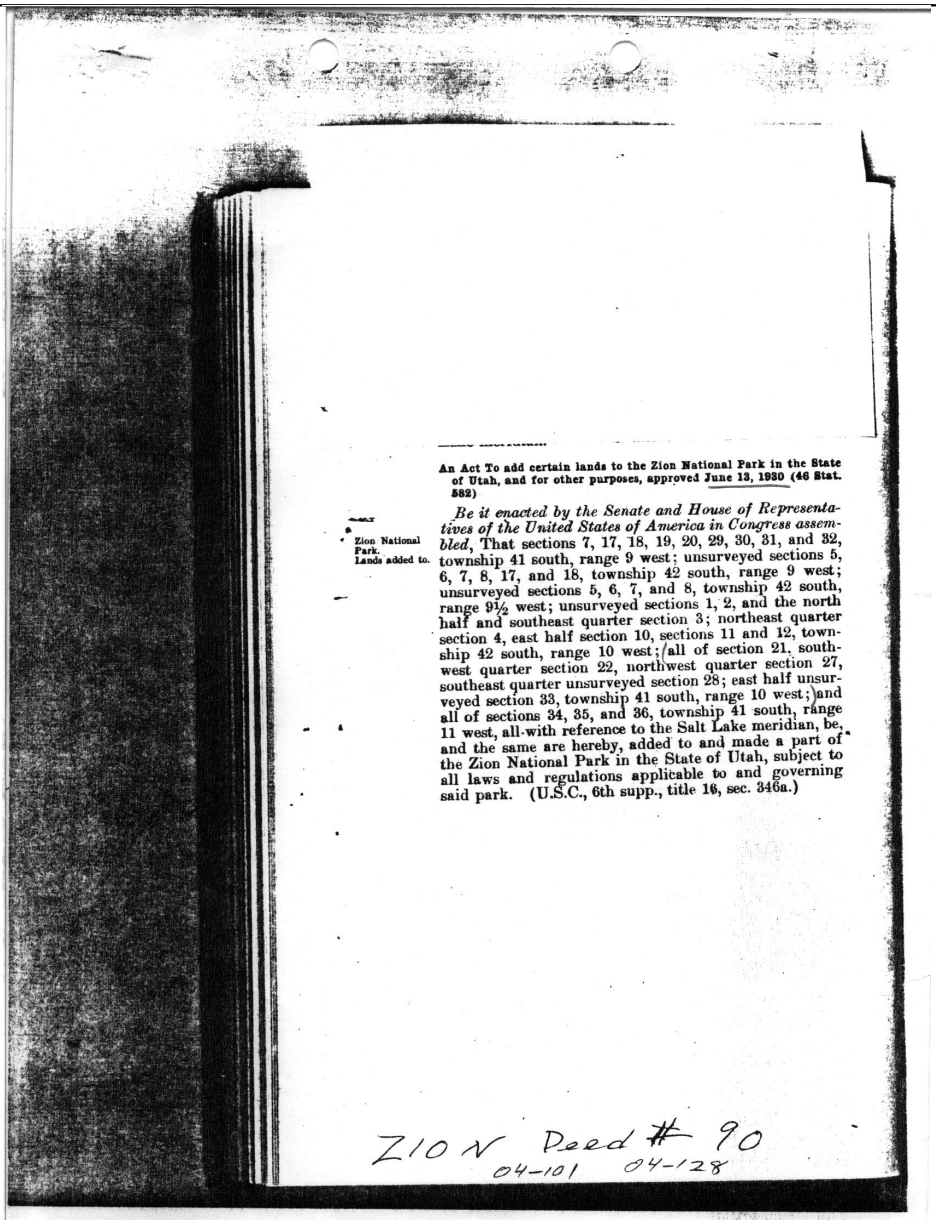
03-17-1924: declaration of homestead - proof of appearance

Deed 90, Tract 04-128

Act of Congress, June 13, 1930

Public Domain Land

No water claimed from Flanigan Ditch in the SW1/4 SW1/4, Section 22



An Act To add certain lands to the Zion National Park in the State of Utah, and for other purposes, approved June 13, 1930 (46 Stat. 582)

Zion National Park. Lands added to.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 7, 17, 18, 19, 20, 29, 30, 31, and 32, township 41 south, range 9 west; unsurveyed sections 5, 6, 7, 8, 17, and 18, township 42 south, range 9 west; unsurveyed sections 5, 6, 7, and 8, township 42 south, range 9½ west; unsurveyed sections 1, 2, and the north half and southeast quarter section 3; northeast quarter section 4, east half section 10, sections 11 and 12, township 42 south, range 10 west; all of section 21, southwest quarter section 22, northwest quarter section 27, southeast quarter unsurveyed section 28; east half unsurveyed section 33, township 41 south, range 10 west; and all of sections 34, 35, and 36, township 41 south, range 11 west, all with reference to the Salt Lake meridian, be, and the same are hereby, added to and made a part of the Zion National Park in the State of Utah, subject to all laws and regulations applicable to and governing said park. (U.S.C., 6th supp., title 16, sec. 346a.)

ZION Deed # 90
04-101 04-128

involves public domain land in the SW¼SW¼ sec. 22. The 1925 decree only gave Flannigan Ditch water in Sec. 21, 28, 32 and 33.

Deed 90
04-101 and 04-128

00-00-0000: list of back-up deeds for demille water transfer of 0.27 cfs as per award 67

Back-Up deeds for DeMille water transfer of 0.27 cfs as per Award 67

Book 75, pages 315, 316 January 22, 1968

Book 75, page 129 January 15, 1968

Book 168, page 479 March 6, 1975

Book 452, page 623 June 5, 1986

Certificate of permanent change of point of diversion.

Application a-5170 (area 81) certificate a-688, July 22, 1970

01-22-1968: warranty deed

132955 315

Recorded at Request of Ardell DeMille January 22, 1968

at 11:00 A.M. Fee Paid $ 3.40 Helen P. Barker County Recorder

By ..... Dep. ..... Book 74 Page 315-316 Ref.: .....

Mail tax notice to ..... Address .....

WARRANTY DEED

FLANIGAN DITCH COMPANY, A Mutual Association grantor

of Rockville , County of Washington , State of Utah, hereby

CONVEY and WARRANT to Ardell D. DeMille and Donald E. DeMille, undivided 1/2 interest each.

of Rockville, Utah grantee

One and no/100 ($1.00) for the sum of DOLLARS,

the following described water right in Washington County,

State of Utah:

All interest to 0.27 second feet of water evidenced by Award 67, page 15 of the Virgin River Decree, as amended by Change Application No. a-4874 Certificate No. a-541, for the irrigation requirements of 14.70 acres.

these names were given to me by ardell DeMille on 8-9-89 L. Garrison

ARDEN Jr SCHIEFER
VERDA CRAWFORD

WITNESS, the hand of said grantor, this day of A. D. 19

Signed in the Presence of

Donald E. DeMille

Board member of Flanigan Ditch
Arden Jr. Schiefer
Secretary Board member of Adrian Irrigation Springdale Consolidated Irrigation Co.
ADRIAN DENNETT

STATE OF UTAH
County of Washington } ss.

On the 3rd day of [illegible] A. D., 1968 personally appeared before me

the signer of the within instrument, who duly acknowledged to me that he executed the same.

S. K. Yeates

Notary Public

My Commission expires May 5 1969 My residence is Springdale

SO. UTAH TITLE CO., 83 E. 100 N., ST. GEORGE, UTAH

Entry No. 133161 Recorded at request of State of Utah 129
Date February 20, 1968 at 9:00 A.M. Book 75 Page 129 Fee, None
Helen L. Barker Washington County Recorder, By _____ Deputy

WARRANTY DEED

Ardell DeMille and Mary Jane DeMille, husband and wife, Grantors, of Rockville, in the County of Washington, State of Utah, hereby conveys and warrants to the State of Utah, acting through the

BOARD OF WATER RESOURCES

Grantee, for the sum of Ten ($10.00) Dollars and other valuable consideration, receipt of which is hereby acknowledged, all the rights, title and interest which they have or may have to the Water Rights, shown in the Decreed Schedule of Water Rights on the Virgin River in District Court of the Fifth Judical District in and for Washington County, State of Utah, St. George and Washington Canal Company, a corporation, plaintiff, vs. Hurricane Canal Company, a corporation, defendants, of December 12, 1925, by Thomas H. Burton, Judge, as amended by supplemental and final decree of April 21, 1931, by LeRoy Cox, Judge:

Award No. 67 to the Flanigan Ditch Company of which .27 cfs is owned by the Grantors. Also:

Application No. a-5170, changing the point of diversion from the Virgin River which is pending approval by the Utah State Engineer.

WITNESS the hand of said Grantor(s) this 15 day of January, A.D. 1968. 1-15-68

SIGNED IN THE PRESENCE OF:

Ardell D DeMille

Witness

Mary Jane DeMille

STATE OF UTAH)
: ss.
County of Washington)

On this 15 day of January, 1968, personally appeared before me Ardell D DeMille & Mary Jane DeMille, the signer(s) of the above instrument who duly acknowledged to me that they executed the same.

NOTARY PUBLIC

Residing at: Rockville, Utah
My Commission Expires: March, 1971

TRANSFER AND CONVEYANCE
OF PROPERTY

The State of Utah, acting through the BOARD OF WATER RESOURCES, GRANTOR, for the full payment of the purchase price of Agreement, dated January 15, 1968, with ARDELL DE MILLE, receipt of which is hereby acknowledged, hereby transfers and conveys to ARDELL DE MILLE and MARY JANE DE MILLE, his wife, of Washington County, State of Utah, GRANTEE, the following described water right:

Award 67, Virgin River Decree, Change Application No. a-2995 and a-4875, Certificate No. a-541; also Change Application No. a-5170 (Area 81), Certificate No. a-688; for .27 cfs from the North Fork Virgin River, on file in the office of the State Engineer. This right is limited to the irrigation requirement of 14.70 acres, for Ardell DeMille and Donald E. DeMille, ½ interest each.

IN WITNESS WHEREOF, we have herewith set our hands this 6th day of March, 1975.

BOARD OF WATER RESOURCES

ATTEST:

Marion Olsen
Chairman

Daniel F. Lawrence
Director

STATE OF UTAH)
: ss.
County of Salt Lake)

On this 6th day of March, 1975, personally appeared before me Marion Olsen and Daniel F. Lawrence who being duly sworn did say that they are, respectively, the Chairman and Director of the BOARD OF WATER RESOURCES and that they executed the foregoing instrument for and on behalf of the said BOARD by authority of a resolution by said BOARD at a regular meeting thereof, and the said Marion Olsen and Daniel F. Lawrence duly acknowledged to me that said BOARD executed the same.

DEPT. PAGE NOTARY PUBLIC Commission Expires April 14, 1978 STATE OF UTAH

Notary Public

My Commission Expires: April 14, 1978

Residing at: Bountiful, Utah 84010

166564
Entry No. ..... Fee $2.50
Recorded at Request of Ardell DeMille
Date Mar. 19, 1975 at 11:05 M
Book 168 Page 479
Washington County Recorder

479

WARRANTY DEED

ARDELL D. DEMILLE AND MARY JANE DEMILLE, his wife, of Washington County, State of Utah, GRANTORS, hereby convey and warrant to the State of Utah, acting through the BOARD OF WATER RESOURCES, GRANTEE, for the sum of TEN DOLLARS ($10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, the following-described water rights:

All right, title, and interest which the Grantors may hold in Award No. 67 of the Virgin River Decree and associated rights contained in Water Users Claim No. 81-1135.

WITNESS the hand of said grantors, this 5 day of June, 1986.

Ardell D. DeMille
Ardell D. DeMille

Mary Jane DeMille
Mary Jane DeMille

STATE OF UTAH)
: ss.
County of Washington)

On the 5th day of June, 1986, personally appeared before me Ardell D. DeMille and Mary Jane DeMille, his wife, the signers of the foregoing instrument, who duly acknowledged to me that they executed the same.

Notary Public

My Commission Expires: May 2, 1987

REQUEST: STATE OF UTAH RESOURCES
BOOK 452 PAGE 623
FEE $ NIL
1987 MAY 15 PM 3:01
DOCUMENT NO. 315262
HERBERT S. BENTLEY
WASHINGTON CITY RECORDER
BY

623

06-22-1970: certificate of permanent change of point of diversion, place, purpose or period of use of water; certificate # a-688

CERTIFICATE OF PERMANENT CHANGE OF POINT OF DIVERSION, PLACE, PURPOSE OR PERIOD OF USE OF WATER

STATE OF UTAH

Change Application No. a-5170 (Area 81) Certificate No. a-688

1. Nature of change: Point of diversion ☒ Place of use ☐ Purpose of use ☐ Period of use ☐
2. Name of applicant ~~State of Utah, Board of Water Resources~~ ~~& Donald E. DeMille, ½ int. each~~
3. Address of applicant 435 State Capitol Building
   Salt Lake City, Utah 84114
4. Source of supply ~~North Fork Virgin River~~ Drainage area ~~Colorado River~~
5. Priority of original right ~~1880~~ Priority of change ~~February 24, 1967~~
6. Right or rights upon which change was based ~~Award 67, Virgin River Decree, Ch. Appl. a-2995~~ Appl. 4375, Cert. No. a-541
7. Quantity of water changed ~~0.27~~ c.f.s. _____ Acre-ft.
8. Nature and annual period of use: (both dates inclusive)

X	Irrigation	from	January 1	to	December 31
_____	Stockwatering	from	_____	to	_____
_____	Domestic	from	_____	to	_____
_____	Municipal	from	_____	to	_____
		from	_____	to	_____

9. Point of diversion North 606 ft. East 1631 ft. from the SW Cor. Sec. 32, T41S, R10W, SLBM.

   Washington County, Utah
10. Description of diverting works Concrete diversion dam, inverted siphon & open ditches
11. Place and/or extent of use

    Irrigation Purposes: 3.3 acs. SE¼SE¼ 8.21 acs. SW¼SE¼, 7.39 acs. SE¼SW¼, Sec. 1, T42S, R11W, SLBM, 1.09 acs. NE¼NE¼, 4.36 acs. NW¼NE¼, 4.40 acs. NE¼NW¼, Sec. 12, T42S, R11W, SLBM or a total of 28.75 acres.

    This right is limited to the irrigation requirements of 14.70 acres.

W.U.C. NO. 1125

12. Other rights appurtenant Supplemental with rights from the Hall & Grafton Irrigation Company

This certificate entitles the holder to use only sufficient water from all rights combined to constitute an economic duty without waste.

The right evidenced by this certificate is restricted to the change described herein, and the certificate in no way establishes nor validates the water right claimed by the applicant, and the change is to in no way enlarge the original right or rights.

The works employed in this change are to be operated and maintained in such manner and condition as will prevent waste of water.

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office this 22nd day of July, 19 70.

Needs to be a docked. Hurrigan DITCH (ZION)

Hubert C. Lambert
Hubert C. Lambert
State Engineer

IN THE DISTRICT COURT OF WASHINGTON COUNTY STATE OF UTAH

ST. GEORGE AND WASHINGTON CANAL COMPANY, a corporation,

Plaintiff,

vs.

HURRICANE CANAL COMPANY, a corporation,

Defendant.

COPY

SUPPLEMENTAL AND FINAL DECREE.

Temp. Exhibit No.....
Utah Exhibit No.....
Ident.....Adm.....

This matter came before the court on the 12th day of December, 1930, upon the notice given to all parties thereto of hearing provided in the proposed decree in said case, whereby the court retained jurisdiction of the case for a period of five years, to modify or change the duty of water and to correct such other errors as may be necessary. The five-year period having elapsed December 12th, 1930, and the parties to said case having been notified of said final hearing set for December 12th, 1930, the court on said day proceeded to hear all applications for change of duty, and the correction of other errors in said decree which were filed on or prior to the 12th day of December, 1930. That the court commenced on said date and from time to time as fast as the court could expediently do, heard all the protests and petitions which were filed in said case, and from the evidence herein finds that the decree heretofore entered by the court on the 12th day of December, 1925, and a schedule of water rights therein listed should and is hereby declared to be a final decree, adjudicating the water rights of all the water on the Virgin River System, provided that the court finds upon the hearing of the petitions filed prior to the 12th day of December, 1930, that the said schedule of water rights should be amended, and is hereby amended in so far as it applies to the following water rights which are contained in said proposed determination and set out in the decree of December 1925.

Frank A. Thorley and Thomas A. Thorley,
Cedar City, Utah. From May 1, to Nov. 1.

56	a	1894	2	107.6	60	1.77 cfs.	Said water to be diverted from two sources described as follows: (1) from an unnamed spring in the SW¼ SE¼ of Sec. 33, T. 38 S. R. 10 W., and (2) from a spring area in the N½ NE¼ Sec. 4, T. 39 S. R. 10 W., and used to irrigate 104.7 acres of land described as follows: 4.5 acres in Sec. 33, T. 38 S. R. 10 W, 28.4 acres in Sec. 4, and 76.7 acres in Sec. 3, T. 39 S. R. 10 W.
							From May 1 to Nov. 1.
	b	1854	1	(Supplemental to Paragraph a)			Said water to be diverted from First Creek at a point S 52° 30' W. 700 ft. from the NE Cor. of Sec. 5, T. 39 S. R. 10 W, and used as a supplemental supply to the land described in paragraph (a) hereof.

John H. Gifford Ditch Company,
Springdale, Utah. From Jan. 1, to Dec. 31.

65		1894	2	29.0	55	.52 cfs.	Said water to be diverted from either or both of two points as follows: (1) from the North Fork of the Virgin River at a point in Sec. 15, T. 41 S. R. 10 W., and (2) from Oak Creek at a point 200 ft. S. and 1850 ft. W. of the NE Cor. of Sec. 21, Tp. and Range aforesaid. Said water to be conveyed through the John H. Gifford Ditch and used to irrigate 29 acres described as follows: 28 acres in Sec. 21 and 1 acre in Sec. 22, Tp. and Range aforesaid, and is to be divided among the owners named hereafter in the ratio of their respective individual acreage, to the total acreage as follows: W. L. Crawford, 14 acres, Jacob Crawford, 5 acres, John Jolley, 5 acres, Daniel Crawford, 1 acre. John Crawford, 1 acre, and James Crawford, 3 acres.

COPY

	Crawford Ditch Company, John R. Crawford, Pres., Springdale, Utah.					From Jan. 1, to Dec. 31.
86	1677	1	66.7	55	1.21 cfs.	Said water to be diverted from the North Fork of the Virgin River into the Crawford Ditch at a point 250 ft. S. and 1300 ft. E. of the NW Cor. Sec. 22, T. 41 S. R. 10 W, and used to irrigate 66.7 acres of land described as follows: 61.3 acres in Sec. 21, 5.1 acres in Sec. 22, and .3 acre in Sec. 28, Tp. and Range aforesaid, said water to be divided among the owners named hereafter in the ratio of their respective individual acres to the total acreage as follows: John R. Crawford, 27.4 acres, Daniel Crawford, 6.1 acres, James Crawford, 26 acres, E. E. Winder, 5 acres, Lyle Winder, 1.1 acre, Hyrum Reusch 1.1 acres. Total 66.7 acres.
	Rockville Town Ditch Company, Roswell DeMille, Pres., Rockville, Utah.					From Jan. 1, to Dec. 31.
85	1682,	1.	211.3	55	3.84 cfs.	Said water to be diverted from the North Fork of the Virgin River into the Rockville Town Ditch, at a point 1725 ft. W. of the E¼ Cor. of Sec. 32, T. 41 S. R. 10. W, and used to irrigate 211.3 acres of land described as follows: 15.5 acres in Sec. 5, 40.3 acres in Sec. 6, T. 42 S. R. 10 W., 73.5 acres in Sec. 1, 49 acres in Sec. 2, and 9.3 acres in Sec. 3, T. 42 S. R. 11 W, and 24 acres in one or the other of said section for reclaimed land.
	LaVerkin Bench Canal Co., Samuel Webb, Pres., LaVerkin, Utah.					From Jan. 1 to Dec. 31.
86	1688	1	330.	55	6.00 cfs.	Said water to be diverted from the Virgin River at a point 54 ft. S. and 515 Ft. W. of the W. Cor. of Sec. 19, T. 41 S. R. 12 W. and used to irrigate 660 acres of land.
	1690	2	330	55	6.00 cfs.	

NOTE: Waters available to be distributed between St. George and Washington Canal Co., Hurricane Canal Co., and LaVerkin Bench Canal Co., shall be distributed as follows: Of the first 45 c.f.s. LaVerkin Bench Canal Co. shall have 8 c.f.s; of any amount between 45 c.f.s. and 113 c.f.s. LaVerkin Bench Canal Co. shall receive 9.25 per cent, said water to be determined by taking the sum of the amounts in the canals of the three companies measured at the three main points, as follows:

IT IS THEREFORE ORDERED, ADJUDGED and DECREED, THAT the decree heretofore filedin this case on Dec. 12th, 1925, be amended to conform with the changes heretofore made and specifically set out; that with these amendments incorporated in said decree, it is ordered that the said decree filed in said case, December 12th 1925 is hereby declared to be the final decree adjudicating the water rights of the Virgen River System in the above entitled action.

Dated this 21st day of April, 1931.

JUDGE.

COPY

D 1900

FILED
U. S. Dist. Court,
Washington County, Utah
MAY -5 1932
John D. Woodbury
CLERK

Indexed
Abstracted

Compared
Paged

WARRANTY DEED

and Transfer Ab Upp

TO

Id. State of American

STATE OF Utah }
Box Elder County } ss.

Entered in Numerical Index and filed for record in the office of the Register of Deeds of said County, the 14th day of September A. D. 1920, at 2 o'clock and minutes P. M., and duly recorded in Book W-6 of Deeds on page 332

Ellen Meadows
Register of Deeds.

Deputy.

ABSTRACT RECORD
C.L. Page 17 Line 10

The Hoffman General Supply House, Lincoln, Neb.

ZION D. 1

STATE OF ..... County } ss.

On this ..... day of ....., A. D. 192....., before me, the undersigned a Notary Public, duly commissioned and qualified for and residing in said county, personally came .....

to me known to be the identical person ..... whose name ..... affixed to the foregoing instrument and acknowledged the same to be ..... voluntary act and deed.

Witness my hand and Notarial Seal the day and year last above written.

..... Notary Public.

My commission expires the ..... day of ..... 192....

1

1.0

ZION D. 1

KNOW ALL MEN BY THESE PRESENTS:

THAT JACOB CRAWFORD and MARY EFFIE CRAWFORD, husband and wife of the County of Washington and State of Utah for and in consideration of the sum of TWO THOUSAND TWO HUNDRED FIFTY AND NO/100 - - - - - - - - - - - - DOLLARS in hand paid do hereby grant, bargain, sell, convey and confirm unto THE UNITED STATES OF AMERICA to become a permanent part of the Zion National Park lands. ~~of the County of ~~ ~~and State of~~ the following described real estate situated in Springdale in Washington County, and State of Utah to-wit: precinct

Beginning at the Northwest corner of section twenty two (22), in township forty one (41) south of Range ten (10) west of the Salt Lake Meridian, Utah.
Southerly 412.5 feet, thense S. 89 Deg. 42 Min. E. 346.5 feet, thense southerly 132.0 feet, thense S. 89 Deg. 42 Min. E. 214.5 feet, thense northerly 132.0 feet, thense S. 89 Deg. 42 Min. E. 759.0 feet, thense northerly 412.5 feet, thense N. 89 Deg. 42 Min. W. 1320.0 feet to the point of beginning, containing thirteen and fifteen one hundreths (13.15 A.) acres with the appurtenances and all the estate, right, title and interest of the said paaties of the first part therein.

TO HAVE AND TO HOLD the premises above described, together with all the Tenements, Hereditaments and appurtenances thereunto belonging, unto the said United States of America and to their heirs and assigns forever.

And they do hereby covenant with the said Grantee and with their heirs and assigns, that may be lawfully seized of said premises; that they are free from encumbrance that they have good right and lawful authority to sell the same; and they do hereby covenant to warrant and defend the title to said premises against the lawful claims of all persons whomsoever.

And the said Mary Effie Crawford - - - - - - - - - - - - - hereby relinquishes all right, benefit, privilege, advantage and exemption of homestead under the Statutes of the State of Utah in and to the above described premises.

Signed this 14th day of September A. D. 192 7

In Presence of

Jacob Crawford

Mary Effie Crawford

Ellen Carter as to both names.

Emma Hansen as to both names

STATE OF Utah } ss.
Washington County }

On this 14th day of September, A. D. 192 7, before me, the undersigned Ellen Carter County Recorder ~~Notary Public~~ duly commissioned and qualified for and residing in said County, personally came Jacob Crawford and Mary Effie Crawford, husband and wife

to me known to be the identical person s whose name s are affixed to the foregoing instrument and acknowledged the same to be their voluntary act and deed.

Witness my hand and Notarial Seal the day and year last above written.

Ellen Carter County Recorder Notary Public

My commission expires the day of , 192

2

Deed #1 Zion

CERTIFICATE OF ACCEPTANCE

By virtue of and pursuant to the authority contained in the Act of Congress approved January 12, 1927 (44 Stat. 934), I, the undersigned, as Assistant Secretary of the Interior, do hereby accept the attached deed, wherein and whereby Jacob Crawford and Mary Effie Crawford convey to the United States of America a fee simple title with general covenants of warranty to the lands described therein, said lands being situated in Washington County, State of Utah, and within the Zion National Park.

In witness whereof, I, as said Assistant Secretary, hereunto set my hand officially, and have caused the seal of said Department to be affixed hereto and in attestation hereof this 22nd day of October 1927.

John H. Edwards
Assistant Secretary of the Interior.

3

STATE OF UTAH)
County of Washington) SS.

On this 12th day of September, 1928, personally appeared before me Henry T. Atkin and John T. Woodbury, who, being by me duly sworn, did say: That he Henry T. Atkin, is the Chairman of the Board of County Commissioners of Washington County, Utah, and that he, John T. Woodbury, is County Clerk and Clerk of said Board, and that said instrument was signed in behalf of said Corporation, by authority of a Resolution of said Board of Commissioners, and said Henry T. Atkin and John T. Woodbury acknowledged to me that said Corporation executed the same.

Ellen Carlisle
~~Notary Public~~, residing at St. George, Utah.
County Recorder

My commission expires

_____

ZION N.P. D. 1

4

Book U-7 page 198

ABSTRACT RECORD

Ellen Carlisle
County Recorder
By Mary E. Black
Deputy

WARRANTY DEED.

RIGHT OF WAY FOR PUBLIC HIGHWAY.

THE BOARD OF COUNTY COMMISSIONERS of Washington County, State of Utah, a Public Corporation of the State of Utah, hereby Conveys and Warrants to the UNITED STATES OF AMERICA, FOR USE AS A HIGHWAY, the following described tract of land in said Washington County, State of Utah:

A strip of land 66 feet wide, being 33 feet on each side of the following described center line: Beginning at a point 745.7 feet East of the NW corner of Section 22, Township 41 South, Range 10 West S.L.M., and running thence South 44° 22' West 7.5 feet; thence to the left on a 300 foot Radius Curve 156.1 feet; thence South 14° 33' West 1053.2 feet; thence to the right on a 2000 foot Radius Curve 417.1 feet; thence South 26° 30' West 440.4 feet; thence to the right on a 1000 foot Radius Curve 116.2 feet; this point being 2044 feet South of the NW corner of said Section 22; Containing 3.32 acres more or less.

This deed is executed by authority of a Resolution of the Board of County Commissioners, passed on the 10th day of September, 1928, and of the tenor following:

WHEREAS, the legal boundaries of Zion National Park include the following described tract of land: The West half of the Northwest quarter(W½NW¼) of Section 22, Township 41 South, Range 10 West, Salt Lake Meridian, containing 80 acres of land; and

WHEREAS, the United States of America has obtained title to the northern part of this land, and contemplates obtaining title to the remainder thereof, in order to include it in the actual Park Boundary; and,

Whereas, the title to the State Highway which passes over this tract of land is at present in the Board of County Commissioners of Washington County, Utah; and,

WHEREAS, application has been made by the Zion National Park Service, to have the title to this portion of the State Highway transferred to the United States, in order that it may be more directly under the control of the Park Service, and may make it possible for said Service to locate its Checking Station, at such point as may seem desirable; and,

WHEREAS, the transfer of the title to this property to the United States will relieve the State and Washington County from the expense of maintenance of this portion of the State Highway, and will transfer said maintenance expense to the Park Service of the United States Government, and will facilitate the work of the Park Service in connection with its Checking Station arrangements; Now, therefore,

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY, UTAH: That the said Board of County Commissioners is hereby authorized and empowered to sell and transfer to the United States of America, for use as a Highway, the following described tract of land, heretofore and at present in use as a State Highway;

A strip of land 66 feet wide, being 33 feet on each side of the following described center line: Beginning at a point 745.7 feet East of the NW corner of Section 22, Township 41 South, Range 10 West, S.L.M., and running thence South 44° 22' West 7.5 feet; thence to the left on a 300 foot Radius Curve 156.1 feet; thence South 14° 33' West 1053.2 feet; thence to the right on a 2000 foot Radius Curve 417.1 feet; thence South 26° 30' West 440.4 feet; thence to the right on a 1000 foot Radius Curve 116.2 feet; this point being 2044 feet South of the NW corner of said Section 22; containing 3.32 acres more or less.

And the said Board is hereby authorized to vest the title to said land in the United States of America; and Henry T. Atkin, Chairman of said Board, and John T. Woodbury, County Clerk, are hereby authorized to sign said transfer in behalf of said Board of County Commissioners.

Passed by the Board of County Commissioners the 10th day of September, 1928

Witness the hands of said Grantors this 12th day of September, A.D. 1928.

THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, UTAH,

By Henry T. Atkin, Chairman.

John T. Woodbury, County Clerk.

5

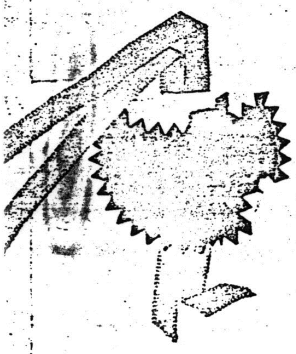
Deed
1-1-A

CERTIFICATE OF ACCEPTANCE

By virtue of and pursuant to the authority conferred by the Act of Congress approved June 5, 1920 (41 Stat., 917), I, the undersigned, as Assistant Secretary of the Interior, do hereby accept the attached deed dated September 12, 1928, wherein the Board of County Commissioners of Washington County, Utah, convey to the United States of America a strip of land 66 feet wide and about 4/10 of a mile in length, as described therein, said land being located within the boundaries of the Zion National Park, for use as a highway.

In witness whereof, I, as said Assistant Secretary, hereunto set my hand officially, and have caused the seal of said Department to be affixed hereto and in attestation hereof this 13th day of March, 1929.

John H. Edmonds
Assistant Secretary of the Interior.



B

WARRANTY DEED.

WILLIAM L. CRAWFORD and MARY J. CRAWFORD, his wife,

to

UNITED STATES OF AMERICA.

Dated: May ____, 1931.

1:50 P.M. May 19, 1931 at request of Grantee # 33965 in Book K 1.7 Page 538

ABSTRACT RECORD
Book 81 Page 37 Line 22
Ellen Taylor Co. Recorder
Wash. Co. Utah

WARRANTY DEED.

THIS INDENTURE, made the 13th day of May, in the year of our Lord one thousand nine hundred and thirty-one, between WILLIAM L. CRAWFORD and MARY J. CRAWFORD, his wife, of Springdale, Utah, parties of the first part, and UNITED STATES OF AMERICA, party of the second part,

W I T N E S S E T H :

That the said parties of the first part, for and in consideration of the sum of seven thousand two hundred (7,200) dollars, lawful money of the United States of America, to them in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, convey and confirm unto the said party of the second part, and to its successors and assigns forever, all those certain lands and properties located within the boundaries of Zion National Park, being in the County of Washington, State of Utah, and particularly described as follows, to-wit:

North half of northeast quarter; northwest quarter; north half of Southwest quarter and North half of Northwest quarter of Southeast quarter of Section Twenty-one (21); also beginning at a point 581 feet West from East quarter corner of Section Twenty-one (21); thence South 43° 47' West 495 feet; thence West 396 feet; thence North 357 feet; thence East 739 feet to point of beginning, containing 4.65 acres. Also beginning at a point 1320 feet North and 1051 feet West from East quarter corner of Section Twenty-one (21); thence South 34° 00' East 1314 feet; thence South 39° 20' West 282 feet; thence West 2145 feet; thence North 1320 feet; thence East 1589 feet to point of beginning, containing 56.68 acres. All in Section Twenty-one (21), Township Forty-one (41) South, Range Ten (10) West, Salt Lake Meridian, and containing in all 401.33 acres, more or less.

Subject to present existing rights of way for road, ditch, and telephone and power lines.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents,

issues and profits thereof, and also all the estate, right, title, interest, property possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or 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 described premises, together with the appurtenances, unto the said party of the second part, and to its successors and assigns, forever.

And the said parties of the first part, and their heirs, do hereby covenant that they will forever warrant and defend all right, title and interest in and to the said premises, and the quiet and peaceable possession thereof, unto the said party of the second part, its successors and assigns, against the acts and deeds of the said parties of the first part, and all and every person and persons whomsoever lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

William L. Crawford (SEAL)

Mary J. Crawford (SEAL)

Signed, sealed and delivered in the presence of

J. J. Selinske Jr.

[illegible]

STATE OF UTAH, :
: ss.
County of Washington. :

On this 13th day of May in the year one thousand nine hundred and thirty-one (1931), before me, Harold Russell a Notary Public for the State aforesaid, personally appeared WILLIAM L. CRAWFORD and MARY J. CRAWFORD, his wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official Notarial Seal the day and year first above written.

Harold Russell

Notary Public for the State of Utah.
Residing at Hurricane, Utah,
My Commission expires 2-7-35.

3.-

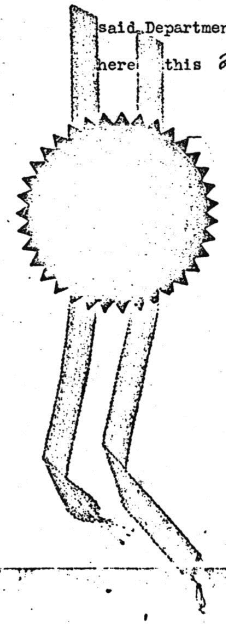
4

N — 4 20,
401.33
Abstract
Decl. 20-3

CERTIFICATE OF ACCEPTANCE

By virtue of and pursuant to the authority conferred by the Act of Congress approved March 1, 1929, (45 Stat. 1600), and the Act approved February 14, 1931, (Public No. 666-71st Congress), I, the undersigned, as Assistant Secretary of the Interior do hereby accept the attached deed dated May 13, 1931 wherein and whereby William L. Crawford and Mary J. Crawford, his wife, convey to the United States of America certain land situated within the area of the Zion National Park.

In witness whereof, I, as said Assistant Secretary, hereunto set my hand officially and have caused the seal of said Department to be affixed hereto and in attestation here this 2nd day of Nov, 1931.



Assistant Secretary.

cc Am Rust

5

ADDRESS ONLY THE COMMISSIONER OF THE GENERAL LAND OFFICE

EXCHANGE DEED
8544.93 Acres

UNITED STATES
DEPARTMENT OF THE INTERIOR
GENERAL LAND OFFICE
WASHINGTON

IN REPLY PLEASE REFER TO
1554504 "T" CBC

June 27, 1934.

Status of school lands.

The Director,

National Park Service.

My dear Mr. Cammerer:

Having reference to a letter from the Acting Associate Director of your office, dated June 19, 1934, you are advised that the State school section lands within the Zion National Park which have been used as bases in support of indemnity selections which have been approved by the Department are 51.19 acres of Lot 1, Lot 2, 44.29 acres of Lot 3, 40 acres of Lot 4, S½ N½ and S½ Sec. 2, N½ SE¼, N½ SW¼, SE¼ SW¼ and 35.02 acres of SW¼ SW¼ Sec. 16, SW¼ Sec. 32, N½, NE¼ SE¼, SW¼ SE¼ and SW¼ SW¼ Sec. 36, T. 40 S., R. 10 W.; N½ and SE¼ Sec. 36, T. 40 S., R. 10½ W.; E½, S½ NW¼ and SW¼ Sec. 36, T. 40 S., R. 11 W.; 4,120.03 acres of Sec. 2, all of Sec. 16, and all Sec. 36, T. 41 S., R. 10 W.; N½, N½ SE¼, SE¼ SE¼, and SW¼, Sec. 2, T. 41 S., R. 11 W.

51.19
44.40
44.29
40.00
480.00
235.02
600.00
480.00
560.00
4120.03
640.00
640.00
600.00
8544.93

The school section lands which have been offered

ZION N.P. 1 D.14

1554502 "F" CDC

as bases in support of indemnity selections which have not been approved are 3.14 acres of Lot 1, 10.17 acres (A) of Lot 3, and 14.53 acres of Lot 4, Sec. 2, 4.98 acres of SW¼ SW¼ Sec. 16, NW¼ SE¼ and SE¼ SW¼ Sec. 36, T. 40 S., R. 10 W.; N½ NW¼ Sec. 36, T. 40 S., R. 11 W., SW¼ SE¼ Sec. 2, T. 41 S., R. 11 W.

The lands which have not been offered as bases in support of selections are the N½ and SE¼ Sec. 32, ← Hopkins Lo
SE¼ SE¼ and N½ SW¼ Sec. 36, T. 40 S., R. 10 W.; SW¼ Sec. (B) 36, T. 40 S., R. 10½ W.; all of Sec. 32, T. 41 S., R. 9 W.; 79.97 acres of Sec. 2, T. 41 S., R. 10 W., all of Sec. 36, T. 41 S., R. 11 W.; all of Sec. 2, T. 42 S., R. 10 W.

—As the SW¼ Sec. 36, T. 40 S., R. 10½ W., is unsurveyed, title has not vested in the State under the school-land laws. All of the other lands mentioned above as not having been offered as base, appear to have been withdrawn prior to the acceptance of the surveys thereof, in connection with temporary petroleum withdrawal No. 15, and petroleum reserve No. 7, and titles have, therefore, never vested in the State.

Very respectfully,

(Sgnd.) D. K. PARROTT.

Acting Assistant Commissioner.

6-26-hm.

-2-

Utah Corporation, for the lands and premises sold, said lands and premises being and lying in the County of Washington, State of Utah, a[illegible]rticularly described as follows, to-wit:

All of Lot 3 in Block 14 of Plat "A" of the Hurricane Townsite Survey, as filed in the office of the [illegible] County Recorder of Washington County, Utah, and containing 1 and 9/40 acres, be the same more or less, together with all water rights and improvements thereon or pertaining thereunto and all other rights, privileges and appurtenances thereunto belonging or in anywise appertaining.

Also 80 shares of capital stock in the St. George and Santa Clara Bench Irrigation company, represented by Certificate No. 137.

And I do hereby further certify that I offered the said property for sale in separate and distinct lots or parcels, but that no bid was received therefor when offered in such form; that the said property was then sold in one lot or parcel, and that the sum of Eight H undred and No/100 Dollars (800.00) was the highest and best bid made therefor; and that said property so sold is subject to redemption in lawful money of the United States of America, pursuant to the statutes in such cases made and provided.

G iven under my hand this 14th day of April, A. D. 1936.

John H . Cottam
SHERIFF OF WASHINGTON COUNTY, UTAH.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for record /April 20, 1936 at 9 A. M.

Edna Woodbury County Recorder

44620 B3-212-23
H1-17-36

WARRANTY DEED

A G Schiefer grantor of Springdale, County of Washington, State of Utah, hereby Convey and Warrant to Lucy C Schiefer grantee of Springdale, Utah for the sum of One ($1.00) Dollars the following described tract of land in Washington County, State of Utah:

Beginning at SE corner of SW¼NE¼ of Section 28, Township 41 South, Range 10 West, thence West 12 chains; thence North 5.5 chains; thence North 44 degrees 30' East 7.05 chains; thence North 55 degrees 30' East 8.5 chains; thence North 34 degrees 30' East 1.4 chains; thence North 55 degrees 30' West 12 chains; thence North 29 degrees East 5.75 chains; thence North 31 degrees 20' East 4.09 chains; thence North 3 degrees 45' East 5 chains; thence South 55 degrees East 5 chains; thence North 85 degrees East 4.55 chains; thence south 30 degrees 30.19 chains to beginning, containing 19 acres.

Together with all improvements thereon and all water used on said land, and all water rights thereunto appertaining including 7 1/10 acres of water in the Flannigan ditch.

Witness, the hand of said grantor, this 22 day of April, A.D. 1936

Signed in the presence of A. G. Schiefer

C Hirschi

State of Utah)
) ss.
County of Washington)

On the 22nd day of April, A.D. 1936 personally appeared before me A.G Schiefer the signer of the within instrument, who dully acknowledged to me that he executed the same.

SEAL

C. Hirschi
Notary Public
Hurricane, Utah

My commission expires May 25 1939.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for record April 22, 1936 at 10 A. M.

Edna Woodbury County Recorder.

U-8 pg 429

3(c)

T R A N S F E R

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, Albert E. Jones and Hilda W. Jones, husband and wife, of Springdale, Washington County, Utah, hereby transfer, quit claim and assign, all of our right, title and interest in and to the following described water right:

5.2 shares of water in the Flanigan Ditch Company

The said water right was obtained by the said Albert E. Jones from Avard Fairbanks in 1950, pursuant to a verbal agreement whereby Jones was to obtain the use of said water for a period of twenty years in exchange for certain services performed by Jones.

This transfer assigns all the right acquired by Jones in and to said water right, unto ARDEN G. SCHIEFER and LUCY C. SCHIEFER, husband and wife, as joint tenants with full right of survivorship, and not as tenants in common, of Springdale, Washington County, Utah.

Witness the hands of the grantors this _____ day of March, 1958.

X Albert E. Jones

X Hilda W. Jones

Subscribed and sworn to before me this 3rd day of March, 1958.

Howard H. Carter
NOTARY PUBLIC
Residing at St. George, Utah

My commission expires:
3/7/61

Recorded at Request of Carter Abstract Co. 105366 March 3, 1958
at 3:00 PM. Fee Paid $ 1.00 Helen P. Bleak County Recorder
by _____ Dep. Book S-15 Page 77 Ref.: _____
Mail tax notice to _____ Address _____

WARRANTY DEED

ALBERT E. JONES and HILDA W. JONES, husband and wife, grantors
of Springdale, County of Washington, State of Utah, hereby
CONVEY and WARRANT to

ARDEN G. SCHIEFER and LUCY C. SCHIEFER, husband and wife, as joint tenants with full right of survivorship, and not as tenants in common,

grantees
of Springdale, Utah,
for the sum of
$10.00 and other adequate consideration DOLLARS,

the following described tract of land in Washington County,
State of Utah:

All of Lot Number Nine (9) of Oliver D. Gifford's Survey of the North half of the Southwest quarter and the East half of the Northwest quarter of Section 28, Township 41 South, Range 10 West, Salt Lake Meridian, containing 9.85 acres, more or less.

Together with all improvements thereon and all appurtenances thereunto belonging, including 8.1 shares of water in the Flanigan Ditch Company.

WITNESS, the hands of said grantors, this 5th day of
March, A. D. 19 58.

Signed in the Presence of
Albert E Jones
Hilda W. Jones

STATE OF UTAH,
County of Washington } ss.

On the 3rd day of March, A. D. 19 58,
personally appeared before me Albert E. Jones and Hilda W. Jones, husband and wife,
the signers of the within instrument, who duly acknowledged to me that they executed the same.

Howard H. Carter
Notary Public.

My commission expires March 7, 1961 Residing in St George, Utah

BLANK 8-101 WARRANTY DEED—ARROW PRESS, 62 W. SECOND SOUTH, SALT LAKE CITY

Entry No. 125283 Pickett & Pickett
Date August 4, 1965 3:30 P. S-56 Fee 344 Fee $2.00
Helen P. Barker Washington County Recorder, By Deputy.

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

344

MORTGAGE OF APPLICATION TO APPROPRIATE WATER

FOR VALUABLE CONSIDERATION, the undersigned SPRINGDALE PIPELINE COMPANY, hereby MORTGAGES Application to Appropriate Water #35548, together with all water rights evidenced thereby, to the UNITED STATES OF AMERICA.

This mortgage is made in consideration of and to secure a loan to SPRINGDALE PIPELINE COMPANY, in the amount of Fifteen thousand and no/100 ($ 15,000.00), which promissory note is secured by real estate mortgage dated August 4, 1965.

The mortgagor covenants and agrees that it will perform and complete all of the action and fulfill all of the conditions necessary to perfect its rights to appropriate water under Application No. 35548 and in the event of mortgagor's failure to do so, the mortgagee shall have the right to complete said action and make the necessary final proof to secure a certificate of appropriation, in which event all expenses and costs incidental thereto shall become a part of the indebtedness secured by this mortgage.

The application of water to beneficial use in accordance with the application hereby mortgaged and the final proof thereof, and requests for extension of time may be made by the undersigned or by the mortgagee.

Dated this 4th day of August, 1965, at St. George, Utah, 84770.

(Corporate Seal)

SPRINGDALE PIPELINE COMPANY

By Raymond I. Gifford
President
Raymond I. Gifford

ATTEST
Elsa F. Ruesch
Secretary
Elsa F. Ruesch

ACKNOWLEDGEMENT

STATE OF UTAH)
) ss.
County of Washington)

On this 4th day of August, 1965, before me appeared Raymond I. Gifford and Elsa F. Ruesch to me personally known, who being by me duly sworn did say that they are the President and Secretary, respectively, of the SPRINGDALE PIPELINE COMPANY, a Corporation; that the seal affixed to the foregoing instrument is the seal of said Corporation; and that said instrument was signed and sealed in behalf of said Corporation by authority of its Board of Directors; and said Raymond I. Gifford and Elsa F. Ruesch acknowledged said instrument to be the free act and deed of said Corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.

(SEAL)

Notary Public for the State of Utah
Residing in St. George, Utah 84770

My commission expires:
January 28, 1968

These lands are DONATED to the UNITED STATES OF AMERICA for the NATIONAL PARK SERVICE.

IN WITNESS WHEREOF, the undersigned GRANTOR has caused this Deed to be executed on its behalf by its respective officer thereto duly authorized this 24th day of May, 1977.

ZION NATURAL HISTORY ASSOCIATION,
A nonprofit Corporation of the
State of Utah

Victor L. Jackson

By: VICTOR L. JACKSON
Executive Secretary

A C K N O W L E D G M E N T

STATE OF Utah)
) SS
COUNTY OF Washington)

On this 24th day of May, 1977, personally appeared before me, a notary public in and for the said County and State, VICTOR L. JACKSON, known to me to be the Executive Secretary of the ZION NATURAL HISTORY ASSOCIATION, a nonprofit Corporation of the State of Utah, the Corporation that executed the foregoing instrument and upon oath did depose and say that he is the officer of the Corporation as above designated, that he is acquainted with the seal of the Corporation, and that he signed and sealed said instrument on behalf of said Corporation by authority of its Board of Directors, and that the Corporation executed the instrument freely and voluntarily and for the use and purposes therein mentioned.

WITNESS my hand and seal the day and year above written.

Keith D. Church

Notary Public in and for said County

My Commission expires:

Nov. 8, 1980

183588

bk. 316

ZION N.P. DOCKET #8

36

When recorded return to:
LEE GARRISON
NATIONAL PARK SERVICE
Room 122 Federal Bldg. Annex
135 South State Street
Salt Lake City, Utah 84111

Entry No. 183588 Fee $5.00
Recorded at Request of SOUTHERN UTAH TITLE
Date MAY 31 1977 at 1:20P M
Book 220 Page 315-316
Washington County Recorder

WARRANTY DEED

The GRANTOR, ZION NATURAL HISTORY ASSOCIATION, a nonprofit Corporation of the State of Utah, does hereby CONVEY and WARRANT, as a DONATION and GIFT in accordance with P.L. 94-578 (90 Stat. 2738, Sec. 318), to the UNITED STATES OF AMERICA and its assigns, GRANTEE, the fee simple title to the following described lands within ZION NATIONAL PARK, to wit:

N.P.S. TRACT NO. 04-126

T. 41 S., R. 10 W., S.L.B.M.

A portion of NE¼ of the NW¼ of Section 28, in Washington County, Utah, more particularly described as follows:

Commencing at the Quarter Section corner in the North line of Section 28, Township 41 South, Range 10 West, Salt Lake Meridian in Utah, the same being in the South boundary line of Zion National Park and running thence West along the North section line of said Section 28, Township 41 South, Range 10 west, 37.0 feet, more or less, to a point; thence S. 24°35' W. along the Southeasterly boundary line of the right-of-way of Highway U-15, 210.0 feet, more or less, to a point; thence continuing in a Southwesterly direction along the Southeasterly boundary line of the right-of-way of Highway U-15 on a right curve whose radius is 550.0 feet, more or less, 188.94 feet, more or less to a point; thence S. 42°48' E. 338.54 feet, more or less, to a point which is 0.5 feet South of a cross on a stone and 594.0 feet, more or less, South of the point of beginning; thence North 594.0 feet, more or less, to the point of beginning; containing 2.39 acres, more or less.

DESCRIPTION CHECKED

LESS and EXCEPTING a reservation of all oil, gas and mineral rights incidental thereto now known to exist or hereafter discovered, with the sole, exclusive and perpetual right to explore for, remove and dispose of, said minerals by any means or methods suitable to GRANTOR, its successors and assigns, but without entering upon or using the surface of the lands, and in such manner as not to damage the land surface or to interfere with the use thereof by the GRANTEE, its successors or assigns, as recorded in Book S-38, Pages 43, 44, 45 on June 27, 1962.

By Deed recorded February 11, 1976 in Book 187, Pages 251-254, said minerals and rights were conveyed to Los Angeles and Salt Lake Railroad Company.

See Other Supporting Information for Additional Deeds

TO HAVE AND TO HOLD the above granted and described premises together with all and singular the tenements, hereditaments, and appurtenances thereto belonging, or in any wise appertaining unto the UNITED STATES OF AMERICA, and its assigns, forever.

The GRANTOR further remises, releases and forever quitclaims to the UNITED STATES OF AMERICA, and its assigns, 3.3 shares of water according to Springdale Consolidated Irrigation Company, Certificate No. 111, and all right, title and interests which the GRANTOR may have in other water rights, banks, beds, and waters of any stream or river bordering or traversing the said lands and also any interests in any alleys, roads, streets, ways, strips gores, or other rights-of-way abutting or adjoining said lands and in any means of ingress or egress appurtenant thereto.

315

ZION N. P. DEED #76

Entry No. 134242 Recorded at request of Southern Utah Title Co. 145
Date July 5, 1968, at 9:00 A. M., Book 78, page 145 Fee $ 2.00
Helen P. Barker Washington County Recorder. By _____ Deputy.

QUITCLAIM DEED

Mr. Wesley Dennett and Virginia Dennett, his wife, of Springdale, Utah, hereby quitclaim to the United States of America, as a donation, the following-described tract of land in Washington County, Utah, to-wit:

That portion of Lot No. 16 (O.D. Gifford Survey) lying east of the Virgin River, near the southwest Corner of the NE¼ of the NW¼ of Section 28, Township 41 South, Range 10 West, and described as follows:

Beginning at a point 594.00 feet south of the north 1/4 corner of Section 28, Township 41 South, Range 10 West, thence south 516.15 feet, thence south 58°30' west 239.25 feet, to centerline of the Virgin River, thence with the centerline of the Virgin River, north 40°30' east 66.83 feet, thence north 18°30' east 300.00 feet, thence north 7°30' east 284.00 feet, thence north 49°00' east 37.00 feet to point of beginning. Comprising 1.128 acres, more or less.

The purpose of this deed is to remove any cloud on the title of the United States resulting from possible encroachment.

WITNESS our hands this 2d day of May, 1968.

Wesley Dennett

Virginia Dennett

A C K N O W L E D G M E N T

STATE OF UTAH)
) ss
COUNTY OF)

On this 2d day of May, 1968, personally appeared before me Mr. Wesley Dennett and Mrs. Virginia Dennett, his wife, the signers of the above instrument, who duly acknowledged that they executed the same.

R. K. Pierce
Notary Public

My commission expires May 5, 1969

05-20-1968: warranty deed - gifford to the usa

Entry No. 134241 Record at request of Southern Utah Title Co. m
Date July 5, 1968 at 9:00 A.M. Book 78 Page 144 Fee $ 2.00
Nelva P. Barker Washington County Recorder. By _____ Deputy.

144

WARRANTY DEED

Mrs. Fanny C. Gifford, a widow, Springdale, Utah, hereby conveys and warrants to the United States of America, for the sum of One thousand and fifty dollars ($1,050|00), the following-described tract of land in Washington County, Utah, to-wit:

That portion of Lot No. 16 (O.D. Gifford Survey) lying east of the Virgin River, near the southwest Corner of the NE¼ of the NW¼ of Section 28, Township 41 South, Range 10 West, and described as follows:

Beginning at a point 594 feet south of the north 1/4 corner of Section 28, Township 41 South, Range 10 West, thence south 516.15 feet, thence south 58°30' west 239.25 feet, to centerline of the Virgin River, thence with the centerline of the Virgin River, north 40°30' east 66.83 feet, thence north 18°30' east 300.00 feet, thence north 7°30' east 284.00 feet, thence north 49°00' east 37.00 feet to point of beginning. Comprising 1.128 acres, more or less, subject to a right-of-way for utility poles vested in Dixie Power Company.

WITNESS my hand this 20 day of May, 1968.

Fanny C. Gifford

A C K N O W L E D G M E N T

STATE OF UTAH)
) ss
COUNTY OF WASHINGTON)

On this 20 day of May, 1968, personally appeared before me Mrs. Fanny C. Gifford, a widow, the signer of the above instrument, who duly acknowledged that she executed the same.

Notary Public

My commission expires May 5 1969

132955 315

Recorded at Request of Ardell DeMille January 22, 1968

at 11:00 A.M. Fee Paid $ 3.40 Helen P. Barker County Recorder

By ..... Dep. ..... Book 74 Page s 315-316 Ref.: .....

Mail tax notice to ..... Address .....

WARRANTY DEED

FLANIGAN DITCH COMPANY, A Mutual Association grantor

of Rockville , County of Washington , State of Utah, hereby

CONVEY and WARRANT to Ardell D. DeMille and Donald E. DeMille, undivided 1/2 interest each.

of Rockville, Utah grantee

One and no/100 ($1.00)---water right--- for the sum of DOLLARS,

the following described ~~tract~~ of land in Washington County,

State of Utah:

All interest to 0.27 second feet of water evidenced by Award 67, page 15 of the Virgin River Decree, as amended by Change Application No. a-4874 Certificate No. a-541, for the irrigation requirements of 14.70 acres.

WITNESS, the hand of said grantor, this day of A. D. 19

Signed in the Presence of

Donald E. Demille

Board member of Flannigan Ditch Co.
Arden G. Schiefer

Board member of Flannigan Ditch Co.

Board member of Virgin River Consolidated Irrigation Co.

STATE OF UTAH
County of Washington } ss.

On the 3rd day of June A. D., 1968 personally appeared before me

the signer of the within instrument, who duly acknowledged to me that he executed the same.

S. K. Yelford
Notary Public

My Commission expires May 5 1969 My residence is Springdale

SO. UTAH TITLE CO., 83 E. 100 N., ST. GEORGE, UTAH

Entry No. 133161 Recorded at request of State of Utah 129
Date February 20, 1968 at 9:00 A.M., Book 75 page 129 Fee, $ No fee
Melvin T. Barker Washington County Recorder, By _____ Deputy.

WARRANTY DEED

Ardell DeMille and Mary Jane DeMille, husband and wife, Grantors, of Rockville, in the County of Washington, State of Utah, hereby conveys and warrants to the State of Utah, acting through the

BOARD OF WATER RESOURCES

Grantee, for the sum of Ten ($10.00) Dollars and other valuable consideration, receipt of which is hereby acknowledged, all the rights, title and interest which they have or may have to the Water Rights, shown in the Decreed Schedule of Water Rights on the Virgin River in District Court of the Fifth Judical District in and for Washington County, State of Utah, St. George and Washington Canal Company, a corporation, plaintiff, vs. Hurricane Canal Company, a corporation, defendants, of December 12, 1925, by Thomas H. Burton, Judge, as amended by supplemental and final decree of April 21, 1931, by LeRoy Cox, Judge:

Award No. 67 to the Flanigan Ditch Company of which .27 cfs is owned by the Grantors. Also:

Application No. a-5170, changing the point of diversion from the Virgin River which is pending approval by the Utah State Engineer.

WITNESS the hand of said Grantor(s) this 15 day of January, A.D. 1968.

SIGNED IN THE PRESENCE OF:

Ardell D DeMille

Witness

Mary Jane DeMille

STATE OF UTAH)
: ss.
County of Washington)

On this 15 day of January, 1968, personally appeared before me Ardell D DeMille & Mary Jane DeMille husband, the signer(s) of the above instrument who duly acknowledged to me that they executed the same.

NOTARY PUBLIC

Residing at: Rockville Utah
My Commission Expires: March, 1971

TRANSFER AND CONVEYANCE
OF PROPERTY

The State of Utah, acting through the BOARD OF WATER RESOURCES, GRANTOR, for the full payment of the purchase price of Agreement, dated January 15, 1968, with ARDELL DE MILLE, receipt of which is hereby acknowledged, hereby transfers and conveys to ARDELL DE MILLE and MARY JANE DE MILLE, his wife, of Washington County, State of Utah, GRANTEE, the following described water right:

Award 67, Virgin River Decree, Change Application No. a-2995 and a-4875, Certificate No. a-541; also Change Application No. a-5170 (Area 81), Certificate No. a-688; for .27 cfs from the North Fork Virgin River, on file in the office of the State Engineer. This right is limited to the irrigation requirement of 14.70 acres, for Ardell DeMille and Donald E. DeMille, ½ interest each.

IN WITNESS WHEREOF, we have herewith set our hands this 6th day of March, 1975.

BOARD OF WATER RESOURCES

ATTEST:

Marion Olsen
Chairman

Daniel F. Lawrence
Director

STATE OF UTAH)
: ss.
County of Salt Lake)

On this 6th day of March, 1975, personally appeared before me Marion Olsen and Daniel F. Lawrence who being duly sworn did say that they are, respectively, the Chairman and Director of the BOARD OF WATER RESOURCES and that they executed the foregoing instrument for and on behalf of the said BOARD by authority of a resolution by said BOARD at a regular meeting thereof, and the said Marion Olsen and Daniel F. Lawrence duly acknowledged to me that said BOARD executed the same.

BERT ALGER
NOTARY PUBLIC
Commission Expires April 14, 1978
STATE OF UTAH

Bert Alger
Notary Public

My Commission Expires: April 14, 1978

Residing at: Bountiful, Utah 84010

166564
Entry No. ..... Fee $2.50
Recorded at Request of Ardell DeMille
Date Mar. 19, 1975 at 11:05 M
Book 168 Page 479
Washington County Recorder

479

WARRANTY DEED

ARDELL D. DEMILLE AND MARY JANE DEMILLE, his wife, of Washington County, State of Utah, GRANTORS, hereby convey and warrant to the State of Utah, acting through the BOARD OF WATER RESOURCES, GRANTEE, for the sum of TEN DOLLARS ($10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, the following-described water rights:

All right, title, and interest which the Grantors may hold in Award No. 67 of the Virgin River Decree and associated rights contained in Water Users Claim No. 81-1135.

WITNESS the hand of said grantors, this 5 day of June, 1986.

Ardell D. DeMille
Ardell D. DeMille

Mary Jane DeMille
Mary Jane DeMille

STATE OF UTAH)
: ss.
County of Washington)

On the 5th day of June, 1986, personally appeared before me Ardell D. DeMille and Mary Jane DeMille, his wife, the signers of the foregoing instrument, who duly acknowledged to me that they executed the same.

Mildred M Jensen
Notary Public

My Commission Expires: May 2, 1987

REQUEST: STATE OF UTAH RESOURCES
BOOK 452 PAGE 623
FEE ABS
1987 MAY 15 PM 3:01
DOCUMENT 315262
HERBERT S. BENTLEY
WASHINGTON CTY RECORDER
BY

WARRANTY DEED 374

Lucy C. Schiefer, Administratrix of the Estate of John R. Crawford, (deceased)
Grantor..., of Springdale Washington Co. Utah
hereby CONVEY... AND WARRANT... to Newell K. Crawford

Grantee..., of ..... Springdale (Street Address, City) Washington (County) Utah (State)
for the sum of ..... DOLLARS
the following described tract of land in Washington County,

State of Utah, to-wit: Parcel I; Beginning at a point South 55°13' East 1300 feet from w¼ corner of Section 28, Township 41 South, Range 10 West, SLB&M, and running thence South 56°24' East 731 feet: thence North 44 East 81 feet: thence North 37°10 West 475.20 feet; thence North 44°55' West61 feet; thence South 89°45' West 317.5 feet; thence South 24°51' West 66.8 feet to beginning. Containing 3.01 acres.

Also; 209 shares of the capital stock of the Springdale Pipeline Co. and 4 shares in the Springdale Consolidated Ditch Company.

To have and to hold all and singular the above described premises, together with appurtenances unto the party of the second part, his heirs and assigns forever.

IN WITNESS WHEREOF the said Party of the First Part, Administratrix as aforesaid, has hereunto set her hand and seal the day and year first above written.

WITNESS THE HAND... of said Grantor... this 24th day of February, A. D. 1965.

Signed in the presence of

Lucy C Schiefer

STATE OF UTAH,
County of Washington } ss.

On the 24th day of February, A. D. 1965, personally appeared before me, a Notary Public in and for the State of Utah, Lucy C. Schiefer the signer... of the above instrument, who duly acknowledged to me that She... executed the same.

Richard C. Barnes
Notary Public

My commission expires 2-5-67 Residing at Springdale Utah.

MAIL TAX NOTICE TO

Entry No. 123767 Recorded at request of Norman P. Crawford
Date February 25, 1965. at 2:45 P. M. S-53 374 Fee $2.00
Helen P. Barker Washington County Recorder. By ..... Deputy.

Standard Supply Co.—Provo, Utah

215

Recorded at Request of So. Utah Title Co. 307 June 16, 1964

at 10:00 A.M. Fee Paid $2.20 Helen P. Barker County Recorder

by 121815 Dep. Book S-49 Page 307 Ref.:

Mail tax notice to Address

WARRANTY DEED

ZION NATURAL HISTORY ASSOCIATION, a non-profit corporation of Utah, grantor

of Springdale, County of Washington, State of Utah, hereby

CONVEY and WARRANT to

THE UNITED STATES OF AMERICA, and its assigns

grantee

of Washington, D. C. for the sum of

Two Thousand and Fifty ($2,050.00) - - - - - - - - - - - - - DOLLARS,

the following described tract of land in Springdale Precinct, Washington County, State of Utah:

Beginning at the Quarter (¼) Section corner in the North line of Section 28, Township 41 South, Range 10 West, SLB&M, Utah, and said point being in the South boundary line of Zion National Park, and running thence East along the North line of said Section 28, a distance of 132.0 feet; thence South 43°35' East 165.0 feet, more or less, to a point in the Virgin River bed stream; thence in a Southwesterly direction to a point which is South 0.5 feet of a cross on a stone and 594.0 feet, more or less, South of the point of beginning; thence North 594.0 feet, more or less, to the point of beginning, containing 2.0 acres, more or less;

Subject to a mineral rights reservation retained by Utah Parks Company, a Utah corporation, in the deed of May 8, 1962, recorded as Entry No. 116506 in Book S-38, pages 43-45, inclusive, of the records of Washington County, Utah.

TOGETHER with all other improvements thereon and all appurtenances thereunto belonging, INCLUDING, but not limiting thereunto, all water rights pertaining to the said above described land.



WITNESS, the hand of said grantor, this 10th day of June, A. D. 19 64.

Signed in the Presence of

Geraldine S. Saunders

Virginia S. Tyrrand

ZION NATURAL HISTORY ASSOCIATION
a non-profit corporation of Utah

By Reed Farnsworth
Reed Farnsworth, Its President

By Carl E. Jepson
Carl E. Jepson, Executive Secretary

STATE OF UTAH }
} ss.
County of Iron }

On the 10th day of June A.D., 19 64 Personally apeared before me Reed Farnsworth, President, and Carl E. Jepson, Executive Secretary of Zion Natural History Association, a non-profit corporation of Utah, the signers of the within instruments who duly acknowledged to me that they executed the same, for and in behalf of the said Zion Natural History Association, and that said non-profit corporation executed the same.

J. Boyd Carruth
Notary Public

My Commission expires Feb. 2, 1967 My residence is Cedar City, Utah

SO. UTAH TITLE CO., 53 E. 100., ST. GEORGE, UTAH

Entry No. 121412 Recorded at request of Pickett & Pickett
Date April 23, 1964, at 1:15 P.M., Book S-48, pages 319-320 Fee $4.00
Helen P. Barker Washington County Recorder. By _____ Deputy.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT

IN AND FOR THE COUNTY OF WASHINGTON, STATE OF UTAH

In the Matter of the Estate)
of) AMENDED ORDER AUTHORIZING SALE OF REAL PROPERTY
ERNEST K. CRAWFORD,)
deceased.) Probate No. 1442.

CHARLES WALTER COTTAM, Administrator of the above named estate having heretofore filed his Petition for an Order Authorizing Sale of Real Property belonging to said estate; and an Order having been entered on the 3rd day of April, 1964, for the sale of property belonging to said estate to the National Park Service; and it thereafter appearing that the Grantee purchasing said property was the United States of America and it's Assigns, and a Motion being on file herein for an Amended Order Authorizing the Sale of said real estate to the United States of America and It's Assigns for the sum of $12,600.00 and the Inventory and Appraisement filed herein showing the appraised value of said property in the sum of $9,920.00; and it further appearing that it is to the best interest of said estate to sell described property to the United States of America and It's Assigns for the said sum of $12,600.00.

It is therefore ORDERED, ADJUDGED and DECREED that the said Charles Walter Cottam, Administrator of the estate of Ernest K. Crawford, deceased, be, and he is hereby authorized to sell to the United States of America and It's Assigns for the sum of $12,600.00 that property belonging to said estate hereinafter described, and upon the receipt of said purchase price, the Charles Walter Cottam, Administrator as aforesaid, is authorized and directed to deliver to the said United States of America and It's Assigns a good and sufficient Administrators Deed to said property.

121412 320

The description of said property hereby authorized to be sold is as follows:

PARCEL (a): Starting at a point 249 feet East from NW corner NE¼, Section 28; thence S 45°10' East, 318.9 feet to starting point, East 265 feet; thence S 50° East 692 feet; thence S 85° West, 205 feet; thence N 55° West, 739 feet; thence 24.7 feet to place of beginning.

PARCEL (b): Beginning at a point S 15°45' East, 610 feet from ¼ corner common to Sections 21 and 28, T. 41 S, R. 10 W, S.L.M. to place of beginning; thence S 57° 15' East, 481 feet; thence N 55°45' East, 267 feet; thence N 36°45' E 140 feet; thence N 54°15' West, 596 feet; thence S 32°45' West, 418 feet; to place of beginning, containing 5.12 acres more or less.

PARCEL (c): Beginning at a point S 33°40' East, 1020 feet from ¼ corner common to Sections 21, T. 41 S, R. 10 W, S.L.M.; thence S 57°15' East, 206 feet; thence N 33°45' East, 120 feet; thence N 7°15' West, 164 feet; thence S 55°45' West, 267 feet; to place of beginning, containing .73 acres more or less.

TOGETHER with all improvements thereon and all water rights and appurtenances thereunto belonging, including all water and water rights appurtenant to said property and all water used thereon from the Springdale Pipeline Company and Flannigan Ditch Company.

DATED this 10th day of April, 1964.

/s/ J. Nelson Day
DISTRICT JUDGE

CERTIFICATE OF COPY

STATE OF UTAH }
County of Washington } **ss.**

I, MERRILL STUCKI Clerk of Washington County, Utah, and ex-officio Clerk of the District Court, do hereby certify that the above and foregoing is a full, true and correct copy of the original AMENDED ORDER AUTHORIZING SALE OF REAL PROPERTY Re: In the Matter of the Estate of ERNEST K. CRAWFORD, deceased, which is on file in my office.

In witness whereof I hereunto set my hand and seal of the said Court above mentioned.

This 21st day of April A. D., 19 64

By [illegible] Deputy

MERRILL STUCKI Clerk

438

ADMINISTRATORS DEED

121520

THIS indenture made on the 23 day of April, 1964, by and between CHARLES WALTER COTTAM the duly appointed, qualified and acting Administrator of the estate of ERNEST K. CRAWFORD, deceased, late of Springdale, Washington County, Utah, the Party of the First Part, and the UNITED STATES OF AMERICA and IT'S ASSIGNS, the Party of the Second Part, WITNESSETH:

THAT WHEREAS said Party of the First Part did sell to the Party of the Second Part, subject to the confirmation by the Judge of the District Court in and for Washington County, State of Utah, for the sum of $12,600.00; and

WHEREAS said Court on the 20th day of April, 1964, made an Order confirming said sale, and directing a conveyance be executed to the said Party of the Second Part, a certified copy of which order of confirmation was recorded in the Office of the Recorder of the County aforesaid on the 21st day of April, 1964, and which order of confirmation now on file in the records of said Court, with the said record thereof in said Recorders Office, is hereby referred to and made a part of this indenture;

NOW THEREFORE, the said Charles Walter Cottam, Administrator of the estate of Ernest K. Crawford, deceased, the Party of the First Part, pursuant to the Order of said Court, for and in consideration of the sum of Twelve Thousand Six Hundred Dollars ($12,600.00) lawful money of the United States, to him in hand paid by the said Party of the Second Part, the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto the said Party of the Second Part it's assigns forever, all of the right, title, interest and estate of the said Ernest K. Crawford, deceased, at the time of his death, and also all of the right, title and interest that the said estate, by operation of law or otherwise, may have acquired, other then or in addition to that of the said intestate, at the time of his death, in and to all of

T & PICKETT
NEYS AT LAW
PICKETT BLDG.
ORGE, UTAH

that certain real property located in the said County of Washington, State of Utah, and particularly described as follows, to-wit:



PARCEL (a): Starting at a point 249 feet East from NW corner NE¼, Section 28, thence S 45°10' East, 318.9 feet to starting point, East 265 feet; thence S 50° East 692 feet; thence S 85° West, 205 feet; thence N 55° West, 739 feet; thence 24.7 feet to place of beginning.



PARCEL (b): Beginning at a point S 15°45' East, 610 feet from ¼ corner common to Sections 21 and 28, T. 41 S, R. 10 W, S.L.M. to place of beginning; thence S 57°15' East, 481 feet; thence N 55°45' East, 267 feet; thence N 36°45' E 140 feet; thence N 54° West, 596 feet; thence S 32°45' West, 418 feet; to place of beginning containing 5.12 acres more or less.



PARCEL (c): Beginning at a point S 33°40' East, 1020 feet from ¼ corner common to Sections 21 and 28, T. 41 S, R. 10 W, S.L.M.; thence S 57°15' East, 206 feet; thence N 33°45' East, 120 feet; thence N 7°15' West, 164 feet; thence S 55°45' West, 267 feet; to place of beginning, containing .73 acres more or less.

TOGETHER with all improvements thereon and all water rights and appurtenances thereunto belonging, including all water and water rights appurtenant to said property and all water used thereon from the Springdale Pipeline Company and Flannigan Ditch Company.

TO have and to hold all and singular the above described premises together with the appurtenances unto the said Party of the Second Part forever.

IN WITNESS WHEREOF, the said Party of the First Part, Administrator as aforesaid, has hereunto set his hand the day and year first above written.

Charles Walter Cottam

STATE OF UTAH)
: ss.
COUNTY OF WASHINGTON)

On this 23 day of April, 1964, personally appeared before me, CHARLES WALTER COTTAM, the signer of the above and foregoing ADMINISTRATORS DEED, who duly acknowledged to me that he executed the same for the purposes therein set forth.

NOTARY PUBLIC
Residing: St. George, Utah

My commission expires:
January 28, 1968.

Entry No. 121520 Recorded at request of Southern Utah Title Co.
Date May 7,1964 at 5:00 P.M., Book S-48, page 438-439 Fee $4.00
Helen L. Barker Washington County Recorder, By _____ Deputy.

121516 432

AFFIDAVIT OF POSSESSION

I, Arden G. Schiefer, residing at Springdale, in Washington County, Utah, being of full legal age, for the purpose of establishing legal ownership of land within the boundaries of Zion National Park, Utah, proposed to be purchased by the United States of America from Rhoda D. Crawford, pursuant to that certain option-purchase, executed by Rhoda D. Crawford and approved by Ben H. Thompson, being the Assistant Director of the National Park Service and representing the United States of America; said Contract No. NPS-ZION-VI-63/139, approved August 21, 1963, on oath depose and say as follows:

(1) That I am personally acquainted with that certain land containing 9.92 acres, more or less, described in the above option and have lived within two miles of said land and have been familiar with the land and have known the occupants of the land for at least 22 years.

(2) That for at least the past 22 years the land has been occupied in peaceful adverse possession to the exclusion of all others by Rhoda D. Crawford.

(3) That Rhoda D. Crawford has resided within a house on the land for at least 22 years.

(4) That Rhoda D. Crawford has protected the subject land for at least 22 years by a substantial enclosure, to-wit, a 4 strand barbed wire (fence).

(5) That the subject land has been cultivated by Rhoda D. Crawford for at least 22 years.

(6) That Rhoda D. Crawford has placed the following improvements on the subject land during the past 22 years, to-wit: 2 room frame residence, small coal shed and small garage building.

(7) That during the past 22 years Rhoda D. Crawford has expended a sum of money of at least $5.00 per acre on dams, canals, embankments, aqueducts, for the purpose of irrigating said land.

(8) That for the past 22 years no one has attempted to drill for oil and gas or excavated any minerals from said land, nor has anyone attempted to occupy said lands for any purposes having to do with the exploration for oil, gas or other minerals.

(9) I am not interested financially or by reason of relationship to Rhoda D. Crawford in the proposed conveyance to the United States of America in connection with which this affidavit is furnished, and understand that it is secured for the purpose of inducing the United States to purchase land owned by Rhoda D. Crawford.

Arden G. Schieffer
(Affiant)

Dec. 24-1963
(Date)

STATE OF UTAH)
) ss
COUNTY OF WASHINGTON)

On this 24th day of December, 1963 personally appeared before me the above-named Arden G. Schieffer who subscribed the foregoing affidavit and made oath that the statements contained therein are true and who duly acknowledged to me that he executed the same.

Richard G. Barnes
NOTARY PUBLIC

SEAL

My Commission Expires:
2-5-'67

Residing at:
Springdale Utah

Entry No. 121516 Recorded at request of Southern Utah Title Co.
Date May 7, 1964 at 5:00 P.M. Book S-48 Pages 432-433 Fee $3.00
Helen P Barker Washington County Recorder, By _____ Deputy.

IRS
$1.40

Recorded at Request of Southern Utah Title 225 June 8, 1964

at 3:00 P.M. Fee Paid $3.00 Helen P. Barker County Recorder

by 121753 Dep. Book S-49 Page 225 Ref.:

Mail tax notice to Address

WARRANTY DEED

RHODA D. CRAWFORD (Widow) grantor

of Hite, County of Floyd, State of ~~Utah~~ Kentucky hereby

CONVEY and WARRANT to

THE UNITED STATES OF AMERICA and its assigns

of Washington, D. C. grantee

for the sum of Twelve thousand six hundred ($12,600) DOLLARS,

the following described tract of land in Springdale Precinct, Washington County, State of Utah:

Parcel (a): Starting at a point 249 feet East from NW corner NE¼, ~~Section 28~~; thence S 45° 10' East, 318.9 feet to starting point, East 265 feet; thence S 50° East 692 feet; thence S 85° West, 205 feet; thence N 55°West, 739 feet; thence 24.7 feet tc place of beginning.

Parcel (b): Beginning at a point S 15° 45' East, 610 feet from ¼ corner common to Sections 21 and 28, T. 41 S, R. 10 W, S.L.M. to place of beginning; thence S 57° 15' East, 481 feet; thence N 55° 45 'East, 267 feet; thence N 36° 45' E 140 feet; thence N 54° 15' West, 596 feet; thence S 32° 45' West, 418 feet; to place of beginning containing 5.12 acres more or less.

Parcel (c): Beginning at a point S 33° 40' East, 1020 feet from ¼ corner common to Sections 21 and 28, T. 41S,R. 10 W, S.L.M.; thence S 57° 15' East, 206 feet; thence N 33° 45' East, 120 feet; thence N 7° 15' West, 164 feet; thence S 55° 45' West, 267 feet; to place of beginning, containing .73 acres more or less.

Together with all improvements thereon and all water rights and appurtenances thereunto belonging, including all water and water rights appurtenant to said property and all water used thereon from the Springdale Pipeline Company and Flannigan Ditch Company

WITNESS, the hand of said grantor, this 15th day of October, A. D. 1963

Signed in the Presence of

Mary Sue Smith

Wanda Hayes

Rhoda D. Crawford



STATE OF ~~Utah~~ Kentucky }
County of Floyd } ss.

On the 15th day of October A. D., 1963 Personally apeared before me Rhoda D. Crawford

the signer of the within instruments who duly acknowledged to me that s he executed the same.

Betty Hutchinson
Notary Public

My Commission expires 11-18-63 My residence is Martin, Ky.

So. Utah Title Co., 88 E. 100., St. George, Utah

CORRECTIVE QUITCLAIM DEED 119085

WHEREAS, Floyd Winder, a married man, residing at Flagstaff, Arizona, executed a quitclaim deed to the United States of America conveying a tract of land 9.85 acres more or less, in Washington County, Utah.

WHEREAS, the above recited quitclaim deed was executed by Floyd Winder, a married man, on the 21st day of February, 1963, and recorded at the request of the Southern Utah Title Company, March 15, 1963, at 3:00 PM in Book S-42, page 178, of the records of Washington County, Utah.

WHEREAS, Ramona Winder, wife of Floyd Winder, did not execute said quitclaim deed,

NOW THEREFORE, the above described Floyd Winder, joined by Ramona Winder, his wife, Flagstaff, Arizona, Grantors, hereby quitclaim to the United States of America, Grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's survey of N^2SW^4, E^2NW^4, Section 28, Township 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 5, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah, to Washington County, Utah, dated January 10, 1941, recorded in the 1940 Tax Sale Record at Page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah, to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

WITNESS the hand of said grantors this 13 day of June, 1963

Floyd Winder

Floyd Winder

Ramona Winder

Ramona Winder

STATE OF UTAH)
(ss.
COUNTY OF WASHINGTON)

On this 13th day of June, 1963, personally appeared before me Floyd Winder and Ramona Winder, his wife, the signers of the above instrument, who duly acknowledged to me that they executed the same.

Given under my hand and the seal of my office this 13th day of June, 1963.

Richard P. Barnes

My Commission expires: 7-5-64

Entry No. 119085 Recorded at request of Frank R. Oberhansby
Date June 14, 1963 at 10:15 A.M. S-43 Page 415-416 Fee $3.60
Nelda P Barber Washington County Recorder, By _____ Deputy.

QUITCLAIM DEED

John Winder, unmarried, Springdale, Utah, grantor, hereby quitclaims to the United States of America, grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's Survey of N½SW¼, E½NW¼ Section 28, Tp. 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 9, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah to Washington County, Utah dated January 10, 1941, recorded in the 1940 Tax Sale Record at page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

WITNESS the hand of said grantor this 6th day of March, 1963.

John Winder

STATE OF UTAH)
) ss
COUNTY OF WASHINGTON)

On this _____ day of _____, 1963, personally appeared before me John Winder, unmarried, the signer of the above instrument, who duly acknowledged to me that he executed the same.

Given under my hand and the seal of my office this 6th day of March, 1963.

Notary Public

My commission expires _____.

Entry No. 118132 Recorded at request of Southern Utah Title Co.
Date March 15, 1963 at 3:00 P.M. Book S-42 page 181 Fee $2.00
Helen P. Barker Washington County Recorder. By _____ Deputy.

QUITCLAIM DEED

Pearl Winder Kelsey, daughter and heir at law of Enos K. Winder, and Ross Kelsey, her husband, Minersville, Utah, grantors, hereby quitclaim to the United States of America, grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's Survey of N½SW¼, E½NW¼ Section 28, Tp. 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 5, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah to Washington County, Utah dated January 10, 1941, recorded in the 1940 Tax Sale Record at page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

WITNESS the hand of said grantors this 27 day of Feb., 1963.

Pearl Winder Kelsey

Ross Kelsey

STATE OF UTAH)
) ss
COUNTY OF BEAVER)

On this 27 day of Feb, 1963, personally appeared before me Pearl Winder Kelsey and Ross Kelsey, her husband, the signers of the above instrument, who duly acknowledged to me that they executed the same.

Given under my hand and the seal of my office this 27 day of Feb, 1963.

Virgil Lee Carter
Notary Public
Minersville Utah

SEAL

My commission expires Feb 2, 1965.

Entry No. 118133
Date March 15, 1963 at 3:00 P.M. Book S-42 Page 182 Fee $2.00
Helen P. Barker County Recorder. By Deputy

01-15-1964: warranty deed

119

Recorded at Request of Carter Abstract Co. February 4, 1964

at 3:00 PM. Fee Paid $3.00 Helen P Barker County Recorder

by 120711 Dep. Book S-47 Page 119 Ref.:

Mail tax notice to Address

WARRANTY DEED

MALINDA DENNETT, also known as Malinda H. Dennett, grantor

of Springdale, County of Washington, State of Utah, hereby CONVEYS and WARRANTS to THE UNITED STATES OF AMERICA, and its assigns, grantee

of Washington, D.C. for the sum of Twenty-three Thousand Eight Hundred and No/100 - - - - - - - - - - - - - DOLLARS,

the following described tract of land in Springdale Precinct, Washington County, State of Utah:

PARCEL 1: Lot Ten (10), of the O. D. Gifford Survey in Section 28, Township 41 South, Range 10 West, SLB&M, containing 5.20 acres.

PARCEL 2: Lot Fifteen (15), of the O. D. Gifford Survey in Section 28, Township 41 South, Range 10 West, SLB&M, containing 3.31 acres.

PARCEL 3: Beginning at a point South 594 feet from the Northwest Corner of the NE¼ of Section 28, Township 41 South, Range 10 West, SLB&M, and running thence South 1646.7 feet; thence East 66 feet; thence North 6°30' East 662 feet; thence North 54°02' East 253.5 feet; thence North 45°42' East 223.5 feet; thence East 31.2 feet; thence North 32°15' East 372.5 feet; thence North 56°47' West 682 feet; thence South 32°45' West 6.5 feet; thence West 162 feet, more or less, to the point of beginning, LESS A RIGHT OF WAY, as follows: Beginning at a point South 1618.32 feet of the Northwest Corner of said NE¼ of said Section 28, and running thence North 86°30' East 142.5 feet, being 10.0 feet on each side of center line, containing in Parcel 3, an aggregate of 12.91 acres of land, more or less.

CONTAINING in the aggregate in Parcels 1, 2 and 3, inclusive, 21.42 acres.

TOGETHER WITH all improvements thereon and all appurtenances thereunto belonging.

WITNESS, the hand of said grantor, this 15 day of January, A. D. 1964

Signed in the Presence of

Malinda Dennett



STATE OF UTAH,
County of Washington } ss.

On the 15 day of January, A. D. 19 64 personally appeared before me Malinda Dennett, a/k/a Malinda H. Dennett, the signer of the within instrument, who duly acknowledged to me that she executed the same.

Margaret Hand
Notary Public.

My commission expires 7-13-64 Residing in Toquerville, Utah



Recorded at Request of Carter Abstract Co. 527 January 14, 1964

at 11:30 A M. Fee Paid $2.00 Helen P. Barker County Recorder

by 120542 Dep. Book S-46 Page 527 Ref.:

Mail tax notice to ..... Address .....

WARRANTY DEED

SAMUEL HEBER CRAWFORD and MILDRED C. CRAWFORD, his wife, grantors

of Ogden, County of Weber, State of Utah, hereby

CONVEY and WARRANT to

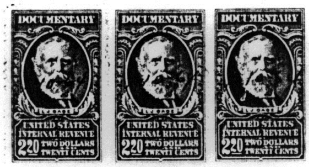
THE UNITED STATES OF AMERICA, and it assigns,

of Washington, D. C. grantee

for the sum of Five Thousand Eight Hundred ($5800.00) and no/100 = = = = = = = = = DOLLARS, the following described tract of land in Springdale Precinct, Washington County, State of Utah:

Beginning at a point East 249.0 feet from the Northwest Corner of the Northeast Quarter (NE¼) of Section Twenty-eight (28), Township 41 South, Range 10 West, Salt Lake Base and Meridian, Utah, and running thence East 870.0 feet; thence South 29° East 243.0 feet; thence West 778.0 feet; thence North 45° 10' West 301.4 feet, more or less, to the point of beginning, containing 4.03 acres of land, be the same more or less, and being a part of the NW¼ NE¼ of said Section 28;

TOGETHER with all improvements thereon and all appurtenances thereunto belonging.



WITNESS, the hands of said grantors, this 10 day of January, A. D. 1964

Signed in the Presence of

Samuel Heber Crawford

Mildred C. Crawford

STATE OF UTAH }
County of Weber } ss.

On the 10 day of January A. D., 19 64 Personally apeared before me Samuel Heber Crawford and Mildred C. Crawford Crawford, his wife,

the signers of the within instruments who duly acknowledged to me that they executed the same.

L. Clifton Rhead
Notary Public

My Commission expires 7 July 1964 My residence is Ogden Utah

L. CLIFTON RHEAD NOTARY PUBLIC STATE OF UTAH

So. Utah Title Co., 53 E. 100., St. George, Utah

QUITCLAIM DEED

Cornelia C. Winder, a widow, Cedar City, Utah, grantor, hereby quitclaims to the United States of America, grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's Survey of N½SW¼, E½NW¼ Section 28, Tp. 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 5, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah to Washington County, Utah dated January 10, 1941, recorded in the 1940 Tax Sale Record at page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

WITNESS the hand of said grantor this 1st day of March, 1963.

Cornelia C. Winder

STATE OF UTAH)
) ss
COUNTY OF IRON)

On this 1st day of March, 1963, personally appeared before me Cornelia C. Winder, a widow, the signer of the above instrument, who duly acknowledged to me that she executed the same.

Given under my hand and the seal of my office this 1st day of March, 1963.

Sandra Maxwell

SANDRA MAXWELL NOTARY PUBLIC SEAL CEDAR CITY STATE OF UTAH

My commission expires January 11, 1966.

Entry No. 118430 Recorded at request of Southern Utah Title Co.
Date March 15, 1963, at 3:00 P.M., Book S-42, page 179 Fee $ 2.00
Helen P. Barker Washington County Recorder, By _____ Deputy.

QUITCLAIM DEED

Floyd Winder and ~~Ramona Winder~~, his wife, Flagstaff, Arizona, grantors, hereby quitclaim to the United States of America, grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's Survey of N½SW¼, E½NW¼ Section 28, Tp. 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 5, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah to Washington County, Utah dated January 10, 1941, recorded in the 1940 Tax Sale Record at page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

WITNESS the hand of said grantors this 21 day of Feb, 1963.

Floyd Winder

Ramona Winder

STATE OF ARIZONA)
) ss
COUNTY OF COCONINO)

On this 21 day of February, 1963, personally appeared before me Floyd Winder and ~~Ramona Winder, his wife~~, the signers of the above instrument, who duly acknowledged to me that they executed the same.

Given under my hand and the seal of my office this 21st day of February, 1963.

Notary Public at Flagstaff, Arizona

SEAL

My commission expires 26 June 1966.

Entry No. 118129
Date March 15, 1963 1:00 P. Book S-42 Page 178
Helen P. Barnes

Southern Utah Title Co.
$2.00
Deputy.

QUITCLAIM DEED

Ruby Winder Hall, daughter and heir at law of Enos E. Winder, and a widow, Cedar City, Utah, grantor, hereby quitclaims to the United States of America, grantee, a tract of land containing 9.85 acres, more or less, in Washington County, Utah, described as Lot 9 of O. D. Gifford's Survey of N½SW¼, E½NW¼ Section 28, Tp. 41 South, Range 10 West, S.L.M., and further described as parcel 4 in a warranty deed from Arden G. and Lucy C. Schiefer, husband and wife, to the United States of America dated November 5, 1962, filed for record November 5, 1962, and recorded in Book S-40 at pages 288 and 289, Recorder's Office, Washington County, Utah.

This quitclaim deed is to remove the cloud on the title of the United States resulting from a tax sale by the Collector of Taxes for Washington County, Utah to Washington County, Utah dated January 10, 1941, recorded in the 1940 Tax Sale Record at page 20, Recorder's Office, Washington County, Utah, and the Tax Deed at May Sale from Washington County, Utah to Mary M. Hirschi dated May 23, 1945, filed for record May 24, 1945 and recorded in Book U-10 at page 510, Recorder's Office, Washington County, Utah.

WITNESS the hand of said grantor this 1st day of March, 1963.

Ruby Winder Hall

STATE OF UTAH)
) ss
COUNTY OF IRON)

On this 1st day of March, 1963, personally appeared before me Ruby Winder Hall, a widow, the signer of the above instrument, who duly acknowledged to me that she executed the same.

Given under my hand and the seal of my office this 1st day of March, 1963.

Sandra Mahnell

SANDRA MAHNELL NOTARY PUBLIC CEDAR CITY, STATE OF UTAH

NOTARY SEAL - PUBLIC

My commission expires January 11, 1966.

Entry No. 118431 Recorded at request of Southern Utah Title Co.
Date March 15, 1963, at 3:00 P. M., Book S-42, Page 180 Fee $2.00
Helen P. Barker Washington County Recorder, By _____ Deputy.

WARRANTY DEED

117522
2-1

Arden G. and Lucy C. Schiefer, husband and wife, grantor
of Springdale, County of Washington, State of Utah, hereby
CONVEY and WARRANT to THE UNITED STATES OF AMERICA and its assigns grantee
of for the sum of
Fifty-five Thousand ($55,000.00) DOLLARS
the following described tract of land in Washington County,
State of Utah:

Parcel 1: A tract of land described as follows: Beginning 2669.70 feet south from N¼ corner Section 28, T41S, R10W, SLM, and run thence east 528 feet; thence north 302 feet; thence N51041'E, 340 feet; thence N22°17'E, 174.75 feet; thence N55°30'W, 817.5 feet; thence S54002'W, 55.5 feet; thence S6°30'W, 660 feet; thence west 66 feet; thence south 429 feet more or less to point of beginning containing 13.61 acres, less right of way, leaving a net acreage of 11.75 acres more or less. Right of way described as 10 feet each side of centerline beginning at a point 1618.32 feet south and N86030'E, 142.5 feet from north ¼ corner of Sec. 28; thence N76°E, 68 feet.



Parcel 2: A tract of land described as follows: Beginning 528 feet east and 2367.70 feet south from the N¼ cor of Section 28, T41S, R10W, SLM and run thence N 51041'E, 340 feet; thence N22°17'E, 174.75 feet; thence N55°30'W, 817.5 feet; thence N54°02'E, 198 feet; thence N45°42'E, 273.5 feet; thence east 31.2 feet; thence N32°15E, 372.5 feet; thence N34°48'E, 119.7 feet; thence N5°22'W, 164 feet; thence N35°54'E, 159 feet; thence S55°E, 204.5 feet; thence N85°E, 264 feet; thence south 2016.7 feet; thence west 792 feet; thence north 302 feet to place of beginning containing 33.64 acres more or less.

Parcel 3: A tract of land described as follows: Beginning at a point approximately 474 feet S60°E from NW corner of NE¼ Section 28, T41S, R10W, SLM, thence S55°E, 42 rods; thence S55°W, 1 rod, thence N55°W, 42 rods; thence N55°E, to point of beginning. Also conveying all water rights in the Flanigan Ditch appertaining to Parcels 1, 2, and 3.



WARRANTY DEED

Parcel 4: All of Lot 9 of the Oliver D. Gifford survey of N½SW¼ and E½NW¼, Sec. 28, T41S, R10W.

Lot 9 of the O. D. Gifford survey is described as follows: Beginning at a point 41.88 chains south of N¼ corner of Section 28; thence S61°30'W, 8.00 chains; thence N44°E, 2.10 chains; thence N12°W, 2.40 chains; beginning again at place of beginning thence North 8.23 chains; thence N54°15'W, 10.25 chains; thence S1°W, 2.75 chains; thence S9°W, 3.14 chains; thence S4°30'E, 3.26 chains; thence S34°E, 5.30 chains, containing 9.85 acres more or less.

Together with all appurtenant water rights in the Flanigan Ditch.

WITNESS, the hands of said grantors, this 5th day of November, A. D. 1962

Signed in the presence of

Ralph C. Lamoreaux

Arden G. Schiefer
Arden G. Schiefer

Lucy C. Schiefer
Lucy C. Schiefer

STATE OF UTAH
County of Washington } ss.

On the 5th day of November, A. D. 1962 personally appeared before me Arden G. Schiefer and Lucy C. Schiefer, husband and wife, the grantors of the within instrument, who duly acknowledged to me that they executed the same.

Ralph C. Lamoreaux
Notary Public

My Commission expires January 13, 1963. Residing in St. George, Utah

Entry No. 117522 Recorded at request of Carter Abstract Co.
Date November 5, 1962 at 3:00 P.M., Book S-40, page 288-289 Fee $4.50
Julia P. Black Washington County Recorder, By _____ Deputy.

08-23-1962: warranty deed

CORRECTED

WARRANTY DEED

Zion Natural History Association, a corporation, successor to Zion-Bryce Natural History Association, a corporation, both

Grantor

of Springdale County of Washington State of Utah

hereby CONVEY and WARRANT to

UNITED STATES OF AMERICA and its assigns

Grantee

of State of Utah

for the sum of Three Thousand Six Hundred and Fifty ($3,650.00) DOLLARS

the following described tract of land in Washington County, State of Utah:

Beginning at a point eleven hundred and nineteen (1119) feet east from the north quarter corner of Section 28, Township 41 South, Range 10 West, and running thence east two hundred and one (201) feet; thence south six hundred and fifty-three (653) feet; thence south 85 degrees West 59 feet; thence north 50 degrees west six hundred and ninety-two feet (692); thence east five hundred thirteen (513) feet; thence north 29 degrees west two hundred forty three (243) feet, more or less, to the point of beginning and containing 5.6 acres more or less.

All improvements thereon and all water rights and appurtenances thereunto belonging, including all water and water rights appurtenant to said property and all water used thereon from Springdale Pipeline Company and Flannigan Ditch Company.

This is a correction warranty deed given to correct and it does correct a former warranty deed from the grantor herein to the grantee herein, which deed is dated May 18,1962, and is recorded in Book 5-38, page 375, in the office of the County Recorder of Washington County, in which deed several of the courses in the description were omitted in error.

IN WITNESS WHEREOF the Zion Natural History Assocation

by unanimous resolution of its Board of Directors

have caused this instrument to be signed by its

President and Reed W. Farnsworth Secretary Carl E. Jepson and its corporate name and seal to be hereunto affixed this 23rd day of August , A. D. 1962

Signed in the Presence of

Harriet Matheson

Virginia Leonard

ZION NATURAL HISTORY ASSOCIATION

(CORPORATE) (SEAL)

By Reed W. Farnsworth President

Attest: Carl E. Jepson Secretary

STATE OF UTAH }
County of Iron } ss

On this 23rd. day of August A. D. 19 62 personally appeared before me
Reed W. Farnsworth and Carl E. Jepson who
being first duly sworn did say that he Reed W. Farnsworth is the President
and he Carl E. Jepson is the Secretary of
the Zion Natural History Association, a Corporation, Successor to: Zion-Bryce
Natural History Association a Corporation
and that the foregoing instrument was signed in behalf of said corporation by authority of
a resolution of its Board of Directors

and the said Reed W. Farnsworth President and the said Carl E. Jepson
Secretary acknowledged to me that said corporation executed the same.

My commission expires
February 27, 1964

Notary Public
Residing at Cedar City, Utah

No. 116936

WARRANTY DEED

TO

Dated ....., 19..

Recorded at the Request of

August 24, A. D. 1962
at 15 minutes past 3 o'clock P. M.
in Book S-39 of Deeds
pages 104-105

Helen R. Black

Recorder Washington County
Fee $3.00

WARRANTY DEED

05-18-1962: warranty deed

WARRANTY DEED

Zion Natural History Association, a corporation Grantor

of Springdale County of Washington State of Utah

hereby CONVEY and WARRANT to

UNITED STATES OF AMERICA and its assigns

Grantee

~~of~~ ~~State of Utah~~

for the sum of Four Thousand and Fifty ($4,050) DOLLARS

the following described tract of land in Washington ~~County~~ County, State of Utah:

Beginning at a point South 63° East 260 feet from the quarter corner common to Sections 21 and 28, Township 41 South, Range 10 West, S.L.M., and running thence South 25° 30' West 527 feet; thence East 162 feet; thence North 32° 30' East 427 feet; thence North 55° West 196 feet to the point of beginning, containing 1.84 acres of land, more or less.

Together with improvements and appurtenances and water rights.

IN WITNESS WHEREOF the Zion Natural History Association

by unanimous resolution of its Board of Directors

have caused this instrument to be signed by its

President and Reed W. Farnsworth Secretary Carl E. Jepson and its corporate name and seal to be hereunto affixed this 18th. day of May, A. D., 19 62,

Signed in the Presence of

Harriet Matheson

Hazel Taylor

ZION NATURAL HISTORY ASSOCIATION

(CORPORATE) (SEAL)

By Reed W. Farnsworth President

Attest: Carl E. Jepson Secretary

STATE OF UTAH }
County of Iron } ss

On this 18th. day of May A. D. 1962 personally appeared before me Reed W. Farnsworth and Carl E. Jepson who being first duly sworn did say that he Reed W. Farnsworth is the President and he Carl E. Jepson is the Secretary of the Zion Natural History Association a Corporation and that the foregoing instrument was signed in behalf of said corporation by authority of a resolution of its Board of Directors and the said Reed W. Farnsworth President and the said Carl E. Jepson Secretary acknowledged to me that said corporation executed the same.

My commission expires May 8, 1964

Maeser Dalley, Cedar City, Utah, Notary Public
Residing at Cedar City, Utah

No. 116255

WARRANTY DEED

TO

Dated ....., 19..

Recorded at the Request of

..... June 7 ....., A. D. 1962
at 45 minutes past 11 o'clock A. M.
in Book S-37 of Deeds
pages 463-464
Nellie P. Bleak
Recorder Washington County
Fee $3.00

05-18-1962: warranty deed

WARRANTY DEED

Zion Natural History Association, a corporation, successor to: Zion-Bryce Natural History Association, a corporation, both

Grantor

of Springdale County of Washington State of Utah

hereby CONVEY and WARRANT to

UNITED STATES OF AMERICA and its assigns

Grantee

of State of Utah

for the sum of Three Thousand Six Hundred and Fifty ($3,650.00) DOLLARS

the following described tract of land in Washington ~~Kane~~ County, State of Utah:

Beginning at a point eleven hundred and nineteen (1119) feet east from the north quarter corner of Section 28, Township 41 South, Range 10 West, and running thence east two hundred and one (201) feet; thence south six hundred and fifty-three (653) feet; thence north 29 degrees west two hundred forty-three (243) feet, more or less, to the point of beginning and containing 5.6 acres, more or less:

All improvements thereon and all water rights and appurtenances thereunto belonging, including all water and water rights appurtenant to said property and all water used thereon from Springdale Pipeline Company and Flannigan Ditch Company.

IN WITNESS WHEREOF the Zion Natural History Association

by unanimous resolution of its Board of Directors

have caused this instrument to be signed by its

President and Reed W. Farnsworth Secretary Carl E. Jepson and its corporate name and seal to be hereunto affixed this 18th. day of May , A. D., 19 62

Signed in the Presence of

Harriet Matheson

Floral Taylor

ZION NATURAL HISTORY ASSOCIATION

(CORPORATE) (SEAL)

By Reed W Farnsworth President

Attest: Carl E Jepson Secretary

STATE OF UTAH
County of Iron } ss

On this 18th. day of May A. D. 19 62 personally appeared before me Reed W. Farnsworth and Carl E. Jepson who being first duly sworn did say that he Reed W. Farnsworth is the President and he Carl E. Jepson is the Secretary of the Zion Natural History Associatio n a Corporation and that the foregoing instrument was signed in behalf of said corporation by authority of a resolution of its Board of Directors

and the said Reed W. Farnsworth President and the said Carl E. Jepson Secretary acknowledged to me that said corporation executed the same.

My commission expires
May 8, 1964

Maeser Bailey, Cedar City, Utah Notary Public
Residing at Cedar City, Utah

No. 115767

WARRANTY DEED

TO

Dated ....., 19....

Recorded at the Request of
Orval Hafen

July 31, A. D. 1962
at 50 minutes past 3 o'clock P. M.
in Book S-38 of Deeds
pages 375-376

Recorder Washington County
Fee $3.00

03-21-1960: quitclaim deed, bill of sale and assignment

Petitioners Exh 1

111749
3-1

QUIT CLAIM DEED, BILL OF SALE
AND ASSIGNMENT

Jerome L. Gifford, ~~and~~ a single man, ~~Gifford, his wife~~; Lorin C. Gifford, ~~and~~ a single man, ~~Gifford, his wife~~; Ida Dobson, Inez Jorgenson, Lella Johnson, Sylvia Gifford, Ellen Beecham, Mabel Hall, and Jewel A. Gifford, who along with the grantee herein are all of the heirs of John J. Gifford, deceased, hereby Quit claim, convey, transfer, assign and set over to Fanny C. Gifford, the widow of said decedent, all their right, title, interest and estate of every kind and nature in and to the estate of said John J. Gifford, deceased, and in and to all real and personal property thereof, as heirs of said estate and in any other way, for valuable consideration, receipt of which is hereby acknowledged by each of said grantors, and for love and affection, and particularly in and to the following described property in Washington County, State of Utah, to-wit:

PARCEL 1: All of Lots 13 and 14 of O. D. Gifford's Survey, Section 28, Township 41 South, Range 10 West, Salt Lake Meridian, containing 4.5 acres.

PARCEL 2: Lot 1, O. D. Gifford Survey. Less 1.5 acres for Widow's Claim: Less 4.16 acres. Containing 30.84 acres, situate in Section 28, Tp. 41 South, Range 10 West.

PARCEL 3: Beginning at a point North 550 feet from W¼ corner Section 28, Township 41 South, Range 10 West, Salt Lake Meridian, and running thence North 2090 feet; thence East 1320 feet; thence South 1320 feet; thence West 145 feet; thence South 147 feet; thence East 148 feet; thence South 761 feet; thence North 80° 15' West 373 feet, thence South 9° 45' West 373 feet; thence North 55° 53' East 974.8 feet to beginning. Containing 60.81 acres.

Together with all improvements thereon and all appurtenances and water rights thereunto belonging.

Nineteen and one-half (19½) shares of stock in the Springdale Consolidated Irrigation Company.

One (1) share in the Springdale Pipeline Company.

Also any and all property of the Estate of John J. Gifford, deceased, not now known or discovered, which belongs or may belong to said estate.

Witness the hands of said grantors this 21 day of March, 1960.

Jerome L. Gifford
Lorin C. Gifford
Sylvia Gifford
Ellen Beecham
Inez Jorgenson
Lella Johnson

Ida Dobson
Mabel Hall
Jewel A. Gifford

STATE OF UTAH)
: ss. 111749
COUNTY OF WASHINGTON) 3-2

On this 21st day of March, 1960, personally appeared before me Jerome L. Gifford, ~~and~~ a single man, ~~Gifford, his wife,~~ two of the signers of the foregoing instrument, who duly acknowledged to me that ~~he~~ they executed the same.

Mabel C. Ott
NOTARY PUBLIC
My Commission Expires Residing at Provo Utah
Sept. 23, 1961

STATE OF UTAH)
: ss.
COUNTY OF WASHINGTON)

On this 5 day of ~~March~~ April, 1960, personally appeared before me Lorin C. Gifford, ~~and~~ a single man, ~~Gifford, his wife~~; and Sylvia Gifford, ~~three~~ two of the signers of the foregoing instrument, who duly acknowledged to me that they executed the same.

Edna E. Flanigan
NOTARY PUBLIC
My Commission Expires Residing at Virgin Utah
Dec. 4, 1963

STATE OF UTAH)
: ss.
COUNTY OF ~~Salt Lake~~

On this 18 day of ~~March~~ April, 1960, personally appeared before me Inez Jorgenson, one of the signers of the foregoing instrument, who duly acknowledged to me that she executed the same.

Inez Jorgenson
NOTARY PUBLIC
My Commission Expires Residing at Salt Lake City Utah
July 1- 1962

STATE OF UTAH)
: ss.
COUNTY OF _____)

On this 30th day of ~~March~~ APRIL, 1960, personally appeared before me Lella Johnson, one of the signers of the foregoing instrument, who duly acknowledged to me that she executed the same.

Sterling R. Bossard
NOTARY PUBLIC
My Commission Expires Residing at Rockfield Utah
5-30-60

STATE OF UTAH)
: ss.
COUNTY OF WASHINGTON)

On this 9 day of ~~March~~ April, 1960, personally appeared before me Ellen Beacham, one of the signers of the foregoing instrument, who duly acknowledged to me that she executed the same.

Alma E. Flanigan
NOTARY PUBLIC
Residing at Virgin, Utah

My Commission Expires
Dec 4 1963

STATE OF ~~CALIFORNIA~~ Nevada)
: ss.
COUNTY OF Clark)

On this 24th day of ~~March~~ May, 1960, personally appeared before me Mabel Hall, one of the signers of the foregoing instrument, who duly acknowledged to me that she executed the same.

Thora B. Darling
NOTARY PUBLIC
Residing at Las Vegas, Nev

My Commission Expires
NOTARY PUBLIC
of Nevada
My Commission Expires, 1964

STATE OF CALIFORNIA)
: ss.
COUNTY OF LOS ANGELES)

On this 7th day of ~~March~~ JUNE, 1960, personally appeared before me Jewel A. Gifford, woman, one of the signers of the foregoing instrument, who duly acknowledged to me that she executed the same.

Connie M Kaufman
NOTARY PUBLIC
Residing at Los Angeles

My Commission Expires
CONNIE M. KAUFMAN, NOTARY PUBLIC
My Commission Expires June 15, 1962

CONNIE M. KAUFMAN, NOTARY PUBLIC
My Commission Expires June 15, 1962

STATE OF UTAH)
COUNTY OF PIUTE) SS.

On this 17th day of May, 1960, personally appeared before me IDA DORSON, a woman, one of the signers of the foregoing instrument, who duly acknowledged to me that she executed the same.

Richard K. Thornley
Notary Public
Residing at: Richfield, Ut.
My Comm. Exp: 1-18-64

NOTARY PUBLIC STATE OF UTAH

-3-

Entry No. 111749 Recorded at request of Orval Hafen
Date September 29, 1960 at 10:30 A.M., Book S-28, page 340-342 Fee $ 6.40
Helen P Bleak Washington County Recorder, By _____ Deputy.

United States Department of the Interior
NATIONAL PARK SERVICE
ROCKY MOUNTAIN REGIONAL OFFICE
12795 W. Alameda Parkway
P.O. Box 25287
Denver, Colorado 80225-0287

TAKE PRIDE IN AMERICA

IN REPLY REFER TO:

L1425 (RMR-ML)
ZION--Flanigan Ditch

December 19, 1989

Memorandum

To: File

From: Realty Specialist, Land Resources Division, Rocky Mountain Region

Subject: Government-Owned Shares in the Flanigan Irrigation Ditch and Other Water Rights Matters

The Division of Land Resources, Rocky Mountain Region, has been requested to assist the Water Resources Division at Fort Collins, Colorado in searching records and deeds to determine the National Park Service ownership or claim to water from the Flanigan Ditch Company, a mutual association, within Zion National Park.

According to Judge Thos. H. Burton's decree of water rights dated December 12, 1925, the Flanigan Ditch Company was a mutual association organized in 1880 with Sam'l K. Crawford of Springdale, Utah as its president. Award No. 67 recognized 90.6 acres of land irrigated by 1.65 cfs of water diverted from the North Fork of the Virgin River from January 1 to December 31 of each and every year. Further recognized was the class 1 water right because the use began before 1891. The duty of water originally attached to the Flanigan Ditch was one cubic foot per second of water for each 55 acres irrigated; however, the 1925 decree recommended that the duty of water be changed to 60 acres per 1 cfs and that the court retain jurisdiction for the purpose of making such corrections as the time may show just and proper.

On August 8 I checked into the water records of Washington County Courthouse in St. George, Utah. I searched the grantor-grantee index for transfer or claims or ownership of water in the name of United States of America, Flanigan Ditch Company, National Park Service, Zion National Park, Sam'l K. Crawford and State Engineer. The books searched are identified as Water Book 1H and 2H and Water Claims and Water Deed books W, W2, and W3 and J Book of Water Claims and Breeders Certificates 1880 to 1925. A lady named Joan in the Recorder's Office said the county line was changed in 1883 and that between 1869 and 1883 the Towns of Dellview, Grafton, Rockville, Toqueville, Hurricane and Virgin were in Kane County.

I found reference to the December 12, 1925 decree as amended by the final decree of April 21, 1931. I did not find a copy of the 1931 final decree but Alice Johns has since informed me that the Water Rights Branch at Fort Collins, Colorado has this final decree and that it does not affect the Flanigan Ditch.

In the above books there are records of water rights in the name of the U.S.A. for the U.S. Forest Service, Bureau of Land Management and National Park Service and references to Awards No. 63, 65 and 66. There were references to National Park Service water deeds for water to ditches other than the Flanigan Ditch but no information pertaining to the Flanigan Ditch Company or to Award No. 67 of the 1925 decree.

On August 9 I checked the water records of Kane County Courthouse in Kanab, Utah. The county recorder's office furnished me with a grantor-grantee index to water deeds from 1881 on forward. There was nothing in this index pertaining to the Flanigan Ditch or Sam'l K. Crawford.

I also searched Book E Water Certificates from 1880 to 1882 containing about 200 pages. I did not just look at the index but I checked every page in this book. I made a copy of one of the water commissioner's certificates in the name of Thomas E. Flanigan just to show what they contain. This certificate was indexed in Book E under N. Fork Virgin River waters for Rockville Ditches. All of these certificates do show that one share per acre was common practice at that time. The county recorder's office furnished copies of all the records pertaining thereto to Washington County and to the State Archives at State Capitol Archives Building, Salt Lake City, Utah 84114 (telephone 801-533-5250). I have not checked the archive records and assume they have the same thing as the county records.

On August 9 I talked to Mr. Ardell DeMille. His address is Box 1017, Rockville, Utah 84763 (telephone 801-772-3384). Mr. DeMille has been in the area for many years. It was his 14.7 acres that was deleted from the Flanigan Ditch in the 1925 decree. There was too much ditch and it was too hard to keep the water flowing to irrigate that small acreage from the Flanigan Ditch. Hence the point of diversion was moved to another place and his .27 cfs portion of the ditch water was deleted from the 1.65 cfs of the original Flanigan appropriation in the 1925 decree. Mr. DeMille thought the company was incorporated and that there were two shares per acre, but he was not positive. The shares are really unimportant as the U.S.A. owns all the shares except for those transferred with DeMille's 14.7 acres. The amount of water appropriated for the lands irrigated by the Flanigan Ditch is the important part and that has been established as 1.65 cfs for 90.6 acres. Mr. DeMille said that originally 1 cfs was appropriated to irrigate each 55 acres. This, he says, gives each acre a total of 6 acre feet per acre per year.

Using the established 90.6 acres divided by 55 equals 1.65 cfs. Mr. DeMille's 14.7 acres divided by 55 = .27 cfs and the remaining 75.9 acres owned by the U.S.A. and irrigated from the Flanigan Ditch divided by 55 equals 1.38 cfs.

Mr. DeMille irrigated the federal lands from November 1, 1963 until December 31, 1966, which was during the time the lands were still in field and orchard status before the Park Service developed the campgrounds. Mr. DeMille made records of his water use and those records are kept in the safe at the Chief of Maintenance Office at Zion National Park headquarters. I have attached copies of his three cover memorandums to show the period he irrigated. His records show a daily use of 1.47 cfs of water diverted by the Flanigan Ditch and used on the 75.9 acres. No one seems to know where the 1.47 cfs came from or why it was used rather than the 1.38 cfs as identified in the 1925 decree.

Mr. DeMille warns that there is a movement by the downstream Virgin River water users which will attempt to legally reduce the upper Virgin River water users' appropriation from 6 acre feet to 5 acre feet per acre per year. The theory being that the upper areas are cooler and have shorter growing seasons and therefore 5 acre feet is sufficient and that the downstream users (St. George and others) should have 7 acre feet per acre per year. Mr. DeMille says the winds in Zion Canyon are much more drying than the hotter weather at the lower areas.

Since the 1925 decree the Virgin River water users have hired a man (ditch master) to check on all the water diversions of the Virgin River for correct flow, particularly during the hot summer periods. The person presently in the position is John Wadsworth.

On August 9 I met and talked to Mr. Doyle Winder whose address is Box 122, Springdale, Utah 84767 (telephone 801-772-3349). Mr. Winder did the irrigation for the park from 1967 to 1987 and he thought one share was equal to 1 acre under irrigation but he was not positive. He said he irrigated at a measuring flume setting of 6.2 and applied 1.47 cfs every day for the entire season during those years. He informed me that he had made records to that effect and that the records were at the park.

Later a search at the headquarters revealed about 10 years of records for the above period and the park personnel are looking for the rest of Mr. Winder's records. In examining the existing records, it was noted that he had made a daily entry on the log of 1.47 cfs with a depth reading of 6.2.

The old flume is still in place and I saw it. It has a 9-inch wide throat and according to the table for the Thompson Parshall measuring flume to measure 1.47 cfs, more or less, the water would have to be at .62 of a foot or 7-7/16 inches. It appears Mr. Winder put his decimal point in the wrong place. I did not make copies of Mr. Winder's records. If needed they are stored in the safe in the Chief of Maintenance Office along with other water records.

On August 11 I attended a meeting with Superintendent Grafe, Assistant Superintendent Wiese, Chief of Maintenance Karaszewski and Ken Williams, President of Springdale Consolidated Irrigation Company.

Mr. Williams did not know for sure what a share in the Flanigan Ditch represented but agreed that it really was not important. He seemed to

think that Bob Ralston, the ex-mayor of Springdale, may have some records on the Flanigan Ditch Company. Mr. Grafe may be able to ferret out these records as he knows Mr. Ralston. Mr. Williams agrees to the Park Service appropriation of 1.38 cfs as set forth in the 1925 decree and in fact the newly constructed pipeline for the first 3500+ feet of the Flanigan Ditch diversion was approved by NPS and constructed by Springdale Consolidated in 1988 with the pipe designed to carry the NPS 1.38 cfs and the Springdale Consolidated Irrigation Company 3.97 cfs of water.

The first NPS outlet on the pipeline is 4 inches in diameter and can be turned into the original open Flanigan Ditch. This outlet is located about half way between the diversion and the Oak Creek outlet valve. There is a measuring flume installed below this 4-inch outlet on the open Flanigan Ditch. The second NPS outlet on the pipeline is 12 inches in diameter and need not be that large to serve the NPS needs. This 12-inch valve is located by a big rock east of the bridge where Oak Creek runs into the Virgin River. Mr. Williams explained that this 12-inch valve was put in for a back-up recourse for the Springdale Consolidated Irrigation Company just in case they had problems with the pipeline further along in the Town of Springdale.

If problems in design had occurred and presented pressure irrigation problems, then the 12-inch valve could be opened and the water could be transported in the open ditch as it was before the pipeline was installed until the problems could be resolved. Superintendent Grafe made known his intention of abandoning the Consolidated Ditch Company old open ditch through the park below this 12-inch valve where it passes under the river and through the south campground. Mr. Williams is aware of this and wants the open ditch left usable for a temporary time and back-up alternative only until the pipeline is perfected and the pressure becomes regulated. Mr. Williams explained that they planned to replace the 12-inch valve with a smaller and more appropriate one. When the 12-inch valve is opened to furnish the NPS 1.38 cfs then the pressure drops at the bottom end of the pipeline and it is not usable without running the pumps to raise the pressure. Pumping costs money and the funds are not readily available. Mr. Williams intends to furnish the Water Rights Branch at Fort Collins with a complete package and specifications on the pipeline.

Mr. Williams is promoting sprinkler irrigation for his company and users and says the efficiency of water usage can be increased 500 percent from the open ditch flooding irrigation. He strongly recommends that the Park Service go to a sprinkler system as soon as possible.

During my investigation it became apparent that there was a lot of confusion about what there was in connection with the ditch and pipeline and its measuring devices, etc. and who did what. I called and talked to Ken Williams, with Springdale Consolidated Ditch Company; Mr. Esplin and Mr. Simpler with S.C.S.; Mr. Sandburg with USGS; Alice Johns, Water Rights Branch at Fort Collins; Dave Karaszewski, Zion National Park.

In conclusion I found that there are no water meters on the pipeline except at the end in the Town of Springdale, which measures the Springdale Consolidated Ditch Company flow.

The two 18-inch Thompson Parshall measuring flumes were installed by the Park Service in the open Flanigan Ditch to measure the NPS flow from the 4-inch and 12-inch pipeline outlets. The flows from these three measuring devices have to be added to arrive at the total amount of water being diverted by the new pipeline which has the same point of diversion as the original open Flanigan Ditch. The USGS did not like the automatic flow recording devises that the NPS had, so the USGS put in two new recording devices that operate off the ditch measuring flume. These recorders produce a tape with holes which is periodically collected by USGS and interpreted into flow amount. This information can be obtained by the park for their records of water use and the people to contact are George (Woody) Sandburg or Bob Swenson at Cedar City, Utah, telephone 801-586-4543.

The search of the records of the Utah State Division of Corporations dated August 15, 1989 revealed that they were unable to find any information on the Flanigan Ditch Company. Copies of the response to this search are attached hereto.

A government purchase order was issued to the Security Title Company in St. George, Utah on August 28, 1989 for the purpose of conducting a professional search of the land records and to provide us with copies of all recorded land transfer instruments pertinent to the lands under the Flanigan Ditch. This search covered the time period from the December 12, 1925 decree to the date the government acquired the title. The last bundle of these instruments was received with Mr. Blair Mitchell's letter dated November 13, 1989.

After analyzing these instruments it was obvious that the chain of title was not complete and that some instruments were either not legible or not complete. Because of these obvious omissions, I then arranged to travel to St. George and try to straighten out the problems. During my trip to St. George from December 11 through 14, I personally searched the records and indexes and I obtained the services of Blair Mitchell, a professional title abstracter with Security Title Company, to assist in the search and to reproduce copies of needed instruments. I also enlisted the assistance of the County Recorder, Russell Shirts, on difficult matters or when we reached an impasse. As a result of the searching by all three of us, I have reached the conclusion that I now have all the recorded information available. If I don't have it then it probably was not recorded. If it was recorded and I still don't have it then it was not indexed properly so that it can be found again.

I then reviewed, analyzed and organized all available instruments according to their date and put them with their appropriate government deed number and tract number. According to these instruments all water rights and shares in the Flanigan Ditch passed with the title to the lands acquired by the government and are now owned by the United States of America as more particularly discussed hereafter.

The Flanigan Irrigation Ditch Company dissolved about 1968 or 1970 after the NPS acquired all the remaining lands and attached ditch shares. The NPS has continued to put this water to beneficial use each and every year. These water shares were passed with the chain of title to the land they serviced and the ownership of the lands and water shares is now in the name of the United States of America and administered by the National Park Service, except for DeMille's 14.7 acres which are not within the park boundary and these 14.7 acres and shares, which were owned by DeMille, were excluded from service under the Flanigan Ditch. These 14.7 acres were proportioned their amount of the original Flanigan Ditch water as shown in the decree entered December 12, 1925 by Judge Thos. H. Burton.

After subtracting 0.27 cfs of water for the DeMille excluded shares and property the amount of 1.38 cfs of water remains to service the 75.9 acres of land under the Flanigan Ditch within the boundary of Zion National Park and owned by the United States of America.

The Burton decree identifies the remaining 75.9 acres as being 6.6 acres in Section 21 and 69.3 acres in Section 28, Township 41 South, Range 10 West. The map of the Flanigan Ditch and the lands it services is on file in the Utah Water Engineer's office and a copy is attached hereto.

The National Park Service record of land ownership is shown on the copy of the attached tract map and other sketches and the chain of title as evidenced by the attached deeds of land conveyances are also attached. These government deeds are numbered: 7, 9, 27, 28, 29, 33, 35, 37, 39, and 90.

Contained in deed Nos. 7 and 9 dated May 13, 1931, is a reservation by Crawford (the grantor) for certain "primary water rights" owned by grantor as particularly set forth in the December 12, 1925 decree. The only "water rights" identified in the decree belonging to Crawford were in award No. 64 and diverted by Pine Creek Ditch. There were 15.1 acres in Section 22 and 0.8 acre in Section 21 under the Pine Creek Ditch. Award No. 66 involved the Crawford Ditch and that ditch is west of the Virgin River and has no connection with the Flanigan Ditch which is east of the river. Therefore, deeds 7 and 9 do not reserve to the grantors any "shares", "stock", or water rights pertaining to the Flanigan Ditch and the Flanigan Ditch shares for 6.6 acres in Section 21 identified in award No. 67 of the decree were acquired by the United States of America in deeds 7 and 9.

The small acreage between the main Flanigan Ditch and the shorter spur ditch lying between the Flanigan Ditch and the Pine Creek Ditch within the W1/2 W1/2 of Section 22 east of the river has not been irrigated for a very long time. Aerial photos in the Land Resources Division files made in 1960 and in 1939 do not show any evidence of this spur ditch or any field being irrigated by it. The 1925 decree does not recognize any water for this area from the Flanigan Ditch, which is mostly in Section 22.

Deed 27 is an Act of Congress dated February 20, 1960 which added, along with other lands, the public domain lands comprising the E1/2 NE1/4 of Section 28. Approximately 1/2 acre is under the Flanigan Ditch and there is no reservation or sale of ditch shares pertaining to this land because it has never been in private ownership.

Deed No. 28 conveyed a 5.6 total acres of which about 5.3 acres were under the Flanigan Ditch. A very small portion of this parcel is within a wash and a small parcel is above the ditch and probably was never irrigated by the Flanigan Ditch. This deed conveyed all water and water rights appurtenant to the property from the Springdale Pipeline Company and Flanigan Ditch Company.

Deed No. 29 conveyed 1.84 total acres of which approximately 1.5 acres were irrigated under the Flanigan Ditch. The other .35 acre lies within the Virgin River and most probably has never been irrigated. This deed conveyed all appurtenances and "water rights." There was no reservation in this deed pertaining to ditch shares or water rights.

Deed 33 conveyed 4.03 total acres of which approximately 3.5 acres were under the Flanigan Ditch. The remaining 1/2 acre was within the river and a road right-of-way and probably was never irrigated. This deed conveyed all appurtenances thereto and there were no reservations in this deed pertaining to ditch shares or water rights.

Deed 35 conveyed 21.42 total acres of which approximately 19.5 acres were under the Flanigan Ditch. This deed conveyed all appurtenances thereto and there were no reservations in this deed pertaining to ditch shares or water rights.

Deed 37 conveyed 9.92 total acres of which approximately 9 acres were under the Flanigan Ditch. Approximately one acre of this property is above the Flanigan Ditch. This deed conveyed all water rights and waters used from the Springdale Pipeline and the Flanigan Ditch Company.

Deed 39 conveyed 55.24 total acres of which approximately 29.85 acres are under the Flanigan Ditch. The remainder of the lands conveyed lie above the Flanigan Ditch. This deed conveyed all appurtenant "water rights" in the Flanigan Ditch and there were no reservations in this deed pertaining to ditch shares or water rights.

Summary of NPS deeds and acres under the Flanigan Ditch in Sections 21 and 28 which were acquired by the NPS:

Deed No. 7	4.6	acres --	acquired May 13, 1931
Deed No. 9	2.0	acres --	acquired May 13, 1931
Deed No. 27	0.5	acres --	acquired February 20, 1960
Deed No. 28	5.3	acres --	acquired May 18, 1962
Deed No. 29	1.5	acres --	acquired May 18, 19662
Deed No. 33	3.5	acres --	acquired January 10, 1964
Deed No. 35	19.5	acres --	acquired January 15, 1964
Deed No. 37	9.0	acres --	acquired October 15, 1963
Deed No. 39	29.85	acres --	acquired November 15, 1962
	75.75	acres	

Take or give a fraction of an acre, the above summary of acres under the Flanigan Ditch agrees with the 75.9 acres identified in the 1925 decree. Each 55 acres irrigated is entitled to 1 cfs of water; therefore, the 75.9 acres are entitled to the 1.38 cfs of water identified in award No. 67 of the 1925 decree.

Lloyd L. Garrison

Enclosures:
1. Old map of Flanigan and Pine Creek Ditch
2. Map of NPS-acquired lands by deed number
3. Thompson Parshall measuring table
4. Partial copy of December 12, 1925 decree
5. Letters from State Division of Corporations
6. Three cover letters by Ardell D. DeMille
7. Copy of Book E, Page 47 from Kane County
8. NPS tract map and owner column
9. Stan Ponce's letter dated June 23, 1989
10. Copies of recorded deeds and other instruments

cc:
Supt., ZION

09-25-1989: letter to national park service from security title company regarding flanigan ditch search

SECURITY TITLE COMPANY
OF WASHINGTON COUNTY
50 EAST TABERNACLE • P.O. DRAWER "C" • ST. GEORGE, UTAH 84770
(801) 673-5491

September 25, 1989

MR. LEE GARRISON
NATIONAL PARK SERVICE
12795 West Alameda Parkway
Lakewood, Colorado 80228

Re: Flanigan Ditch Search

Dear Mr. Garrison:

Enclosed please find the copies of the conveyance documents relative to title on properties surrounding the Flanigan Ditch area in Springdale, Utah.

I have kept a duplicate set of these copies and if you need to talk to me after you have reviewed them plese feel free to call me.

I hope this is what you need to prove your chain of title for the water people.

Thank You.
Sincerely,

Blair Mitchell
Mgr.

enc.

11-13-1989: letter to u.s. dept. of the interior from security title company regarding chain of title on the flanigan ditch

SECURITY TITLE COMPANY
OF WASHINGTON COUNTY
50 EAST TABERNACLE • P.O. DRAWER "C" • ST. GEORGE, UTAH 84770
(801) 673-5491

November 13, 1989

U.S. DEPT. OF THE INTERIOR
National Park Service
12795 West Alameda Parkway
P.O. Box 25287
Denver, Colorado 80225-0287

Attn: Lee Garrison (Re: Flanigan Ditch Search)

Dear Lee:

Enclosed are the deeds per your request to trace the chain of title on the Flanigan Ditch. I hope this will do the job for you this time.

I apologize for the mix-up on the original search.

As you can see there were quite a large number of deeds but I still think we are O.K. on our original $300.00 fee.

Thank You.
Sincerely Yours,

Blair Mitchell
Mgr.

enc.

Deed 37, Tract 04-121

W.D. October 15, 1963 -- Book S-49, page 225
To: USA
From: Rhoda D. Crawford, widow, also administrator's deed from Charles Walter Cottam for the estate of Ernest K. Crawford, Book S-48, pages 438,439 and affidavit on Book S-48, pages 432, 433

Part of Tract 04-121, W.D. August 15, 1947 -- Book U-11, pages 192, 193
To: Ernest K. and Rhoda D. Crawford
From: Samuel K. and Marie E. T. M. Crawford

Part of Tract 04-121, W.D. September 1, 1943 -- Book U-10, page 294
To: Samuel K. and Marie E. T. M. Crawford, joint tenants
From: Agnes Russell

Part of Tract 04-121, W.D. September 1, 1943 -- Book U-10, page 294
To: Agnes Russell
From: Samuel K. and Marie E. T. M. Crawford

Part of Tract 04-121, W.D. May 22, 1939 -- Book U-9, page 272
To: Samuel K. and Marie E. T. M. Crawford
From: Samuel K. Crawford

part of Tract 04-121, W.D. April 22, 1936 -- Book U-8, page 429
To: Lucy C. Schiefer
From: A. G. Schiefer

Part of Tract 04-121, W.D. July 11, 1935 -- Book U-8, page 308
To: A. G. Schiefer
From: Oscar and Josephine H. DeMille

Part of Tract 04-121, W.D. January 22, 1932 -- Book U-8, pages 18, 19
To: Samuel K. Crawford
From: Oscar and Josephine DeMille

Part of Tract 04-121, W.D. (parcel C of D. 37) August 29, 1931 -- Book U-8, page 20
To: Ernest K. Crawford
From: Oscar and Josephine DeMille

Part of Tract 04-121, W.D. August 1, 1931 -- Book U-8, page 18 (Parcel B of D. 37)
To: Ernest R. Crawford
From: John and Mary E. Ruesch

Tract 04-121, W.D. February 28, 1919 -- Book U-4, page 250
To: John Ruesch
From: Oscar and Josephine DeMille

Recorded at Request of Southern Utah Title 225 June 8, 1964

at 3:00 P.M. Fee Paid $3.00 Helen P. Barker County Recorder

by 121753 Dep. Book S-49 Page 225 Ref.:

Mail tax notice to Address

WARRANTY DEED

B. S-49 P. 225

RHODA D. CRAWFORD (Widow) grantor

of Hite, County of Floyd, State of ~~Utah~~ Kentucky, hereby

CONVEY and WARRANT to

THE UNITED STATES OF AMERICA and its assigns

of Washington, D. C. grantee

for the sum of Twelve thousand six hundred ($12,600) DOLLARS,

the following described tract of land in Springdale Precinct, Washington County, State of Utah:

Parcel (a): Starting at a point 249 feet East from NW corner NE¼, ~~Section 28~~; thence S 45° 10' East, 318.9 feet to starting point, East 265 feet; thence S 50° East 692 feet; thence S 85° West, 205 feet; thence N 55° West, 739 feet; thence 24.7 feet to place of beginning. 4.07

Parcel (b): Beginning at a point S 15° 45' East, 610 feet from ¼ corn common to Sections 21 and 28, T. 41 S, R. 10 W, S.L.M. to place of beginning; thence S 57° 15' East, 481 feet; thence N 55° 45 'East, 267 feet; thence N 36° 45' E 140 feet; thence N 54° 15' West, 596 fee thence S 32° 45' West, 418 feet; to place of beginning containing 5.12 acres more or less.

Parcel (c): Beginning at a point S 33° 40' East, 1020 feet from ¼ corner common to Sections 21 and 28, T. 41S, R. 10 W, S.L.M.; thence S 57° 15' East, 206 feet; thence N 33° 45' East, 120 feet; thence N 7° 15' West, 164 feet; thence S 55° 45' West, 267 feet; to place of beginning, containing .73 acres more or less.

Together with all improvements thereon and all water rights and appurtenances thereunto belonging, including all water and water rights appurtenant to said property and all water used thereon from the Springdale Pipeline Company and Flannigan Ditch Company water

WITNESS, the hand of said grantor, this 15th day of October, A. D. 1963

Signed in the Presence of

Mary Sue Smith

Wanda Hayes

Rhoda D Crawford

DOCUMENTARY 5¢ 5 DOCUMENTARY 5¢ 5 DOCUMENTARY 3¢ 8 DOCUMENTARY 1¢ 1

STATE OF ~~Utah~~ Kentucky }
County of Floyd } ss.

On the 15th day of October A. D., 1963 Personally apeared before me Rhoda D. Crawford

the signer of the within instruments who duly acknowledged to me that she executed the same.

4.07 5.12 .73 9.92 A

Betty Hutchinson
Notary Public

My Commission expires 11-18-63 My residence is Martin, Ky.

210 N

SO. UTAH TITLE CO., 83 E. 100., ST. GEORGE, UTAH

Deed 37

1

04-121

438

S-48
#38

ADMINISTRATORS DEED

121520

THIS indenture made on the 23 day of April, 1964, by and between CHARLES WALTER COTTAM the duly appointed, qualified and acting Administrator of the estate of ERNEST K. CRAWFORD, deceased, late of Springdale, Washington County, Utah, the Party of the First Part, and the U UNITED STATES OF AMERICA and IT'S ASSIGNS, the Party of the Second Part, WITNESSETH:

THAT WHEREAS said Party of the First Part did sell to the Party of the Second Part, subject to the confirmation by the Judge of the District Court in and for Washington County, State of Utah, for the sum of $12,600.00; and

WHEREAS said Court on the 20th day of April, 1964, made an Order confirming said sale, and directing a conveyance be executed to the said Party of the Second Part, a certified copy of which order of confirmation was recorded in the Office of the Recorder of the County aforesaid on the 21st day of April, 1964, and which order of confirmation now on file in the records of said Court, with the said record thereof in said Recorders Office, is hereby referred to and made a part of this indenture;

NOW THEREFORE, the said Charles Walter Cottam, Administrator of the estate of Ernest K. Crawford, deceased, the Party of the First Part, pursuant to the Order of said Court, for and in consideration of the sum of Twelve Thousand Six Hundred Dollars ($12,600.00) lawful money of the United States, to him in hand paid by the said Party of the Second Part, the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto the said Party of the Second Part ,it's assigns forever, all of the right, title, interest and estate of the said Ernest K. Crawford, deceased, at the time of his death, and also all of the right, title and interest that the said estate, by operation of law or otherwise, may have acquired, other then or in addition to that of the said intestate, at the time of his death, in and to all of

PICKETT & PICKETT
ATTORNEYS AT LAW
OFFICE, PICKETT BLDG.
ST. GEORGE, UTAH

2

S-48
439

that certain real property located in the said County of Washington, State of Utah, and particularly described as follows, to-wit:



PARCEL (a): Starting at a point 249 feet East from NW corner NE¼, Section 28, thence S 45°10' East, 318.9 feet to starting point, East 265 feet; thence S 50° East 692 feet; thence S 85° West, 205 feet; thence N 55° West, 739 feet; thence 24.7 feet to place of beginning.



PARCEL (b): Beginning at a point S 15°45' East, 610 feet from ¼ corner common to Sections 21 and 28, T. 41 S, R. 10 W, S.L.M. to place of beginning; thence S 57°15' East, 481 feet; thence N 55°45' East, 267 feet; thence N 36°45' E 140 feet; thence N 54° West, 596 feet; thence S 32°45' West, 418 feet; to place of beginning containing 5.12 acres more or less.



PARCEL (c): Beginning at a point S 33°40' East, 1020 feet from ¼ corner common to Sections 21 and 28, T. 41 S, R. 10 W, S.L.M.; thence S 57°15' East, 206 feet; thence N 33°45' East, 120 feet; thence N 7°15' West, 164 feet; thence S 55°45' West, 267 feet; to place of beginning, containing .73 acres more or less.

TOGETHER with all improvements thereon and all water rights and appurtenances thereunto belonging, including all water and water rights appurtenant to said property and all water used thereon from the Springdale Pipeline Company and Flannigan Ditch Company. water

TO have and to hold all and singular the above described premises together with the appurtenances unto the said Party of the Second Part forever.

IN WITNESS WHEREOF, the said Party of the First Part, Administrator as aforesaid, has hereunto set his hand the day and year first above written.

Charles Walter Cottam

STATE OF UTAH)
: ss.
COUNTY OF WASHINGTON)

On this 23 day of April, 1964, personally appeared before me CHARLES WALTER COTTAM, the signer of the above and foregoing ADMINISTRATORS DEED, who duly acknowledged to me that he executed the same for the purposes therein set forth.

E Pickett
NOTARY PUBLIC
Residing: St. George, Utah

My commission expires:
January 28, 1968.

PICKETT & PICKETT
ATTORNEYS AT LAW
OFFICE, PICKETT BLDG.
ST. GEORGE, UTAH

Entry No. 121520 Recorded at request of Southern Utah Title Co.
Date May 7, 1964, at 5:00 P. M., Book S-48, Page 438-439 Fee $4.00
Helen P. Barker Washington County Recorder, By _____ Deputy.

37

12-24-1963: affidavit of possessions

432

121516

AFFIDAVIT OF POSSESSION

S+48
432

I, Arden G. Schiefer, residing at Springdale, in Washington County, Utah, being of full legal age, for the purpose of establishing legal ownership of land within the boundaries of Zion National Park, Utah, proposed to be purchased by the United States of America from Rhoda D. Crawford, pursuant to that certain option-purchase, executed by Rhoda D. Crawford and approved by Ben H. Thompson, being the Assistant Director of the National Park Service and representing the United States of America; said Contract No. NPS-ZION-VI-63/139, approved August 21, 1963, on oath depose and say as follows:

(1) That I am personally acquainted with that certain land containing 9.92 acres, more or less, described in the above option and have lived within two miles of said land and have been familiar with the land and have known the occupants of the land for at least 22 years.

(2) That for at least the past 22 years the land has been occupied in peaceful adverse possession to the exclusion of all others by Rhoda D. Crawford.

(3) That Rhoda D. Crawford has resided within a house on the land for at least 22 years.

(4) That Rhoda D. Crawford has protected the subject land for at least 22 years by a substantial enclosure, to-wit, a 4 strand barbed wire (fence).

(5) That the subject land has been cultivated by Rhoda D. Crawford for at least 22 years.

(6) That Rhoda D. Crawford has placed the following improvements on the subject land during the past 22 years, to-wit: 2 room frame residence, small coal shed and small garage building.

(7) That during the past 22 years Rhoda D. Crawford has expended a sum of money of at least $5.00 per acre on dams, canals, embankments, aqueducts, for the purpose of irrigating said land.

(8) That for the past 22 years no one has attempted to drill for oil and gas or excavated any minerals from said land, nor has anyone attempted to occupy said lands for any purposes having to do with the exploration for oil, gas or other minerals.

D 37
04-121

S-48
433

(9) I am not interested financially or by reason of relationship to Rhoda D. Crawford in the proposed conveyance to the United States of America in connection with which this affidavit is furnished, and understand that it is secured for the purpose of inducing the United States to purchase land owned by Rhoda D. Crawford.

Arden G. Schieler
(Affiant)

Dec 24-1963
(Date)

STATE OF UTAH)
) ss
COUNTY OF WASHINGTON)

On this 24th day of December, 1963 personally appeared before me the above-named Arden G. Schieler who subscribed the foregoing affidavit and made oath that the statements contained therein are true and who duly acknowledged to me that he executed the same.

Richard G. Barnes
NOTARY PUBLIC

SEAL

My Commission Expires:

2-5-67

Residing at:

Springdale Utah

Entry No. 121516 Recorded at request of Southern Utah Title Co.
Date May 7, 1964 5:00 P.M. S-48 Rec's 432-433 Fee $3.00
Helen P Barker Washington County Recorder, By _____ Deputy.

I hereby certify that the foreg is a full, true and correct copy of the or al.
Filed for record August 4, 1947 at 10:30 A. M.

Helen Bleak County Recorder

U-11/192

70087 TM-147-24
BI-157-32

TAX DEED

Subsequent To May Sale

WASHINGTON COUNTY, a body corporate and politic of the State of Utah, grantor, hereby conveys to Leo Benard LeBaron, grantee, of Hurricane, Utah, the following described real estate in Washington County, Utah:

W½SE¼, SE¼SW¼ of Section 2; and NW¼SE¼ of Section 11, Township 42 South, Range 14 West, S.L.M., containing 160 acres.

The above described real estate was sold to said county at preliminary sale for non-peyment of general taxes against it for the year 19__, in the sum of $_____. Said taxes were not paid and said property was thereafter duly advertised as provided by law and offered for sale at May sale, but at such sale no bids were received sufficient to pay the delinquent taxes thereon, including penalties, interest and costs, and said property thereupon became subject to sale by the board of county commissioners of said county, and the said board of county commissioners having thereafter sold said property to the grantee herein for the consideration hereinafter set out and duly authorized the county clerk of said county to execute a deed therefor.

Now, therefore, in consideration of the sum of $160.00 the grantor, by this conveyance vests in the grantee all the right, title and interest of the State of Utah, the Washington County School District, Washington County, the _____ of _____ and all other taxing districts having an interest in the above described real estate.

Witness my hand and seal as Clerk of said Washington County this 12th day of May, 1944.

Alice Pendleton
County Clerk of Washington County, Utah

SEAL

STATE OF UTAH ss.
COUNTY OF WASHINGTON

On the 12th day of May 1944, personally appeared before me as County Recorder of Washington County, State of Utah, Alice Pendleton, the County Clerk of said Washington County, the signer of the foregoing instrument, who duly acknowledged to me that she, as such County Clerk, executed the same.

Helen Bleak
County Recorder of Washington County, Utah
By _____
Deputy

SEAL

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record August 6, 1947 at 12 M.

Helen Bleak County Recorder

$40 surrendered Aug 9, 1947 to Utah Bank & Insurance (Leo)

70091 TM-147-24

U-11 P.192

WARRANTY DEED

Samuel K. Crawford and Marie E.T.M. Crawford Grantors, of Springdale - - - - - - - - - in the County of Washington, State of Utah, hereby conveys and Warrants to Ernest K. Crawford and, Rhoda D. Crawford Granteegs of Springdale in the County of Washington, State of Utah for the sum of One Dollar and other valuable consideration DOLLARS the following tract of land in Springdale, Utah.
Washington County, State of Utah, to-wit:

part
04-121
D-37
PARCEL A

Starting at a point 249 ft. East from N.W. corner, North East ¼ Section 28, then south 45° 10ft. east 318ft & 9/10ths.
Starting point, east 265 ft. then south 50°, east 692 ft. then south 85°, west 205 ft. then north 55°, west 739 ft. then 24ft & 7/10ths, ft, to point of starting.

Township 41 S. Range 10 W. Salt Lake Meridian

Witness the hand of said Grantors this 5th, Day - - - - - - - - - - - - -day of August- - - - - - - - , A. D., 1947.

SIGNED IN THE PRESENCE OF
Bert Small

Samuel K. Crawford
Marie E T.M. Crawford

STATE OF UTAH, ss.
County of Washington,

On this Fifth day of August - - - - - - - - - - - - , 1947 personally appeared before me

see next page

Samuel K. Crawford, Marie E.T.M. Crawford Ernest K. Crawford and Rhoda D. Crawford - - - - - - - - - - the signers of the above instrument, who duly acknowledged to me that they executed the same.

SEAL

Bert Small
Notary Public.

U-11-193

My Commission expires July 9th. 1951

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record August 8, 1947 at 9:45 A. M.

Helen Blood County Recorder

70094

CERTIFIED COPY NO 5063

BISHOP'S CERTIFICATE

TO WHOM IT MAY CONCERN:

We, the undersigned Presidency of the Church of Jesus Christ of Latter-Day Saints hereby Certify that on the 8th day of June 1947 Julius V. Madsen was ordained a BISHOP by Elder Joseph F. Merrill of the Quorum of the Twelve Apostles and set apart to preside over the Springdale Ward, Zion Park Stake in the County of Washington and State of Utah in conformity with the Rites, Regulations and Discipline of the CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS

In testimony whereof, we hereunto subscribe our names at Salt Lake City, Utah, this 1st day of July A. D., 1947

Geo Albert Smith
J Reuben Clark Jr
David O. McKay
PRESIDENCY OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS

This is to Certify, that the above and foregoing is a full, true, and correct copy of the Original Certificate, issued by the Presidency of the Church of Jesus Christ of Latter-Day Saints, to Julius V. Madsen as Bishop of the Springdale Ward Stake of Zion Park in the County of Washington State of Utah

Witness my hand this 1st day of July A. D., 1947

Joseph Anderson
SECRETARY TO THE PRESIDENCY OF THE
CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record August 8, 1947 at 2:45 P. M.

Helen Blood County Recorder

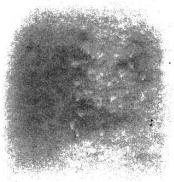
70098 U-1-152.36

DECLARATION OF HOMESTEAD
AND
CLAIM OF INTEREST IN PROPERTY

KNOW ALL MEN BY THESE PRESENTS:

That I, Mary Emma Wright Isom Campbell, am the surviving legal wife of George Frederick Campbell, Sr.; that at the time of the death of George Frederick Campbell, Sr., to-wit: May 12, 1946, I was his legal wife, was living with him and caring for him; that for several months prior to his death he was not of sound mind and was not capable of knowing what he was doing and could not sign his name. I do further declare and assert that the deed dated May 6, 1946 and recorded in Book U-10, page 631, records of Washington County, State of Utah, signed by George Frederick Campbell, Sr., and purporting to convey the property hereinafter described to George Frederick Campbell, Jr. and his wife, Alice W. Campbell, was secured through duress and at a time when the said George Frederick Campbell, Sr., did not know what he was doing; that I, as the wife of George Frederick Campbell, Sr., did not sign said deed, did not know of it, did not consent to it; that it was procured without my knowledge even though I was in the home and taking care of him. I do further state and assert that said deed was not executed before a notary public; that said Dwight Hinton, who acknowledged the deed, never came to the house where George Frederick Campbell, Sr., was because he was a cripple and could not come without being carried; I do further assert that George Frederick Campbell, Sr., on the date the deed was executed was too sick and was unable to leave the house because he was sick and in a feeble condition. I further assert that I claim the property described in the deed of May 6, 1946, above referred to, as the surviving widow of George Frederick, Sr., and further claim it as my homestead. Said property is described as follows:

Beginning at the SE cor of Lot 1, Block 8, Plat B, Hurricane Townsite Survey, and running thence N 200.9 feet; thence W 7 rods; thence N 2 rods; thence W 2 feet; thence S 233.9 feet more or less to S line of said lot; thence E 117.5 feet, more or less to place of beginning. Together with all improvements and water rights



04-118-35

60756

WARRANTY DEED

U-10/294

Samuel K. Crawford and Marie E. T. M. Crawford, his wife Grantors, of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Agnes Russell Grantee, of St. George, Washington County, State of Utah for the sum of ($1.00) one DOLLARS the following tract of land in Springdale Washington County, State of Utah, to wit:

U,10 P.294 Athink

Beg. at a point 1119 ft E. from the N¼ cor. of Sec. 28, Tp. 41 S. R. 10 W. S.L.M.; th E 201 ft; th S 653 ft; th S 85° W 264 ft; th N 55° W 739 ft; th N 10°20' E 40 ft; th E 778 ft; th N 29° W 243 ft to the pt. of beg. Cont. 6.87 acres more or less.

The above description conveys property the same as that recorded in book U-9 page 272 Records of the Recorder of Washington County as follows:

Beg. at the NE cor. of the NW¼ of NE¼ of Sec. 28, Tp. 41 S. R. 10 W. S.L.M.; th S 6 3 ft; th S 85° W 280 ft; th N 55° W 845 ft; th N 24 ft; th E 780 ft; th N 22° W 235 ft; th E 190 ft to the pt. of beg.

TR04-120 AND PART OF 04-121 D. 28 and 37

Witness the hand of said Grantors this First day of September, A. D., 1943.

SIGNED IN THE PRESENCE OF
Orval Hafen

Samuel K. Crawford
Marie, E. T. M Crawford

STATE OF UTAH,
County of Washington, ss.

On this 1 day of September, 1943, personally appeared before me Samuel K. Crawford and Marie E. T. M. Crawford, his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

Helen Bleak
County Recorder

My Commission expires _____.

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record September 1, 1943 at 4:30 P. M.

SEAL

Helen Bleak County Recorder

60757 04-118-36

WARRANTY DEED

Agnes Russell Grantor, of St. George, in the County of Washington, State of Utah, hereby conveys and warrants to Samuel K. Crawford and Marie E. T. M. Crawford, husband and wife, joint tenants with right of survivorship, and not tenants in common. Grantees, of Springdale for the sum of ($1.00) one DOLLARS the following tract of land in Springdale Washington County, State of Utah, to wit:

Beg. at a pt. 1119 ft E from the N¼ cor. of Sec. 28, Tp. 41 S. R. 10 W. S.L.M.; th E 201 ft; th S 653 ft; th S 85° W 264 ft; th N 55° W 739 ft; th N 10°20' E 40 ft; th E 778 ft; th N 29° W 243 ft to the pt. of beg. Cont. 6.87 acres more or less.

The above description conveys property the same as that recorded in book U-9 page 272 records of the recorder of Washington County as follows:

TR 04-120 AND PART OF 04-121 D. 28 AND 37

Beg. at the NE cor. of the NW¼ of NE¼ of Sec. 28, Tp. 41 S. R. 10 W. S.L.M.; th S 653 ft; th S 85° W 280 ft; th N 55° W 845 ft; th N 24 ft; th E 780 ft; th N 22° W 235 ft; th E 190 ft to the pt. of beg.

Witness the hand of said Grantor this First day of September, A. D., 1943.

SIGNED IN THE PRESENCE OF
Orval Hafen

Agnes Russell

STATE OF UTAH,
County of Washington, ss.

On this 1 day of September, 1943, personally appeared before me Agnes Russell the signer of the above instrument, who duly acknowledged to me that _____ executed the same.

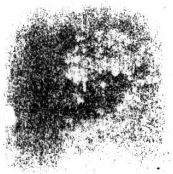
Helen Bleak
County Recorder

My Commission expires _____.

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record September 1, 1943 at 4:30 P. M.

SEAL

Helen Bleak County Recorder



52279 B4-52-14

U-9/272

WARRANTY DEED

Samuel K. Crawford and Marie E. T. M. Crawford his wife Grantor, of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Arden G. Schiefer Grantee, of Springdale for the sum of 5.00 DOLLARS the following tract of land in Springdale Washington County, State of Utah, to-wit: Beginning at a point aproximately 474 ft. South 60° East from the North West corner of the North East 1/4 of Section 28, Twp. 41 S. Range 10 West, Salt Lake Base and Moredian. Thence South 55° East 42 rods, thence south 55° West 1 rod, thence north 55° West 42 rods thence north 55° East to place of beginning.

ROAD BETWEEN TR 04-121 D-37

Witness the hand of said Grantors this 22 day of May A. D., 1939.

Signed in the presence of
Sarah C. Winder

Samuel K. Crawford
Marie E. T. M. Crawford

STATE OF UTAH
County of Washington ss

On this 22 day of May, 1939 personally appeared before me Samuel K. Crawford and Marie E. T. M. Crawford his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires Oct. 19, 1939

SEAL

Marvin Terry, Notary Public

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record May 22, 1939 at 4:00 P.M.

LaVerne D. Swan County Recorder

52280 B4-52-15

U-9 P. 272

WARRANTY DEED

Samuel K. Crawford Grantor, of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Samuel K. Crawford and Marie E. T. M. Crawford his wife Grantee of Springdale for the sum of One Dollars the following tract of land in Washington County, State of Utah, to-wit:

Beginning at the north east corner of the north west 1/4 of the north east 1/4 of Section 28 Tp. 41 S. R. 10 West Salt Lake Meridian, thence south 653 feet thence south 85° West 280 feet thence north 55° West 845 feet thence north 24 ft. thence East 780 ft. thence north 22° West 235 ft. thence East 190 ft. to place of beginning.

TR 04-120 AND PART OF 04-121 D. 28 and 37

Witness the hand of said Grantors this 22 day of May A. D. 1939.

Signed in the presence of
Sarah C. Winder

Samuel K. Crawford
Marie E. T. M. Crawford

STATE OF UTAH
County of Washington ss

On this 22 day of May, 1939 personally appeared before me Samuel K. Crawford and Marie E. T. M. Crawford his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires Oct. 19, 1939

SEAL

Marvin Terry, Notary Public

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record May 22, 1939 at 4:00 P.M.

LaVerne D. Swan County Recorder

52281 B4-52-16

U-9 P. 272

WARRANTY DEED

Samuel K. Crawford and Marie E. T. M. Crawford his wife Grantor, of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Samuel K. Crawford, Ernest K. Crawford, S. Heber Crawford, Eliel Winder and Arden G. Schiefer Grantee, of Springdale for the sum of One Dollars the following tract of land in Springdale Washington County, State of Utah, to-wit:

Beginning at a point ninty three (93) feet East from the Northwest corner of the Northeast ¼ of Section 28 T. 41 South Range 10 West Salt Lake Meredian. Thence East 45 feet thence South 60° East 185 ft. thence south 43° East 190 ft. thence west 36 ft. thence north 43° West 165 ft. thence north 60° West 173 ft. thence north 24 ft. to place of beginning.

Road R/W between TR 04-118 and 04-114 and 04-129 PUT WITH D. 33

Witness the hand of said Grantors this 22 day of May A. D. 1939.

Signed in the presence of
Sarah C. Winder

Samuel K. Crawford
Marie E. T. M. Crawford

STATE OF UTAH
County of Washington ss

On this 22 day of May, 1939 personally appeared before me Samuel K. Crawford and Marie E. T. M. Crawford, his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

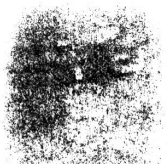
My commission expires Oct. 19, 1939

SEAL

Marvin Terry, Notary Public

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record May 22, 1939 at 4:00 P.M.

LaVerne D. Swan County Recorder



U-8/429

I further certify that on the 14th day of April, A. D. 1936, at the hour of 10 o'clock A. M. of said day, at the front door of the Washington County Court House in the City of St. George, County of Washington, State of Utah, after due and legal notice of said sale having been given, I duly sold said property hereinafter described at public auction, according to law, to SOUTHERN UTAH LIQUIDATING CORPORATION, A Utah Corporation, who was the highest, and best bidder, for the sum of EIGHT HUNDRED and no/100 DOLLARS ($800.00). lawful money of the United States of America, which was the whole price bid by Southern Utah Liquidating Corporation, a Utah Corporation, for the lands and premises sold; said lands and premises being and lying in the County of Washington, State of Utah, and particularly described as follows, to-wit:

All of Lot 3 in Block 14 of Plat "A" of the Hurricane Townsite Survey, as filed in the office of the County Recorder of Washington County, Utah; and containing 1 and 9/40 acres, be the same more or less, together with all water rights and improvements thereon or pertaining thereunto and all other rights, privileges and appurtenances thereunto belonging or in anywise appertaining.

Also 80 shares of capital stock in the St. George and Santa Clara Bench Irrigation company, represented by Certificate No. 137.

And I do hereby further certify that I offered the said property for sale in separate and distinct lots or parcels, but that no bid was received therefor when offered in such form; that the said property was then sold in one lot or parcel, and that the sum of Eight Hundred and No/100 Dollars (800.00) was the highest and best bid made therefor; and that said property so sold is subject to redemption in lawful money of the United States of America, pursuant to the statutes in such cases made and provided.

Given under my hand this 14th day of April, A. D. 1936.

John H. Cottam
SHERIFF OF WASHINGTON COUNTY, UTAH.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for record April 20, 1936 at 9 A. M.

Coleman Woodbury County Recorder

44620 B3-212-33
H1-17-30

WARRANTY DEED U-80 P. 429

A G Schiefer grantor of Springdale, County of Washington, State of Utah, hereby Convey and Warrant to Lucy C Schiefer grantee of Springdale, Utah for the sum of One ($1.00) Dollars the following described tract of land in Washington County, State of Utah:

Beginning at SE corner of SW¼NE¼ of Section 28, Township 41 South, Range 10 West, thence West 12 chains; thence North 5.5 chains; thence North 44 degrees 30' East 7.05 chains; thence North 55 degrees 30' East 2.5 chains; thence North 34 degrees 30' East 1.4 chains; thence North 55 degrees 30' West 12 chains; thence North 29 degrees East 5.75 chains; thence North 31 degrees 20' East 4.09 chains; thence North 3 degrees 45' East 5 chains; thence South 55 degrees East 5 chains; thence North 85 degrees East 4.53 chains; thence south 30 degrees 30.19 chains to beginning; containing 19 acres.

Together with all improvements thereon and all water used on said land, and all water rights thereunto appertaining including 7 1/10 acres of water in the Flannigan ditch.

Witness, the hand of said grantor, this 22 day of April, A.D. 1936

Signed in the presence of
C Hirschi

A. G. Schiefer

PART OF PCS. 04-117, 04-121, 04-122
Part of D. 35, D. 37, D. 39

State of Utah)
) ss.
County of Washington)

On the 22nd day of April, A.D. 1936 personally appeared before me A.G Schiefer the signer of the within instrument, who dully acknowledged to me that he executed the same.

SEAL

C. Hirschi
Notary Public
Hurricane, Utah

My commission expires May 23 1939.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for record April 22, 1936 at 10 A. M.

the signer of the above instrument, who duly acknowledged to me that he executed the same.

My commission expires Jan. 4, 1939. SEAL John T. Woodbury Notary Public Residing at St. George, Utah

U-8/308

Filed July 11, 1935 at 2 P. M.

I hereby certify the foregoing to be a full, true and correct copy of the original.

Edna Woodbury
County Recorder

41957 B3-212-8

WARRANTY DEED

U-8 P.308

Oscar DeMill and Josephine H. DeMill, his wife, Grantors, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to A. G. Schiefer Grantee, of Springdale, Washington County, State of Utah for the sum of One ($1.00) DOLLAR the following tract of land in Springdale Washington County, State of Utah, to-wit:

$2.00 Int. Rev. Cancel Stamps

Beginning at SE corner of SW¼NE¼ of Section 28, Township 41 South, Range 10 West, thence West 12 chains; thence North 5.5 chains; thence North 44°30' East 7.05 chains; thence North 55° 30' East 2.5 chains; thence North 34°30' East 1.4 chains; thence North 55°30' West 12 chains; thence North 29° East 5.75 chains; thence North 31°20' East 4.09 chains; thence North 3°45' East 5 chains; thence North 85° E 4.53 chains; thence South 30°30.19 chains chains to beginning, containing 19 acres.

Together with all improvements thereon and all water used on said land, and all water rights thereunto appertaining including 7 1/10 acres of water in the Flannigan ditch.

water

PART OF TR'S. 04-117, 04-121 AND 04-122

Witness the hand of said Grantors this 11th day of July A. D. 1935.

SIGNED IN THE PRESENCE OF

Oscar DeMill
Josephine H. DeMill

PART OF D. 35, 37 AND 39

STATE OF UTAH,)
)ss.
County of Washington.)

On this 11th day of July, 1935, personally appeared before me Oscar DeMill and Josephine H. DeMill, his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

SEAL Orval Hafen Notary Public Residing at St. George, Utah

My commission expires February 18, 1938.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for Record July 13, 1935 at 11:30 A. M.

Edna Woodbury
COUNTY RECORDER.

41958 B27-69-12

WARRANTY DEED

John H. Hastings and Martha J. Hastings, his wife, grantors of Hurricane, County of Washington, State of Utah, hereby CONVEY AND WARRANT to Jacob Lee (grantee) of Virgin, Utah for the sum of One Dollar and other valuable considerations DOLLARS the following described tract of land in Washington County, State of Utah:

Beginning at the south-west corner of Lot 1 in Block 11 as platted on the official map of the Virgin City Township Survey, and running thence east 3½ rods; thence north 11 rods; thence west 3½ rods; thence south 11 rods to the place of beginning, and containing 38½ square rods of land, more or less.

Witness the hand of said grantors, this 12th day of July, A. D. 1935.

Signed in the presence of
C. Hirschi

John H. Hastings
Martha J. Hastings

STATE OF UTAH)
)ss.
County of Washington)

On the 12th day of July, A. D. 1935 personally appeared before me John H. Hasting and Martha J. Hastings, his wife the signers of the within instrument, who duly acknowledged to me that they executed the same.

SEAL C. Hirschi Notary Public Hurricane, Utah

My commission expires May 23, 1939

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for Record July 15, 1935 at 9 A. M.

Edna Woodbury
County Recorder.

U-8 P.20

35001 B3-83-13

WARRANTY DEED U-8 P.20

Oscar Demill and Josephine Demill Wife Grantor, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to Ernest K. Crawford Grantee, of Springdale, Utah, for the sum of One hundred Dollars, the following described tract of land in Washington County, State of Utah, to-wit:

Beginning at a point S. 33° 40' E. 1020 feet from ¼ corner common to Section 21 and 28 Tp. 41 S. R. 10 W. Salt Lake Meridian to place of beginning:

Thence S 57° 15' E 206 feet,
" N. 33° 45' E. 120 "
" N. 07° 15' W. 164 "
" S. 55° 45' W. 267 " to place of beginning be the same 0.73 acres of land more or less.

Part TR. 04-121 D. 37 PARCEL C

Witness the hand of said Grantor this 29th day of August A. D. 1931.

Signed in the Presence of

John Ruesch — Oscar DeMill
Effie Ruesch — Josephine H. DeMill

State of Utah,)
: ss
County of Washington)

On this 29th day of August 1931, personally appeared before me Oscar Demill and Josephine H. DeMill Husband and Wife the signer of the above instrument, who duly acknowledged to me that they executed the same.

SEAL

Harold Russell, Notary Public
Residing at Springdale, Utah

My Commission expires February 7, 1936.

I hereby certify that the foregoing is a full, true and correct copy of the original.

Filed for Record January 23, 1932 at 12 M.

Ellen Carter
County Recorder

35002 B1-114-13

Warranty Deed

Frank A. Thorley and Sadie J.Thorley, his wife, Grantors of Cedar City, County of Iron, State of Utah, hereby convey and warrant to Lehi M. Jones, Grantee of the same place, for the sum of two (2) Dollars the following described tract of land in Washington County, State of Utah:

Commencing at a point (600) feet East of the north west corner of section (25), Township (38), South, Range (10) West, Salt Lake Meridian, in Utah, said point of beginning is on the Brink of what is known as "O'Neil Gulch", and running and running thence southerly along the brink of said gulch to a point (800) feet East of the north west corner of the south west quarter of said section twenty-five (25); thence southeasterly along the brink of said gulch to a point (1350) feet east of the north west corner of the southwest quarter of the southwest quarter of said section twenty-five (25); thence southeasterly to a point (400) feet south of a point (1750) feet east of the north west corner of the south west quarter of the south west quarter of said Section twenty-five (25); thence south westerly along the brink of said gulch to a point (1000) feet south of the north west corner of the south west quarter of the south west quarter of said section twenty-five (25); thence south (320) feet, be the same more or less to the south west corner of said section (25); thence East (160)

and Ada S. Imlay, his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

SEAL

C. Hirschi, Notary Public
Hurricane Utah.

My Commission expires May 19, 1935.

I hereby certify that the foregoing is a full, true and correct copy of the original.

Filed for Record January 21, 1932 at 2 P.M.

Ellen Carter
County Recorder

34998 B9-83-12

U-8 P. 18

WARRANTY DEED

John Ruesch and Mary E. Ruesch, husband and wife Grantors, of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Ernest R. Crawford, Grantee, of Springdale, Utah, for the sum of Five Hundred Dollars, the following described tract of land in Washington County, State of Utah. To-wit:

Beginning at a point S 15° 45' E. 610 feet from ¼ corner common to section 21 and 28 Tp. 41 S. R. 10 W. Salt Lake Meridian to place of beginning:

Part
TR. 04-121
PARCEL B

Thence S. 57° 15' E. 481 feet,
" N. 55° 45 E. 267 "
" N. 36° 45' E. 140 "
" N. 54° 15' W. 596 "
" S. 32°45' W. 416 " to place of beginning be the same 5.12 acres of land more or less.

Witness the hand of said grantor this 1st day of August A. D. 1931.

Signed in the Presence of
Arnold Ruesch
Hyrum Justet

John Ruesch
Mary E. Ruesch

State of Utah,)
: ss
County of Washington)

On this 1st day of August 1931, personally appeared before me John Ruesch and Mary E. Ruesch, husband & wife, the signer of the above instrument, who duly acknowledged to me that they executed the same.

SEAL

Harold Russell, Notary Public
Springdale, Utah

My Commission expires Feb. 7, 1935.

I hereby certify that the foregoing is a full, true and correct copy of the original.

Filed for record January 23, 1932 at 12 M.

County Recorder

34999 B3-83-13

WARRANTY DEED

Oscar DeMill and Josephine DeMill, wife, Grantor, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to Samuel K. Crawford, Grantee, of Springdale, Utah, for the sum of Two Hundred Dollars the following described track of land in Washington County, State of Utah, to-wit:

Beginning at a point East 63 feet from ¼ corner common to sections 28 and 21 Tp.

41 S. R. 10 W. Salt Lake Base and Meridian:

Thence East 1257 feet
" South 653 "
" S. 85°00' W. 297 feet,
" N. 55°00' W. 1176 feet to place of beginning be the same 12.02 acres of land more or less.

Witness the hand of said Grantor this 22 day of Jan A. D. 1932.

D.28
D.33
D.37 Part
TR's.
04-118
04-120
04-121 PART

Signed in the Presence of

Marvin Terry — Oscar DeMill
Ernest K. Crawford — Josephine H. DeMill

State of Utah)
: ss
County of Washington)

On this 22 day of Jan. 1932, personally appeared before me Oscar Demill and Josephine Demill, his wife, the signers of the above instrument, who duly acknowledged to me that they executed the same.

SEAL

Marvin Terry, Notary Public

My Commission expires Oct. 20, 1935.

I hereby certify that the foregoing is a full, true and correct copy of the original.

Filed for Record January 23, 1932 at 12 M.

Ellen Carter
County Recorder

V 83-89-14
35000

48-19

WARRANTY DEED

Oscar DeMill and Josephine DeMill, Wife, Grantor, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to Sarah C. Winder, Grantee, of Springdale, Utah, for the sum of Fifty Dollars the following described track of land in Washington County, State of Utah, to-wit:

Beginning at a point S. 63°00' E. 260 feet from ¼ corner common to Section 21 and 28 Tp. 41 S. R. 10 W. Salt Lake Base and Meridian;

Thence S. 25°30' W. 527 feet,
" East 162 feet,
" N. 32° 30' E. 427 feet,
" N. 55° 00' W. 196 " to place of beginning be the same 1.84 acres of land more or less.

Witness the hand of said Grantor this 22 day of Jan A. D. 1932.

D.29
TR.
04-115

Signed in the Presence of

Marvin Terry — Oscar DeMill
Ernest K. Crawford — Josephine H. DeMill

State of Utah,)
: ss
County of Washington)

On this 22 day of Jan, 1932, personally appeared before me Oscar Demill and Josephine Demill his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

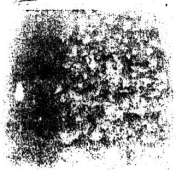
SEAL

Marvin Terry, Notary Public

My Commission expires Oct. 20, 1935.

I hereby certify that the foregoing is a full, true and correct copy of the original.

Filed for Record January 23, 1932 at 12 M.



I hereby certify that the foregoing is a full, true and correct copy of the original instrument. Filed for record Nov. 11, 1919 at 9 a.m Recorded Nov. 21, 1919.

Ellen Carter
County Recorder

19455
R-99-31

U4-250

WARRANTY DEED.

Oscar DeMill and Josephine DeMill his wife grantors of Rockville, Coun'yof Washington State of Utah, hereby convey and warrant to John Rusech grantee of Springdale Utah for the sum of One hundred Dollars, the following described tract of land in Washington County State of Utah:

D,37
TR.
04-121

Beginning at a point 9½ chains South and 2 chains East of the N.W. corner of the NE¼ Sec. 28 T. 41 South Range 10 W. S.L.M. thence running north 32° East 6 chains 25 links, thence East 36° South 8 chains 95 links, thence south 27° West 4 chains 91 links, thence North Westerly to place of beginning, containing 5 1/8 acres more or less.

Witness the hand of said grantors this 28th day of February A. D. 1919.

Signed in thepresence of
Harold Russell

Oscar DeMill
Josephine DeMill

State of Utah)
:ss
County of Washington)

On the 28th day of February A. D. 1919 personally appeared before me Oscar DeMill and Josephine DeMill his wife the singers of the withing instrument, who duly acknowledged to me that they executed the same.

SEAL

David Hirschi, Notary Public

My commission expires April 22, 1921.

I hereby certify that the foregoing is a full, true and correct copy of the original instrument. Filed for record Nov. 11, 1919 at 2 P. M. Recorded Nov. 21, 1919.

Ellen Carter
County Recorder

19456
D-267-

50¢ Revenue Stamps

WARRANTY DEED.

Serah E. Gifford, Widower grantor, of Springdale, in the County of Washington State of Utah, hereby convey and warrant to Isaac H. Langston Grantee, of Springdale Utah for the sum of Five Hundred Dollars, the following described tract of land in Springdale Townsite Survey, Washington County, State of Utah, to-wit:

All of Lot Twenty Six (26) in said Survey as mapped and filed in the office of County Recorder of Washington County, except a portion of said lot, beginning at the southeast corner, running in a northeasterly direction 68 feet, thence north 53 feet thence East 61 feet thence south 69 feet back to place of beginning.

The said survey being situated in Section 28, Township 41 South of Range, 10 West Salt Lake Merridan. The same containing 4 acres be the same more or less.

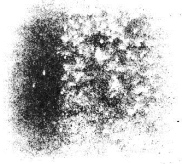
Witness the hand of said Grantor this 28 day of April A. D. 1919.

Signed in the presence of
A. L. Rogers

Sarah E. Gifford

State of Utah)
:ss
County of Millard)

On this 28 day of April 1919, personally appeared before me Sarah E. Gifford thesigner of theabove instrument, who duly acknowled ed to me that she executed the



Date: 2-19-92

Documents Sent to Gerald Stoker to Complete Water Right - Flanigan Ditch

Map: showing area of interest along with deed numbers.

Document: Evidence of Acquisition by the United States of America of Irrigation Shares in the Flanigan Ditch Company

Report: Lee Garrison report outlining deed history of Flanigan Ditch.

Award 67. Original decree allotting Flanigan Ditch a water right.

Award 67. Final Decree.

Summary of all Deeds and Documents concerning Flanigan ditch.

Deed 7, Tract 04-110
B. U-7, pages 529 - 534, 540, 541
B. U-3, pages 165, 166, 170

Deed 9, Tract 04-105
B. U-7, pages 528-532,
B. U-3, pages 165, 166, 167

Deed 27, Tract 01-149
Act of Congress February 20th, 1960

Deed 28, Tract 04-120
B. S-39, pages 104, 105
B. S-38, page 375
B. S-19, page 10
B. U-10, page 294
B. U-9, page 272
B. U-8, pages 18, 19

Deed 29, Tract 04-115
B. S-37, pages 463, 464
B. S-33, page 18
B. S-5, page 373
B. U-11, page 267
B. U-8, page 19

Deed 33, Tract 04-118
B. S-46, page 527
B. U-9, page 272
B. U-8, page 96
B. U-8, page 18, 19

Deed 35, Tract 04-117

B. S-47, page 119
B. S-7, pages 370, 371
B. U-6, pages 9, 10, 499
B. U-7, pages 32 - 34
B. S-6, pages 149, 151
B. U-9, pages 12, 496
B. U-8, pages 142, 308, 429
B. U-4, pages 163, 268

Deed 37, Tract 04-121
B. S-49, page 225
B. S-48, pages 432, 433, 438, 439
B. U-11, pages 192, 193
B. U-10, page 294
B. U-9, page 272
B. U-8, pages 18 - 20, 308, 429
B. U-4, page 250

Deed 39, Tract 04-122
B. S-40, pages 288, 289
B. S-43, pages 415, 416
B. S-42, pages 178 - 184
B. S-15, pages 77 - 79
B. S-7, pages 71, 74, 76, 77, 79, 80
B. U-12, pages 175, 244 - 248, 377
B. U-10, page 510
B. U-9, pages 12, 496
B. U-8, pages 308, 429
B. U-6, pages 153, 154, 392
B. U-5, pages 530, 531

Deed 90, Tracts 04-101 and 04-128
Act of Congress June 13, 1930

Supporting Information
Demille Deed

Deeds Bequething land to the U.S. Goverment, National Park Service
B. S-38, pages 43-45, entry no. 116506
B. 187 pages 251-254 Tract 04-126
Deed #14 - School Section Lands
Quit Claim Deed - Jerome Gifford
Deed #1
Deed #10
Lot #9
Rhoda S. Crawford to U.S. Goverement
Lot #16
Zion Natural History Association 1.84 acres

EXHIBIT A

EVIDENCE OF ACQUISITION BY THE UNITED STATES OF AMERICA OF IRRIGATION SHARES IN THE FLANIGAN DITCH COMPANY

In 1989, the National Park Service conducted a search to identify all recorded land transfer instruments pertinent to the lands served by the Flanigan Ditch. This search covered the period from December 12, 1925 (the date of the Virgin River Decree which established the Flanigan Ditch water rights), to the date when the United States acquired title to the subject lands. These instruments indicate that none of the water rights and shares in the Flanigan Ditch were severed from the title to the lands acquired by the United States. Aside from 0.27 cfs assigned to Ardell and Mary Jane Demille, the United States acquired all the shares in the former Flanigan Ditch Company.

The deeds, approximate irrigated acres acquired by the United States, and the dates of acquisition are as follows:

DEED NO.	IRRIGATED ACRES ACQUIRED	DATE OF ACQUISITION
7	4.6	May 31, 1931
9	2.0	May 31, 1931
27	0.5	February 20, 1960
28	5.3	May 18, 1962
29	1.5	May 18, 1962
33	3.5	January 10, 1964
35	19.5	January 15, 1964
37	9.0	October 15, 1963
39	29.85	November 15, 1962
	75.75	

The deeds are attached. Also attached are two maps showing the lands irrigated by the Flanigan Ditch prior to acquisition by the United States. The first, titled "1910-12 survey (unofficial)" was provided by Gerald Stoker of the State of Utah, Department of Natural Resources, Office of the State Engineer, in Cedar City, Utah. It delineates ditches and irrigated lands along the North Fork Virgin River. Note that the small acreage between the main Flanigan Ditch and the shorter spur ditch lying between the Flanigan Ditch and the Pine Creek Ditch within the W1/2 W1/2 of Section 22 east of the river has not been irrigated for a very long time. Aerial photos in the National Park Service, Rocky Mountain Region, Land Resources Division files made in 1960 and 1939 do not show any evidence of this spur ditch or any field being irrigated by it. The 1925 decree does not recognize any water for this area from the Flanigan Ditch.

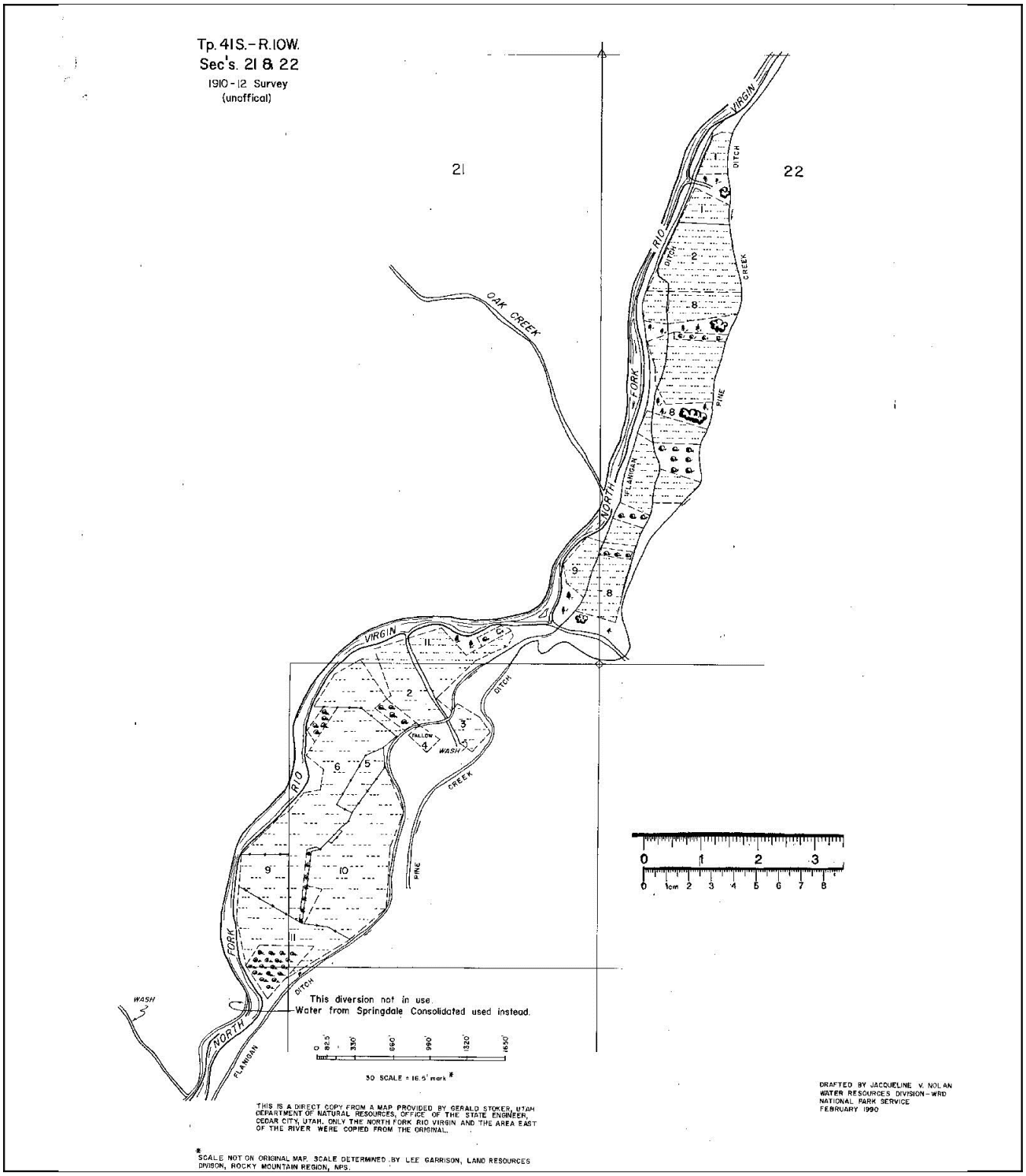
The second map, which shows the lands acquired by the United States, corresponding deed numbers for each parcel, and lands

irrigated by the Flanigan Ditch, was prepared by Lee Garrison, Land Resources Division, Rocky Mountain Regional Office, National Park Service.

These maps were used by Mr. Garrison to compute the irrigated acres acquired by the United States as indicated in the table above. These acreage calculations should be considered a rough estimate because the map obtained from Mr. Stoker was a xerox of an unofficial survey.

The Flanigan Ditch water right as described in the 1925 Virgin River Decree is for 1.65 cfs for irrigation of 90.6 acres. Subtracting that amount of the right assigned to the Demilles leaves 1.38 cfs for irrigation of 75.9 acres. The irrigated acres acquired by the United States were estimated by Mr. Garrison to be 75.8 acres, which is in general agreement with the 75.9 acre figure.

02-00-1990: township map of sec 21 and 22



LANDS IRRIGATED BY THE FLANIGAN DITCH, WHICH WERE ACQUIRED BY THE UNITED STATES

DEED NO. 7
TRACT NO. 04-110
DATE OF ACQUISITION: 5/13/31

DEED NO. 11
TRACT NO. 04-109

DEED NO. 27
TRACT NO. 01-149
DATE OF ACQUISITION: 2/20/60
(PUBLIC DOMAIN)

DEED NO. 29
TRACT NO. 04-115
DATE OF ACQUISITION: 5/18/62

DEED NO. 35
TRACT NO. 04-117
DATE OF ACQUISITION: 1/15/64

DEED NO. 37
TRACT NO. 04-121
DATE OF ACQUISITION: 10/15/63

DEED NO. 39
TRACT NO. 04-122
DATE OF ACQUISITION: 11/5/62

DEED NO. 90
TRACT NO. 04-128
DATE OF ACQUISITION: 6/30/30
(PUBLIC DOMAIN)

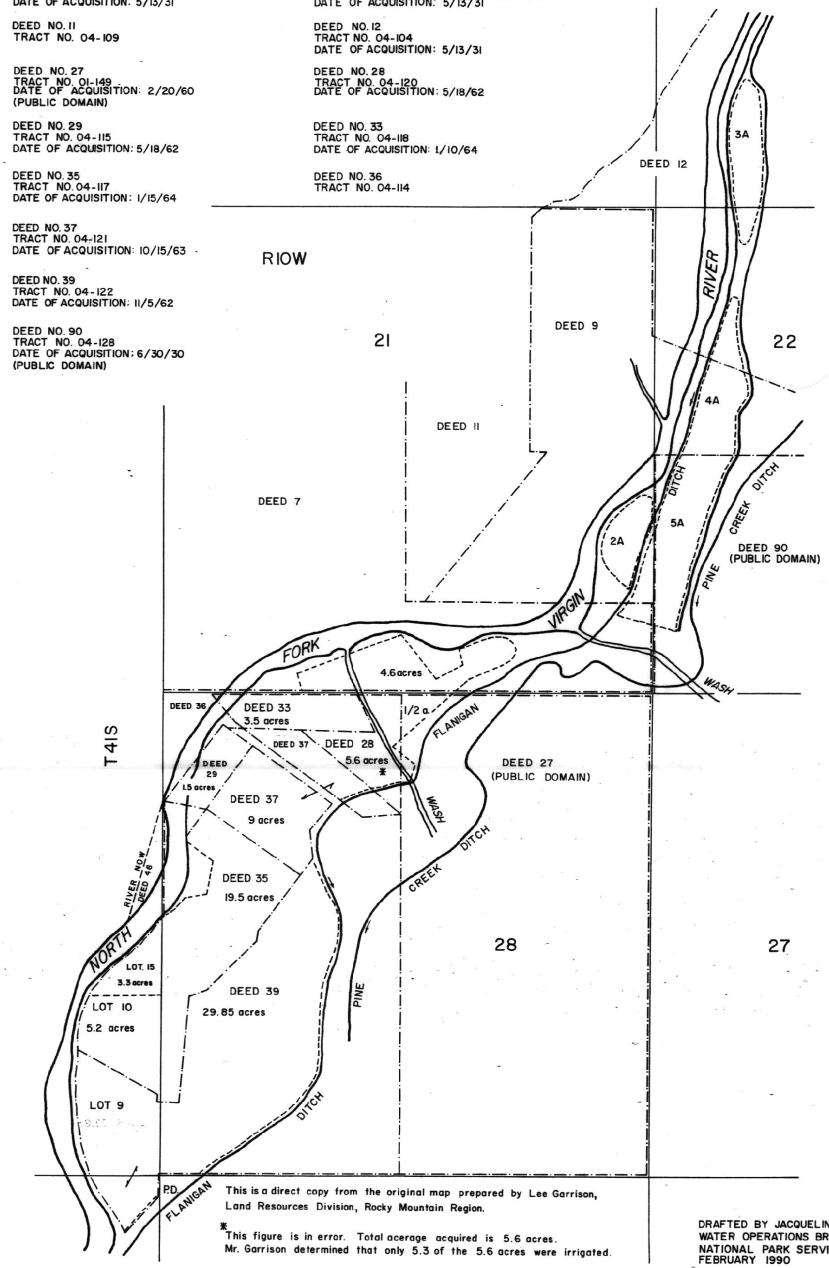
DEED NO. 9
TRACT NO. 04-105
DATE OF ACQUISITION: 5/13/31

DEED NO. 12
TRACT NO. 04-104
DATE OF ACQUISITION: 5/13/31

DEED NO. 28
TRACT NO. 04-120
DATE OF ACQUISITION: 5/18/62

DEED NO. 33
TRACT NO. 04-118
DATE OF ACQUISITION: 1/10/64

DEED NO. 36
TRACT NO. 04-114



This is a direct copy from the original map prepared by Lee Garrison, Land Resources Division, Rocky Mountain Region.

*This figure is in error. Total acerage acquired is 5.6 acres. Mr. Garrison determined that only 5.3 of the 5.6 acres were irrigated.

DRAFTED BY JACQUELINE V. NOLAN
WATER OPERATIONS BRANCH—WRD
NATIONAL PARK SERVICE
FEBRUARY 1990

EXHIBIT B

FLANIGAN DITCH WATER RIGHT
AREA CURRENTLY IRRIGATED

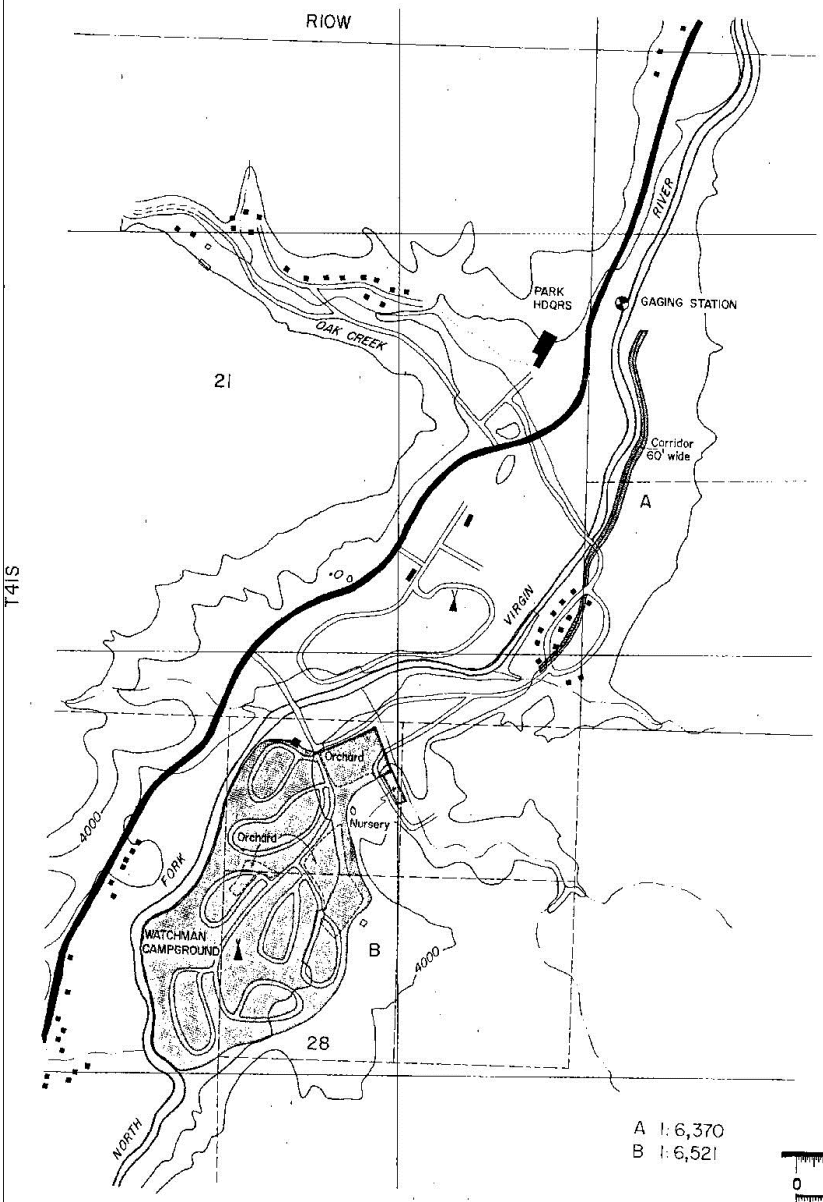
The attached map shows the area currently irrigated with the Flanigan Ditch water right. (It is much the same as the area originally irrigated by the Flanigan Ditch, as described in EXHIBIT A.) This map was prepared by Larry Hays, Resource Management Specialist, Zion National Park. Mr. Hays delineated the area through field observations and measurements. The Flanigan Ditch water rights have been in continuous use since the mid-1960's when the United States acquired the rights. Records of use are available from Zion National Park upon request.

Area A is a portion of the Flanigan Ditch. Water is run in the ditch to maintain the vegetation--primarily cottonwoods, but also serviceberry, and live oak--that have survived by virtue of seepage from the ditch. The vegetation irrigated in this manner serves as the primary shade component for the residential area through which it passes. The area irrigated, approximately 30 feet on either side of the ditch centerline, totals 3.7 acres.

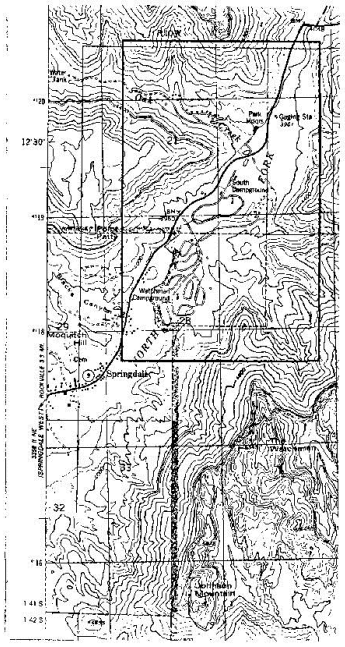
Past the residential area, the water flows in a concrete ditch to area B. No riparian vegetation is irrigated by seepage along this section of the ditch. Area B, which includes the Watchman Campground, is irrigated primarily by flood irrigation. In this area there are three historic orchards of apple, pear, plum, and apricot trees. On the remaining area of the Watchman Campground, cottonwoods are the dominant tree species with occasional fruit trees. Area B also includes a nursery for native vegetation as indicated on the map. Water is siphoned from the ditch and plants are watered by hand in the nursery. The area irrigated is 69.7 acres.

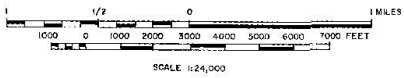
Total area irrigated with the Flanigan Ditch water right is 3.7 plus 69.7, or 73.4 acres. This acreage was measured with a digital planimeter from the map prepared by Larry Hays. To account for possile map distortion during enlargement and xeroxing, scaling factors from the original map were determined separately for areas A and B.

FLANIGAN DITCH WATER RIGHT, AREA CURRENTLY IRRIGATED

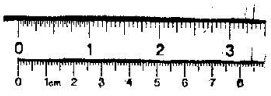








A 1:6,370
B 1:6,521



THIS IS A DIRECT COPY FROM THE ORIGINAL MAP PREPARED BY LARRY HAYS, RESOURCE MANAGEMENT SPECIALIST, ZION NP. MR HAYS HAS ENLARGED THE 1:24,000 USGS TOPOGRAPHIC MAP, AND DELINEATED THE IRRIGATED AREA THROUGH FIELD OBSERVATIONS AND MEASURMENTS.

DRAFTED BY JACQUELINE V. NOLAN
WATER OPERATIONS BRANCH - WRD
NATIONAL PARK SERVICE
FEBRUARY 1990

LIST OF INSTRUMENTS CONCERNING THE FLANIGAN DITCH

Deed 7, Tract 04-110
- B. U-7, pages 532, 533, 534 -- water mentioned
- B. U-7, pages 529, 530
- B. U-7, pages 530, 531
- B. U-7, pages 540, 541
- B. U-3, page 170
- B. U-3, pages 165, 166

Deed 9, Tract 04-105
- B. U-7, pages 530-532 -- water mentioned
- B. U-7, pages 540, 541
- B. U-7, pages 528, 529
- B. U-3, pages 165, 166
- B. U-3, pages 166, 167

Deed 27, Tract 01-149
- Act of Congress February 20, 1960, withdrawal of the E1/2 NE1/4, Section 28, about 1/2 acre under ditch.

Deed 28, Tract 04-120
- B. S-39, pages 104, 105 -- water mentioned
- B. S-38, page 375 -- water mentioned
- B. S-19, page 10 -- water mentioned
- B. U-10, page 294 (two deeds)
- B. U-9, page 272
- B. U-8, pages 18, 19

Deed 29, Tract 04-115
- B. S-37, pages 463, 464
- B. S-33, page 18
- B. S-5, page 373
- B. U-11, page 267
- B. U-8, page 19

Deed 33, Tract 04-118
- B. S-46, pages 527
- B. U-9, pages 272 -- right of way
- B. U-8, page 96
- B. U-8, pages 18, 19

Deed 35, Tract 04-117
- B. S-47, page 119
- B. S-7, pages 370, 371 -- water mentioned
- B. U-6, pages 9, 10
- B. U-7, pages 32, 33, 34
- B. U-6, page 499 -- water mentioned
- B. S-6, page 151
- B. S-6, page 149
- B. U-9, page 496 -- water mentioned
- B. U-9, pages 12

B. U-8 page 142 -- water mentioned
B. U-8, page 429 -- water mentioned
B. U-8, page 308 -- water mentioned
B. U-4, page 268
B. U-4, page 163

Deed 37, Tract 04-121
B. S-49, page 225
B. S-48, pages 438, 439
B. S-48, pages 432, 433
B. U-11, pages 192, 193
B. U-10, page 294
B. U-9, page 272
B. U-8, page 429 -- water mentioned
B. U-8, page 308 -- water mentioned
B. U-8, page 20
B. U-8, page 18, 19
B. U-4, page 250

Deed 39, Tract 04-122
B. S-40, pages 288, 289 -- water mentioned
B. S-43, pages 415, 416
B. S-42, pages 178, 179, 180, 181, 182, 183, 184,
B. S-15, pages 77, 78, 79 -- water mentioned
B. S-7, pages 79, 80 -- water mentioned
B. S-7, page 74 -- water mentioned
B. S-7, pages 76, 77 -- water mentioned
B. S-7, page 71 - water mentioned
B. U-12, page 247, 248 -- water mentioned
B. U-12, pages 244, 245, 246
B. U-12, page 377
B. U-12, page 175
B. U-10, page 510
B. U-9, page 496 -- water mentioned
B. U-9, page 12
B. U-8, page 429 -- water mentioned
B. U-8, page 308 -- water mentioned
B. U-6, page 392 -- water mentioned
B. U-6, pages 153, 154
B. U-5, pages 530, 531

Deed 90, Tracts 04-101 and 04-128
Act of Congress June 13, 1930 withdrawal of public domain land and boundary change.

In the District Court of the Fifth Judicial District in and for Washington County, State of Utah

ST. GEORGE AND WASHINGTON CANAL COMPANY, a Corporation,
Plaintiffs,

vs.

HURRICANE CANAL COMPANY, a Corporation,
Defendants.

Decreed Schedule of Water Rights

COPY

The State Engineer has respectfully shown the Court and the Court has made part of its Decree in this action the following:

I.

That under the provisions of Chapter 67, Session Laws of Utah, 1919, 1921, the State Engineer is required, in the above entitled case, to make a determination of all rights to the use of water from that part of the Virgin River System which is in the State of Utah.

II.

That the Virgin River Basin embraces parts of Kane and Iron Counties and practically all of Washington County, in Utah and parts or all of Mohave County, State of Arizona and Lincoln County, State of Nevada. The headwaters of the Virgin River come from two sources, namely the East Fork (the upper part of which is known as Long Valley Creek) and the North Fork. The former rises in and flows through the Western part of Kane County, Utah, and the latter rises in the southeastern part of Iron County and the northeastern part of Washington County, Utah.

These forks join near Springdale, Utah, to form the Virgin River. From this point the river flows westerly to its junction with Ash and La Verkin Creeks near the Town of Hurricane, whence it flows southwesterly to the Utah-Arizona State Boundary Line. Its most important tributaries in Utah, below Ash Creek, are Quail Creek, which flows into the river near Harrisburg, Utah, and the Santa Clara River, which joins the Virgin River about three mile, south of St. George, Utah.

The Beaver Dam Wash is a stream flowing southward through the extreme western part of Washington County, Utah. Its jungtion with the Virgin River is near Littlefield, Arizona.

III.

That the rights to the use of water from Kanarra Creek, Quail Creek and the Santa Clara River, all of which are tributary to the Virgin River System, have been determined in previous cases as follows:

For Kanarra Creek:—R. E. Caldwell, State Engineer, vs. David L. Davis, et. al.

For Quail Creek, R. E. Caldwell, State Engineer, vs. Brigham Carpenter, et. al.

For Santa Clara River, St. George Clara Field Canal Co., a Corporation, vs. Newcastle Reclamation Co., a Corporation, et. al.

Therefore rights to the use of water from the above named streams are not included in this determination.

That after a full consideration of the claims, surveys, records and files and after a personal examination of the said Virgin River System the State Engineer has formulated a proposed determination of all the rights to the use of water from the said Virgin River System in Utah, with the exceptions noted in Paragraph III hereof, and his proposed determination, amended and corrected by stipulations duly filed in this action and by hearings had, and as now decreed is hereinafter set forth.

ARRANGEMENT AND INDEX

The rights are arranged in geographical order from the source of the said system to the State Boundary Line between Utah and Arizona. At the end of the determination is an alphabetical index list of the names of all companies, associations and persons that have been made parties defendant in this case.

PRIORITIES AND RIGHTS

The date of priority and the amount of water each party to this suit is entitled to use, as hereinafter set out was determined from statements contained in the water users' claims, duly filed in this case, from "Virgin River Hydrographic Survey Records" made by the State Engineer, from records of applications to appropriate water from the Virgin River System on file in the State Engineer's Office, and from field investigations made

a-3343 Reptd .53cfs Evan B. Lee
.53cfs
#63
a-1660 ext a-224 National Park Service

Date of Priority, Class, Acreage, Duty, Amount	Period of Use. Point of Diversion. Place of Use.	15

U.S Park Service

Lee a-1311
81-1124

63. ~~CRAWFORD, DANIEL~~, Springdale, Utah.
1881 1 29.4 55 0.53 c.f.s.

a-1311 ext a-54 .53cfs Utah Parks Co.
a-1395 amend .53cfs Utah Parks Co.

from Jan. 1 to Dec. 31.
Said water to be diverted from the North Fork of the Virgin River into the Pine Creek Ditch at a point in Sec. 15, T. 41 S., R. 10 W. and used to irrigate 29.4 acres in Sec. 22, T. 41 S., R. 10 W.

64. CRAWFORD, JOHN R., Springdale, Utah.
1881 1 15.1 55 0.28 c.f.s.

a-1314 ext a-122 .28cfs John R Crawford

from Jan. 1 to Dec. 31.
Said water to be diverted from the North Fork of the Virgin River into the Pine Creek Ditch at a point in Sec. 15, T. 41 S., R. 10 W. and used to irrigate 15.1 acres described as follows: 0.8 acre in Sec. 21 and 14.3 acres in Sec. 22, T. 41 S., R. 10 W.

65. JOHN GIFFORD DITCH COMPANY,
W. L. Crawford, Pres., Springdale, Utah.
1894 2 29.0 55 ~~0.44~~ c.f.s.
(A Mutual Association) .53

a-1659 ext a-223 .53cfs National Park Service

from Jan. 1 to Dec. 31.
Said water to be diverted from either or both of two points as follows: (1) From the North Fork of the Virgin River at a point in Sec. 15, T. 41 S., R. 10 W. and (2) From Oak Creek at a point 200 ft. S. and 1850 ft. W. of the NE Cor. of Sec. 21, T. 41 S., R. 10 W. Said water to be conveyed through the John H. Gifford Ditch and used to irrigate 29.0 acres described as follows: 28.0 acres in Sec. 21 and 1.0 acre in Sec. 22 T. 41 S., R. 10 W. and is to be divided ~~between~~ the owners named hereinafter in the ratios of their respective individual acreage to the total acreage as follows: W. L. Crawford 14.0 acres; Jacob Crawford 5.0 acres; John Jolley 5.0 acres; Daniel Crawford 1.0 acre; John Crawford 1.0 acre; and James Crawford 3.0 acres.

66. CRAWFORD DITCH COMPANY,
John R. Crawford, Pres., Springdale, Utah.
1877 1 66.7 55 ~~1.03~~ c.f.s.
(A Mutual Association) 1.0

a-1658 ext a-222 1.21cfs National Park Service

from Jan. 1 to Dec. 31.
Said water to be diverted from the North Fork of the Virgin River into the Crawford Ditch at a point 250 ft. S. and 1300 ft. E. of the NW Cor. Sec. 22, T. 41 S., R. 10 W. and used to irrigate 66.7 acres of land described as follows: 61.3 acres in Sec. 21; 5.1 acres in Sec. 22 and 0.3 acre in Sec. 28, T. 41 S., R 10 W. Said water to be divided among the owners named hereinafter in the ratios of their respective individual acres to the total acreage as follows: John R. Crawford 27.4 acres; Daniel Crawford 6.1 acres; James Crawford 26.0 acres; E. E. Winder 5.0 acres; Lyle Winder 1.1 acres; Hyrum Reusch 1.1 acres. Total 66.7 acres.

67. FLANIGAN DITCH COMPANY,
Sam'l K. Crawford, Pres., Springdale, Utah.
1880 1 ~~90.6~~ 55 ~~1.65 c.f.s.~~
(A Mutual Association) 1.38

a-2995 ext a-541 1.65cfs Flanigan Ditch Co.
a-4874 amend 1.65cfs Flanigan Ditch Co.
Left a-688
a-5170 Pending .27cfs Ardell DeMille

from Jan. 1 to Dec. 31.
Said water to be diverted from the North Fork of the Virgin River into the Flanigan Ditch at a point 550 ft. S. and 950 ft. E. of the NW Cor. of Sec. 22, T. 41 S., R. 10 W. and used to irrigate 90.6 acres of land described as follows: 6.6 acres in Sec. 21; 69.3 acres in Sec. 28; 3.2 acres in Sec. 33 and 11.5 acres in Sec. 32, T. 41 S., R. 10 W. Said water to be divided among the owners named hereinafter in the ratios of each individual acreage to the total acreage as follows: John R. Crawford 3.1 acres; Samuel K. Crawford 15.2 acres; John Reusch 5.1 acres; John Dennet 19.2 acres; Oscar DeMille 7.1 acres; Walter Reusch 2.2 acres; Isaac Langston 10.2 acres; Don. Jolley 5.2 acres; William H. Gifford 15.2 acres; John Winder 8.1 acres. Total 90.6 acres.

31-1135

68. SPRINGDALE CONSOLIDATED IRRIG. CO.,
Inc., J. J. Gifford, Pres., Springdale, Utah.
1870 1 218.3 55 3.97 c.f.s.

91-1142

a-3153 ext a-413 3.97cfs Springdale Cons Irr Co
a-3160 Expand 1.68cfs of 3.97cfs same as above

from Jan. 1 to Dec. 31.
Said water to be diverted from the North Fork of the Virgin River into the Springdale Consolidated Ditch at a point 1320 ft North of the SE Cor. of Sec. 21, T. 41 S., R. 10 W. and used to irrigate 218.3 acres described as follows: 94.3 acres in Sec. 29; 6.8 acres in Sec. 33; 112.0 acres in Sec. 32, T. 41 S., R. 10 W. and 5.2 acres in Sec. 5, T. 42 S., R. 10 W.

10830

02-19-1992: demand schedule of water rights, page 2cont

by the State Engineer, his deputy and assistants during the years 1923 and 1924.

DUTY OF WATER

The duty of water as hereinafter set forth was determined from statements of water commissioners, duly appointed to distribute the water on said system, from field investigations made under the direction of the State Engineer, from statements of water user's claims duly filed in this case and from the records of the duty of water established by investigation, measurments and distribution of the waters of other river systems in the State of Utah over a period of years, where conditions under which the water has been used, are similar.

With these data to aid, a duty of 60 acres to one cubic foot per second was decided upon for land irrigated by the East Fork and the upper parts of the North Fork and Ash Creeks, and a duty of 55 acres for one cubic foot per second was decided upon for the remainder of the system. To make a soil survey, crop survey and contour map of the irrigated lands and to show definite differences in requirements of various water users would entail enormous expense, take many years to determine and lead only to endless argument and litigation. It is recommended that the duty of water hereinbefore set out be used as the basis for the adjudication to be made by the Court but that the Court retain jurisdiction as hereinafter recommended for the purpose of making such corrections in the duty of water as time may show just and proper.

CLASS OF RIGHTS

In order to simplify the distribution of water the rights have been divided into three general classes that are numbered. All lands that were determined to have been irrigated before the year 1891 are included in Class 1, and all lands first irrigated between Jan 1, 1891 and March 12, 1903 are included in Class 2. All rights initiated by applications under the Act of March 12, 1903 and subsequent acts are included in Class 3 and take their priority within this class according to their status in the Office of the State Engineer.

In some instances the various classes have been subdivided and lettered a, b, c, etc., to maintain priorities on some of the tributaries where it is impracticable to divide the water on a pro rata basis.

Section 34, Chapter 100, Session Laws of Utah, 1903, reads as follows:

"Rights to the use of any of the unappropriated water in the State may be acquired by appropriation, in the manner hereinafter provided, and not otherwise*****."

Acts amendatory to said Chapter 100 contain the same provisions. Because of this provision of the law, which has been upheld by the Supreme Court, all persons who have used water since 1903 without first making application therefor as provided by the statute are determined to have no right, title or interest in or to the use of water of the Virgin River System by reason of such use.

ROTATION OF RIGHTS

In cases where the quantities of water determined to various individual rights are too small for practical irrigation purposes such rights be combined wherever feasible and rotated among the various users in such manner as to deliver to each the total quantity of water which he would receive if distribution were made on the basis of continuous flow as outlined in the determination. Where it is not feasible to combine the flow determined to several rights it is recommended that the flow distributed to isolated rights be increased to give a stream sufficient for practical irrigation purposes and the time decreased in such a way as to deliver to such rights the same amount of water as would be delivered if the continuous flow determined to the right should be distributed.

Such combination of rights and of flow are matters of practical distribution and should be under control of the river water commissioner.

RECOMMENDATION TO THE COURT

The rights to the use of water are decreed to the various parties substantially as set forth in this determination but it is further recommended that the Court retain jurisdiction of this case for a period of five years for the purpose of making adjustments in the duty of water, corrections of errors and for such other purposes as time may indicate to the Court as proper and just.

BENEFICAL USE OF WATER

That notwithstanding this determination of water rights, users of water shall at no time divert more water than can be beneficially used, and waste of water is prohibited.

Decree entered December 12, 1925.
Thos. H. Burton, Judge.

COPY

Deed 7, Tract 04-110

W.D. May 13, 1931 -- Book U-7, pages 532-534
To: USA
From: James and Ellen Crawford

Q.C.D. May 13, 1931 -- Book U-7, pages 529, 530
To: USA
From: Samuel K., Emma, John R., Eliza C. Crawford and Sara and Eliel Winder.

Also Tract 04-110 et al Q.C.D. May 13, 1931 -- Book U-7, pages 540, 541
To: USA
From: various parties including Crawford, Schiefer, Allred, Bean, Ruesch, Winder, Justet, Gifford, Mitchell and Isam

Tract 04-110, W.D. April 3, 1907 -- Book U-3, page 170
To: James Crawford
From: William R. and Cornelia Crawford

U.S. Patent, March 28, 1891 -- Book U-3, pages 165, 166, Tracts 04-105 and 04-110
To: William R. Crawford
From: USA

WARRANTY DEED.

JAMES CRAWFORD and ELLEN CRAWFORD, his wife,

to

UNITED STATES OF AMERICA.

Dated: May ____, 1931.

Filed May 13, 1931 at 4 PM
Entry #33960
In Book P-11 Page 533
Millard County
Recorder
Fee $.50

ABSTRACT RECORD
Book 81 Page 37 Line 18

ZION N.P.

D. 7

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DEED 7
04-110

Book U-7
P. 532

WARRANTY DEED.

THIS INDENTURE, made the 13th day of May, in the year of our Lord one thousand nine hundred and thirty-one, between JAMES CRAWFORD and ELLEN CRAWFORD, his wife, of Springdale, Utah, parties of the first part, and UNITED STATES OF AMERICA, party of the second part,

W I T N E S S E T H:

That the said parties of the first part, for and in consideration of the sum of nine thousand three hundred and seventy-five (9,375) dollars, lawful money of the United States of America, to them in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, convey and confirm unto the said party of the second part, and to its successors and assigns forever, all those certain lands and properties located within the boundaries of Zion National Park, being in the County of Washington, State of Utah, and particularly described as follows, to-wit:

The East five-eighths of Southwest quarter of Southeast quarter of Section Twenty-one (21), containing twenty-five (25) acres; also beginning at Southwest corner of Southeast quarter of Southeast quarter of Section Twenty-one (21); thence North twenty-six (26) rods; thence East eighty (80) rods; thence South twenty-six (26) rods; thence West eighty (80) rods, to point of beginning, containing thirteen (13) acres; also South half of Northwest quarter of Southeast quarter of Section Twenty-one (21), containing twenty (20) acres- all in Section Twenty-one (21) of Township Forty-one (41) South, Range Ten (10) West, Salt Lake Meridian, containing in all 57.30 acres, more or less.

Subject to present existing rights of way for road, ditch, and telephone and power lines.

Also reserving unto the parties of the first part the primary water rights from the Virgin River owned by said first parties and particularly set forth as the Decreed Schedule of Water Rights for the Virgin River System in the Decree of the Fifth Judicial District, in and for Washington County, State of Utah, entered December 12, 1925, in Civil Case No.

water

-2.-

U-7
P 533

270, entitled "St. George & Washington Canal Co., a corporation, plaintiffs, vs. Hurricane Canal Co., a corporation, defendants".

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all the estate, right, title, interest, property possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or 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 described premises, together with the appurtenances, unto the said party of the second part, and to its successors and assigns, forever.

And the said parties of the first part, and their heirs, do hereby covenant that they will forever warrant and defend all right, title and interest in and to the s aid premises, and the quiet and peaceable possession thereof, unto the said party of the second part, its successors and assigns, against the acts and deeds of the said parties of the first part, and all and every person and persons whomsoever lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

James Crawford (SEAL)
Ellen Crawford (SEAL)

Signed, sealed and delivered
in the presence of
J. Solomon Jr.
H. J. Miller

3.-

060

U-7
P. 534

STATE OF UTAH, :
: ss.
County of Washington. :

On this 13th day of May in the year one thousand nine hundred and thirty-one (1931), before me, Harold Rumsell a Notary Public for the State aforesaid, personally appeared JAMES CRAWFORD and ELLEN CRAWFORD, his wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official Notarial Seal the day and year first above written.

Harold Rumsell

Notary Public for the State of Utah
Residing at Hurricane, Utah.
My Commission expires 2-7-35

4

34

Abstract in
Deed Book 3

CERTIFICATE OF ACCEPTANCE

By virtue of and pursuant to the authority conferred by the Act of Congress approved March 1, 1929, (45 Stat. 1600), and the Act approved February 14, 1931, (Public No. 666-71st Congress), I, the undersigned, as Assistant Secretary of the Interior do hereby accept the attached deed dated May 13, 1931, wherein and whereby James Crawford and Ellen Crawford, his wife, convey to the United States of America certain land situated within the area of the Zion National Park.

In witness whereof, I, as said Assistant Secretary, hereunto set my hand officially and have caused the seal of said Department to be affixed hereto and in attestation hereof this 2nd day of Nov., 1931.

Assistant Secretary.

5

U-7/529

21-22

of Section Twenty-two (22); thence South 20 rods; thence West 80 rods to point of beginning, in Section Twenty-two (22), Township Forty-one (41) South, Range Ten (10) West, Salt Lake Meridian, and containing in all 52.30 acres, more or less.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

To Have and To Hold all and singular the said premises, together with the appurtenances, unto the said party of the second part, his heirs, successors and assigns forever.

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	J.M. Bean	(SEAL)
in the presence of:	Margaret Bean	(SEAL)
F.J. Solinsky, Jr.	Weston Justet	(SEAL)
Thos. J. Allen Jr.	Margaret Justet	(SEAL)
Witness to mark of	Howard Ruesch	(SEAL)
Cornelia Crawford-	Susan Ruesch	(SEAL)
F.J.Solinsky Jr/	Emma Crawford	(SEAL)
Thos. J. Allen Jr	her Cornelia X Crawford mark	(SEAL)
Harold Russell		

State of Utah, County of Washington:ss

On the 13th day of May, in the year one thousand nine hundred and thirty-one (1931) before me, Harold Russell, a Notary Public for the State aforesaid, personally appeared J. M. Bean and Margaret Bean, his wife, Weston Justet and Margaret Justet, his wife, Howard Ruesch and Susan Ruesch, his wife, Cornelia Crawford (widow) and Emma Crawford (a single woman,) the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official Notarial Seal the day and year first above written.

My Commission expires 2-7-35 (SEAL) Harold Russell , Notary Public for the State of Utah
Residing at Springdale, Utah

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for record May 13, 1931 at 5 P.M.

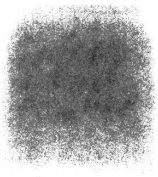
Ellen Carter
County Recorder

33958 131-37-16 QUITCLAIM DEED U-7 P.529

This Indenture made this 13th day of May, 1931, by and between Samuel K. Crawford and Emma Crawford, his wife, John R. Crawford and Eliza C rawford , his wife, and Eliel Winder and Sarah Winder, his wife, all of Springdale, Utah, parties of the first part, and James Crawford, of Springdale, Utah, party of the second part, Witnesseth:

That the said parties of the first part do by these presents grant, bargain, sell and convey, remise, release and forever quitclaim unto James Crawford, said party of the second part, all the right, title, interest, estate, claim and demand, both at law and in equity, and as well in possession as in expectancy,of the said parties of the first part, of, in and to all those certain lands and properties located within the boundaries of Zion National Park, being in the County of Washington, State of Utah, and particularly described as follows, to-wit:

D. 7
TRACT 04-110



U-7/530

The East five-eights of Southwest quarter of Southeast quarter of Section Twenty-one (21), containing 25 acres; also beginning at the Southwest corner of Southeast quarter of Southeast quarter of Section Twenty-one (21); thence North 26 rods; thence East 80 rods; thence South 26 rods; thence West 80 rods to point of beginning, containing 13 acres. Also South half of Northwest quarter of Southeast quarter of Section Twenty-one (21), containing 20 acres. All in Section Twenty-one (21), of Township Forty-one (41) South, Range Ten (10) West, Salt Lake Meridian, containing in all 57.30 acres, more or less.

04-110

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

U7-P530

To Have and To Hold all and singular the said premises, together with the appurtenances, unto the said party of the second part, his heirs, successors and assigns forever.

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
F.J.Solinsky Jr.
Thos. J. Allen Jr.

John R. Crawford (SEAL)
Eliza Crawford (SEAL)
Samuel K. Crawford (SEAL)
Eliel Winder
Sarah Winder

State of Utah, County of Washington:ss

On the 13th day of May, in the year one thousand nine hundred and thirty-one (1931), before me, Harold Russell, a Notary Public for the State aforesaid, personally appeared Samuel K. Crawford and Emma Crawford, his wife, John R. Crawford and Eliza Crawford, his wife, and Eliel Winder and Sarah Winder, his wife, the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official Notarial Seal the day and year first above written.

My Commission expires
2-7-35

SEAL

Harold Russell, Notary Public for the State of Utah. Residing at Springdale, Utah

I hereby certify the foregoing to ve a full, true and correct copy of the original.
Filed for record May 13, 1931 at 5 P.M.

Ellen Carter
County Recorder

33959 R81-37-17
81-19-27

WARRANTY DEED

This Indenture, made the 13th day of May, in the year of our Lord one thousand nine hundred and thirty-one, between John R. Crawford and Eliza Crawford, his wife, of Springdale, Utah, parties of the first part, and UNITED STATES OF AMERICA, party of the second part, Witnesseth:

D9

That the said parties of the first part, for and in consideration of the sum of sixteen thousand forty-seven (16,047) dollars, lawful money of the United States of America, to them in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, convey and confirm unto the said party of the second part and to its successors and assigns forever, all those certain lands and properties located within the boundaries of Zion National Park, being in the County of Washington, State of Utah, and particularly described as follows, t

TR 04-105

11-02-1931: quit cliam deed

B1-37-23
33966 B1-19-30

U-7
548

QUIT CLAIM DEED.

THIS INDENTURE made this 13th day of May, 1931, by and between Daniel Crawford and SarahCrawford, his wife, John R.Crawford and Eliza Crawford, his wife, James Crawford and Ellen Crawford, his wife, William L. Crawford and Mary J. Crawford, his wife, John W. Crawford and Madge Crawford, his wife, Arden G.Schiefer and Lucy Schiefer, his with, Vera D. Allred and John A. Allred, her husband, Cornelia Crawford (widow of William R.Crawford), Samuel K.Crawford and Emma Crawford, his wife, Emma Crawford (a single woman) J. M. Bean and Margaret Bean, his wife, Hyrum Ruesch and Bessie Ruesch, his wife, Howard Ruesch and Susan Ruesch, his wife, Daniel Winder and Myrtle Winder, his wife, Weston Justet and Margaret Justet, his wife, Eliel Winder and Sarah Winder his wife, Fannie C. Gifford (formerly Fannie Crawford), and Marilla C.Ruesch (formerly Marilla Crawford) and Clin H. Mitchell and Elva Mitchell, his wife all of Springdale, Utah, and Annie C. Isom (formerly AnnieCrawford) and Mary C.Stout (formerly Mary Crawford), of Hurricane, Utah, parties of the first part, and the United States of America, party of the second part,

H.R.
N.P.

W I T N E S S E T H.:

That the said parties of the first part do by these presents grant, bargain, sell and convey, remise, release and forever quit-claim unto the United States of America, said party of the second part, all the right, title, interest, estate, claim and demand, both at law and in equity, and as well in possession as in expectancy, of the said parties of the first part, of, in and to all those certain lots, pieces and parcels of land situate in the County of Washington, State of Utah, and more particularly described as follows, to-wit: NORTHEAST QUARTER: NORTHWEST QUARTER: NORTH HALF of southwest quarter, and south-east quarter of Section Twenty-one (21); west half of northwest quarter and northwest quarter of southwest quarter of Section Twenty-two (22), in Township Forty-one(41) South Range Ten (10) West, Salt Lake Meridian, and located within the exterior boundaries of Zion National Park.

D.7
TR. 04-110
D. 9
TR 04-105
PART
TR 04-109
D. 12
PART OF
04-104

Together with all and signular the tenements, hereditaments and appurtenances thereuntobelonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises together with the appurtenances, unto the United States of America.

In Witness Whereof the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Witnesses

F.J.Slonsky Jr.
Thos.J.Allen Jr.
Witnesses to Mark of
Cornelia Crawford.
F. J.Slonsky Jr.
Thos. J.Allen Jr.
Harold Russell

Daniel Crawford (Seal)
Sarah Crawford (Seal)
John R.Crawford (Seal)
Eliza Crawford (Seal)
Emma Crawford (Seal)
her
Cornelia X Crawford (Seal)
mark (Seal)
William L. Crawford (Seal)
Mary J.Crawford (Seal)
James Crawford (Seal)
Ellen Crawford (Seal)
Arden G.Schiefer (Seal)
Lucy J.Schiefer (Seal)
Vera D.Allred (Seal)

U-7
541

John W.Crawford (Seal)
Hyrum Ruesch (Seal)
Eliel Winder (Seal)
Sarah Winder (Seal)
Madge Crawford (Seal)
Samuel K. Crawford (Seal)
Emma J. Crawford (Seal)
Emma J. Crawford (Seal)
Annie C. Isom (Seal)
Mary C.Stout (Seal)
Marilla C.Ruesch (Seal)
Clin H.Twitchell (Seal)
Elva Twitchell (Seal)
Daniel Winder (Seal)
Myrtle Winder (Seal)

State of Utah, County of Washington:ss

On the 13th day of May, 1931, personally appeared before me Daniel Crawford and Sarah Crawford, his wife, John R. Crawford and Eliza Crawford, his wife, James Crawford and Ellen Crawford, his wife, William L. Crawford and Mary J.Crawford, his wife, John W. Crawford and Madge Crawford, his wife, Arden G.Schiefer and Lucy Schiefer, his wife, Vera D.Allred and John A. Allred, her husband, Cornelia Crawford (widow of William R. Crawford, Samuel K. Crawford and Emma Crawford, his wife, Emma Crawford (a single woman), J.M. Bean and Margaret Bean, his wife, Hyrum Ruesch and Bessie Ruesch, his wife, Howard Ruesch and Susan Ruesch, his wife, Daniel Winder and Myrtle Winder, his wife, Weston Justit and Margaret Justit, his wife, Eliel Winder and Sarah Winder, his wife, Fanny C.Gifford (formerly Fannie Crawford,) Marilla C. Ruesch (formerly Marilla Crawford), and Clin H. Tweitchell and Elva Twitchell his wife, Mary C.Stout (formerly Mary Crwaford) and Annie C. Isom (formerly Annie Crawford), the signers of the above instrument, who duly acknowledged to me that they executed the same.

H.R.
N.P.

SEAL

Harold Russell Notary Public
in and for the County of Washington, State of Utah.

My Commission expires: 2-7-35

I hereby certify the foregoing to be a full,true and correct copy of the original.
Filed for Record May 13, 1931 at 5 p.m

Ellen Carter
County Recorder.

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r
33981

82-191-32

WARRANTY DEED

John B. Fairbanks and Florence G. Fairbanks, his wife, Grantors of Springdale in the County of Washington, State of Utah, hereby conveys and warrants to Clarence Olsen Grantee of Springdale, Washington County, Utah for the sum of Two hundred fifty DOLLARS the following described track of land in Washington, Washington County, State of Utah, to-wit:

Beginning at Section quarter corner common to Sections 28 and 29, Township 41 South, Range 10 West of Salt Lake Meridian, and runthence South 34°29'E 1298 ft., to point of beginning, Thence South 4°35' E 172.8 feet, thence North 32°56' E. 351.0 feet, Thence North 66°37' West 33.7 feet; thence South 43°11' West 139.5 feet; thence South 47°00' West

U3/170

13683.
B1-18-5

U-3 P170

Warranty Deed.

William R. Crawford and Cornelia Crawford his wife, Grantor of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to James Crawford Grantee of the same place for the sum of One ($1.00) Dollar, the following described tract of land in Washington County, State of Utah, to-wit:

The East five-eights (5/8) of the S.W. 1/4 of the S.E. 1/4 of Section Twenty-one (21) twenty-five (25) acres; also beginning at the south-west corner of the S.E. 1/4 of the S.E. 1/4 of Section twenty-one (21) and going North twenty-six (26) rods, thence East eighty (80) rods, thence south twenty-six (26) rods, thence west eighty (80) rods to the place of beginning. thirteen (13) acres. all in Township Forty-one (41) South of Range ten (10) West of Salt Lake Meridian and containing in all thirty-eight (38) acres more or less.

U-3 P.170

D. 7

TR 04-110

Witness the hand of said Grantor this Third day of April A.D. 1907.

Signed in the presence of
David Hirschi
John R. Crawford

Wm R. Crawford
Cornelia Crawford

State of Utah } ss.
County of Washington }

On this 3rd day of April, 1907, personally appeared before me Wm R. Crawford and Cornelia Crawford the signer of the above instrument, who duly acknowledged to me that they executed the same.

SEAL

David Hirschi, Notary Public

My Commission expires March 22, 1909

I hereby certify the foregoing to be a full, true and correct copy of the original instrument.

Filed for record Dec. 29, 1913 at 3 P.M.

Recorded Jan. 3, 1914 at 3 P. M.

John T. Woodbury
County Recorder.

By Mollie Sund, Deputy

4-3/165

I hereby certify the foregoing to be a full, true and correct copy of the original instrument.
Filed for record December 5th 1913 at 3 P. M.
Recorded December 19th 1913 at 5 P. M.
John T. Woodbury
County Recorder.
By Mollie Smith, Deputy.

18679.-
B1-18-1
19-1

(4-405)
Homestead Certificate No. 4150
Application 5495.

The United States of America,

To all to whom these presents shall come, Greeting:

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 William R. Crawford has been established and duly consummated, in conformity to law, for the East half of the South East quarter and the South West quarter of the South East quarter of Section twenty-one and the North West quarter of the South West quarter of Section twenty-two in Township forty-one South of Range ten West of Salt Lake Meridian in Utah Territory containing one hundred and sixty acres according to the Official Plat of the Survey of the said land, returned to the General Land Office by the Surveyor General:

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T1.04-05
04-110

Now know ye, That there is, therefore, granted by the United States unto the said William R. Crawford the tract of land above described: To have and to hold the said tract of Land, with the appurtenances thereof, unto the said William R. Crawford and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of courts, and also subject to the right of the

W3/166

U-3-166

proprietor of a veins or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law.

In testimony whereof I, Benjamin Harrison, President of the United States of America, have caused these Letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

3/28/1891 Given under my hand, at the City of Washington, the twenty-eighth day of March, in the year of our Lord one thousand eight hundred and ninety-one, and of the Independence of the United States the one hundred and fifteenth

SEAL

By the President: Benjamin Harrison
By Ellen Macfarland, Asst Secretary.
J. M. Townsend, Recorder of the General Land Office

Recorded Vol. 9, page 128. — A true copy of the original.
Filed for record Dec. 29, 1913 at 3 P M.
Recorded Jan. 2nd 1914 at 3 P M.

John J. Woodbury
County Recorder.
By Mattie Smith Deputy

U-3-166

13680. BI-18-2 19-2

Warranty Deed

William R. Crawford and Cornelia Crawford, his wife Grantor of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to John R. Crawford, ~~husband Grantor of Springdale, in the County of Washington State of Utah hereby convey and warrant to John R. Crawford~~, Grantee, of the same place for the sum of One ($1.00) Dollars, the following described tract of land in Washington County, State of Utah, to-wit: PART OF D. 9

The east half of the N.E. ¼ of the S.E. ¼ of Section Twenty-one (21); and the tract of land described as follows: Beginning at a point twenty-six (26) rods north of the South east corner of the S.E. ¼ of the S.E. ¼ of Section twenty-one (21) and going west seventy-two (72) rods, thence north-east sixty-seven & 27/127 rods (67 27/127) to a point thirty-two (32) rods west of the North east corner of the S.E. ¼ of the S.E. ¼ of Section twenty-one (21), thence east thirty-two (32) rods, thence south fifty-four (54) rods to the place of beginning; also beginning at the southwest corner of the N.W. ¼ of the S.W. ¼ of Section Twenty-two (22) and going north forty (40) rods, thence southeast eighty TR. 04-105

Deed 9 Tract 04-105

W.D. May 13, 1931 -- Book U-7, pages 530-532
To: USA
From: John R. and Eliza Crawford

Also Q.C.D. May 13, 1931 -- Book U-7, pages 540,541
To: USA
From: John and Eliza Crawford and numerous other parties

Tract 04-105, May 13, 1931 -- Book U-7, pages 528 - 529
To: John R. Crawford (Q.C.D.)
From: Bean, Justet, Ruesch, Crawford

Tract 04-105, W.D. April 3, 1907 -- Book U-3, pages 166, 167
To: John R. Crawford
From: William R. and Cornelia Crawford

U.S. Patent, March 28, 1891, Book U-3, pages 165, 166
To: William R. Crawford

WARRANTY DEED.

JOHN R. CRAWFORD and ELIZA CRAWFORD, his wife,

to

UNITED STATES OF AMERICA.

Dated: May ___, 1931.

1:20 filed May 13, 1931 at 5 P.M. Entry #33959 in Craft U-7 Page 530 Office Yakima Co. Records Yakima Co. Wash.

ABSTRACT RECORD
Book 131 Page 17 Line 17
131 19 27

U-7-530

N 402 3.2

D.9

Deed 9

04-105

U-7 P530

WARRANTY DEED.

THIS INDENTURE, made the 13th day of May, in the year of our Lord one thousand nine hundred and thirty-one, between JOHN R. CRAWFORD and ELIZA CRAWFORD, his wife, of Springdale, Utah, parties of the first part, and UNITED STATES OF AMERICA, party of the second part,

W I T N E S S E T H :

That the said parties of the first part, for and in consideration of the sum of sixteen thousand forty-seven (16,047) dollars, lawful money of the United States of America, to them in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, convey and confirm unto the said party of the second part, and to its successors and assigns forever, all those certain lands and properties located within the boundaries of Zion National Park, being in the County of Washington, State of Utah, and particularly described as follows, to-wit:

East half of Northeast quarter of Southeast quarter of Section Twenty-one (21)- Also beginning 26 rods North of Southeast corner of Southeast quarter of Southeast quarter of Section Twenty-one (21); thence West 72 rods; thence Northeast 67 27/34 rods to point 32 rods West of Northeast corner of Southeast quarter of Southeast quarter of Section Twenty-one (21); thence East 32 rods; thence South 54 rods to place of beginning, all in Section Twenty-one (21). Also beginning at Southwest corner of Northwest quarter of Southwest quarter of Section Twenty-two (22); thence North 40 rods; thence Southeast 82 38/77 rods to a point 20 rods North of Southeast corner of Northwest quarter of Southwest quarter of Section Twenty-two (22); thence South 20 rods; thence West 80 rods to point of beginning, in Section Twenty-two (22), Township Forty-one (41) South, Range Ten (10) West, Salt Lake Meridian, and containing in all 52.30 acres, more or less.

Subject to present existing rights of way for road, ditch, and telephone and power lines.

Also reserving unto the parties of the first part the primary water rights from the Virgin River owned by said first parties and particularly set forth as the Decreed Schedule of Water Rights for the Virgin River System in the Decree of the Fifth Judicial District, in and for Washington County, State of

water

TR 04-105

Utah, entered December 12, 1925, in Civil Case No. 270, entitled "St. George & Washington Canal Co., a corporation, plaintiffs, vs. Hurricane Canal Co., a corporation, defendants".

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all the estate, right, title, interest, property possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or 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 described premises, together with the appurtenances, unto the said party of the second part, and to its successors and assigns, forever.

And the said parties of the first part, and their heirs, do hereby covenant that they will forever warrant and defend all right, title and interest in and to the said premises, and the quiet and peaceable possession thereof, unto the said party of the second part, its successors and assigns, against the acts and deeds of the said parties of the first part, and all and every person and persons whomsoever lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

John R Crawford (SEAL)

Eliza B. Crawford (SEAL)

Signed, sealed and delivered in the presence of

D J Solomon

[illegible]

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State of Utah, :
: ss.
County of Washington. :

On this 13th day of May, in the year one thousand nine hundred and thirty-one (1931), before me, Harold Russell a Notary Public for the State aforesaid, personally appeared JOHN R. CRAWFORD and ELIZA CRAWFORD, his wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official Notarial Seal the day and year first above written.

Harold Russell

Notary Public for the State of Utah.
Residing at Hurricane, Utah.
My commission expires 4-7-35

Deed No. 1
$2.00 rec.
Abstract with
deed 220 3

CERTIFICATE OF ACCEPTANCE

By virtue of and pursuant to the authority conferred by the Act of Congress approved March 1, 1929 (45 Stat. 1600), and the Act approved February 14, 1931, (Public No. 666-71st Congress), I, the undersigned, as Assistant Secretary of the Interior do hereby accept the attached deed date May 13, 1931, wherein and whereby John R. Crawford and Eliza Crawford, his wife, convey to the United States of America certain land situated within the area of the Zion National Park.

In witness whereof, I, as said Assistant Secretary, hereunto set my hand officially and have caused the seal of said Department to be affixed hereto and in attestation ...reof th... 2nd day of June, 1931.

Assistant Secretary.

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510

81-37-23
33960 81-19-30

U-7
540

QUIT CLAIM DEED.

THIS INDENTURE made this 13th day of May, 1931, by and between Daniel Crawford and SarahCrawford, his wife, John R.Crawford and Eliza Crawford, his wife, James Crawford and Ellen Crawford, his wife, William L. Crawford and Mary J. Crawford, his wife, John W. Crawford and Madge Crawford, his wife, Arden G.Schiefer and Lucy Schiefer, his with, Vera D. Allred and John A. Allred, her husband, Cornelia Crawford (widow of William R.Crawford), Samuel K.Crawford and Emma Crawford, his wife, Emma Crawford (a single woman) J. M. Bean and Margaret Bean, his wife, Hyrum Ruesch and Bessie Ruesch, his wife, Howard Ruesch and Susan Ruesch, his wife, Daniel Winder and Myrtle Winder, his wife, Weston Justet and Margaret Justet, his wife, Eliel Winder and Sarah Winder his wife, Fannie C. Gifford (formerly Fannie Crawford), and Marilla C.Ruesch (formerly Marilla Crawford) and Glin H. Mitchell and Elva Mitchell, his wife all of Springdale, Utah, and Annie C. Isom (formerly AnnieCrawford) and Mary C.Stout (formerly Mary Crawford), of Hurricane, Utah, parties of the first part, and the United States of America, party of the second part,

W I T N E S S E T H.:

That the said parties of the first part do by these presents grant, bargain, sell and convey, remise, release and forever quit-claim unto the United States of America, said party of the second part, all the right, title, interest, estate, claim and demand, both at law and in equity, and as well in possession as in expectancy, of the said parties of the first part, of, in and to all those certain lots, pieces and parcels of land situate in the County of Washington, State of Utah, and more particularly described as follows, to-wit: NORTHEAST QUARTER: NORTHWEST QUARTER: NORTH HALF of southwest quarter, and southeast quarter of Section Twenty-one (21); west half of northwest quarter and northwest quarter of southwest quarter of Section Twenty-two (22), in Township Forty-one(41) South Range Ten (10) West, Salt Lake Meridian, and located within the exterior boundaries of Zion National Park.

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TR. 04-110
D. 9
TR 04-105

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises together with the appurtenances, unto the United States of America.

In Witness Whereof the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Witnesses

W.F.Blonsky Jr.
Geo. F. Allen Jr.
Witnesses to Mark of
Cornelia Crawford.
W. F. Blonsky Jr.
Geo. F. Allen Jr.

Daniel Crawford (Seal)
Sarah Crawford (Seal)
John R.Crawford (Seal)
Eliza Crawford (Seal)
Emma Crawford (Seal)
her
Cornelia X Crawford (Seal)
mark
William L. Crawford (Seal)
Mary J.Crawford (Seal)
James Crawford (Seal)
Ellen Crawford (Seal)
Arden G.Schiefer (Seal)
[illegible] (Seal)

U-7
541

John W.Crawford (Seal)
Hyrum Ruesch (Seal)
Eliel Winder (Seal)
Sarah Winder (Seal)
Madge Crawford (Seal)
Samuel K. Crawford (Seal)
Emma J. Crawford (Seal)
Emma J. Crawford (Seal)
Annie C. Isom (Seal)
Mary C.Stout (Seal)
Marilla C.Ruesch (Seal)
Clin H.Twitchell (Seal)
Elva Twitchell (Seal)
Daniel Winder (Seal)
Myrtle Winder (Seal)

State of Utah, County of Washington:ss

On the 13th day of May, 1931, personally appeared before me Daniel Crawford and Sarah Crawford, his wife, John R. Crawford and Eliza Crawford, his wife, James Crawford and Alice Crawford, his wife, William L. Crawford and Mary J.Crawford, his wife, John W. Crawford and Madge Crawford, his wife, Arden G.Schiefer and Lucy Schiefer, his wife,Vera D.Allred and John A. Allred, her husband, Cornelia Crawford (widow of William R. Crawford, Samuel K. Crawford and Emma Crawford, his wife, Emma Crawford (a single woman), J.M. Bean and Margaret Bean, his wife, Hyrum Ruesch and Bessie Ruesch, his wife, Howard Ruesch and Susan Ruesch, his wife, Daniel Winder and Myrtle Winder, his wife, Weston Justit and Margaret Justit, his wife, Eliel Winder and Sarah Winder, his wife, Fanny C.Gifford (formerly Fannie Crawford,) Marilla C. Ruesch (formerly Marilla Crawford), and Clin H. Tweitchell and Elva Twitchell his wife, Mary C.Stout (formerly Mary Crwaford) and Annie C. Isom (formerly Annie Crawford), the signers of the above instrument, who duly acknowledged to me that they executed the same.

H.R.
H.P.

SEAL

Harold Russell Notary Public
in and for the County of Washington, State of Utah.

My Commission expires: 2-7-35

I hereby certify the foregoing to be a full,tr e and correct copy of the original.
Filed for Record May 13, 1931 at 5 p.m

Ellen Coates
County Recorder.

V
33981

32-191-32

WARRANTY DEED

John B. Fairbanks and Florence G. Fairbanks, his wife, Grantors of Springdale in the County of Washington, State of Utah, hereby conveys and warrants to Clarence Olsen Grantee of Springdale, Washington County, Utah for the sum of Two hundred fifty DOLLARS the following described track of land in Washington, Washington County, State of Utah, to-wit:

Beginning at Section quarter corner common to Sections 28 and 29, Township 41 South, Range 10 West of Salt Lake Meridian, and run thence South 34°29'E 1298 ft., to point of beginning, Thence South 4°35' E 172.8 feet, thence North 32°56' E. 351.0 feet, thence

U-7/528

To Have and To Hold all and singular the said premises, together with the appurtenances, unto the said party of the second part, his heirs, successors and assigns forever.

In Witness Whereof the said parties of the first part have hereunto set their hands and seals the day and year first above written.

	J.M. Bean	(SEAL)
Signed, sealed and delivered	Margaret Bean	(SEAL)
in the presence of	John R. Crawford	(SEAL)
F.J.Solinsky, Jr.	Eliza Crawford	(SEAL)
Thos. J. Allen, Jr.	Hyrum Ruesch	(SEAL)
	Bessie Ruesch	(SEAL)

State of Utah, County of Washington:ss

On the 13th day of May in the year one thousand nine hundred and thirty-one (1931) before me, Harold Russell, a Notary Public for the State aforesaid, personally appeared John R. Crawford and Elizabeth Crawford, his wife, J.M. Bean and Margaret Bean, hid wife, and Hyrum Ruesch and Bessie Ruesch, his wife, the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official Notarial Seal the day and year first above written.

My Commission expires 2-7-35

SEAL

Harold Russell, Notary Public for the State of Utah. Residing at Springdale, Utah.

I hereby certify the foregoing to be a full, true and correct copy of the original.

Filed for record May 13, 1931 at 5 P.M.

Ellen Curtis
County Recorder

P-B1-37-15
33957 B1-19-26

U-7 P.528

QUITCLAIM DEED

This Indenture made this 13th day of May, 1931, by and between J.M. Bean and Margaret Bean, his wife, Weston Justet and Margaret Justet, his wife, Howard Ruesch and Susan Ruesch, his wife, Cornelia Crawford (widow), and Emma Crawford, (A single Woman) all of Springdale, Utah, parties of the first part, and John R. Crawford, of Springdale, Utah, party of the second part, Witnesseth:

That the said parties of the first part do by these presents grant, bargain, sell and convey, remise, release and forever quitclaim unto John R. Crawford, party of the second part, all the right, title, interest, estate, claim and demand, both at law and in equity, and as well in possession as in expectancy, of the said parties of the first part, of, in and to all those certain lands and properties located within the boundaries of Zion National Park, being in the County of Washington, State of Utah, and particularly described as follows, to-wit:

East half of Northeast quarter of Southeast quarter of Section Twenty-one (21); also beginning 26 rods North of Southeast corner of Southeast quarter of Southeast quarter of Section Twenty-one (21); thence West 72 rods; thence Northeast 67 27/127 rods to point 32 rods West of Northeast corner of Southeast quarter of Southeast quarter of Section Twenty-one (21); thence East 32 rods; thence South 54 rods to place of beginning, all in Section Twenty-one (21). Also beginning at Southwest corner of Northwest quarter of Southwest quarter of Section Twenty-two (22); thence North 40 rods; thence Southeast 82 38/81 rods to a point 20 rods North of Southeast corner of Northwest quarter of Southwest quarter

D 9
E 04-105

D. 7
D. 9

U-7/529

of Section Twenty-two (22); thence South 20 rods; thence West 80 rods to point of beginning, in Section Twenty-two (22), Township Forty-one (41) South, Range Ten (10) West, Salt Lake Meridian, and containing in all 52.30 acres, more or less.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

To Have and To Hold all and singular the said premises, together with the appurtenances, unto the said party of the second part, his heirs, successors and assigns forever.

In Witness Whereof the said parties of the first part have hereunto set their hands and seals the day and year first above written.

D. 9
TR. 04-105

Signed, sealed and delivered in the presence of:
F.J. Solinsky, Jr.
Thos. J. Allen Jr.
Witness to mark of Cornelia Crawford-
F.J.Solinsky Jr/
Thos. J. Allen Jr

J.M. Bean (SEAL)
Margaret Bean (SEAL)
Weston Justet (SEAL)
Margaret Justet (SEAL)
Howard Ruesch (SEAL)
Susan Ruesch (SEAL)
Emma Crawford (SEAL)
Cornelia X Crawford (SEAL)
her mark

Harold Russell

State of Utah, County of Washington:ss

On the 13th day of May, in the year one thousand nine hundred and thirty-one (1931) before me, Harold Russell, a Notary Public for the State aforesaid, personally appeared J. M. Bean and Margaret Bean, his wife, Weston Justet and Margaret Justet, his wife, Howard Ruesch and Susan Ruesch, his wife, Cornelia Crawford (widow) and Emma Crawford (a single woman,) the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official Notarial Seal the day and year first above written.

My Commission expires
2-7-35

SEAL

Harold Russell , Notary Public for the State of Utah
Residing at Springdale, Utah

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for record May 13, 1931 at 5 P.M.

Ellen Foster
County Recorder

31-37-16

U-7 P. 529

33958

QUITCLAIM DEED

This Indenture made this 13th day of May, 1931, by and between Samuel K. Crawford and Emma Crawford, his wife, John R. Crawford and Eliza C rawford , his wife, and Eliel Winder and Sarah Winder, his wife, all of Springdale, Utah, parties of the first part, and James Crawford, of Springdale, Utah, party of the second part, Witnesseth:

That the said parties of the first part do by these presents grant, bargain, sell and convey, remise, release and forever quitclaim unto James Crawford, said party of the second part, all the right, title, interest, estate, claim and demand, both at law and in equity, and as well in possession as in expectancy,of the said parties of the first part, of, in and to all those certain lands and properties located within the boundaries of Zion National Park, being in the County of Washington, State of Utah, and particularly described as follows, to-wit:

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TRACT 04-110

U-7/530

The East five-eights of Southwest quarter of Southeast quarter of Section Twenty-one (21), containing 25 acres; also beginning at the Southwest corner of Southeast quarter of Southeast quarter of Section Twenty-one (21); thence North 26 rods; thence East 80 rods; thence South 26 rods; thence West 80 rods to point of beginning, containing 13 acres. Also South half of Northwest quarter of Southeast quarter of Section Twenty-one (21), containing 20 acres. All in Section Twenty-one (21), of Township Forty-one (41) South, Range Ten (10) West, Salt Lake Meridian, containing in all 57.30 acres, more or less.

TR 04-110

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

04-2530

To Have and To Hold all and singular the said premises, together with the appurtenances, unto the said party of the second part, his heirs, successors and assigns forever.

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
F.J.Solinsky Jr.
Thos. J. Allen Jr.

John R. Crawford (SEAL)
Eliza Crawford (SEAL)
Samuel K. Crawford (SEAL)
Eliel Winder
Sarah Winder

State of Utah, County of Washington:ss

On the 13th day of May, in the year one thousand nine hundred and thirtyone (1931), before me, Harold Russell, a Notary Public for the State aforesaid, personally appeared Samuel K. Crawford and Emma Crawford, his wife, John R. Crawford and Eliza Crawford, his wife, and Eliel Winder and Sarah Winder, his wife, the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official Notarial Seal the day and year first above written.

My Commission expires
2-7-35

SEAL

Harold Russell, Notary Public for the State of Utah. Residing at Springdale, Utah

I hereby certify the foregoing to ve a full, true and correct copy of the original.
Filed for record May 13, 1931 at 5 P.M.

Ellen Carter
County Recorder

33959 B1-37-17 B1-19-27

WARRANTY DEED

This Indenture, made the 13th day of May, in the year of our Lord one thousand nine hundred and thirty-one, between John R. Crawford and Eliza Crawford, his wife, of Springdale, Utah, parties of the first part, and UNITED STATES OF AMERICA, party of the second part, Witnesseth:

That the said parties of the first part, for and in consideration of the sum of sixteen thousand forty-seven (16,047) dollars, lawful money of the United States of America, to them in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, convey and confirm unto the said party of the second part and to its successors and assigns forever, all those certain lands and properties located within the boundaries of Zion National Park, being in the County of Washington, State of Utah, and particularly described as follows,

DS

TR 04-105

[redacted]

See ~ 21 4-7/531

TR, 04-105 D.9

04-105

East half of Northeast quarter of Southeast quarter of Section Twenty-one (21) Also beginning 26 rods North of Southeast corner of Southeast quarter of Southeast quarter of Section Twenty-one (21); thence West 72 rods; thence Northeast 67 27/127 rods to point 32 rods West of Northeast corner of Southeast quarter of Southeast quarter of Section Twenty-one (21); thence East 32 rods; thence South 54 rods to place of beginning, all in Section Twenty-one (21). Also beginning at Southwest corner of Northwest quarter of Southwest quarter of Section Twenty-two (22); thence North 40 rods; thence Southeast 82 38/81 rods to a point 20 rods North of Southeast corner of Northwest quarter of Southwest quarter of Section Twenty-two (22); thence South 20 rods; thence West 80 rods to point of beginning, in Section Twenty-two (22), Township Forty-one (41) South, Range Ten (10) West, Salt Lake Meridian, and containing in all 52.30 acres, more or less.

Subject to present existing rights of way for road, ditch, and telephone and power lines.

Also reserving unto the parties of the first part the primary water rights from the Virgin River owned by said first parties and particularly set forth as the Decreed Schedule of Water Rights for the Virgin River System in the Decree of the Fifth Judicial District, in and for Washington County, State of Utah, entered December 12, 1925 in Civil Case No.270, entitled "St. George & Washington Canal Co. a corporation, plaintiffs, vs. Hurricane Canal Co., a corporation, defendants."

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all the estate, right, title, interest, property possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in or 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 described premises together with the appurtenances, unto the said party of the second part, and to its successors and assigns, forever.

And the said parties of the first part, and their heirs, do hereby covenant that they will forever warrant and defend all right, title and interest in and to the said premises, and the quiet and peaceable possession thereof, unto the said party of the second part, its successors and assigns, against the acts and deeds of the said parties of the first part, and all and every person and persons whomsoever lawfully claiming or to claim the same.

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 F.J.Solinsky, Jr. Thos. J. Allen, Jr.

John R. Crawford (SEAL)

Eliza Crawford (SEAL)

State of Utah, County of Washington:ss

On this 13th day of May, in the year one thousand nine hundred and thirty-one (1931) before me, Harold Russell, a Notary Public for the State aforesaid, personally appeared John R. Crawford and Eliza Crawford, his wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

12-19-1913: homestead certificate no. 4150, application 5495

4-3/165

I hereby certify the foregoing to be a full, true and correct copy of the original instrument.
Filed for record December 5th 1913 at 3 P. M.
Recorded December 19th 1913 at 5 P. M.
John T. Woodbury.
County Recorder.
By Mollie Sundt, Deputy.

13679.-
B1-18-1
19-1

(4-405)
Homestead Certificate No. 4150.
Application 5495.

The United States of America,

To all to whom these presents shall come, Greeting:

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 William R. Crawford has been established and duly consummated, in conformity to law, for the East half of the South East quarter and the South West quarter of the South East quarter of Section twenty-one and the North West quarter of the South West quarter of Section twenty-two in Township forty-one South of Range ten West of Salt Lake Meridian in Utah Territory containing one hundred and sixty acres according to the Official Plat of the Survey of the said land, returned to the General Land Office by the Surveyor General:

D. 7/9
T. 41. 04-105
04-110

Now know ye, That there is, therefore, granted by the United States unto the said William R. Crawford the tract of land above described: To have and to hold the said tract of Land, with the appurtenances thereof, unto the said William R. Crawford and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of courts, and also subject to the right of the

U-3-166

proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law.

In testimony whereof I, Benjamin Harrison, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

Given under my hand, at the City of Washington, the twenty-eighth day of March, in the year of our Lord one thousand eight hundred and ninety-one, and of the Independence of the United States the one hundred and fifteenth

3/28/89

SEAL.

By the President: Benjamin Harrison
By Ellen Macfarland, Asst Secretary.
J. M. Townsend, Recorder of the General Land Office

Recorded Vol. 9, page 128. — A true copy of the original.
Filed for record Dec. 29, 1913 at 3 P M.
Recorded Jan. 2nd 1914 at 3 P M.

John T. Woodbury.
County Recorder.
By [illegible] Deputy.

U-3-166

13680.

BI-18-2
19-2

Warranty Deed

William R. Crawford and Cornelia Crawford, his wife Grantor of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to John R. Crawford ~~his wife Grantor of Springdale, in the County of Washington State of Utah hereby convey and warrant to John R. Crawford~~, Grantee, of the same place for the sum of One ($1.00) Dollars, the following described tract of land in Washington County, State of Utah, to-wit:

PART OF D. 9

TR. 04-105

The east half of the N.E.¼ of the S.E.¼ of Section Twenty-one (21); and the tract of land described as follows: Beginning at a point twenty-six (26) rods north of the South east corner of the S.E. ¼ of the S.E.¼ of Section twenty-one (21) and going west seventy-two (72) rods, thence north-east sixty-seven + 27/27 rods (67 27/27) to a point thirty-two (32) rods west of the North east corner of the SE¼ of the S.E. ¼ of Section twenty-one (21), thence east thirty-two (32) rods, thence south fifty-four (54) rods to the place of beginning; also beginning at the southwest corner of the N.W. ¼ of the S.W. ¼ of Section Twenty-two (22) and going North forty (40) rods, thence South-east eighty-

86-387 Deed

Public Law 86-387
86th Congress, S. 713
February 20, 1960

AN ACT

To revise the boundaries of the Zion National Park in the State of Utah, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the boundaries of the Zion National Park are hereby revised to include the following described lands: Zion National Park, Utah.

SALT LAKE MERIDIAN

Township 39 south, range 10 west: Section 30, those portions of lots 1 to 7, inclusive, lying south of Kolob Creek and lots 8 to 32, inclusive; section 31, lots 1, 2, 3, 15, 16, 17, 18, 31 and 32.

Township 41 south, range 10 west: Section 28, northeast quarter, that portion of the northwest quarter lying east of the North Fork of the Virgin River and lot 9 of the O.D. Gifford survey, the ownership of which is recorded on page 247 of deed book U12 in Washington County, Utah; section 29, west half; section 31; section 32 (partly surveyed), northeast quarter northwest quarter and west half northwest quarter.

Township 39 south, range 11 west: Section 13, southeast quarter southeast quarter; section 32, north half and southeast quarter.

Township 40 south, range 11 west: Section 5, lots 1 and 2 and south half northeast quarter.

74 STAT. 4.

Township 38 south, range 12 west: Section 29, those portions of lot 2 and of the southwest quarter lying east of the easterly right-of-way line of United States Highway 91, identified as project numbered I-01-1(1), Washington County, Utah, said line being 150 feet from and parallel the centerline of such highway, as constructed. 74 STAT. 5.

SEC. 2. Privately owned land, or interests therein, within the aforesaid revised boundary may be acquired by the Secretary of the Interior by purchase, donation, with donated funds, or by such other means as the Secretary may consider to be in the public interest. When acquired, such land and interests in land shall be administered as a part of the Zion National Park in accordance with the provisions of the Act of August 25, 1916 (39 Stat. 535), as amended. Acquisition of land. 16 USC 1-4.

SEC. 3. The Secretary of the Interior is authorized to convey to the Utah State Road Commission under such terms and conditions as he may deem necessary such lands or interests in land in lot 3, section 29, township 38 south, range 12 west, Salt Lake meridian, containing approximately four and one-half acres, as are required by the Commission for the realinement and construction of United States Highway 91: *Provided,* That, in exchange, the State of Utah constructs an interchange of design, type, and location acceptable to the Secretary which will provide vehicular access between the said highway and Zion National Park. Such conveyed lands shall thereafter be considered as excluded from the Zion National Park and the easterly right-of-way line of United States Highway 91, identified as project numbered I-01-1(1), Washington County, Utah, shall become the westerly boundary of the Zion National Park in lot 3, section 29, township 38 south, range 12 west, Salt Lake meridian. Land conveyance.

Approved February 20, 1960.

GPO 48139

Lots 1-4 incl, 11-14 incl, 30

Sec 28 E½ NE¼
Sec. 29 W½
Sec 31 All

ZION N. P. D. 27

about ½ acre of public domain land in the NW corner of E2NE4 Sec. 28, APPEARS TO HAVE BEEN UNDER THE FLANNIGAN DITCH

Deed 27
01-149

Deed 28, Tract 04-120

W.D. August 23, 1962 -- Book S-39, pages 104 and 105
To: USA
From: Zion Natural History Association, correction deed

W.D. May 18, 1962 -- Book S-38, page 375
To: USA
From: Zion Natural History Association

Tract 04-120, W.D. August 15, 1958 -- Book S-19, page 10
To: Zion Natural History Association
From: Marie E. T. M. Crawford

Tract 04-120, W.D. September 1, 1943 -- Book U-10, page 294
To: Samuel K. and Marie E.T. M. Crawford as joint tenants
From: Agnes Russell

Tract 04-120, W.D. September 1, 1943 -- Book U-10, page 294
To: Agnes Russell
From: Samuel K. and Marie E. T. M. Crawford

Tract 04-120, W.D. May 22, 1939 -- Book U-9, page 272
To: Samuel K. and Marie E. T. M. Crawford
From: Samuel K. Crawford

Tract 04-120 et al, W.D. January 22, 1932 -- Book U-8, pages 18, 19
To: Samuel K. Crawford
From: Oscar and Josephine DeMille

STATE OF UTAH
County of Iron

On this 23rd. day of August A. D. 19 62 personally appeared before me Reed W. Farnsworth and Carl E. Jepson who being first duly sworn did say that he Reed W. Farnswoth is the President and he Carl E. Jepson is the Secretary of the Zion Natural History Association, a Corporation, Successor to: Zion-Bryce Natural History Association a Corporation and that the foregoing instrument was signed in behalf of said corporation by authority of a resolution of its Board of Directors

and the said Reed W. Farnswoth President and the said Carl E. Jepson Secretary acknowledged to me that said corporation executed the same.

My commission expires
February 27, 1964

Notary Public
Residing at Cedar City, Utah

ZION N. P. D. 28

1

WARRANTY DEED

No. 116936

TO

Dated ....., 19..

Recorded at the Request of

August 24, A. D., 1962 at 15 minutes past 3 o'clock P. M. in Book S-39 of Deeds pages 104-105

Recorder Washington County

Fee $3.00

13-8

UNITED STATES
DEPARTMENT OF THE INTERIOR
National Park Service

The within deed is accepted on behalf of the United States as of August 24, 1962, under the authority contained in the Department of the Interior and Related Agencies Appropriation Act, 1962 (75 Stat. 246), and delegated by 245 DM 1.1 (27 F. R. 6395) and Amendment 1 of National Park Service Order 21 (27 F. R. 7903), delegating authority to Assistant Directors of this Service to accept deeds.

Assistant Director

Deed 28
04-120

CORRECTED

WARRANTY DEED

Zion Natural History Association, a corporation, successor to: Zion-Bryce Natural History Association, a corporation, both Grantor

of Springdale County of Washington State of Utah

hereby CONVEY and WARRANT to

UNITED STATES OF AMERICA and its assigns

Grantee

of State of Utah

for the sum of Three Thousand Six Hundred and Fifty ($3,650.00) DOLLARS

the following described tract of land in Washington ~~Iron~~ County, State of Utah:

Beginning at a point eleven hundred and nineteen (1119) feet east from the north quarter corner of Section 28, Township 41 South, Range 10 West, and running thence east two hundred and one (201) feet; thence south six hundred and fifty-three (653) feet; thence south 85 degrees West 59 feet; thence north 50 degrees west six hundred and ninety-two feet (692); thence east five hundred thirteen (513) feet; thence north 29 degrees west two hundred forty three (243) feet, more or less, to the point of beginning and containing 5.6 acres more or less.

All improvements thereon and all water rights and appurtenances thereunto belonging, including all water and water rights appurtenant to said property and all water used thereon from Springdale Pipeline Company and Flannigan Ditch Company.

This is a correction warranty deed given to correct and it does correct a former warranty deed from the grantor herein to the grantee herein, which deed is dated May 18,1962, and is recorded in Book S-38, page 375, in the office of the County Recorder of Washington County, in which deed several of the courses in the description were omitted in error.

B.S-39
P.104

IN WITNESS WHEREOF the Zion Natural History Assocation

by unanimous resolution of its Board of Directors

have caused this instrument to be signed by its

President and Reed W. Farnsworth Secretary Carl E. Jepson and its corporate name and seal to be hereunto affixed this 23rd day of August , A. D., 1962

Signed in the Presence of

ZION NATURAL HISTORY ASSOCIATION

(CORPORATE) (SEAL)

By Reed W. Farnsworth
President

Attest: Carl E Jepson
Secretary

2

D. 28

STATE OF UTAH }
County of Iron } ss

On this 18th. day of May A. D. 19 62 personally appeared before me Reed W. Farnsworth and Carl E. Jepson who being first duly sworn did say that he Reed W. Farnsworth is the President and he Carl E. Jepson is the Secretary of the Zion Natural History Associatio n a Corporation and that the foregoing instrument was signed in behalf of said corporation by authority of a resolution of its Board of Directors

and the said Reed W. Farnsworth President and the said Carl E. Jepson Secretary acknowledged to me that said corporation executed the same.

My commission expires
May 8, 1964

Maeser Dalley, Cedar City, Utah Notary Public
Residing at Cedar City, Utah

3

No. 116767

WARRANTY DEED

TO

Dated ....., 19....

Recorded at the Request of
Orval Hafen

July 31, , A. D., 19 62
at 50 minutes past 3 o'clock P., M.
in Book S-38 of Deeds
pages 375-376
Helen P. Bleak
Recorder Washington County
Fee $3.00

13-7

WARRANTY DEED

Zion Natural History Association, a corporation, successor to:
Zion-Bryce Natural History Association, a corporation, both Grantor

of Springdale County of Washington State of Utah

hereby CONVEY and WARRANT to

UNITED STATES OF AMERICA and its assigns
Grantee

of State of Utah

for the sum of Three Thousand Six Hundred and Fifty ($3,650.00) DOLLARS

the following described tract of land in Washington ~~County~~ County, State of Utah:

Beginning at a point eleven hundred and nineteen (1119) feet east from the north quarter corner of Section 28, Township 41 South, Range 10 West, and running thence east two hundred and one (201) feet; thence south six hundred and fifty-three (653) feet; thence north 29 degrees west two hundred forty-three (243) feet, more or less, to the point of beginning and containing 5.6 acres, more or less:

All improvements thereon and all water rights and appurtenances thereunto belonging, including all water and water rights appurtenant to said property and all water used thereon from Springdale Pipeline Company and Flannigan Ditch Company.

water

Error in description
one course left out.
New Deed made and dated August 23, 1962
C E J

IN WITNESS WHEREOF the Zion Natural History Association

by unanimous resolution of its Board of Directors

have caused this instrument to be signed by its

President and Reed W. Farnsworth Secretary Carl E. Jepson and its corporate name and seal to be hereunto affixed this 18th. day of May , A. D., 19 62

Signed in the Presence of

ZION NATURAL HISTORY ASSOCIATION

Harriet Matheson (CORPORATE) (SEAL)

Hazel Taylor

By Reed W. Farnsworth President

Attest: Carl E. Jepson Secretary

4

B 5-38 P. 375

12-10-1962: re-examination of the title data of 5.6 acres of land re. taxes, easements and rights of third persons

33-46-283

Office of the Attorney General
Washington, D.C.

INTERIOR DEPT.
DEC 11 1962
SOLICITOR

December 10, 1962

Honorable Stewart L. Udall
Secretary of the Interior
Washington, D. C.

My dear Mr. Secretary:

A re-examination has been made of the title data relating to 5.6 acres of land, more or less, Tract No. 33, Zion National Park Project in Washington County, Utah. This land was conveyed to the United States of America under the provisions of existing legislation by Zion National History Association, a corporation, under deed dated May 18, 1962, filed for record on July 31, 1962, and recorded among the land records of the county in Book S-38 at page 104, and by a correction deed dated August 23, 1962, filed for record on August 24, 1962, and recorded among the land records of the county in Book S-39 at page 104. The file number of this Department is 33-46-283.

The land is described in the aforesaid correction deed, which recites a consideration of $3,650.00.

The abstract, consisting of 29 items, was last satisfactorily certified on August 24, 1962, by Hafen and Nelson Abstracters.

The abstract, recorded deed and accompanying data disclose valid title to be vested in the United States of America, subject to:

1. Taxes for 1962 for which provision has been made.

2. Easements for roads, highways, railroads, pipelines and public utilities, if any.

3. Rights of third persons, if any, under reservations contained in the patent noted at item 3 of the abstract.

2 copies sent to Reg 12/20/62 ✓

5

91

4. Electric transmission line easement in favor of Dixie Power Company noted at item 11 of the abstract.

5. Pipeline easement in favor of Springdale Pipeline Company noted at item 19 of the abstract.

Your Department has advised that objections 2, 3, 4 and 5 will not interfere with the contemplated use of the land.

The abstract, deed and related papers are enclosed.

Sincerely yours,

Robert F. Kennedy

Attorney General

10

See Correction Deed
in S, 39 P. 104
B, S-19 P. 10

Recorded at Request of Hafen & Nelson 106922 September 29, 1958
at 3:30 M. Fee Paid $1.00 Helen P. Bleak County Recorder
By Dep. Book S-19 Page 10 Ref.
Mail tax notice to Address

WARRANTY DEED

MARIE B. T. M. CRAWFORD, grantor
of St. George, County of Washington State of Utah, hereby
CONVEYS and WARRANTS to ZION-BRYCE NATURAL HISTORY ASSOCIATION, a corporation,
grantee
of Springdale, County of Washington, State of Utah
for the sum of Ten ($10.00) DOLLARS,
the following described tract of land in Washington County,
State of Utah, to-wit:

Beginning at a point eleven hundred and nineteen (1119) feet east from the north quarter corner of Section 28, Township 41 South, Range 10 West, and running thence east two hundred and one (201) feet; thence south six hundred and fifty-three (653) feet; thence south 85 degrees West 59 feet; thence north 50 degrees west six hundred and ninety-two feet (692); thence east five hundred thirteen (513) feet; thence north 29 degrees west two hundred forty-three (243) feet, more or less, to the point of beginning and containing 5.6 acres, more or less;

Together with all improvements thereon and all water rights and appurtenances thereunto belonging, including all water and water rights appurtenant to said property and all water used thereon from Springdale Pipeline Company and Flannigan Ditch Company.

D. 28
04-120

water

WITNESS the hand of said grantor, this 15 day of August A. D. 19 58

Signed in the presence of Marie E T M Crawford.

STATE OF UTAH,
County of Washington } ss.

On the 15 day of August A. D. 19 58 personally appeared before me Marie E. T. M. Crawford the signer of the within instrument who duly acknowledged to me that she executed the same.

Notary Public.

My Commission expires March 11, 1962. My residence is St. George, Utah.

"THIS DEED PRINTED ESPECIALLY FOR PHOTO RECORDING, USE BLACK INK AND TYPE."

Blank No. 101—Kelly Co., 23 West 1st South, Salt Lake City, Utah

09-01-1943: warranty deed for section 28, township 41 south, range 10 west

BK-113-32

60756

U-10 /294

WARRANTY DEED

Samuel K. Crawford and Marie E. T. M. Crawford, his wife Grantors, of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Agnes Russell Grantee, of St. George, Washington County, State of Utah for the sum of ($1.00) one DOLLARS the following tract of land in Springdale Washington County, State of Utah, to wit:

Beg. at a point 1119 ft E. from the N¼ cor. of Sec. 28, Tp. 41 S. R. 10 W. S.L.M.; th E 201 ft; th S 653 ft; th S 85° W 264 ft; th N 55° W 739 ft; th N 10°20' E 40 ft; th E 778 ft; th N 29° W 243 ft to the pt. of beg. Cont. 6.87 acres more or less.

The above description conveys property the same as that recorded in book U-9 page 272 Records of the Recorder of Washington County as follows:

Beg. at the NE cor. of the NW¼ of NE¼ of Sec. 28, Tp. 41 S. R. 10 W. S.L.M.; th S 6 3 ft; th S 85° W 280 ft; th N 55° W 845 ft; th N 24 ft; th E 780 ft; th N 22°'W 235 ft; th E 190 ft to the pt. of beg.

TR 04-120 AND PART OF 04-121 D. 28 and 37

Witness the hand of said Grantors this First day of September, A. D., 1943.

SIGNED IN THE PRESENCE OF

Orval Hafen

Samuel K. Crawford

Marie, E. T. M Crawford

STATE OF UTAH, ss.
County of Washington,

On this 1 day of September, 1943, personally appeared before me Samuel K. Crawford and Marie E. T. M. Crawford, his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

Helen Bleak
County Recorder

My Commission expires _____.

SEAL

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record September 1, 1943 at 4:30 P. M.

Helen Bleak County Recorder

60757 BK-113-32

U-10 P. 294

WARRANTY DEED

Agnes Russell Grantor, of St. George, in the County of Washington, State of Utah, hereby conveys and warrants to Samuel K. Crawford and Marie E. T. M. Crawford, husband and wife, joint tenants with right of survivorship, and not tenants in common. Grantees, of Springdale for the sum of ($1.00) one DOLLARS the following tract of land in Springdale Washington County, State of Utah, to wit:

Beg. at a pt. 1119 ft E from the N¼ cor. of Sec. 28, Tp. 41 S. R. 10 W. S.L.M.; th E 201 ft; th S 653 ft; th S 85° W 264 ft; th N 55° W 739 ft; th N 10°20' E 40 ft; th E 778 ft; th N 29° W 243 ft to the pt. of beg. Cont. 6.87 acres more or less.

The above description conveys property the same as that recorded in book U-9 page 272 records of the recorder of Washington County as follows:

Beg. at the NE cor. of the NW¼ of NE¼ of Sec. 28, Tp. 41 S. R. 10 W. S.L.M.; th S 653 ft; th S 85° W 280 ft; th N 55° W 845 ft; th N 24 ft; th E 780 ft; th N 22° W 235 ft; th E 190 ft to the pt. of beg.

TR 04-120 AND PART OF 04-121 D. 28 AND 37

Witness the hand of said Grantor this First day of September, A. D., 1943.

SIGNED IN THE PRESENCE OF

Orval Hafen

Agnes Russell

STATE OF UTAH, ss.
County of Washington,

On this 1 day of September, 1943, personally appeared before me Agnes Russell the signer of the above instrument, who duly acknowledged to me that _____ executed the same.

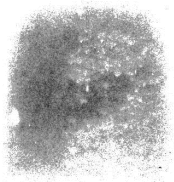
Helen Bleak
County Recorder

My Commission expires _____.

SEAL

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record September 1, 1943 at 4:30 P. M.

Helen Bleak County Recorder



52279 B4-52-14

U-9/272

WARRANTY DEED

Samuel K. Crawford and Marie E. T. M. Crawford his wife Grantor, of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Arden G. Schiefer Grantee, of Springdale for the sum of 5.00 DOLLARS the following tract of land in Springdale Washington County, State of Utah, to-wit: Beginning at a point aproximately 474 ft. South 60° East from the North West corner of the North East 1/4 of Section 28, Twp. 41 S. Range 10 West, Salt Lake Base and Moredian. Thence South 55° East 42 rods, thence south 55° West 1 rod, thence north 55° West 42 rods thence north 55° East to place of beginning.

ROAD BETWEEN TR 04-121 D-37

Witness the hand of said Grantors this 22 day of May A. D., 1939.

Signed in the presence of
Sarah C. Winder

Samuel K. Crawford
Marie E. T. M. Crawford

STATE OF UTAH
County of Washington ss

On this 22 day of May, 1939 personally appeared before me Samuel K. Crawford and Marie E. T. M. Crawford his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires Oct. 19, 1939

SEAL

Marvin Terry, Notary Public

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record May 22, 1939 at 4:00 P.M.

LaVerne D. Swan County Recorder

52280 B4-52-15

U-9 P. 272

WARRANTY DEED

Samuel K. Crawford Grantor, of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Samuel K. Crawford and Marie E. T. M. Crawford his wife Grantee of Springdale for the sum of One Dollars the following tract of land in Washington County, State of Utah, to-wit:

Beginning at the north east corner of the north west 1/4 of the north east 1/4 of Section 28 Tp. 41 S. R. 10 West Salt Lake Meridian, thence south 653 feet thence south 85° West 280 feet thence north 55° West 845 feet thence north 24 ft. thence East 780 ft. thence north 22° West 235 ft. thence East 190 ft. to place of beginning.

TR 04-120 AND PART OF 04-121 D. 28 and 37

Witness the hand of said Grantors this 22 day of May A. D. 1939.

Signed in the presence of
Sarah C. Winder

Samuel K. Crawford
Marie E. T. M. Crawford

STATE OF UTAH
County of Washington ss

On this 22 day of May, 1939 personally appeared before me Samuel K. Crawford and Marie E. T. M. Crawford his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires Oct. 19, 1939

SEAL

Marvin Terry, Notary Public

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record May 22, 1939 at 4:00 P.M.

LaVerne D. Swan County Recorder

52281 B4-52-16

U-9 P. 272

WARRANTY DEED

Samuel K. Crawford and Marie E. T. M. Crawford his wife Grantor, of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Samuel K. Crawford, Ernest K. Crawford, S. Heber Crawford, Elfel Winder and Arden G. Schiefer Grantee, of Springdale for the sum of One Dollars the following tract of land in Springdale Washington County, State of Utah, to-wit:

Beginning at a point ninty three (93) feet East from the Northwest corner of the Northeast ¼ of Section 28 T. 41 South Range 10 West Salt Lake Meredian. Thence East 45 feet thence South 60° East 185 ft. thence south 43° East 190 ft. thence west 36 ft. thence north 43° West 165 ft. thence north 60° West 173 ft. thence north 24 ft. to place of beginning.

road R/W between TR 04-118 and 04-114 and 04-129

Witness the hand of said Grantors this 22 day of May A. D. 1939.

Signed in the presence of
Sarah C. Winder

Samuel K. Crawford
Marie E. T. M. Crawford

STATE OF UTAH
County of Washington ss

On this 22 day of May, 1939 personally appeared before me Samuel K. Crawford and Marie E. T. M. Crawford, his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires Oct. 19, 1939

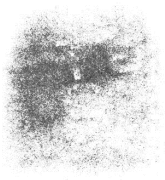
SEAL

Marvin Terry, Notary Public

PUT WITH D. 33

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record May 22, 1939 at 4:00 P.M.

LaVerne D. Swan County Recorder



01-23-1932: warranty deed for section 28, township 41 south, range 10 west

Co Recorder

V 33-53-13

34999

48-18-19

WARRANTY DEED

Oscar DeMill and Josephine DeMill, wife, Grantor, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to Samuel K. Crawford, Grantee, of Springdale, Utah, for the sum of Two Hundred Dollars the following described track of land in Washington County, State of Utah, to-wit:

Beginning at a point East 63 feet from ¼ corner common to sections 28 and 21 Tp.

41 S. R. 10 W. Salt Lake Base and Meridian:

Thence East 1257 feet
" South 653 "
" S. 85°00' W. 297 feet,
" N. 55°00' W. 1176 feet to place of beginning be the same 12.02 acres of land more or less.

Witness the hand of said Grantor this 22 day of Jan A. D. 1932.

D.28
D,33
D,37 PART
TR'S.
04-118
04-120
04-121 PART

Signed in the Presence of

Marvin Terry — Oscar DeMill

Ernest K. Crawford — Josephine H. DeMill

State of Utah)
: ss
County of Washington)

On this 22 day of Jan. 1932, personally appeared before me Oscar Demill and Josephine Demill, his wife, the signers of the above instrument, who duly acknowledged to me that they executed the same.

SEAL

Marvin Terry, Notary Public

My Commission expires Oct. 20, 1935.

I hereby certify that the foregoing is a full, true and correct copy of the original.

Filed for Record January 23, 1932 at 12 M.

Ellen Gaskin
County Recorder

35000 ✓ 133-83-14

48-19

WARRANTY DEED

Oscar DeMill and Josephine DeMill, Wife, Grantor, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to Sarah C. Winder, Grantee, of Springdale, Utah, for the sum of Fifty Dollars the following described track of land in Washington County, State of Utah, to-wit:

Beginning at a point S. 63°00' E. 260 feet from ¼ corner common to Section 21 and 28 Tp. 41 S. R. 10 W. Salt Lake Base and Meridian;

Thence S. 25°30' W. 527 feet,
" East 162 feet,
" N. 32° 30' E. 427 feet,
" N. 55° 00' W. 196 " to place of beginning be the same 1.84 acres of land more or less.

Witness the hand of said Grantor this 22 day of Jan A. D. 1932.

D.29
TR.
04-115

Signed in the Presence of

Marvin Terry — Oscar DeMill

Ernest K. Crawford — Josephine H. DeMill

State of Utah,)
: ss
County of Washington)

On this 22 day of Jan, 1932, personally appeared before me Oscar Demill and Josephine Demill his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

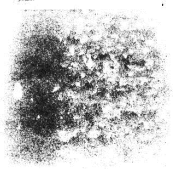
SEAL

Marvin Terry, Notary Public

My Commission expires Oct. 20, 1935.

I hereby certify that the foregoing is a full, true and correct copy of the original.

Filed for Record January 23, 1932 at 12 M.



Deed 29, Tract 04-115

W.D. May 18, 1962 -- Book S-37, pages 463, 464
To: USA
From: Zion Natural History Association

W.D. June 5, 1961 -- Book S-33, page 18
To: Zion Natural History Association
From: Sarah C., Eliel C., Mary Elizabeth and Heber F. Winder

W.D. November 4, 1955 -- Book S-5, page 373
To: Sarah C, Eliel C., and Heber F. Winder
From: Sarah C., Eliel C., and Mary Elizabeth Winder

W.D. January 31, 1948 -- Book U-11, page 267
To: Sara C. and Eliel C. Winder
From: Sarah C. Winder

W.D. January 22, 1932 -- Book U-8, page 19
To: Sarah C. Winder
From: Oscar and Josephine DeMille

05-18-1962: warranty deed from zion natural history association

WARRANTY DEED

Deed 29

Zion Natural History Association, a corporation Grantor

of Springdale County of Washington State of Utah

hereby CONVEY and WARRANT to

UNITED STATES OF AMERICA and its assigns

Grantee

~~of~~ ~~State of Utah~~

for the sum of Four Thousand and Fifty ($4,050) DOLLARS

the following described tract of land in Washington ~~County~~ County, State of Utah

Beginning at a point South 63° East 260 feet from the quarter corner common to Sections 21 and 28, Township 41 South, Range 10 West, S.L.M., and running thence South 25° 30' West 527 feet; thence East 162 feet; thence North 32° 30' East 427 feet; thence North 55° West 196 feet to the point of beginning, containing 1.84 acres of land, more or less.

Together with improvements and appurtenances and water rights. water

IN WITNESS WHEREOF the Zion Natural History Association

by unanimous resolution of its Board of Directors

have caused this instrument to be signed by its

President and Reed W. Farnsworth Secretary Carl E. Jepson and its corporate name and seal to be hereunto affixed this 18th. day of May, A. D., 19 62,

Signed in the Presence of

Harriet Matheson

Ethel Taylor

ZION NATURAL HISTORY ASSOCIATION

(CORPORATE) (SEAL)

By Reed W. Farnsworth President

Attest: Carl E. Jepson Secretary

2

B.S-37

P. 463

04-115

D. 29

STATE OF UTAH }
County of Iron } ss

On this 18th. day of May A. D. 19 62 personally appeared before me Reed W. Farnsworth and Carl E. Jepson who being first duly sworn did say that he Reed W. Farnsworth is the President and he Carl E. Jepson is the Secretary of the Zion Natural History Association a Corporation and that the foregoing instrument was signed in behalf of said corporation by authority of a resolution of its Board of Directors

and the said Reed W. Farnsworth President and the said Carl E. Jepson Secretary acknowledged to me that said corporation executed the same.

My commission expires May 8, 1964

Maeser Dalley, Cedar City, Utah, Notary Public
Residing at Cedar City, Utah

ZION N.H.A. D.29

No. 116355

WARRANTY DEED

TO

Dated ....., 19

Recorded at the Request of

at 45 minutes past 11 o'clock A., M.
June 7, A. D., 1962
in Book S-37 of Deeds
pages 463-464
Helen P. Read
Recorder Washington County
Fee $3.00

12-30

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

The within deed is accepted on behalf of the United States as of June 7, 1962, under the authority contained in the Department of the Interior and Related Agencies Appropriation Act, 1962 (75 Stat. 246), and delegated by sections 1 and 7 of Departmental Order No. 2640, as amended, delegating authority to Assistant Directors of this Service to accept deeds.

S-37
P. 464

Acting Assistant Director
National Park Service

OCT 30 1962

29

Deed 29
04-115

07-13-1961: warrenty deed from winder for quarter corner of sections 21, 28

18

B. 5-33 P. 18

Entry No. 114030 Recorded at request of Orval Hafen
Date July 13, 1961 at 3:00 P.M., Book S-33, page 18 Fee $2.40
Helen P. Bleak Washington County Recorder. By _____ Deputy.

WARRANTY DEED

SARAH C. WINDER; ELIEL C. WINDER and MARY ELIZABETH WINDER, husband and wife; and HEBER F. WINDER, a single man, of Springdale, Washington County, Utah, hereby CONVEY AND WARRANT TO ZION NATURAL HISTORY ASSOCIATION, a corporation, of Springdale, Utah, the following described tract of land in Washington County, State of Utah:

Beginning at a point South 63° East 260 feet from the quarter corner common to Sections 21 and 28, Township 41 South, Range 10 West, S.L.M., and running thence South 25°30' West 527 feet; thence East 162 feet; thence North 32°30' East 427 feet; thence North 55° West 196 feet, more or less, to point of beginning.

Together with all improvements thereon and all appurtenances and water rights thereunto belonging.

WITNESS the hands of said grantors this 5th day of May, 1961.

Eliel C. Winder — Sarah C. Winder
Mary Elizabeth Winder — Heber F. Winder

04-115 attach to D. 29

STATE OF CALIFORNIA)
COUNTY OF Los Angeles)

On the 5 day of May, 1961, personally appeared before me SARAH C. WINDER, one of the signers of the within instrument, who duly acknowledged to me that she executed the same.

My commission expires _____ NOTARY PUBLIC, residing in 131 E. Foothill Azusa Calif

My Commission Expires Jan. 21, 1963

STATE OF California)
COUNTY OF Los Angeles)

On the 5 day of June, 1961, personally appeared before me ELIEL C. WINDER and MARY ELIZABETH WINDER, husband and wife, two of the signers of the within instrument, who duly acknowledged to me that they executed the same.

My commission expires _____ NOTARY PUBLIC, residing in 135 E. Foothill Azusa Calif

My Commission Expires Jan. 21, 1963

STATE OF California)
COUNTY OF Los Angeles)

On the 5 day of June, 1961, personally appeared before me HEBER F. WINDER of _____ Springdale, Utah, a single man, one of the signers of the within instrument, who duly acknowledged to me that they executed the same.

My commission expires _____ NOTARY PUBLIC, residing in 135 E. Foothill Azusa Calif

My Commission Expires Jan. 21, 1963

11-14-1955: warrenty deed from winder for quarter corner of sections 21, 28, page 2cont

55136

Recorded at Request of Sarah C. Winder November 14, 1955

at 11 A.M. Fee Paid $1.20 Helen P. Bleak County Recorder

by Dep. Book S-5 Page 373 Ref.:

Mail tax notice to Address

B4-182-5 5-5

WARRANTY DEED

B. 5-5
P. 373

SARAH C. WINDER, ELIEL C. WINDER and MARY ELIZABETH WINDER, his wife, grantors of Springdale, County of Washington, State of Utah, hereby CONVEY and WARRANT to SARAH C. WINDER, ELIEL C. WINDER AND HEBER F. WINDER, her sons, as joint tenants with full right of survivorship, and not as tenants in common,

grantees of Springdale, Utah, for the sum of $10.00 and other adequate consideration DOLLARS,

TR 84-115
Deed 29

the following described tract of land in Washington County, State of Utah:

Beginning at a point South 63°00' East 260 feet from the quarter corner common to Sections 21 and 28, Township 41 South, Range 10 West, S.L.M., and running thence South 25°30' West 527 feet; thence East 162 feet; thence North 32°30' East 427 feet; thence North 55°00' West 196 feet to the point of beginning, containing 1.84 acres of land, more or less;

Together with all improvements thereon and all appurtenances thereunto belonging.

WITNESS, the hands of said grantors, this 4th day of ~~August~~ November, A. D. 1955.

Signed in the Presence of

x Sarah C. Winder

x Eliel C. Winder

x Mary E. Gabbott Winder

STATE OF ~~UTAH~~ CALIFORNIA
County of Los Angeles } ss.

On the 4th day of November, A. D. 19 55, personally appeared before me Sarah C. Winder, Eliel C. Winder and Mary Elizabeth Winder, his wife, the signers of the within instrument, who duly acknowledged to me that they executed the same.

Carl D. Jones
Notary Public.

My commission expires June 8, 1957 Residing in Azusa California

BLANK #101—WARRANTY DEED—ARROW PRESS, 68 W. SECOND SOUTH, SALT LAKE CITY

B. U-11 267

E J Pickett
Notary Public.

My Commission expires _____.

NOTARY PUBLIC
Residing at St. George, Utah
My Commission Expires Jan. 28, 1948

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record January 29, 1948 at 3:30 P. M.

Helen Bleak County Recorder

7112 B4-1, Po-7 1-1

WARRANTY DEED B. U-11 P. 267

SARAH C. WINDER Grantor__, of Springdale in the County of Washington, State of Utah, hereby conveys and Warrants to SARAH C. WINDER and ELIEL C. WINDER, her son, as joint tenants with full right of survivorship, and not as tenants in common, Grantee, of Springdale, Utah, for the sum of One Dollars ($1.00) and other adequate consideration XXXXXXX the following tract of land in _____ Washington County, State of Utah, to-wit:

Beginning at a point South 63°00' East 260 feet from the quarter corner common to Sections 21 and 28, Township 41 South, Range 10 West, S.L.M., and running thence South 25°30' West 527 feet; thence East 162 feet; thence North 32°30' East 427 feet; thence North 55°00' West 196 feet to the point of beginning, containing 1.84 acres, more or less;

Together with all improvements thereon and all appurtenances thereunto belonging.

Witness the hand of said Grantor; this 31st day of January, A. D., 1948.

SIGNED IN THE PRESENCE OF
Howard H. Carter

Sarah C. Winder

TR04-115
D. 29

STATE OF UTAH,
County of Washington, ss.

On this 31st day of January, 1948 personally appeared before me Sarah C. Winder the signer__ of the above instrument, who duly acknowledged to me that she executed the same.

Maxwell Bentley
Notary Public.

My Commission expires June 19, 1951.

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record January 31, 1948 at 10:55 A. M.

Helen Bleak County Recorder

7114 B4-21-34

WARRANTY DEED

FANNIE ANN DAVIES SANDERS, Grantor__, of Hurricane in the County of Washington, State of Utah, hereby convey__ and Warrant__ to SPILLSBURY LAND & LIVESTOCK COMPANY Grantee, of Cedar City for the sum of ONE HUNDRED (and other considerations) DOLLARS the following tract of land in Hurricane West Field Washington County, State of Utah, to-wit:

Beginning at the N. E. Corner of the N. W. ¼, Section 33, Township 41 S. R. 13 W. S. L. B. & M. Thence west 1320.0 ft.; thence S. 14_ 00' E. 500.0 ft.; thence S. 26_30' E. 300.0 ft.; thence S. 51_15' E. 200.0 ft.; thence S. 13_56' E. 263.4 ft; thence S. 46_05' E. 374.6 ft.; thence S. 9_56' E. 456.0 ft.; thence east 500.0 ft.; thence north 1848.0 ft to place of beginning. Containing 37.59 acres more or less.

Witness the hand of said Grantor; this 13 day of February, A. D., 1947.

SIGNED IN THE PRESENCE OF
A. P. Spilsbury

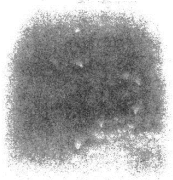
Fannie Ann Davies Sanders

STATE OF UTAH,
County of Washington, ss.

On this 13 day of February, 1947 personally appeared before me Fannie Ann Davies Sanders the signer__ of the above instrument, who duly acknowledged to me that she executed the same.

Leo Reeve
Notary Public.

My Commission expires July 22, 1949.



U-8/19

41 S. R. 10 W. Salt Lake Base and Meridian:

Thence East 1257 feet
" South 653 "
" S. 85°00' W. 297 feet,
" N. 55°00' W. 1176 feet to place of beginning be the same 12.02 acres of land more or less.

Witness the hand of said Grantor this 22 day of Jan A. D. 1932.

Signed in the Presence of

Marvin Terry — Oscar DeMill

Ernest K. Crawford — Josephine H. DeMill

D. 28
D. 33
D. 37

State of Utah)
: ss
County of Washington)

On this 22 day of Jan. 1932, personally appeared before me Oscar Demill and Josephine Demill, his wife, the signers of the above instrument, who duly acknowledged to me that they executed the same.

SEAL

Marvin Terry, Notary Public

My Commission expires Oct. 20, 1935.

I hereby certify that the foregoing is a full, true and correct copy of the original.

Filed for Record January 23, 1932 at 12 M.

Ellen Carter
County Recorder

✓ B3-83-14
35000

U-8 P.19

WARRANTY DEED

Oscar DeMill and Josephine DeMill, Wife, Grantor, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to Sarah C. Winder, Grantee, of Springdale, Utah, for the sum of Fifty Dollars the following described track of land in Washington County, State of Utah, to-wit:

Beginning at a point S. 63°00' E. 260 feet from ¼ corner common to Section 21 and 28 Tp. 41 S. R. 10 W. Salt Lake Base and Meridian;

Thence S. 25°30' W. 527 feet,
" East 162 feet,
" N. 32° 30' E. 427 feet,
" N. 55° 00' W. 196 " to place of beginning be the same 1.84 acres of land more or less.

TR. 04-115
D. 29

Witness the hand of said Grantor this 22 day of Jan A. D. 1932.

Signed in the Presence of

Marvin Terry — Oscar DeMill

Ernest K. Crawford — Josephine H. DeMill

State of Utah,)
: ss
County of Washington)

On this 22 day of Jan, 1932, personally appeared before me Oscar Demill and Josephine Demill his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

SEAL

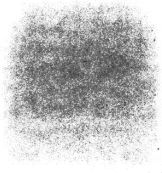
Marvin Terry, Notary Public

My Commission expires Oct. 20, 1935.

I hereby certify that the foregoing is a full, true and correct copy of the original.

Filed for Record January 23, 1932 at 12 M.

Ellen Carter
County Recorder



Deed 33, Tract 04-118

W.D. January 10, 1964 -- Book S-46, page 527
To: USA
From: Samuel Heber and Mildred C. Crawford

Road Right-of-way May 22, 1939 -- Book U-9, page 272

W.D. December 26, 1932 -- Book U-8, page 96
To: Samuel Heber Crawford
From: Samuel K. Crawford

W.D. January 22, 1932 -- Book U-8, pages 18, 19
To: Samuel K. Crawford
From: Oscar and Josephine DeMille

Recorded at Request of Utah Title Co. January 14, 1964

at 11:30 A.M. Fee Paid $2.00 Nina P. Barker 1-14-64 County Recorder

by 120542 Dep. Book S-46 Page 527 Ref.:

S-46 527

Mail tax notice to Address

WARRANTY DEED

SAMUEL HEBER CRAWFORD and MILDRED C. CRAWFORD, his wife, grantors

of Ogden, County of Weber, State of Utah, hereby

CONVEY and WARRANT to

THE UNITED STATES OF AMERICA, and it assigns,

of Washington, D. C. grantee

for the sum of Five Thousand Eight Hundred ($5800.00) and no/100 = = = = = = = = = DOLLARS, the following described tract of land in Springdale Precinct, Washington County, State of Utah:

Beginning at a point East 249.0 feet from the Northwest Corner of the Northeast Quarter (NE¼) of Section Twenty-eight (28), Township 41 South, Range 10 West, Salt Lake Base and Meridian, Utah, and running thence East 870.0 feet; thence South 29° East 243.0 feet; thence West 778.0 feet; thence North 45° 10' West 301.4 feet, more or less, to the point of beginning, containing 4.03 acres of land, be the same more or less, and being a part of the NW¼ NE¼ of said Section 28;

TOGETHER with all improvements thereon and all appurtenances thereunto belonging.

4.034 ±

B. S-46. P. 527

WITNESS, the hands of said grantors, this 10 day of January, A. D. 1964

Signed in the Presence of

Samuel Heber Crawford

Mildred C. Crawford

ZION U.S.A.

D. 33

STATE OF UTAH } ss.

County of Weber }

On the 10 day of January A.D., 19 64 Personally appeared before me Samuel Heber Crawford and Mildred C. Crawford, his wife,

the signers of the within instruments who duly acknowledged to me that they executed the same.

L. Clifton Rivard

Notary Public

My Commission expires 7 July 1964 My residence is Coalville Utah

Deed 33

04-118

So. Utah Title Co., 83 E. 100., St. George, Utah

52219 - B4-52-14

U-9/272

WARRANTY DEED

Samuel K. Crawford and Marie E. T. M. Crawford his wife Grantor, of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Arden G. Schiefer Grantee, of Springdale for the sum of 5.00 DOLLARS the following tract of land in Springdale Washington County, State of Utah, to-wit: Beginning at a point aproximately 474 ft. South 60° East from the North West corner of the North East 1/4 of Section 28, Twp. 41 S. Range 10 West, Salt Lake Base and Moredian. Thence South 55° East 42 rods, thence south 55° West 1 rod, thence north 55° West 42 rods thence north 55° East to place of beginning.

ROAD BETWEEN TR 04-121 D-37

Witness the hand of said Grantors this 22 day of May A. D., 1939.

Signed in the presence of
Sarah C. Winder

Samuel K. Crawford
Marie E. T. M. Crawford

STATE OF UTAH
County of Washington ss

On this 22 day of May, 1939 personally appeared before me Samuel K. Crawford and Marie E. T. M. Crawford his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires Oct. 19, 1939

SEAL

Marvin Terry, Notary Public

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record May 22, 1939 at 4:00 P.M.

LaVerne D. Swan County Recorder

52280 - B4-52-15

U-9 P. 272

WARRANTY DEED

Samuel K. Crawford Grantor, of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Samuel K. Crawford and Marie E. T. M. Crawford his wife Grantee of Springdale for the sum of One Dollars the following tract of land in Washington County, State of Utah, to-wit:

Beginning at the north east corner of the north west 1/4 of the north east 1/4 of Section 28 Tp. 41 S. R. 10 West Salt Lake Meridian, thence south 653 feet thence south 85° West 280 feet thence north 55° West 845 feet thence north 24 ft. thence East 780 ft. thence north 22° West 235 ft. thence East 190 ft. to place of beginning.

TR 04-120 AND PART OF 04-121 D. 28 and 37

Witness the hand of said Grantors this 22 day of May A. D. 1939.

Signed in the presence of
Sarah C. Winder

Samuel K. Crawford
Marie E. T. M. Crawford

STATE OF UTAH
County of Washington ss

On this 22 day of May, 1939 personally appeared before me Samuel K. Crawford and Marie E. T. M. Crawford his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires Oct. 19, 1939

SEAL

Marvin Terry, Notary Public

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record May 22, 1939 at 4:00 P.M.

LaVerne D. Swan County Recorder

52281 - B4-52-16

U-9 P. 272

WARRANTY DEED

Samuel K. Crawford and Marie E. T. M. Crawford his wife Grantor, of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Samuel K. Crawford, Ernest K. Crawford, S. Heber Crawford, Eliel Winder and Arden G. Schiefer Grantee, of Springdale for the sum of One Dollars the following tract of land in Springdale Washington County, State of Utah, to-wit:

Beginning at a point ninty three (93) feet East from the Northwest corner of the Northeast ¼ of Section 28 T. 41 South Range 10 West Salt Lake Meredian. Thence East 45 feet thence South 60° East 185 ft. thence south 43° East 190 ft. thence west 36 ft. thence north 43° West 165 ft. thence north 60° West 173 ft. thence north 24 ft. to place of beginning.

road R/W between TR 04-118 and 04-114 and 04-129

Witness the hand of said Grantors this 22 day of May A. D. 1939.

Signed in the presence of
Sarah C. Winder

Samuel K. Crawford
Marie E. T. M. Crawford

STATE OF UTAH
County of Washington ss

On this 22 day of May, 1939 personally appeared before me Samuel K. Crawford and Marie E. T. M. Crawford, his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires Oct. 19, 1939

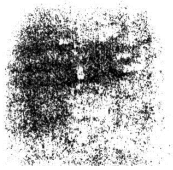
SEAL

Marvin Terry, Notary Public

PUT WITH D. 33

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record May 22, 1939 at 4:00 P.M.

LaVerne D. Swan County Recorder



U-8/96

in the year of our Lord, one thousand nine hundred and Thirty-one and of the independence of the United States of America, the one hundred and Fifty-fifth and in the Thirty-sixth year of the State of Utah.

SEAL

By the Governor: Geo. H. Dern

M. H. Welling Secretary of State.

J.F. Mendenhall, Executive Secretary, State Land Board.

Recorded Patent Book 31 Page 207

Certificate of sale No.17909

I hereby certify the foregoing to be a full,true and correct copy of the original.

Filed for Record Dec. 23, 1943 at 9 a.m.

Ellen Carter
County Recorder.

37218 B3-83-18 Warranty Deed. U-8 P 96

Samuel K. Crawford Widower Grantor. of Springdale, in the County of Washington, State of Utah, hereby convey and warrant to Samuel Heber Crawford Grantee, of Springdale, Utah for the sum of One hundred Dollars the following described track of land in Washington County, Stateof Utah, to-wit:

Beginning at a point East 275 feet from the N. W. corner of the N. E. ¼ of Section 28 Twp. 41 South Range 10 West Salt Lake Base and Meridian: Thence East 844 feet
Thence South 29°243 feet,
" West 778 feet,
" North 40° West 282 feet to place of beginning be
the same 4 acres of land more or less.

TR 04-118
D. 33

Witness the hand of said Grantor this 26th day of December A. D. 1932.

Signed in the Presence of
Eliel Winder
Ernest K.Crawford

Samuel K.Crawford

State of Utah, County of Washington:ss

On this 26th day of December, 1932 personally appeared beforeme Samuel K. Crawford Widower the signer of the above instrument, who duly acknowledged to me that he executed the same.

SEAL

Harold Russell Notary Public
Residing at Springdale, Utah

My commission expires February 7, 1935.

I hereby certify the foregoing to be a full,true and correct copy of the original.

Filed for Record Dec. 29, 1932 at 2 p.m.

Ellen Carter
County Recorder.

37239 G-1-102-1 B3-132-14 WARRANTY DEED

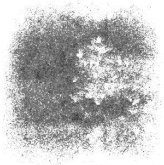
ALFRED L. HALL and his wife Julia Hall Grantor, of Hurricane, in the County of Washington, State of Utah, hereby convey and warrant to Clinton Hall Grantee, of Hurricane, Wash. Co. Utah for the sum of One ($1.00) Dollars the following described track of land in Washington County, State of Utah, to-wit: W½ of NW¼NW¼ Sec. 34 T. 41 S.R. 13 W. S.L.M. con.20 A. Hurricane Field Survey Bl,7 Beg. at a point 4 rods E of NW cor. of lot 16 run. S 40 rds, th W 10 rds, thence N 40 rds, thence E 10 rds. to place of beginning con.2½A.

Witness the hand of said Grantors this 31st day of December, A. D. 1932.

Signed in the Presence of ;
C. Hirschi L.H. Hall ;

Alfred L. Hall
Julia Hall.

State of Utah, County of Washington:ss



01-22-1932: warranty deed for demill corner common to sections 28 and 21

County Recorder.

B8-13-13

48-18-19

34999

WARRANTY DEED

Oscar DeMill and Josephine DeMill, wife, Grantor, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to Samuel K. Crawford, Grantee, of Springdale, Utah, for the sum of Two Hundred Dollars the following described track of land in Washington County, State of Utah, to-wit:

Beginning at a point East 63 feet from ¼ corner common to sections 28 and 21 Tp. 41 S. R. 10 W. Salt Lake Base and Meridian:

Thence East 1257 feet
" South 653 "
" S. 85°00' W. 297 feet,
" N. 55°00' W. 1176 feet to place of beginning be the same 12.02 acres of land more or less.

Witness the hand of said Grantor this 22 day of Jan A. D. 1932.

D.28
D.33
D.37 Part
TR'S.
04-118
04-120
04-121 PART

Signed in the Presence of

Marvin Terry — Oscar DeMill
Ernest K. Crawford — Josephine H. DeMill

State of Utah)
: ss
County of Washington)

On this 22 day of Jan. 1932, personally appeared before me Oscar Demill and Josephine Demill, his wife, the signers of the above instrument, who duly acknowledged to me that they executed the same.

SEAL

Marvin Terry, Notary Public

My Commission expires Oct. 20, 1935.

I hereby certify that the foregoing is a full, true and correct copy of the original.

Filed for Record January 23, 1932 at 12 M.

Ellen Carter
County Recorder

B3-83-14

35000

48-19

WARRANTY DEED

Oscar DeMill and Josephine DeMill, Wife, Grantor, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to Sarah C. Winder, Grantee, of Springdale, Utah, for the sum of Fifty Dollars the following described track of land in Washington County, State of Utah, to-wit:

Beginning at a point S. 63°00' E. 260 feet from ¼ corner common to Section 21 and 28 Tp. 41 S. R. 10 W. Salt Lake Base and Meridian;

Thence S. 25°30' W. 527 feet,
" East 162 feet,
" N. 32° 30' E. 427 feet,
" N. 55° 00' W. 196 " to place of beginning be the same 1.84 acres of land more or less.

Witness the hand of said Grantor this 22 day of Jan A. D. 1932.

D.29
TR.
04-115

Signed in the Presence of

Marvin Terry — Oscar DeMill
Ernest K. Crawford — Josephine H. DeMill

State of Utah,)
: ss
County of Washington)

On this 22 day of Jan, 1932, personally appeared before me Oscar Demill and Josephine Demill his wife the signers of the above instrument, who duly acknowledged to

Deed 35, Tract 04-117

W.D. January 15, 1964 -- Book S-47, page 119
To: USA
From: Malinda H. Dennett

Also W.D. July 15, 1958 -- Book S-7, pages 370, 371
To: John Jr. and Malinda Dennett, joint tenants
From: John Jr. and Malinda Dennett

W.D. February 17, 1917 -- Book U-6, pages 9, 10
To: John Dennett, Jr.
From: William L. Crawford and Mary J. Crawford

Part of Tract 04-117, W.D. February 11, 1928 -- Book U-7, page 33
To: John Dennett, Jr.
From: Edna C. Dennett

Part of Tract 04-117, W.D. April 6, 1927 -- Book U-7, pages 33, 34
To: John Dennett, Jr.
From: Edna C. Dennett

Part of Tract 04-117, W.D. April 16, 1927 -- Book U-7, pages 32, 33
To: John Dennett, Jr., correction deed
From: Oscar DeMille and Josephine DeMille.
Corrects a deed dated February 28, 1919, recorded April 12, 1919, see Book U-4, pages 163

Part of Tract 04-117, W.D. February 11, 1928 -- Book U-7, page 33
To: John Dennett, Jr.
From: Edna C. Dennett

Part of Tract 04-117, W.D. April 16, 1927 -- Book U-6, page 499
To: Edna C. Dennett, correction deed
From: Oscar and Josephine DeMille to correct deed dated April 12, 1919

Part of Tract 04-117, Q.C.D. October 15, 1955 -- Book S-6, page 151
To: John Dennett, Jr.
From: Arden G. and Lucy C. Schiefer

Part of Tract 04-117, Q.C.D. October 15, 1955 -- Book S-6, page 149
To: John Dennett, Jr.
From: Josephine H.. DeMille, widow of Oscar DeMille

Part of Tract 04-117, W.D. October 15, 1940 -- Book U-9, page 496
To: Arden G. and Lucy Schiefer
From: Elwood and Nattie H. Dennett

Part of Tract 04-117, W.D. March 20, 1937 -- Book U-9, page 12
To: Elwood and Nettie H. Dennett
From: Oscar and Josephine DeMille

Part of Tract 04-117, W.D. April 22, 1936 -- Book U-8, page 429
To: Lucy C. Schiefer
From: A. G. Schiefer

Part of Tract 04-117, W.D. July 11,1935 -- Book U-8, page 308
To: A. G. Schiefer
From: Oscar and Josephine DeMille

Part of Tract 04-117, W.D. January 30, 1931 -- Book U-8, page 142
To: Elwood Dennett
From: Oscar and Josephine H. DeMille

Part of Tract 04-117, W.D. February 28, 1919 -- Book U-4, page 268
To: John Dennett, Jr.
From: Oscar and Josephine H. DeMille

Part of Tract 04-117, February 28, 1919 -- Book U-4, page 163
(original deed to U-7, pages 33, 34)
To: Edna C. Dennett
From: Oscar and Josephine DeMille

Recorded at Request of [illegible] Title Insurance Co. January 4, 1964

at 2:00 P.M. Fee Paid $ 3.00 Helen R Barkis County Recorder

by 120711 Dep. Book S-47 Page 119 Ref.: S-47 P.119

Mail tax notice to Address

WARRANTY DEED

MALINDA DENNETT, also known as Malinda H. Dennett,

of Springdale, County of Washington, State of Utah, grantor
CONVEYS and WARRANTS to THE UNITED STATES OF AMERICA, and its assigns,

of Washington, D.C. grantee
for the sum of Twenty-three Thousand Eight Hundred and No/100 - - - - - - - - - - - - - DOLLARS,

the following described tract of land in Springdale Precinct, Washington County, State of Utah:

PARCEL 1: Lot Ten (10), of the O. D. Gifford Survey in Section 28, Township 41 South, Range 10 West, SLB&M, containing 5.20 acres.
PARCEL 2: Lot Fifteen (15), of the O. D. Gifford Survey in Section 28, Township 41 South, Range 10 West, SLB&M, containing 3.31 acres.
PARCEL 3: Beginning at a point South 594 feet from the Northwest Corner of the NE¼ of Section 28, Township 41 South, Range 10 West, SLB&M, and running thence South 1646.7 feet; thence East 66 feet; thence North 6°30' East 662 feet; thence North 54°02' East 253.5 feet; thence North 45°42' East 223.5 feet; thence East 31.2 feet; thence North 32°15' East 372.5 feet; thence North 56°47' West 682 feet; thence South 32°45' West 6.5 feet; thence West 162 feet, more or less, to the point of beginning, LESS A RIGHT OF WAY, as follows: Beginning at a point South 1618.32 feet of the Northwest Corner of said NE¼ of said Section 28, and running thence North 86°30' East 142.5 feet, being 10.0 feet on each side of center line, containing in Parcel 3, an aggregate of 12.91 acres of land, more or less.

CONTAINING in the aggregate in Parcels 1, 2 and 3, inclusive, 21.42 acres.

TOGETHER WITH all improvements thereon and all appurtenances thereunto belonging.

WITNESS, the hand of said grantor, this 15 day of January, A. D. 19 64

Signed in the Presence of

Malinda Dennett

[illegible]

STATE OF UTAH,
County of Washington } ss.

On the 15 day of January, A. D. 19 64 personally appeared before me Malinda Dennett, a/k/a Malinda H. Dennett, the signer of the within instrument, who duly acknowledged to me that she executed the same.

Zion N.P. D. 35

[illegible]
Notary Public.

My commission expires [illegible] Residing in [illegible]

B. S-47 P. 119 D. 35 04-117

B.5-7
P.370

100447
2-1

WARRANTY DEED

JOHN DENNETT JR., and MALINDA DENNETT, husband and wife, Grantors, of Springdale, Washington County, State of Utah, hereby CONVEY and WARRANT to JOHN DENNETT JR., and MALINDA DENNETT, his wife, as joint tenants with full right of survivorship, and not as tenants in common, Grantees of Springdale, Washington County, State of Utah, for the sum of Ten ($10.00) Dollars and other adequate consideration, the following described tracts of land in Washington County, State of Utah, to-wit:

PARCEL 1: Lot 10 of Oliver D. Gifford's Survey of the North half of the Southwest Quarter and the East half of the Northwest Quarter of Section 28, Township 41 South, Range 10 West, S.L.M., more particularly described as follows:

Beginning at a point North 6.52 chains from the Southeast corner of the Northwest quarter of said section, and running thence North 54° 15' West, 10.25 chains; thence North 1° East 3.23 chains; thence North 88° 20' East 8.30 chains; thence South 9.30 chains to place of beginning, and containing 5 20/100 acres, more or less.

PARCEL 2: Lot 15 of Oliver D. Gifford's Survey of the North half of the Southwest quarter and the East half of the Northwest quarter of said Section, described as follows:

Beginning at a point North 16.24 chains from the Southeast corner of the Northwest quarter of said section, and running thence South 88° 20' West 8.30 chains; thence North 30° 15' East 3.53 chains; thence North 58° 30' East 7.65 chains; thence South 6.94 chains to the place of beginning, and containing 3.31 acres, more or less.

PARCEL 3: Beginning at a point 594 feet South of the Northwest corner of the Northeast quarter of Section 28, Township 41 South, Range 10 West, S.L.M., and running thence South 1646.7 feet; thence East 66 feet; thence North 6° 30' East 662 feet; thence North 54° 2' East 253.5 feet; thence North 45° 42' East 223.5 feet; thence East 31.2 feet; thence North 32° 15' East 372.5 feet; thence North 56° 47' West 602 feet; thence South 32° 45' West 6.5 feet; thence West 162 feet, more or less, to the point of beginning; LESS a right of way 10 feet on each side of the center line described as follows: Beginning at a point 1618.32 feet South of the Northwest corner of the Northeast quarter of said Section 28 and running thence North 86° 30' East 142.5 feet.

Together with all improvements on each of said parcels of land above described and all appurtenances and water rights thereunto belonging.

MATEER AND NELSON
ATTORNEYS AND
COUNSELORS AT LAW
87 North Main St.
St. George, Utah

100447
2-2

B. S-7
P. 371

WITNESS, the hands of said Grantors, this 3rd day of April, A.D., 1956.

Signed in the Presence of:

x John Dennett Jr.

x Malinda Dennett

STATE OF UTAH)
: ss
COUNTY OF WASHINGTON)

On the 4 day of May, A.D., 1956, personally appeared before me John Dennett Jr., and Malinda Dennett, husband and wife, the signers of the within instrument, who duly acknowledged to me that they executed the same.

Notary Public

My Commission Expires July 15, 1958 Residing at St. George, Utah

Entry No. 100447 Recorded at request of Hafen & Nelson
Date May 4, 1956 at 1:45 P.M., Book S-7, page 370-371 Fee $2.20
Helen P. Bleak Washington County Recorder, By _____ Deputy.

HAFEN AND NELSON
ATTORNEYS AND
COUNSELORS AT LAW
31 NORTH MAIN ST.
ST. GEORGE, UTAH

-2-

Notary Public
Residing at Cedar City, Utah.

I hereby certify that the foregoing is a full, true and correct copy of the original.

Filed for Record Oct. 3,1924 at 9 A. M.

Recorded November 6,1924.

U-6 P.9

Ellen Bastian
COUNTY RECORDER

46-9

24985 B1-223-10

WARRANTY DEED.

We William L. Crawford and his wife Mary J. Crawford Grantors, of Springdale Utah, in the County of Washington, State of Utah, hereby convey and warrant to John Dennett jr Grantee, of the same place for the sum of One Hundred Dollars, the following described tract of land in Springdale Washington County, State of Utah, to-wit:

All of lot ten (10) of Oliver D. Gifford,s survey of the North half of South West quarter, and East half of the North West quarter of section twenty eight (28), in township fourty one (41) South of Range ten West, of Salt Lake Meridan; And more particularly described as follows, to-wit:

Beginning at a point North, six (6) chains and fifty-two (52) links, from the South East corner of the North West quarter, of said section twenty eight (28), and running thence North 54° 15' West, ten (10) chains and twenty five (25) links, Thence North, 1° East, three (3) chains and twenty three (23) links, Thence North, 88° 20' East, eight(8) chains, and Thirty (30) links,. Thence South, nine (9) chains and thirty (30) links to the place of beginning, and containing five (5) and 20/100 acres of land, be the same more or less.

A map of the above mentioned survey, having been filed for record in the office of the COUNTY RECORDER OF WASHINGTON COUNTY UTAH.
County recorder of Washington County Utah.

Witness the hand of said Grantors this 17th day of February A. D. 1917.

Signed in the presence of — William L. Crawford

Harold Russell — Mary J. Crawford

Emary Russell

B. V-6
P. 10

State of Utah)
:SS
County of Washington)

On this 17th day of February 1917, personally appeared before me William L. Crawford and Mary J. Crawford his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires April 23rd 1918 — Harold Russell, Notary Public.

I hereby certify that the foregoing is a full, true and correct copy of the original.

Filed for Record Nov. 3, 1924 at 2:30 P.M.

Recorded Nov. 6, 1924.

Ellen Carlson
COUNTY RECORDER

- -

24987
B2-63-6
B2-67-4
B2-80-2
B-185-11
B2-23-4

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT,,

COUNTY OF WASHINGTON, STATE OF UTAH.

Charles D. Alsop, : :
:
Plaintiff :

U-7/32

first part therein, to Reuel Glazier, the party of the second part therein.

The said mortgage covering Lots 1, 2,3,4,7,8,9,& 10 in Block One Hurricane Field Survey, containing 36 acres, and securing a note for $144.00 recorded in the office of the County Recorder of the County of Washington, State of Utah, in Book A-6 of Mortgages, page 34 on the 20th day of February, 1925, together with the debt thereby secured, is fully paid, satisfied and discharged.

In witness whereof, we have hereunto set our hands and seals at Hurricane, County of Washington, State of Utah, the 8 day of January one thousand nine hundred and twenty-eight.

Signed, Sealed and Delivered in the presence of

David Hirschi

Reuel Glazier (SEAL)

Pearl W. Glazier (SEAL)

Jno W. Glazier (SEAL)

State of Utah, County of Washington ss

On the 5th day of January, A. D. one thousand nine hundred and twenty-eight, personally appeared before me Reuel Glazier and Pearl W. Glazier, husband and wife, the signers of the foregoing instrument, who duly acknowledged to me that they executed the same.

My Commission expires April 23, 1929. SEAL

David Hirschi, Notary Public
Whose residence is Hurricane, Utah

State of Utah, County of Kane:

On the 14th day of January A. D. One thousand nine hunred and twenty eight personally appeared before me John W. Glzaier the signer of the foregoing instrument, who duly acknowledged to me that he executed the same.

SEAL

Jno. Glazier

D. M. Tietjen, County Clerk.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for record February 11, 1928 at 11 A. M.

County Recorder

29501 132-191-7

WARRANTY DEED

U-7 P. 32

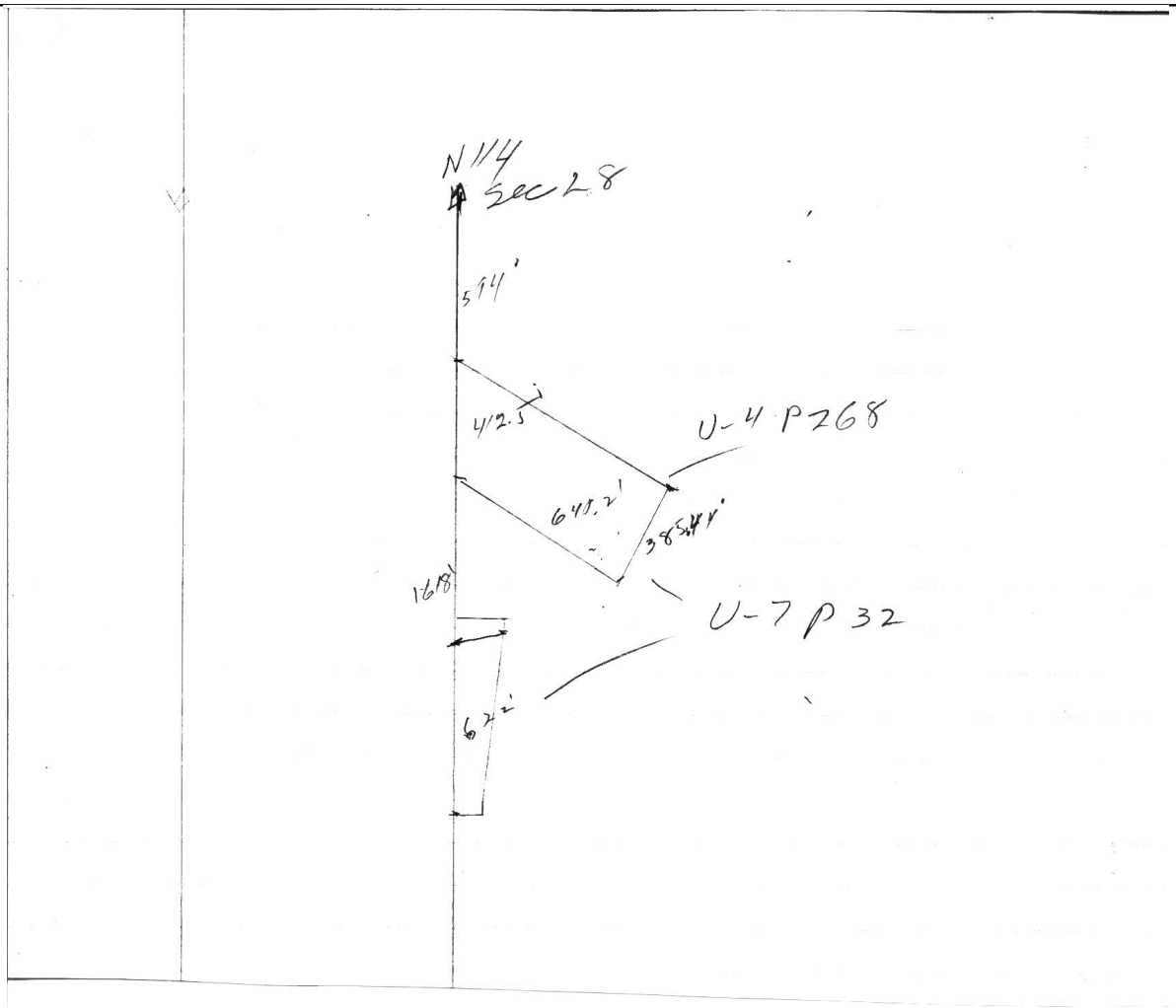
Oscar DeMill and Josephine DeMill, his wife, Grantors, of Rockville, in the County of Washington, State of Utah, herey convey and warrant to John Dennett Jr. Grantee, of Springdale, Utah, for the sum of One Hundred Thirty Five Dollars, the following described tract of land in Washington County, State of Utah. To-wit :

PART OF TR 04-117 D. 35

Beginning at a point nine (9) 594' chains South of the Northwest corner of the Northeast one fourth (¼) Section twenty eight (28) Township fourty one (41) South, Range Ten (10) West, Salt Lake Meridian. Thense running South six (6) chains twenty five (25) links, 412.25' thense East thrity One (31) deg., South, Nine chains (9) seven links (7) thence North 640.27' twenty Seven Deg. East five (5) chains Eighty Four (84) links, Thense North westerly, to 385.44' place of beginning. Containing five and one third acres, more or less.

Beginning at a point twenty four (24) chains fifty two (52) links South of the North West 1618.32' corner of Northeast one fourth (¼) Section 28, township fourty one (41) South, Range ten (10) West Salt Lake Merridian. Thense running South nine (9) chains fourty three (43) 660 links, thense East one (1) chains, 1516' thense North Six (6) deg,s thirty minutes East Ten (10) 822.38'

PART OF TR 04-117 D. 35


N 1/4
Sec 28
594'
412.5'
U-4 P268
648.2'
385.4'
168'
U-7 P 32
67'

U-7/33

chainsthense West to place of beginning; containing one and one half acres more or less. Note: This deed is made to correct the error on deed executed Feb, 28, 1919, wherein it states said land was in Range eleven (11) West. ← see B.U-4 P. 268 ALSO IN THIS PARAGE

Witness the hand of said Grantor this 16th day of April, A. D. 1927

Signed in the presence of — Oscar DeMill

Harold Russell — Josephine H. DeMill

State of Utah, County of Washington:ss

On this 16th day of April, 1927, personally appeared before me Oscar DeMill and Josephine DeMill, his wife, the signers of the above instrument, who duly acknowledged to me that they executed the same.

My Commission expires Feb. 7, 1931. SEAL. Harold Russell, Notary Public Springdale, Utah

I hereby certify the foregoing to be a full, true and correct copy of the original.

Filed for record February 11, 1928 at 12 M.

Ellen Carter
County Recorder

29502 132-191-8 WARRANTY DEED U-7/33

Edna C. Dennett, grantor of St. George, County of Washington, State of Utah, hereby Conveys and Warrants to John Dennett Jr., grantee of Springdale, Washington County, Utah, for the sum of Sixty and no/100 Dollars, the following described tract of land in Washington County, State of Utah:

Beginning at a point 24.52 chains South of the Northwest corner of theNortheast quarter of Section Twenty-eight (28), Township Forty-one (41) South, Range Ten (10) West, Salt Lake Meridian, and running thence North 9.27 chains; thence South 59 degrees East Nine and 7/100 (9.07) chains; thence Southwesterly to place of beginning, containing three acres of land, be the same more or less.

Witness, the hand of said grantor, this Eleventh day of February, A. D. 1928.

Signed in the presence of — Edna C. Dennett

John T. Woodbury

part of TR. 04-117 D.35

State of Utah, County of Washington:ss

On the Eleventh day of February, A. D. 1928, personally appeared before me Edna C. Dennett, the signer of the within instrument who duly acknowledged to me that she executed the same.

SEAL. John T. Woodbury, County Clerk

I hereby certify the foregoing to be a full, true and correct copy of the original.

Filed for record February 11, 1928 at 12 M.

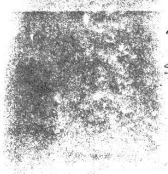
Ellen Carter
County Recorder

29503 132-191-9 WARRANTY DEED U-7 P. 33

Edna C. Dennett Grantor, of Rockville, in the County of Washington, State of Utah, hereby conveys and warrants to John Dennett Jr. Grantee, of Springdale, Utah, for the sum of Fifty Dollars, the following described tract of land in Washington. County, State of Utah. To-wit:

All of lot number fifteen (15) of Oliver D. Clifford's survey, of North half of the South West Quarter, and East half of North West Quarter of Section twenty eight (28),

PART OF DEED 35
PART OF TR. 04-117



lot 15 SEC 28

U-7
P. 34

Township fourty One (41) South of Range ten (10) West, Salt Lake Meridian. Containing three and three one-hundredths (3 3/100) acres be the same more or less.

Witness the hand of said Grantor this 16th day of April, A. D. 1922.

Signed in the presence of Edna C. Dennett

Elwood Dennett

Harold Russell

State of Utah, County of Washington ss

On this 16th day of April, 1927, personally appeared before me Edna C. Dennett, the signer of the above instrument, who duly acknowledged to me that she executed the same.

My Commission expires February 7, 193[illegible] SEAL Harold Russell, Notary Public
Residence Springdale Utah

I hereby certify the foregoing to be a full, true and correct copy of the original.

Filed for record February 11, 1928 at 12 M.

Ellen Carter
County Recorder

29504 D1-20-14

WARRANTY DEED

Charles D. Alsop and Mabel C. Alsop, his wife, Grantors, of Virgin, in the County of Washington, State of Utah, hereby convey and warrant to Hazen Stevens, Grantee, of Fillmore, Utah, for the sum of Three Hundred Dollars, the following described tract of land in Washington County, State of Utah, to-wit:

Lot 38-39 in Block 15 of the Virgin Reserve Oil Subdivision in the County of Washington State of Utah, as per map recorded in Book "A" of Official Plats at page 111, records of Washington County, Utah.

Together with all oil and mineral rights of said grantors in and to said property, as said rights are defined and determined by a certain oil and gas lease executed by the grantors as lessors, which said lease is recordedin Book U-6, page 255, Redorde of Washington County, Utah.

Said property is hereby conveyed subject to the terms of said lease and allrestrictions and reservations of record.

Said property is also subject to all taxes assessed or assessments levied for the year 192[illegible]

Witness the hand of said Grantors this day of A. D. 19----

Signed in the presence of

Charles D. Alsop
Mabel C. Allsop By
Charles D. Alsop
As Attorney in fact

State of Utah, County of ------ss

On the ---- day of ----A. D. one thousand nine hundred and twenty ----- personally appered before me Charles D. Alsop, the signor of the foregoing instrument, who duly acknowledged to me that he executed the same.

----------,Notary Public

My Commission expires------ Residing at ----------

Filed for Record May [illegible], 1927 at 9 A.M.

[illegible] County Recorder. U-6/499

28318 11-34-25

WARRANTY DEED

David Hirschi and Mary M. Hirschi, husband and wife Grantor, of Hurricane, in the County of Washington, State of Utah, hereby convey and warrant to John Rogers Grantee, of Fillmore, Utah for the sum of Fifty# Dollars, the following described tracttof land in Virgin Washington County, State of Utah. To-wit:

Lots number One (1) and Two (2) and three (3) in Block number Six (6), Plat "B", Virgin Townsite Survey, as platted and recorded in the Office of the County Recorder of Washington County, Utah,

Witness the hand of said Grantor this 26 day of March A.D. 1926.

Signed in the presence of

Maude Lemmon

David Hirschi

Mary M. Hirschi

State of Utah, County of Washington, ss.

On this 26 day of March 1926, personally appeared before me David Hirschi and Mary M. Hirschi the signers of the above instrument, who duly acknowledged to me that they executed the same.

SEAL

Claud Hirschi, Notary Public
Hurricane, Utah.

My Commission expires May 20, 1927.

I hereby certify the foregoing to be a full, true and correct copy of the original.

Filed for Record May 13, 1927 at 9 A.M.

[illegible] County Recorder.

28328 B2-191-6

WARRANTY DEED U-6/499

Oscar DeMill and Josephine De Mill his wife Grantors, of Rockville in the County of Washington, State of Utah, hereby conveys and warrants to Edna C. Dennett Grantee, of Rockville, Utah for the sum of Sixty Dollars, the following described tract of land in Washington County, State of Utah. To-wit:

Beginning at a point, twenty four chains, fifty-two links South of the Northwest corner, of Northeast one fourth, Section twenty eight Township, fourty ~~one South~~ of Range 10 West Salt Lake Meridian. Thense, running North nine chains twenty seven links, thense East thirty one degrees South nine chains seven links; thense Southwesterly to place of beginning. containing three acres, more or less.

This deed is given to correct an error in a forner deed (recorded April 12, 1918) between the parties hereto, wherein the description of the land was made to read "Range 11 West"; whereas it should have read Range 10 West". The grantors had no claim on the land described in Range 11 West.

Witness the hand of said Grantor this 16th day of April A.D. 1927

Signed in the presence of

Harold Russell

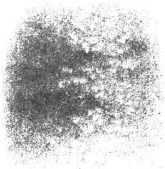
Oscar DeMille

Josephine H. DeMille

part of TA. 04-117

D. 35

OWNERSHIP GOES BACK TO 1919. SEE ATTACHED DEED B. 04 P. 163



10-15-1955: quit claim deed for schiefer to dennett

S-6/151

QUIT CLAIM DEED

ARDEN G. SCHIEFER and LUCY C. SCHIEFER, husband and wife

grantor s, of Springdale, Washington County, State of Utah hereby quit claims, to

JOHN DENNETT, JR.

grantee of Springdale, Washington County, State of Utah for the sum of One ($1.00) Dollar and other adequate considerations DOLLARS the following described tract of land in Washington county, Utah, described as follows, to-wit:

Beginning at a point 594 feet South of the Northwest corner of the Northeast quarter of Section 28, Township 41 South, Range 10 West, Salt Lake Meridian, and running thence South 1646.7 feet; thence East 66 feet; thence North 6° 30 minutes East 662 feet; thence North 54° 2 minutes East 253.5 feet; thence North 45° 42 minutes East 223.5 feet; thence/31.2 feet; thence North 32° 15 minutes East 372.5 feet; thence North 56° 47 minutes West 682 feet; thence South 32° 45 minutes West 6.5 feet; thence West 162 feet, more or less, to the point of beginning; LESS a right of way 10 feet on each side of the center line described as follows: Beginning at a point 1618.32 feet South of the Northwest corner of the Northeast quarter of said Section 28 and running thence North 86° 30 minutes East 142.5 feet;

FR 04-117
D. 35
PARCEL 3

Together with all improvements thereon and all appurtenances thereunto belonging.

Witness the hand of said grantor s, this 14 day of October, 1955

Signed in the presence of

Beth C. Dennett
Melissa C. Dennett

Lucy C. Schiefer
Arden G. Schiefer

S-6/151

10-15-1955: quit claim deed for demill to dennett

S-6/149

QUIT CLAIM DEED

JOSEPHINE H. DEMILLE, the widow of Oscar DeMille, deceased

grantor, of St. George, Washington County, State of Utah hereby quit claims, to JOHN DENNETT, JR.

grantee, of Springdale, Washington County, State of Utah for the sum of One ($1.00) Dollar and other adequate considerations DOLLARS the following described tract of land in Washington county, Utah, described as follows, to-wit:

Beginning at a point 594 feet South of the Northwest corner of the Northeast quarter of Section 28, Township 41 South, Range 10 West, Salt Lake Meridian, and running thence South 1646.7 feet; thence East 66 feet; thence North 6° 30 minutes East 662 feet; thence North 54° 2 minutes East 253.5 feet; thence North 45° 42 minutes East 223.5 feet; thence 31.2 feet; thence North 32° 15 minutes East 372.5 feet; thence North 56° 47 minutes West 682 feet; thence South 32° 45 minutes West 6.5 feet; thence West 162 feet, more or less, to the point of beginning; LESS a right of way 10 feet on each side of the center line described as follows: Beginning at a point 1618.32 feet South of the Northwest corner of the Northeast quarter of said Section 28 and runnin; thence North 86° 30 minutes East 142.5 feet;

Together with all improvements thereon and all appurtenances thereunto belonging.

TR.04-117
D.35
PARCEL 3

Witness the hand of said grantor, this 15 day of October, 1955

Signed in the presence of

Malinda Dennett

Beth Dennett

x Josephine H. DeMille

S-6/149

2 49/496

55359 ~ B1-39-12

WARRANTY DEED

Mary M. Hirschi, a widow Grantor, of Hurricane, in the County of Washington, State of Utah, hereby conveys and warrants to Woodrow Jepson Grantee, of Hurricane, Utah for the sum of One Hundred #DOLLARS the following tract of land in Washington County, State of Utah, to-wit:

The south one-half ($S\frac{1}{2}$) of Lot Six (6) of Section Thirty-one (31) in Township Forty-two (42) South, Range Eleven (11) West of the Salt Lake Meridian, Utah, and containing 20 acres of land, more or less.

Witness the hand of said Grantor this 17th day of July A. D., 1940.

SIGNED IN THE PRESENCE OF — Mary M. Hirschi

C. Hirschi
Ora H. Reeve

STATE OF UTAH ss.
County of Washington

On this 17th day of July, 1940 personally appeared before me Mary M. Hirschi, a widow the signer of the above instrument, who duly acknowledged to me that she executed the same.

SEAL

My commission expires May 23 1943 — C. Hirschi, Notary Public. Hurricane, Utah

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record October 10, 1940 at 11:00 A.M.

LaVerne D. Swan County Recorder

55360 ~ B1-39-13

WARRANTY DEED

Mary M. Hirschi, a widow Grantor, of Hurricane, in the County of Washington, State of Utah, hereby conveys and warrants to Thomas N. Jepson Grantee, of Hurricane, Utah for the sum of One Hundred # DOLLARS the following tract of landin Washington County, State of Utah, to-wit:

The north one-half ($N\frac{1}{2}$) of Lot Six (6) of Section Thirty-one (31) in Township Forty-two (42) South, Range Eleven (11) West of Salt Lake Meridian, Utah, and containing 20 acres, more or less.

Witness the hand of said Grantor this 17th day of July A. D., 1940.

SIGNED IN THE PRESENCE OF — Mary M. Hirschi

C. Hirschi
Ora H. Reeve

STATE OF UTAH ss.
County of Washington.

On this 17th day of July, 1940 personally appeared before me Mary M. Hirschi, a widow the signer of the above instrument, who duly acknowledged to me that she executed the same.

SEAL

My commission expires May 23 1943. — C. Hirschi, Notary Public. Hurricane, Utah

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record October 10, 1940 at 11:00 A.M.

LaVerne D. Swan County Recorder

55375 ~ B4-113-14

U-9 P.496

WARRANTY DEED

Elwood Dennett and Nettie H. Dennett, his wife grantor of Provo, County of Utah, State of Utah, hereby CONVEY and WARRANT TO Arden G. Schiefer and Lucy C. Schiefer his wife as joint tenants with right of survivorship of Springdale, Washington County, Utah grantee of for the sum of ___DOLLARS, the following described tract of land in County, State of Utah:

Beginning at a point 654.55 ft. North and 851.52 ft East of the center of sec. 28 Twp. 41 So. Range 10 West Salt Lake Meridian and extending North 60°49' West for a distance of 782 ft. Thence North 29°11' East for a distance of 95 ft. Thence So. 60°49' East for a distance of 782 ft, Thence So. 29°11' West for a distance of 95 ft. to point of beginning. Containing 1.7 acres more or less within the $SW\frac{1}{4}$ of the $NE\frac{1}{4}$ of sec. 28 Twp. 41 So. Range 10 West Salt Lake Meridan Angles computed from true Meridian.

water

Together with all water rights amounting to two shares in the Flanigan ditch.

PART OF TR'S. 04-117 - 0.35 AND 04-122 - 0.39

WITNESS the hand of said grantor, this __day of__, A. D. 19__

Signed in the presence of — Elwood Dennett, Nettie H. Dennett

R. R. Thorne

STATE OF UTAH ss.
County of UTAH

On the Fifteenth day of October, A. D. 1940. personally appeared before me Elwood Dennett and Nettie H. Dennett, his wife the signer of the within instrument, who duly acknowledged to me that they executed the same.

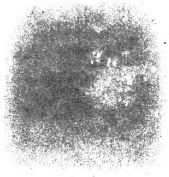
SEAL

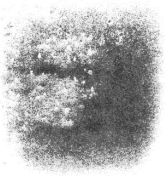
R. R. Thorne, Notary Public.

My commission expires November 7th, 1942. My residence is Provo City, Utah.

I hereby certify that the foregoing is a full, true and correct copy of the original.
Filed for record October 16, A. D. 1940 at 11:00 A.M.

LaVerne D. Swan County Recorder





4-9/12

#47165 LP1-88-11

WARRANTY DEED

William H. Gifford and Lavinnia H. Gifford, his wife Grantors, of Springdale, in the County of Washington, State of Utah, hereby conveys and warrants to Elwood Dennett and Nettie H. Dennett, his wife as joint tenants with right of survivorship. Grantee, of Springdale for the sum of One Dollar and other considerations DOLLARS the following tract of land in Springdale, Townsite Washington County, State of Utah, to-wit:

Beginning at a point N. 5° 55' E. 45.71 ft. from NE. Cor. Lot 13 of the Springdale Townsite Survey; th N.5°55' E. 17.8 ft; th. S. 28° 05' E. 504 ft; th. N. 61°55' E. 28.5 ft; th. S. 28°52' E. 527.9 ft; th. S. 60°11' W. 85.5 ft; th. N. 28° 17' W. 540 ft; th N. 62°57' E. 41.7 ft; th. N. 28° 05' W. 480.4 ft to place of beginning.

The same being parts of lots 12 and 14 of the Springdale Townsite Survey and located in the East-half of the SE. quarter of Sec. twenty-nine (29) and in the NE. quarter of the NE. quarter of Sec. thirty-two (32) in Township fourty-one (41) South of Range ten (10) West of the Salt Lake Base and Meridian, and containing 1.12 acres of land be the same more or less with all water shares which is two (2)

This deed is a correction to deed No. 38258 Recorded in book Page Line Filed and recorded Ellen Carter Dec. 9, 1933 at 11 A. M.

Witness the hand of said Grantors this 8th day of February A. D. 1937.

William H. Gifford
Lavinnia H. Gifford

SIGNED IN THE PRESENCE OF
Marvin Terry

STATE OF UTAH,)
)ss.
County of Washington.)

On this 8th day of February, 1937 personally appeared before me William H. Gifford and Lavinnia H. Gifford the signers of the above instrument, who duly acknowledged to me that they executed the same.

My commission expires Oct. 19, 1939. (SEAL) Marvin Terry
Notary Public.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for Record April 5, 1937 at 9 A. M.

Edna Woodbury County Recorder.

#47167 13S-2W-34

U-9 P.12

WARRANTY DEED

Oscar DeMille And Josephine H. DeMille, his wife Grantors, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to Elwood Dennett and Nettie H. Dennett his wife as joint tenants with right of survivorship, Grantees, of Springdale, Washington County, Utah. for the sum of $40.00 DOLLARS the following described track of land in Springdale Washington County, State of Utah, to-wit:

Beginning at a point 654.55 ft. North and 851.52 ft. East of the center of Sec. 28, Twp. 41 So. Range 10 West Salt Lake Meridian and extending North 60°49' West for a distance of 782 ft. Thence North 29°11' East for a distance of 95 ft. Thence So. 60° 49' East for a distance of 782 ft, thence So. 29°11' West for a distance of 95 ft. to point of beginning. Containing 1.7 acres more or less within the SW¼ of the NE¼ of Sec. 28 Twp. 41 So. Range 10 West Salt Lake Meridan Angles computed from true Meridan.

PART OF TRS, 04-117 and 04-122 D.35 and D.39

Witness the hand of said Grantors this 20th day of A. D. 1937.

SIGNED IN THE PRESENCE OF

Marvin Terry

Oscar DeMille
Josephine H. DeMille

STATE OF UTAH,)
)ss.
County of Washington.)

On this 20 day of March, 1937 personally appeared before me Oscar Demille and Josephine H. DeMille, his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

04-22-1936: warrenty deed for schiefer

U-8/429

I further certify that on the 14th day of April, A. D. 1936, at the hour of 10 o'clock A. M. of said day, at the front door of the Washington County Court House in the City of St. George, County of Washington, State of Utah, after due and legal notice of said sale having been given, I duly sold said property hereinafter described at public auction, according to law, to SOUTHERN UTAH LIQUIDATING CORPORATION, A Utah Corporation, who was the highest and best bidder, for the sum of EIGHT HUNDRED and no/100 DOLLARS ($800.00). lawful money of the United States of America, which was the whole price bid by Southern Utah Liquidating Corporation, a Utah Corporation, for the lands and premises sold, said lands and premises being and lying in the County of Washington, State of Utah, and particularly described as follows, to-wit:

All of Lot 3 in Block 14 of Plat "A" of the Hurricane Townsite Survey, as filed in the office of the County Recorder of Washington County, Utah, and containing 1 and 9/10 acres, be the same more or less, together with all water rights and improvements thereon or pertaining thereunto and all other rights, privileges and appurtenances thereunto belonging or in anywise appertaining.

Also 80 shares of capital stock in the St. George and Santa Clara Bench Irrigation company, represented by Certificate No. 137.

And I do hereby further certify that I offered the said property for sale in separate and distinct lots or parcels, but that no bid was received therefor when offered in such form; that the said property was then sold in one lot or parcel, and that the sum of Eight Hundred and No/100 Dollars (800.00) was the highest and best bid made therefor; and that said property so sold is subject to redemption in lawful money of the United States of America, pursuant to the statutes in such cases made and provided.

Given under my hand this 14th day of April, A. D. 1936.

John H. Cottam
SHERIFF OF WASHINGTON COUNTY, UTAH.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for record April 20, 1936 at 9 A. M.
Edna Woodbury County Recorder

44620 B3-212-33 H1-17-30

WARRANTY DEED U-8 P. 429

A G Schiefer grantor of Springdale, County of Washington, State of Utah, hereby Convey and Warrant to Lucy C Schiefer grantee of Springdale, Utah for the sum of One ($1.00) Dollars the following described tract of land in Washington County, State of Utah:

Beginning at SE corner of SW¼NE¼ of Section 28, Township 41 South, Range 10 West, thence West 12 chains; thence North 5.5 chains; thence North 44 degrees 30' East 7.05 chains; thence North 55 degrees 30' East 2.5 chains; thence North 34 degrees 30' East 1.½ chains; thence North 55 degrees 30' West 12 chains; thence North 29 degrees East 5.75 chains; thence North 31 degrees 20' East 4.09 chains; thence North 3 degrees 45' East 5 chains; thence South 55 degrees East 5 chains; thence North 85 degrees East 4.55 chains; thence south 30 degrees 30.19 chains to beginning, containing 19 acres.

Together with all improvements thereon and all water used on said land, and all water rights thereunto appertaining including 7 1/10 acres of water in the Flannigan ditch.

Witness, the hand of said grantor, this 22 day of April, A.D. 1936

Signed in the presence of
C Hirschi

A. G. Schiefer

PART OF TRS. 04-117, 04-121, 04-122
Part of D. 35, D. 37, D. 39

State of Utah)
) ss.
County of Washington)

On the 22nd day of April, A.D. 1936 personally appeared before me A.G Schiefer the signer of the within instrument, who dully acknowledged to me that he executed the same.

My commission expires May 23 1939.

SEAL

C. Hirschi
Notary Public
Hurricane, Utah

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for record April 22, 1936 at 10 A. M.
Edna Woodbury County Recorder.

the signer of the above instrument, who duly acknowledged to me that he executed the same.

My commission expires Jan. 4, 1939. SEAL John T. Woodbury
Notary Public
Residing at St. George, Utah

U-8/308

Filed July 11, 1935 at 2 P. M.

I hereby certify the foregoing to be a full, true and correct copy of the original.

Elma Woodbury
County Recorder

41937 183-212-F

WARRANTY DEED

U-8 P.308

Oscar DeMill and Josephine H. DeMill, his wife, Grantors, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to A. G. Schiefer Grantee, of Springdale, Washington County, State of Utah for the sum of One ($1.00) DOLLAR the following tract of land in Springdale Washington County, State of Utah, to-wit:

$2.00 Int. Rev. Stamps

Beginning at SE corner of SW¼NE¼ of Section 28, Township 41 South, Range 10 West, thence West 12 chains; thence North 5.5 chains; thence North 44°30' East 7.05 chains; thence North 55° 30' East 2.5 chains; thence North 34°30' East 1.4 chains; thence North 55°30' West 12 chains; thence North 29° East 5.75 chains; thence North 31°20' East 4.09 chains; thence North 3°45' East 5 chains; thence North 85° E 4.53 chains; thence South 30°30.19 chains chains to beginning, containing 19 acres.

Together with all improvements thereon and all water used on said land, and all water rights thereunto appertaining including 7 1/10 acres of water in the Flannigan ditch.

water

PART OF TAX'S. 04-117, 04-121 AND 04-122

Witness the hand of said Grantors this 11th day of July A. D. 1935.

SIGNED IN THE PRESENCE OF

Oscar DeMill
Josephine H. DeMill

PART OF D. 35, 37 and 39

STATE OF UTAH,)
)ss.
County of Washington.)

On this 11th day of July, 1935, personally appeared before me Oscar DeMill and Josephine H. DeMill, his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

SEAL Orval Hafen
Notary Public
Residing at St. George, Utah

My commission expires February 18, 1938.

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for Record July 13, 1935 at 11:30 A. M.

Elma Woodbury
COUNTY RECORDER.

41938 183-67-F

WARRANTY DEED

John H. Hastings and Martha J. Hastings, his wife, grantors of Hurricane, County of Washington, State of Utah, hereby CONVEY AND WARRANT to Jacob Lee (grantee) of Virgin, Utah for the sum of One Dollar and other valuable considerations DOLLARS the following described tract of land in Washington County, State of Utah:

Beginning at the south-west corner of Lot 1 in Block 11 as platted on the official map of the Virgin City Township Survey, and running thence east 3½ rods; thence north 11 rods; thence west 3½ rods; thence south 11 rods to the place of beginning, and containing 38½ square rods of land, more or less.

Witness the hand of said grantors, this 12th day of July, A. D. 1935.

Signed in the presence of

John H. Hastings
Martha J. Hastings

C. Hirschi

STATE OF UTAH)
)ss.
County of Washington)

On the 12th day of July, A. D. 1935 personally appeared before me John H. Hasting and Martha J. Hastings, his wife the signers of the within instrument, who duly acknowledged to me that they executed the same.

SEAL C. Hirschi
Notary Public
Hurricane, Utah

My commission expires May 23, 1939

I hereby certify the foregoing to be a full, true and correct copy of the original.
Filed for Record July 15, 1935 at 9 A. M.

Elma Woodbury
County Recorder.

On the Twenty fifth day of July A. D. 1933 personally appeared beforeme William H. Gifford and Lavina Gifford Husband and Wife the signers of the within instrument, who duly acknowledged to me that they executed the same.

SEAL

Harold Russell Notary Public
Residing at Springdale, Utah

My Commission expires February 7, 1935.

I hereby certify the foregoing to be a full, ture and correct copy of the original.
Filed forRecord Dec. 9, 1933 at 11 a.m.

Ellen Baxter
County Recorder.

38259 63-23-24

WARRANTY DEED.

B U-8 P. 142

Part of Tracts 54-117 and 54-122 P. 35 and P. 39

Oscar DeMill and Josephine H.Demille, his wife Grantor of Rockville, County of Washington, State of Utah, hereby Convey and Warrant to Elwood Dennett Grantee of Springdale for the sum of 40.00 Dollars the following described tract of land in Washington County, State of Utah: Beginning at a point 654.5 feet north and 851.52 feet east of the center of sec. 28 Twp. 41 S.Range 10 West S.L.M. and extending north 60° 49' West for a distance of 782 feet, then North 29°11 East for a distance of 95 feet, then South 60°49 east for a distance of 782 feet thence South 29°11 West for a distance 782 feet then South 60° 22 West for a distance of 95 feet to point of beginning containing 1,7 (1 7/10) acres more or less within the SW¼ of the North East ¼ of Sec. 28 Town 41 S. Range 10 West Salt Lake Meridian Angles computed from true Meredian

Witness, the hands of said Grantors this 30th day of January A. D., 1931

Signed in the Presence of

Oscar DeMill

C. Hirschi

Josephine H.DeMill

State of Utah County of Wash.:ss

On the 30 day of January A.D., 1931 personally appeared before me Oscar DeMill and Josephine H.DeMill, his wife the signer of the within instrument, who duly acknowledged to me that he executed the same.

SEAL

C. Hirschi Notary Public
Residing at Hurricane, Utah

My commission expires May 19, 1931

I hereby certify the foregoing to be a full,true and correct copy of the original.
Filed for Record Dec. 9, 1933 at 11 A.M.

Ellen Baxter
County Recorder.

38263 No2270

Certified Copy.

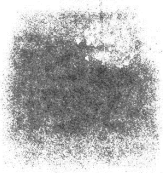
BISHOP'S CERTIFICATE

TO WHOM IT MAY CONCERN:

We the undersigned, Presidency of the Church of Jesus Christ of Latter Day Saints do hereby certify that on the twelfth day of November, 1933. D.Walden Ballard was duly chosen and appointed Bishop of the Rockville Ward of the Zion Park Stake of the Churche of Jesus Christ of Latter-Day Saints in the County of Washington and State of Utah. Said D. Walden Ballard was ordained and set apart by Elder George Albert Smith in conformity with the rites, regulations and discipline of said Church of Jesus Christ of latter-Day Saints.

In Testimony Whereof, we hereuntosubscribed our names at Salt LakeCity, Utah, this twenty ninth day of November, A. D., 1933.

Heber J.Grant
Anthony W. Ivins
J. Reuben Clark, Jr.
Presidency of the Church of Jesus Christ of Latter-Day Saints.



268 U-4

U-4-268

19508
131-123-4

WARRANTY DEED

Oscar DeMill and Josephine DeMill his wife Grantors of Rockville, County of Washington, State of Utah, hereby convey and warrant to John Dennet Jr. Grantee of Springdale Utah for the sum of One Hundred Dollars, the following described tract of land in Washington County, State of Utah:

Beginning at a point nine (9) 594' chains south of the NW corner of the NE¼ Sec. 28 T. 41 South Range 11 West S.L.M. Thence running South 6 chains 25 links 412.3' Thence East 31° South 9 chains 7 links 694.2' thence north 27° East 5 chains 84 links 385.44' thence westerly to place of beginning, containing 5 1/3 acres more or less.

PART D. 35 TR. 04-117 PART

Witness the ahnds of said grantors, this day of February A. D. 1919.

Singed in the Presence of

Harold Russell

Oscar DeMill

Josephine DeMill

State of Utah)
:ss
County of Washington)

On the 28th day of February A. D. 1919 personally appeared before me Oscar DeMill and Josephine DeMill his wife the signers of the withing instrument, who duly acknowledged to me thatthey executed the same.

SEAL

David Hirschi,
Notary Public

My commission expires April 22, 1921

I hereby certify that the foregoing is a full, true and correct copy of the originalinstrument.

Filed for record Nov. 26, 1919 at 9 a.m. Recorded Dec. 9, 1919.

Ellen Carter
County Recorder

19509
131-18-6
" -19-4

June 7, 1919.

Salt Lake City 015881

4-1003

THE UNITED STATES OF AMERICA,

To All to whom these presents shall come greeting:

Whereas, a Certificate of the Register of the Land Office at Salt Lake City, Utah has been deposited in the General Land Office, whereby it appears that, pursuant to the act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public DoMain, " and the acts supplemental thereto, the claim of Daniel Crawford had been established and duly consummated, in conformity to law, for the south half of the northeast quarter of Section Twenty-one and the westhalf of the northwest quarter of Section Twenty-two in Township Forty-one south of Range ten west of the Salt Lake Meridian, Utah, containing one hundred sixty acres, according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor-General:

Dont Need North of subject area

Now know ye, That thereis, therefore, granted by the United States unto the said claimant the tract of Land above described; to have and to hold the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights

Witness the hand of said Grantor this 25, day of No· mber A. D. 1918.

Signed in the presence of

C. A. Workman — Josephine Workman

Flora Tweedie

Stateof Utah)
:SS
County of Washington)

On this 25 day of Nov. 1918, personally appeared before me Josephine Workman the signer of the above instrument, who duly acknowledged to me that she executed the same.

SEAL

Chas A. Workman Notary Public

My commission expires June 26, 1920.

I hereby certify that the foregoing is a full true and correct copy of the original instrument.

Filed for record April 11, 1919. at. 9. A. M.

Recorded April 12, 1919.

Ellen Carter
County Recorder.

19004

B1-123-1

U-4-163

WARRANTY DEED.

Oscar DeMill and Josephine DeMill his wife Grantors, of Rockville, in the County of Washington, State of Utah, hereby convey and warrant to Edna C. Dennett Grantee, of Rockville, Utah for the sum of Sixty Dollars Dollars, the following described tract of land in Springdale, Washington County, State of Utah, to-wit:

Beginning at a point, 24 chains 52 links South of the Northwest corner of NE¼ Sec, 28 T. 41 South of Range 11 west S. L. M. Thence running North 9 chains 7 links; thence East 31° South 9 chains 7 links; thence southwesterly to place of beginning containing 3 acres more or less.

Witness the hand of said Grantors this 28th day of February A. D. 1919.

Signed in the Presence of

David Hirschi

Oscar DeMill

Josephine DeMill

Part of
TN. 04-114

State of Utah)
: SS.
County of Washington,)

On this 28th day of February 1919, personally appeared before me Oscar DeMill and Josephine DeMill his wife the signers of the above instrument, who duly acknowledged to me that they executed the same.

(Seal)

David Hirschi, Notary Public.

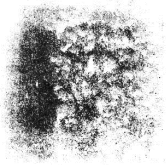
My Commission expires April 22, 1921.

I hereby certify the foregoing instrument to be a full, true and correct copy of the original.

Filed for record April 6, 1919. Recorded April 12, 1919.

Ellen Carter

COUNTY RECORDER.



Zion National Park
Irrigation 1991

We draw water out of the Virgin River at two sites:

Site # 1 is above the bridge on Highway 9 at Pine Creek. This is the headgate for the Crawford Ditch, it is called the Zion Weir according to the Virgin River Water Users.

We draw 1.71 CFS of water through this ditch which is distributed throughout South Campground starting at the Historical CCC Ditch behind the Nature Center.

Our settings on the ditch is such as to be able to run water through all of the lateral ditchs in the Campground at one time, any excess water is run back into the river below South Campground. Waste water is also collected in the old Springdale Ditch running across the bottom of the campground and turned back into the river below the campground.

Irrigation water is kept running 24 hours a day, 7 days a week, except when we have a storm and debris plugs the ditches and the water is turned off to prevent silting and flooding campsites. — How many months

Site # 2 is the Flanagan Ditch.

We recieve the water for Flanagan's Ditch from the New Springdale Pipeline. The valve is just north of the heliport by Watchman Housing. We draw 1.46 CFS of water from this ditch.

The settings on this ditch through the campground is such to allow us to run water through all of the lateral ditches at one time. But, due to the fluctuation of the water pressure when Springdale uses their water we often times recieve only about half of the water due, and water pressure can fluctuate several times a day. — under utilizing our water right?

Water is kept running in the Watchman Campground 24 hours a day, 7 days a week, except when we have a storm and debris plugs the ditches, and water is turned off to prevent silting and flooding campsites.

We also flood irrigate the orchards approximatly every two weeks.

Our irrigation season starts about the first of March and ends about the end of Novenber. During the winter the leaves are burned and the ditches are cleaned and repaired for the next season.

Problems

Orchards

The orchards in Watchman are severly impacted by disease and pests. The most prevelent problem is Cytospra, a fungal disease which kill the new growth and branches and if left unchecked kills the whole tree. This is what has killed the cherry trees in G Loop.

Other problem in the orchards are the Coddling Moths and mites.

To remedy this situation I would suggest we contact the Utah State Univerisity Extension Service for information on Pest Control and to have soil tests in the orchards done to determine soil type, irrigation needs, and fertilizion needs, for a healthy, vigorus growth.

Springdale Ditch

The old Springdale Ditch running along the bottom of South Campground has been covered for saftey reasons but is now becoming pluged in several sites. This ditch has been abondoned by Springdale for several years now. I would suggest that this winter, when South Campground is closed, we uncover the ditch fill it in and make new drainage ditches into the river.

Other Ditches

The water line running along the old CCC ditch by the Watchman vault has been breaking due to settling caused by the ditch, Culverts need to be installed along that section. and at various other places to preserve the integrety of the ditches in Zion National Park.

FORM NO 201 5 M

OFFICE OF STATE ENGINEER

Daily Discharge in Second Feet of VIRGIN RIVER

at FLANIGAN WEIR for FULL YEAR 19 90

Day	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
1												
2												
3												
4												
5												
6												
7												
8												
9												
10									1.5			
11												
12												
13										1.5		
14												
15								1.5				
16												
17												
18												
19												
20						1.5	1.5					
21												
22												
23												
24												
25												
26									1.5			
27												
28				1.5								
29												
30					1.5							
31												
Mean Sec Ft.			1.5	1.5	1.5	1.5	1.5	1.5	1.5	1.5	1.5	
Total Ac Ft.			3	3	3	3	3	3	3	3	3	
			93	90	93	90	93	93	90	90	60	

No water

No water

No water

No water

TOTAL FOR 792 ACRE FEET

WATER USERS AND ASSESSMENT ACCOUNT NUMBERS

ZION NATIONAL PARK

No. 17 Zion National Park Awards 63 & 67

DIVERSION LOCATION

2 miles up river from South Park Entrance

MEASURING DEVICE LOCATION

Extreme South end of Park near South Entrance 9" flume

DESCRIPTION OF DIVERTING WORKS AND MEASURING DEVICE

This small diversion is shared with Springdale City & Irrigation

STATUS OF DIVERTING WORKS AND MEASURING DEVICE

Excellent condition. Works with new pipe system of Springdale

FORM NO 201 3 M

OFFICE OF STATE ENGINEER

Daily Discharge in Second Feet of VIRGIN RIVER

at ZION WEIR for FULL YEAR 19 90

Day	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
1												
2												
3												
4												
5												
6												
7												
8												
9												
10									1.5			
11												
12												
13										1.5		
14												
15								1.5				
16												
17												
18												
19												
20						1.5	1.5					
21												
22												
23												
24												
25												
26												
27									1.5			
28				1.5								
29												
30					1.5							
31												
Mean Sec. Ft.			1.5	1.5	1.5	1.5	1.5	1.5	1.5	1.5	1.5	
Total Ac. Ft.			3	3	3	3	3	3	3	3	3	
			93	90	93	90	93	93	90	90	60	

No water

No water

No water

No water

TOTAL FOR 792 ACRE FEET

WATER USERS AND ASSESSMENT ACCOUNT NUMBERS

ZION NATIONAL PARK

No. 17 Zion National Park Awards 63 & 67

DIVERSION LOCATION

Small diversion 3 miles up river from Park Entrance

MEASURING DEVICE LOCATION

3 miles up river from Park Entrance

DESCRIPTION OF DIVERTING WORKS AND MEASURING DEVICE

Rock Dam in river diverted to small ditch with 9" flume

STATUS OF DIVERTING WORKS AND MEASURING DEVICE

System in good condition

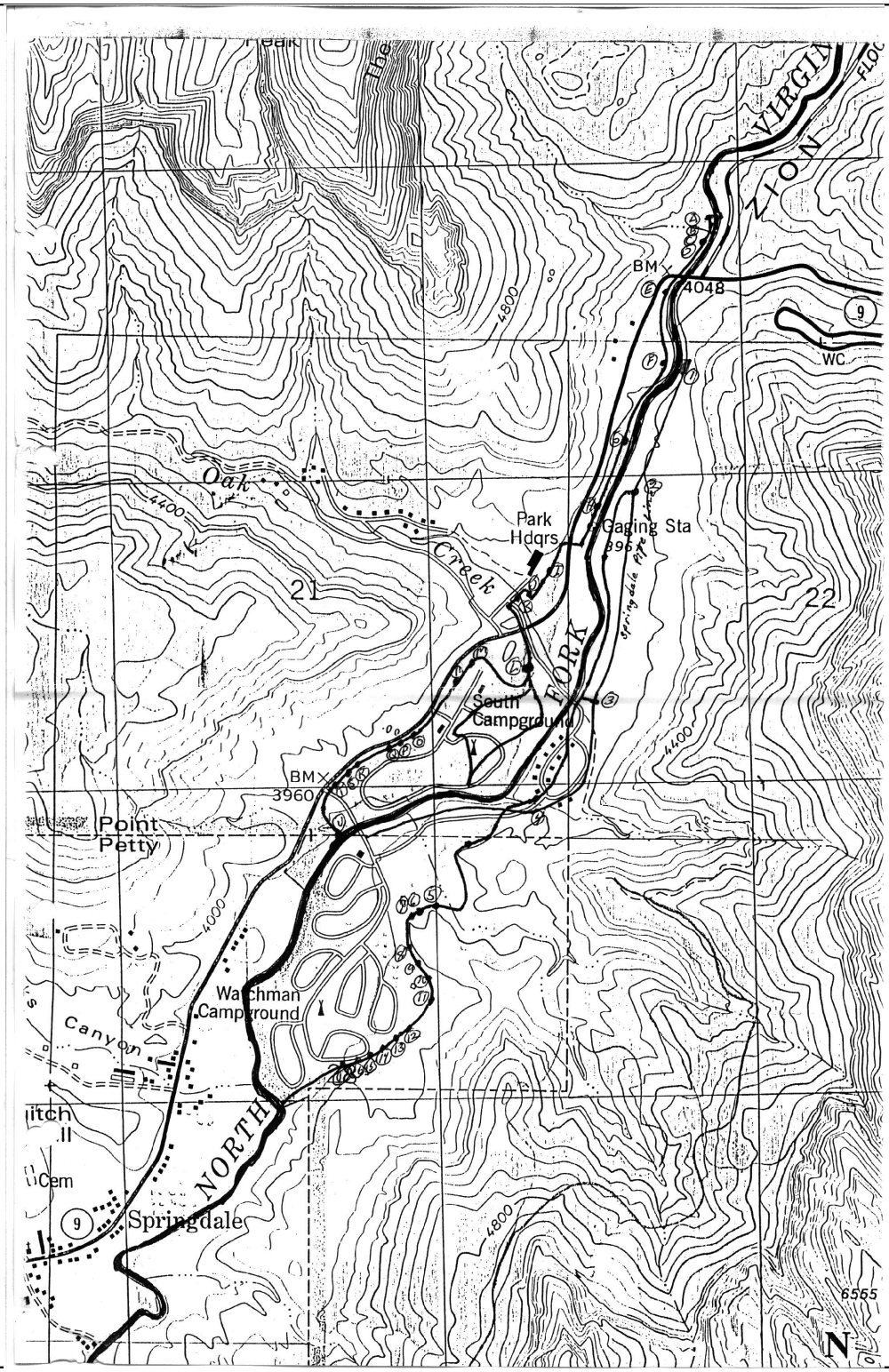
Zion National Park
Irrigation 1991

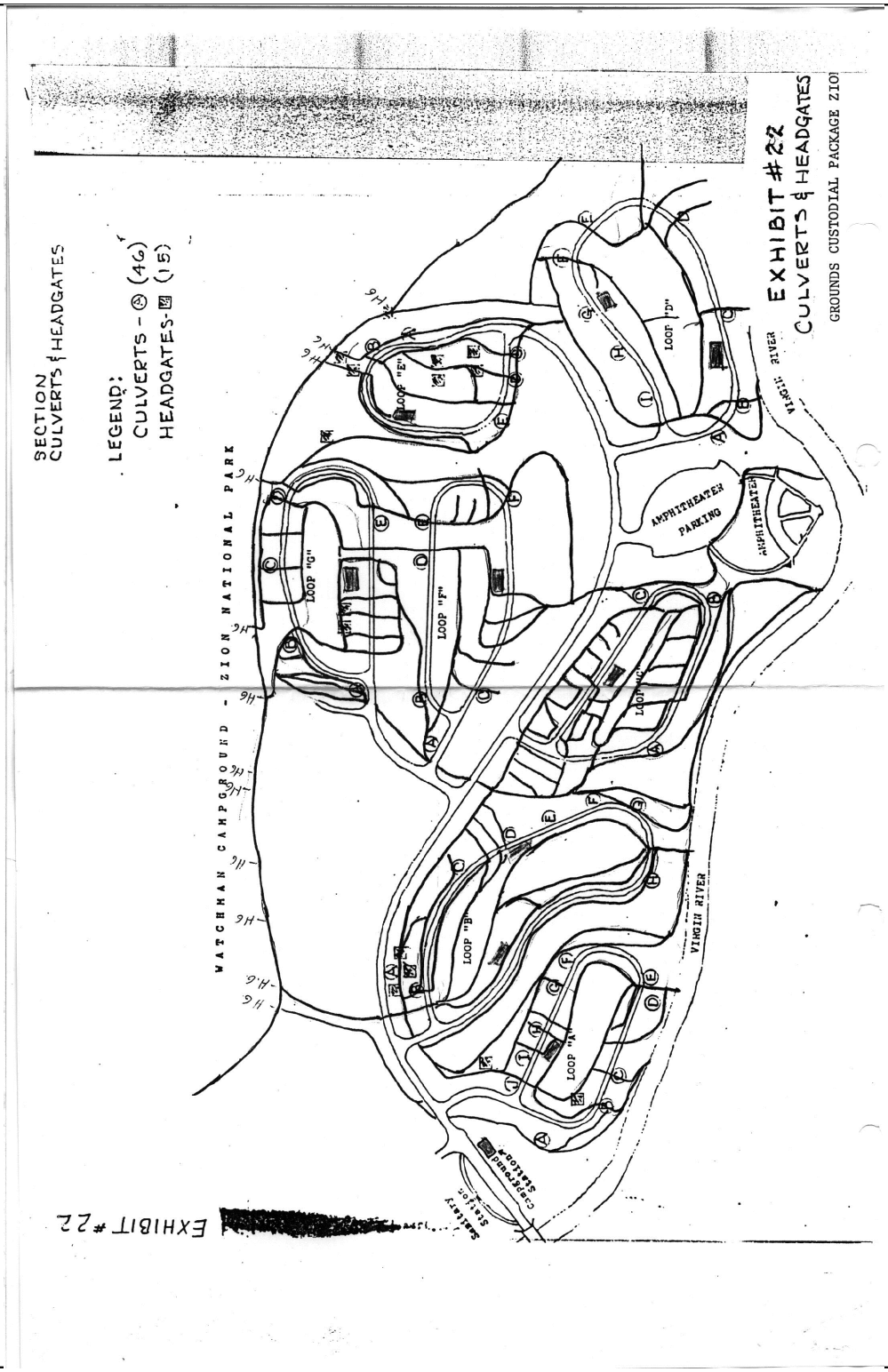
Crowford Ditch, key to headgates.

A- Zion Wier - 1.71 CFS
B- Sand Trap, for keeping pipe clear of sand.
C- Sand Trap, for keeping pipe clear of sand.
D- Main Headgate
E- Sand Wash Headgate
F- Sand Wash Headgate
G- Sand Wash Headgate
H- Sand Wash Headgate
I- Sand Wash Headgate
J- Sand Wash Headgate
K- Headgate to return water to river, shut off water to So.
L- Headgate to seperate water to campground
M- South Campground Headgate
N- South Campground Headgate
O- South Campground Headgate
Q- South Campground Headgate
R- South Campground Headgate
S- South Campground Headgate
T- South Campground Headgate
U- Old Springdale Ditch release water to river

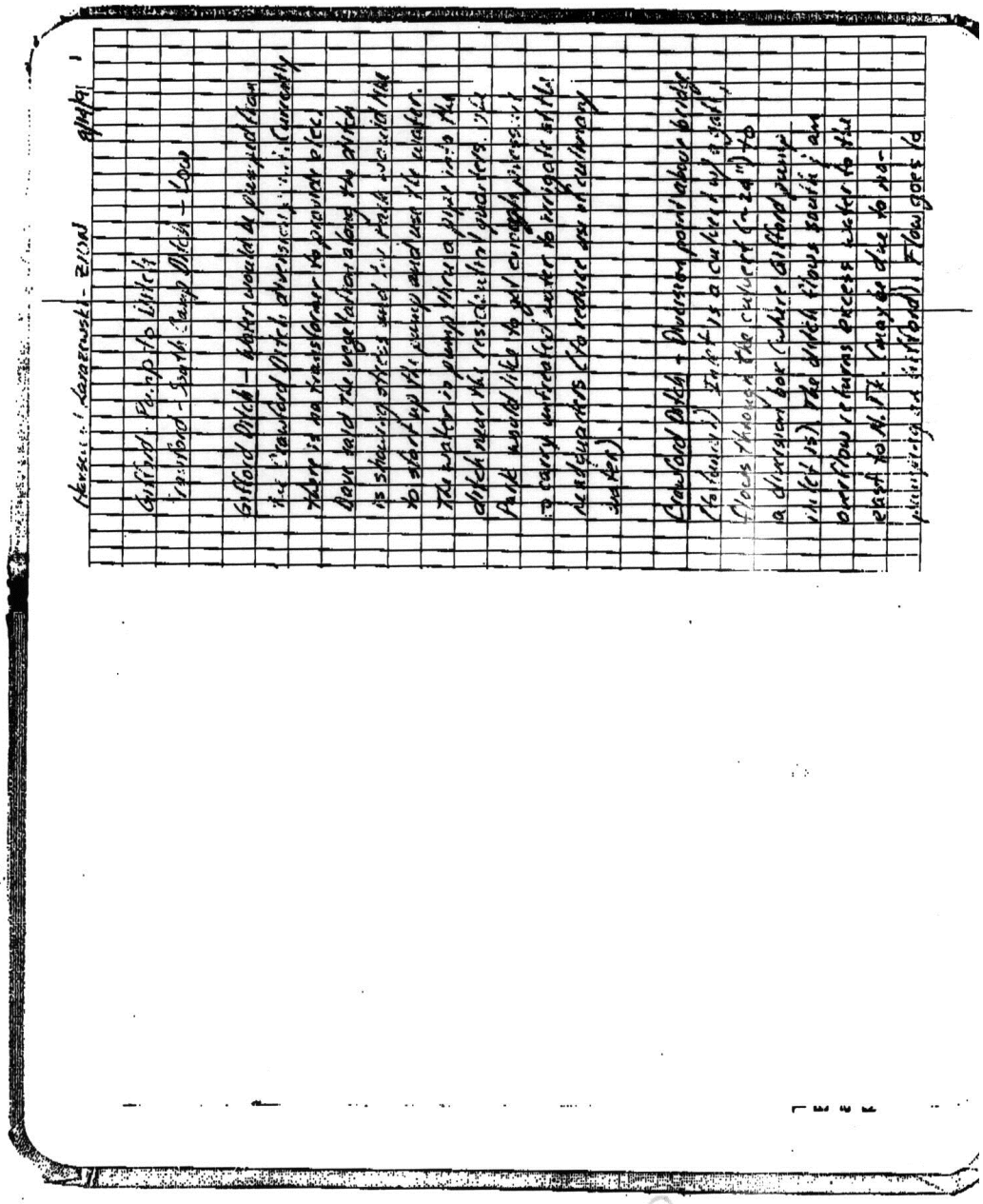
Flanagan's Ditch

1- Wier and sand trap for Springdale pipeline
2- 3" valve for old Flanagan Ditch
3- Main 8" valve for Flanagan's Ditch 1.46 CFS
4- Main headgate, water shut-off to Watchman
5- Headgate to old pear orchard
6- Headgate to A Loop
7- Headgate to A, B, and C Loop
8- Headgate to apple orchard
9- Headgate to apple orchard
10- Headgate to apple orchard
11- Headgate to apple orchard
12- Headgate to cherry trees F Loop
13- Headgate to F and G Loop
14- Headgate to F and G Loop
15- Headgate to E and D Loop
16- Headgate to E Loop
17- Headgate to D Loop

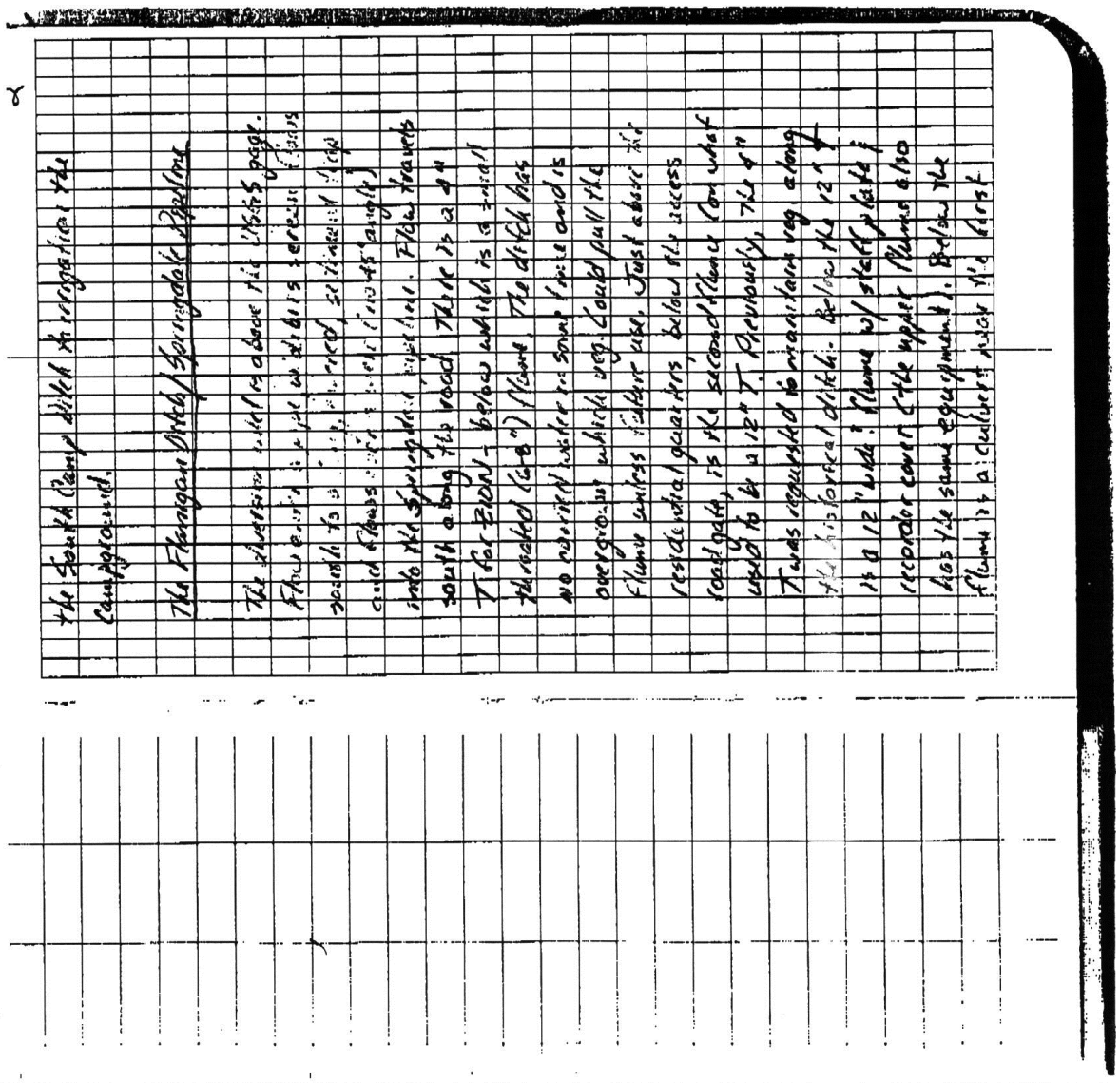

VIRGIN
ZION
BM
4048
WC
Oak
Creek
Park
Hdqrs
Gaging Sta
3965
21
22
FORK
South
Campground
BM
3960
Point
Petty
Watchman
Campground
Canyon
NORTH
Springdale
Cem
4800
4400
4000
6565
N


EXHIBIT #22
CULVERTS & HEADGATES
GROUNDS CUSTODIAL PACKAGE ZION
VIRGIN RIVER
AMPHITHEATER
AMPHITHEATER PARKING
LOOP "D"
LOOP "E"
LOOP "F"
LOOP "G"
LOOP "B"
LOOP "A"
WATCHMAN CAMPGROUND - ZION NATIONAL PARK
SECTION
CULVERTS & HEADGATES
LEGEND:
CULVERTS - (46)
HEADGATES - (15)
EXHIBIT #22

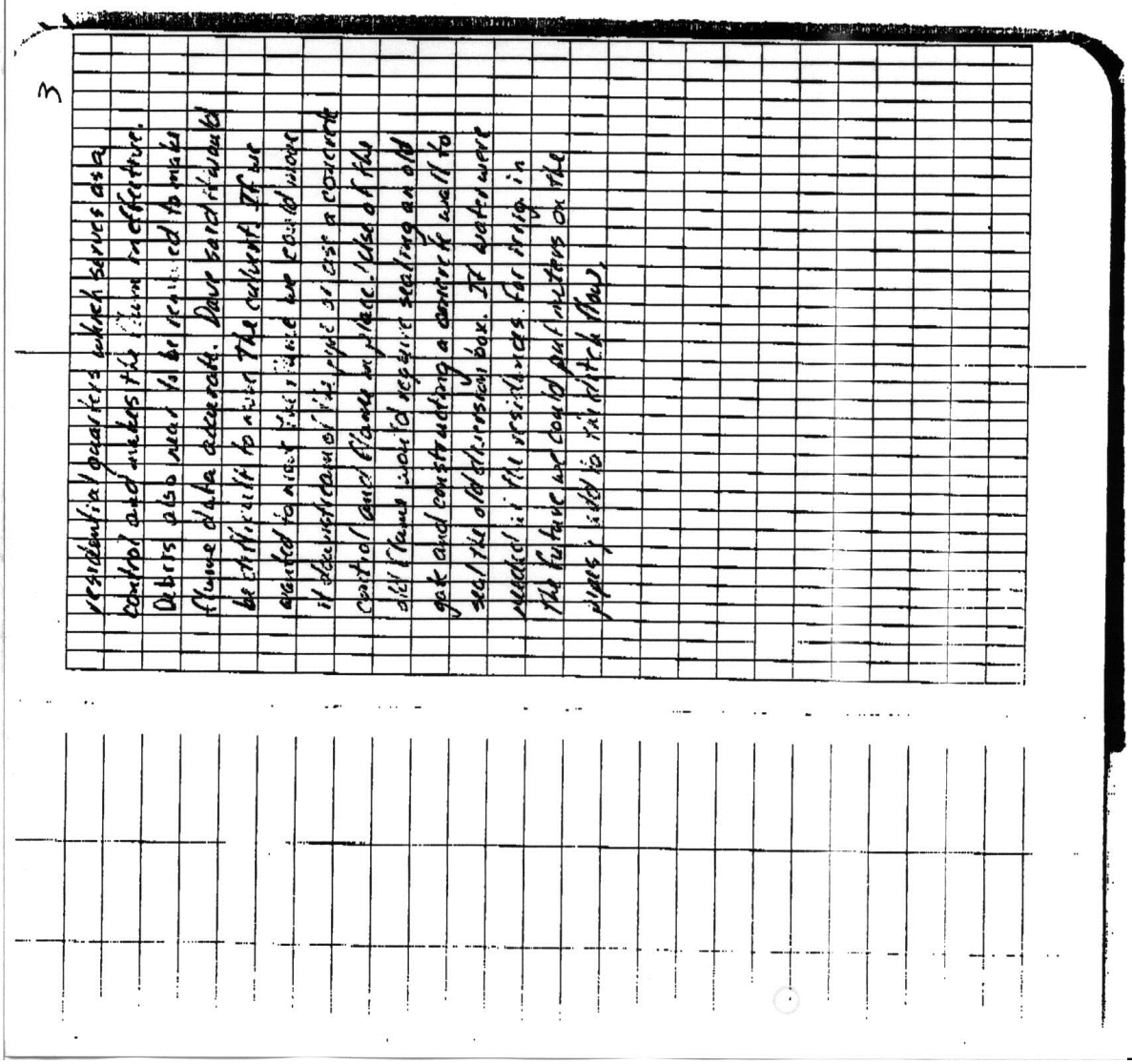
SENT BY:Xerox Telecopier 7021 ; 8-26-91 ; 9:15AM ; GLAC HEADQUARTERS→ 303 221 8315;# 2



SENT BY:Xerox Telecopier 7021 ; 8-26-91 ; 9:16AM ; GLAC HEADQUARTERS→ 303 221 8315;# 3



SENT BY:Xerox Telecopier 7021 ; 8-26-91 ; 9:17AM ; GLAC HEADQUARTERS→ 303 221 8315;# 4



AREA DETERMINATION FOR LANDS IRRIGATED BY WATER FROM THE FLANIGAN DITCH

Prepared by Jeff Hughes, Hydrologist, Water Resources Division,
National Park Service

February 22, 1990

Equipment: Ushikata X-plan 360i planimeter

Area B

Scale = 1:6,521 (determined from measuring known points in the vicinity of area B on the enlarged map vs the USGS 1:24,000 map)

	Area (ft^2)	Area (acres)
Trial 1	3,045,945	69.75
Trial 2	3,044,072	69.71
Trial 3	3,048,857	69.82
Trial 4	3,042,250	69.68
Average		69.7 acres

Area of land irrigated along pipeline

Scale = 1:6,370 (same determination as above, with points in the vicinity of area A)

	Section 1 (ft)		Section 2 (ft)	
Trial 1	2,002.0		655.5	
Trial 2	2,009.4		651.0	
Trial 3	2,004.3		654.4	
Trial 4	2,006.9		651.7	
Average	2,006 ft	+	653 ft	= 2,659 ft total

Assume a width of 60 ft of irrigated land along the pipeline

Area irrigated = 60 * 2,659 = 159,540 ft^2 = 3.7 acres irrigated

Total area irrigated

69.7 acres + 3.7 acres = 73.4 acres total

Acreage based upon map provided by Larry Hays, ZION (Attached)

02-15-1990: letter to alice johns from larry submitting a map showing irrigated areas

→ Received Feb 15, 1990

Dear Alice,

Here is the map that I developed from the 7 1/2 minute quad. I enlarged it on the copying machine. Don't know the scale so you will have to measure it.

The area irrigated by the ditch in colored in green. The orchard areas are outlined in red. The nursery area is outlined in purple. The penciled in area in the road access into Sammy's Canyon.

The corridors along the northern part of the ditch are measured at 60 feet wide. The two re-diversion pipes are estimated on the drawing. The 12 inch pipe is 93 feet long from the ditch to the pipeline. The 4 inch pipeline is 75 feet long from the ditch to the pipeline.

Here is the legal description for the irrigated areas. Portions of each of the following sections are irrigated:

NW 1/4 of the NE 1/4 of Section 28
SW 1/4 of the NE 1/4 of Section 28
NE 1/4 of the NW 1/4 of Section 28
SE 1/4 of the NW 1/4 of Section 28

NW 1/4 of the SW 1/4 of Section 22
SW 1/4 of the SW 1/4 of Section 22
SW 1/4 of the NW 1/4 of Section 22

SE 1/4 of the SE 1/4 of Section 21

Hope this will allow you to get the acreage figures for the ditch. Please call if you have any questions.

width of road in campground is 20 ft.

Larry

02-22-1990: fax transmittal from hays, zion np to alice johns, water resource department concerning flanigan ditch

1 801 772 3426
02/22/90 49 ZION NATIONAL PARK 001

NATIONAL PARK SERVICE

ZION NATIONAL PARK

FACS TRANSMITTAL FORM

ZION FACS # 801 772-3426

DATE: 02-22-90

TO: Alice Johns

FROM: Hays - Zion

SUBJECT: Map

NUMBER OF PAGES TO FOLLOW: 1

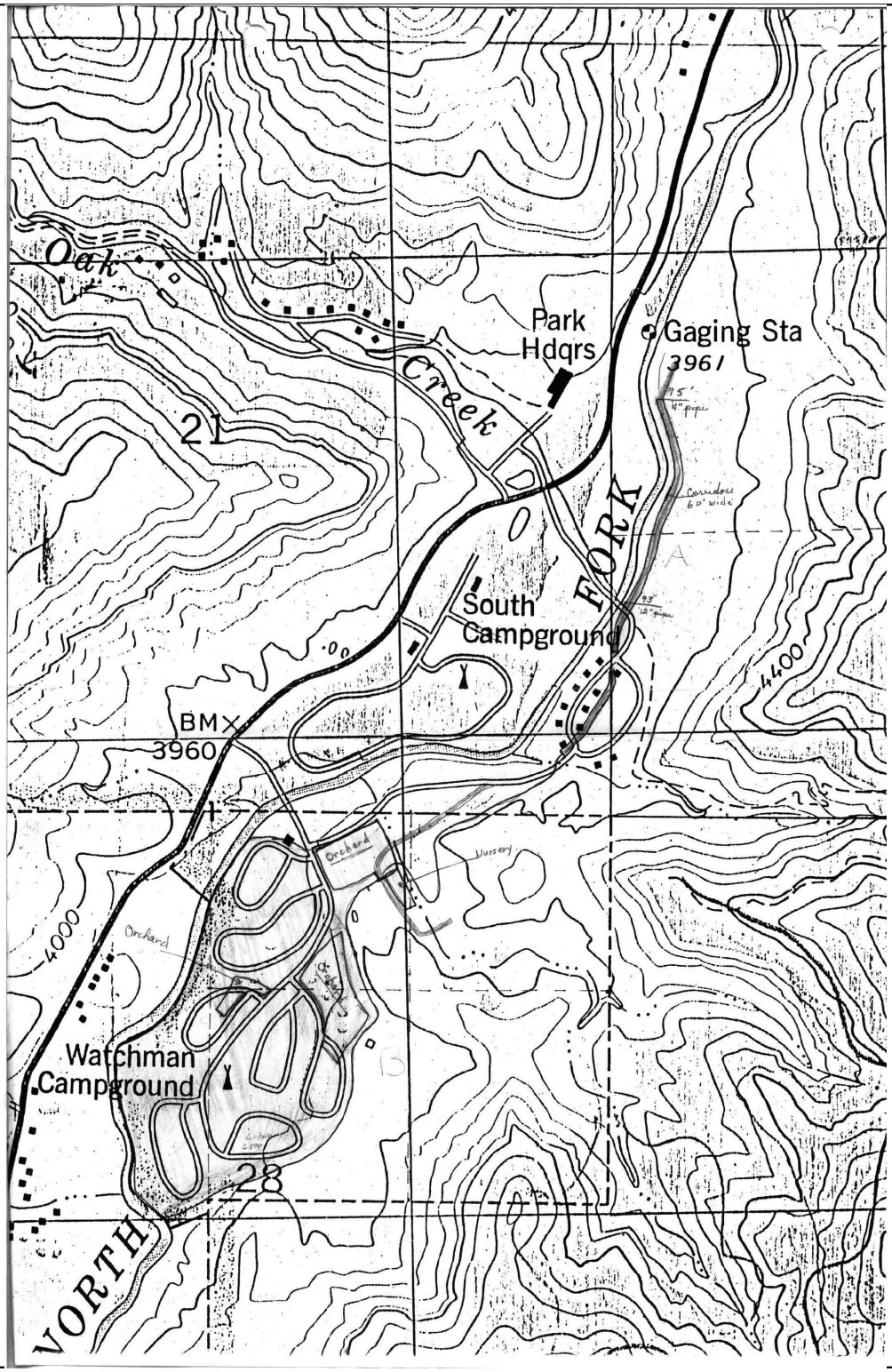
SPECIAL INSTRUCTIONS

By triangulation Hays calculated the northern extent of the area irrigated along the Flanigan Ditch. His map (also attached) was corrected to account for this (note red line extension). I requested that Larry check this point because there was some discrepancy between the northern most extent and the location of the pipeline point of rediversion as indicated on SCS map prepared by M.C. Bitsw 7/87 (sheet 14 of 15) and Ground Profile Hydraulic Gradeline (sheets 2 & 3 of 15)

A. Johns
2/27/90

CALL (801) 772-3256 ext.15 WITH QUESTIONS OR PROBLEMS

00-00-0000: Map of Watchman Campground w/hand notations



Other Supporting Information



"Karkut, James"
<James.Karkut@sol.doi.gov>

08/17/2011 02:45 PM AST

To Sharrow Dave <Dave_Sharrow@nps.gov>, "Hughes, Jeff" <Jeff_Hughes@nps.gov>
cc
bcc
Subject RE: Fw: Question regarding Irrigation water at ZION

Dave --

That is a good question. I do not know if there is an outer limit on the amount of time that a perfected water right or a portion of a right may be held in a nonuse status. I do recall that when I was in private practice (1990-2000) and doing a fair amount of water right work, we had clients that filed successive nonuse applications for a number of years, and I was aware of other entities that had done the same. However, I am not sure what the current policies of the Division of Water Rights (the State Engineer's Office) are on that issue.

Concerning what appears to be the most relevant written information on the subject of nonuse applications, Subsection (4)(a) of Utah Code Ann. 73-1-4, a copy of which is attached, provides: "The state engineer shall grant a nonuse application on all a portion of a water right for a period of time not exceeding seven years if the applicant shows a reasonable cause for nonuse". Subsection (4)(b) lists 6 situations that are "reasonable cause for nonuse", including (ii) "the initiation of water conservation or efficiency practices . . . .".

There does not appear to be outer limits language in the statute. However, Subsection (5)(b) provides: "An applicant may file a subsequent nonuse application in accordance with this chapter." I do not know whether the use of "a subsequent nonuse application" means that the Utah Legislature intended that only one more such application could be filed, or that successive applications could be filed. Based on my knowledge of how statutes come into being, especially in Utah, I am not sure how much should be read into the "a subsequent nonuse application" language.

More question? If so, send them along and I will attempt to answer them. Jim

James E. Karkut
Office of the Regional Solicitor
Department of the Interior
125 South State Street, Suite 6201
Salt Lake City, Utah 84138
(801) 524-5677, ext. 225
(801) 524-4506 (fax)
James.Karkut@sol.doi.gov

-----Original Message-----
From: Dave_Sharrow@nps.gov [mailto:Dave_Sharrow@nps.gov]
Sent: Wednesday, August 17, 2011 1:50 PM
To: Hughes, Jeff; Karkut, James
Subject: Re: Fw: Question regarding Irrigation water at ZION

Jim,

Thanks for the analysis. Do you know off hand how long a right can be held in a non-use status? I seem to see action on some in the legal notices

that are several decades old.

We are leaning toward sizing our system based on foreseeable need which will probably be something less than the current right.

Dave

Jeff Hughes/FTCOLLINS/NPS
08/17/2011 11:15 AM

To: Dave Sharrow/ZION/NPS@NPS
cc:
Subject: Fw: Question regarding Irrigation water at ZION

Dave,

The word from Jim Karkut. Jeff

****
Jeffrey C. Hughes, Hydrologist
National Park Service
Natural Resource Stewardship and Science
1201 Oakridge Dr. Suite 250, Fort Collins, CO 80525
(970) 225-3527 (direct)
(970) 225-9965 (fax)
jeff_hughes@nps.gov
****

----- Forwarded by Jeff Hughes/FTCOLLINS/NPS on 08/17/2011 11:15 AM -----

"Karkut, James" <James.Karkut@sol.doi.gov>
08/17/2011 01:14 PM AST

To: "Fahmy, Peter (Partner)" <Peter_A_Fahmy@partner.nps.gov>
cc: "Hughes, Jeff" <Jeff_Hughes@nps.gov>
Subject: RE: Question regarding Irrigation water at ZION

Hi Peter --

I gave Jeff Hughes a call yesterday concerning his question about possible consequences of a Zion National Park project under which water under an NPS held state-based water right (as opposed to a federal reserved right) that has historically been conveyed through an open ditch would in the future be conveyed in a pipeline that would be sized in a way such that the full amount of water previously conveyed through the ditch would no longer be conveyed and beneficially used.

I advised Jeff that based on my preliminary review of the Utah Division of Water Rights internet accessed database, the water right in question, 81-1128, appears to be a pre-statutory water right for which the U.S. submitted a water user claim in the ongoing statutory adjudication for the Virgin River. As such, the water right is considered to be a perfected water right. Under Utah law, perfected water rights that are not beneficially used for a certain period of time are subject to forfeiture. (The relevant Utah statute is Utah Code Ann. 73-1-4).

I advised Jeff that in the event the NPS desired to protect the portion of 81-1128 that would no longer be used by reason of the pipeline project, there are ways that portion could be protected, such as by finding another use for such water and filing a temporary or permanent change application for permission to make such use. I did not mention to Jeff that the NPS could file what is called a non-use application concerning that unused portion, but that is also an option. I offered to participate in any desired follow-up teleconference, etc., that the NPS may have.

Please contact me if you have any questions, concerns, thoughts, etc. Jim

James E. Karkut
Office of the Regional Solicitor
Department of the Interior
125 South State Street, Suite 6201
Salt Lake City, Utah 84138
(801) 524-5677, ext. 225
(801) 524-4506 (fax)
James.Karkut@sol.doi.gov

-----Original Message-----
From: Peter_A_Fahmy@partner.nps.gov [mailto:Peter_A_Fahmy@partner.nps.gov]
Sent: Thursday, August 11, 2011 5:44 PM
To: Karkut, James
Subject: Fw: Question regarding Irrigation water at ZION

Jim,

I would appreciate it if you could review the following e-mail chain and give me a call thereafter as I believe that you may be in a better posture to provide legal counsel to ZION about the proposed water use activities.

Cordially yours,

Peter A. Fahmy

Water Rights Attorney

Mon/Wed/Fri

Office of the Solicitor
Department of the Interior
Division of Parks and Wildlife
Lakewood Unit
12795 W. Alameda Parkway
Suite 155A
Lakewood, CO 80228
Phone: (303) 969-2848
FAX: (303) 987-6737
Cell: (970) 231-4961
E-Mail: peter.fahmy@sol.doi.gov

Tues/Thurs

Water Rights Branch
National Park Service
1201 Oak Ridge Drive
Suite 250
Fort Collins, CO 80525
Phone: (970) 225-3555
FAX: (970) 225-9965
Cell: (970) 231-4961
E-mail: peter_a_fahmy@partner.nps.gov

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----- Forwarded by Peter A Fahmy/Partner/NPS on 08/11/2011 03:41 PM -----

Bill Hansen/FTCOLLINS/NPS
08/09/2011 03:15 PM

To: Jeff Hughes/FTCOLLINS/NPS@NPS
cc: Dan McGlothlin/FTCOLLINS/NPS@NPS, Eric Lord/FTCOLLINS/NPS@NPS, Peter A Fahmy/Partner/NPS@NPS
Subject: Re: Fw: Question regarding Irrigation water at ZION(Document link: Peter A Fahmy)

Jeff - good questions and I think there are several arguments that would

protect our rights from non-use, but I will let Peter chime in. In addition, I think we may want to involve Jim Karkut, SOL in Salt Lake, since he has been providing legal counsel re: Utah settlements and ZION issues. Thoughts Peter?

****
Bill Hansen, P.H., C.P.E.S.C.
Acting Branch Chief and
Program Leader, Adjudications and Information Management,
Water Rights Branch, Water Resources Division, National Park Service
(970) 225-3532; cell (970) 215-6511; fax (970) 225-9965
email: bill_hansen@nps.gov
****

Jeff Hughes/FTCOLLINS/NPS
08/09/2011 11:11 AM

To: Peter A Fahmy/Partner/NPS@NPS
cc: Bill Hansen/FTCOLLINS/NPS@NPS, Dan McGlothlin/FTCOLLINS/NPS@NPS, Eric Lord/FTCOLLINS/NPS@NPS
Subject: Fw: Question regarding Irrigation water at ZION

Hi Peter,

Please see the email below from Dave Sharrow, ZION hydrologist. I believe the gist of Dave' question is: "is it bad if the NPS ends up using less water than initially used under these rights with the irrigation system improvements suggested below?" These are state appropriative rights involved and not federal reserved rights for ZION. I don't know how much less water will be used for the NPS irrigation, but I bet it will be substantial. I have not talked to Dave about this yet, but we may have to report our use to the State.

I have no problem with using less water for a use that historically was not very efficient. It sounds like the State agrees too. My question is will this reduction permanently affect these rights and, if so, is this an acceptable practice for the United States to become involved. I am assuming they will never need any more water in this area ever again.

I would appreciate any insight you could provide on this issue. Thank you Peter! Please don't hesitate to contact me if you have questions. Jeff

****
Jeffrey C. Hughes, Hydrologist
National Park Service
Natural Resource Stewardship and Science
1201 Oakridge Dr. Suite 250, Fort Collins, CO 80525

(970) 225-3527 (direct)
(970) 225-9965 (fax)
jeff_hughes@nps.gov
****
----- Forwarded by Jeff Hughes/FTCOLLINS/NPS on 08/09/2011 10:58 AM -----

Dave Sharrow/ZION/NPS
08/04/2011 10:40 AM MDT

To: Jeff Hughes/FTCOLLINS/NPS@NPS
cc: Kezia Nielsen/ZION/NPS@NPS, Bill Cox/ZION/NPS@NPS
Subject: Question regarding Irrigation water at ZION

Jeff,

I have a water rights question regarding a project we have been talking about here for a while - Changing from ditch irrigation to pipeline irrigation from our Virgin River diversions. We are initiating an EA for this and want to make sure we have the water rights situation settled before going public. We have gone through a series of approaches and changes so here is a quick history.

Current appropriative water rights:

Oak Creek (Gifford/Crawford) Diversion - 1.21 cfs (81-1128)

Flanigan Diversion - 1.38 cfs (81-3608)

First Project Concept - Consolidate all rights at the Oak Creek Diversion and replace ditch with pipeline. We have an approved change application from 2 years ago to move the Flanigan Rights to Oak Creek.

Current Project Concept - Start at the Flanigan Diversion, build a desander adjacent to the current NPS/Springdale desander and start our pipeline there. The system would also include a clarifier, filter, pump and storage tank that would allow us to deliver pressurized river water to our campgrounds, residential areas, Admin building and all areas we irrigate (except the lodge). Our A&E firm thinks that the 1.38 cfs currently at Flanigan is more than sufficient to irrigate all of our irrigated landscapes particularly as we improve efficiency with the pressurized system. This has 3 advantages for us: (1) It will be much easier to construct and service things at the Flanigan Diversion, (2) the historic Oak Creek Ditch, which is a National Register property, would remain intact

and operable, and (3) the Flanigan Diversion works much better hydraulically and requires less maintenance than the Oak Creek Diversion.

We intend to occasionally run water in the Oak Creek ditch to water the ditch-side vegetation and to force us to maintain the historic ditch, but we will no longer need the surface water it carries to irrigate the campground. My thought is to withdraw our earlier change application (to consolidate all rights at the Oak Creek diversion) and leave the points of diversion unchanged. We will improve the efficiency of the system, so the water taken at the Oak Creek diversion will largely stay in the river or be spilled back to the river when the ditch is operating.

The other possibility is to consolidate all water rights at Flanigan, but to build a system that would handle the whole 2.59 cfs would be a MUCH larger and more expensive facility, and operating it at a reduced capacity would cause problems with silting in the system.

Here's the question - Can we leave our rights unchanged and become more efficient without jeopardizing out rights? Is this the best approach with these rights? When I posed similar questions to the Utah DWR they have said that as long as we're irrigating acres, they support becoming more efficient and will not look to penalize our rights for doing so.

I think that leaving things the same has a benefit in not drawing attention to the fact that our consumptive use of water might decline.

This is a very simplistic explanation, so please feel free to call me to discuss. I am over at ZION this week (970-901-8700) and will be back at 970-240-5431 next week.

Thanks,

Dave



Utah Code Ann. 73-1-4.mht

Utah Code Ann. § 73-1-4 (2011)

§ 73-1-4. Reversion to the public by abandonment or forfeiture for nonuse within seven years -- Nonuse application

(1) As used in this section:

(a) "Public entity" means:

(i) the United States;

(ii) an agency of the United States;

(iii) the state;

(iv) a state agency;

(v) a political subdivision of the state; or

(vi) an agency of a political subdivision of the state.

(b) "Public water supplier" means an entity that:

(i) supplies water, directly or indirectly, to the public for municipal, domestic, or industrial use; and

(ii) is:

(A) a public entity;

(B) a water corporation, as defined in Section 54-2-1, that is regulated by the Public Service Commission;

(C) a community water system:

(I) that:

(Aa) supplies water to at least 100 service connections used by year-round residents; or

(Bb) regularly serves at least 200 year-round residents; and

(II) whose voting members:

(Aa) own a share in the community water system;

(Bb) receive water from the community water system in proportion to the member's share in the community water system; and

(Cc) pay the rate set by the community water system based on the water the member receives; or

(D) a water users association:

(I) in which one or more public entities own at least 70% of the outstanding shares; and

(II) that is a local sponsor of a water project constructed by the United States Bureau of Reclamation.

(c) "Shareholder" is as defined in Section 73-3-3.5.

(d) "Water company" is as defined in Section 73-3-3.5.

(e) "Water supply entity" means an entity that supplies water as a utility service or for irrigation purposes and is also:

(i) a municipality, water conservancy district, metropolitan water district, irrigation district, or other public agency;

(ii) a water company regulated by the Public Service Commission; or

(iii) any other owner of a community water system.

(2) (a) When an appropriator or the appropriator's successor in interest abandons or ceases to use all or a portion of a water right for a period of seven years, the water right or the unused portion of that water right is subject to forfeiture in accordance with Subsection (2)(c), unless the appropriator or the appropriator's successor in interest files a nonuse application with the state engineer.

(b) (i) A nonuse application may be filed on all or a portion of the water right, including water rights held by a water company.

(ii) After giving written notice to the water company, a shareholder may file a nonuse application with the state engineer on the water represented by the stock.

(c) (i) A water right or a portion of the water right may not be forfeited unless a judicial action to declare the right forfeited is commenced within 15 years from the end of the latest period of nonuse of at least seven years.

(ii) If forfeiture is asserted in an action for general determination of rights in conformance with the provisions of Chapter 4, Determination of Water Rights, the 15-year limitation period shall commence to run back in time from the date the state engineer's proposed determination of rights is served upon each claimant.

(iii) A decree entered in an action for general determination of rights under Chapter 4, Determination of Water Rights, shall bar any claim of forfeiture for prior nonuse against any right determined to be valid in the decree, but does not bar a claim for periods of nonuse that occur after the entry of the decree.

(iv) A proposed determination by the state engineer in an action for general determination of rights under Chapter 4, Determination of Water Rights, bars a claim of forfeiture for prior nonuse against any right proposed to be valid, unless a timely objection has been filed within the time allowed in Chapter 4, Determination of Water Rights.

(v) If in a judicial action a court declares a water right forfeited, on the date on which the water right is forfeited:

(A) the right to use the water reverts to the public; and

(B) the water made available by the forfeiture:

(I) first, satisfies other water rights in the hydrologic system in order of priority date; and

(II) second, may be appropriated as provided in this title.

(d) This section applies whether the unused or abandoned water or a portion of the water is:

(i) permitted to run to waste; or

(ii) used by others without right with the knowledge of the water right holder.

(e) This section does not apply to:

(i) the use of water according to a lease or other agreement with the appropriator or the appropriator's successor in interest;

(ii) a water right if its place of use is contracted under an approved state agreement or federal conservation fallowing program;

(iii) those periods of time when a surface water or groundwater source fails to yield sufficient water to satisfy the water right;

(iv) a water right when water is unavailable because of the water right's priority date;

(v) a water right to store water in a surface reservoir or an aquifer, in accordance with Title 73, Chapter 3b, Groundwater Recharge and Recovery Act, if:

(A) the water is stored for present or future use; or

(B) storage is limited by a safety, regulatory, or engineering restraint that the appropriator or the appropriator's successor in interest cannot reasonably correct;

(vi) a water right if a water user has beneficially used substantially all of the water right within a seven-year period, provided that this exemption does not apply to the adjudication of a water right in a general determination of water rights under Chapter 4, Determination of Water Rights;

(vii) except as provided by Subsection (2)(g), a water right:

(A) (I) owned by a public water supplier;

(II) represented by a public water supplier's ownership interest in a water company; or

(III) to which a public water supplier owns the right of use; and

(B) conserved or held for the reasonable future water requirement of the public, which is determined according to Subsection (2)(f);

(viii) a supplemental water right during a period of time when another water right available to the appropriator or the appropriator's successor in interest provides sufficient water so as to not require use of the supplemental water right; or

(ix) a water right subject to an approved change application where the applicant is diligently pursuing certification.

(f) (i) The reasonable future water requirement of the public is the amount of water needed in the next 40 years by the persons within the public water supplier's projected service area based on projected population growth or other water use demand.

(ii) For purposes of Subsection (2)(f)(i), a community water system's projected service area:

(A) is the area served by the community water system's distribution facilities; and

(B) expands as the community water system expands the distribution facilities in accordance with Title 19, Chapter 4, Safe Drinking Water Act.

(g) For a water right acquired by a public water supplier on or after May 5, 2008, Subsection (2)(e)(vii) applies if:

(i) the public water supplier submits a change application under Section 73-3-3; and

(ii) the state engineer approves the change application.

(3) (a) The state engineer shall furnish a nonuse application form requiring the following information:

(i) the name and address of the applicant;

(ii) a description of the water right or a portion of the water right, including the point of diversion, place of use, and priority;

(iii) the quantity of water;

(iv) the period of use;

(v) the extension of time applied for;

(vi) a statement of the reason for the nonuse of the water; and

(vii) any other information that the state engineer requires.

(b) (i) Filing the nonuse application extends the time during which nonuse may continue until the state engineer issues an order on the nonuse application.

(ii) Approval of a nonuse application protects a water right from forfeiture for nonuse from the application's filing date until the approved application's expiration date.

(c) (i) Upon receipt of the application, the state engineer shall publish a notice of the application once a week for two successive weeks:

(A) in a newspaper of general circulation in the county in which the source of the water supply is located and where the water is to be used; and

(B) as required in Section 45-1-101.

(ii) The notice shall:

(A) state that an application has been made; and

(B) specify where the interested party may obtain additional information relating to the application.

(d) Any interested person may file a written protest with the state engineer against the granting of the application:

(i) within 20 days after the notice is published, if the adjudicative proceeding is informal; and

(ii) within 30 days after the notice is published, if the adjudicative proceeding is formal.

(e) In any proceedings to determine whether the nonuse application should be approved or rejected, the state engineer shall follow the procedures and requirements of Title 63G, Chapter 4, Administrative Procedures Act.

(f) After further investigation, the state engineer may approve or reject the application.

(4) (a) The state engineer shall grant a nonuse application on all or a portion of a water right for a period of time not exceeding seven years if the applicant shows a reasonable cause for nonuse.

(b) A reasonable cause for nonuse includes:

(i) a demonstrable financial hardship or economic depression;

(ii) the initiation of water conservation or efficiency practices, or the operation of a groundwater recharge recovery program approved by the state engineer;

(iii) operation of legal proceedings;

(iv) the holding of a water right or stock in a mutual water company without use by any water supply entity to meet the reasonable future requirements of the public;

(v) situations where, in the opinion of the state engineer, the nonuse would assist in implementing an existing, approved water management plan; or

(vi) the loss of capacity caused by deterioration of the water supply or delivery equipment if the applicant submits, with the application, a specific plan to resume full use of the water right by replacing, restoring, or improving the equipment.

(5) (a) Sixty days before the expiration of a nonuse application, the state engineer shall notify the applicant by mail or by any form of electronic communication through which receipt is verifiable, of the date when the nonuse application will expire.

(b) An applicant may file a subsequent nonuse application in accordance with this section.

HISTORY: L. 1919, ch. 67, § 6; R.S. 1933, 100-1-4; L. 1935, ch. 104, § 1; 1939, ch. 111, § 1; C. 1943, 100-1-4; L. 1945, ch. 134, § 1; 1959, ch. 137, § 1; 1987, ch. 161, § 287; 1988, ch. 72, § 28; 1995, ch. 19, § 1; 1996, ch. 98, § 1; 2001, ch. 136, § 1; 2002, ch. 20, § 1; 2003, ch. 99, § 1; 2007, ch. 136, § 37; 2007, ch. 329, § 460; 2008, ch. 380, § 1; 2008, ch. 382, § 2138; 2009, ch. 388, § 210.

NOTES: AMENDMENT NOTES. --The 1995 amendment, effective May 1, 1995, redesignated the second sentence of Subsection (1)(b) as (1)(c); subdivided Subsection (2)(c); substituted "two" for "three" before "successive weeks" and added "and where water is to be used" in Subsection (2)(c)(i); added Subsections (2)(c)(ii), (2)(d)(i), and (2)(d)(ii); and made related and stylistic changes throughout.

The 1996 amendment, effective April 29, 1996, in Subsection (1)(a), substituted "water right ceases and the water reverts to the public" for "the right ceases"; added Subsection (1)(b), and redesignated subsequent subsections accordingly; redesignated former Subsection (5) as Subsection (4) and former Subsection (4) as Subsection (5); added Subsection (5)(a)(iii); and made stylistic changes throughout the section.

The 2001 amendment, effective April 30, 2001, in Subsection (4)(a) added "or by any form of electronic communication through which receipt is verifiable," in Subsection (4)(b)(i) added "in a manner prescribed by the state engineer," and made stylistic changes.

The 2002 amendment, effective May 6, 2002, rewrote this section.

The 2003 amendment, effective May 5, 2003, substituted "Section 17A-2-701.5" for "Section 17A-2-7" in Subsection (2)(a); in Subsection (4)(c)(ii), deleted "inform the public of the nature of the right for which the extension is requested and the reasons for the extension," and added Subsections (4)(c)(ii)(A) and (B); and made stylistic and related changes.

The 2007 amendment by ch. 136, effective April 30, 2007, added subsection designations in Subsections (1) and deleted "registered" before "mail" in Subsection (6)(a).

The 2007 amendment by ch. 329, effective April 30, 2007, deleted "created under Section 17A-2-701.5" after "irrigation district" in Subsection (2)(a).

The 2008 amendment by ch. 380, effective May 5, 2008, rewrote the section.

The 2008 amendment by ch. 382, effective May 5, 2008, updated references to conform to the recodification of Title 63 and made a stylistic change.

The 2009 amendment, effective May 12, 2009, added the (3)(c)(i)(A) designation; added (3)(c)(i)(B); and made related changes.

This section was Comp. Laws 1907, § 1288x23.

LexisNexis 50 State Surveys, Legislation & Regulations

Water Rights

NOTES TO DECISIONS

ANALYSIS

Constitutionality.

Abandonment.

Adverse possession.

Appropriation after forfeiture.

Forfeiture of rights.

In general.

Proof of forfeiture.

Standing.

Time extension.

Waste water.

CONSTITUTIONALITY.

Forfeiture of water rights by nonuse under this section does not violate Utah Const., Art. XI, § 6, because the constitution prohibits only the voluntary, intentional disposition of water rights, whereas a forfeiture under this section is involuntary. Nephi City v. Hansen, 779 P.2d 673 (Utah 1989).

▼ABANDONMENT.

Abandonment of a water right requires an intent to abandon, coupled with some act of relinquishment by which the intent is carried out. Promontory Ranch Co. v. Argile, 28 Utah 398, 79 P. 47 (1904); Hammond v. Johnson, 94 Utah 20, 66 P.2d 894 (1937).

In action to determine title to waters of a spring having its source on plaintiffs' land, fact that neither plaintiffs nor their grantors made any use of the water, and permitted it to continue to flow through an artificial watercourse which they had purchased from one having a right thereto, was not sufficient to show abandonment, so as to render the water subject to appropriation, especially in view of other affirmative acts of plaintiffs tending to show that they had no intention of abandoning their rights. Gill v. Malan, 29 Utah 431, 82 P. 471 (1905).

Abandonment, as applied to doctrine of appropriation of water to a beneficial use, means an intentional relinquishment of a known right. Hammond v. Johnson, 94 Utah 20, 66 P.2d 894 (1937).

In action to quiet title to waters of a spring, finding of court that defendants said plaintiff was stealing their water negated an abandonment of the water by defendants, so it could not revert to public and again be subject to appropriation. Hammond v. Johnson, 94 Utah 20, 66 P.2d 894 (1937).

Abandonment is a separate and distinct concept from that of a forfeiture. Wellsville E. Field Irrigation Co. v. Lindsay Land & Livestock Co., 104 Utah 448, 137 P.2d 634, rehearing denied, 104 Utah 498, 143 P.2d 278 (1943); In re Drainage Area of Bear River, 12 Utah 2d 1, 361 P.2d 407 (1961).

The burden is on the person asserting abandonment of water rights to prove it and proof of abandonment must fail in absence of showing of an intent to abandon. Wellsville E. Field Irrigation Co. v. Lindsay Land & Livestock Co., 104 Utah 448, 137 P.2d 634, rehearing denied, 104 Utah 498, 143 P.2d 278 (1943); Smithfield W. Bench Irrigation Co. v. Union Cent. Life Ins. Co., 113 Utah 356, 195 P.2d 249 (1948); Fairfield Irrigation Co. v. Carson, 122 Utah 225, 247 P.2d 1004 (1952); In re Escalante Valley Drainage Area, 12 Utah 2d 112, 363 P.2d 777 (1961).

Abandonment differs from the nonuse provided by this section in that abandonment requires proof of an intent to abandon the water right. In re Escalante Valley Drainage Area, 12 Utah 2d 112, 363 P.2d 777 (1961).

▼ADVERSE POSSESSION.

Adverse possession is not founded upon or dependent on the doctrine of abandonment or forfeiture for nonuse of water rights. Hammond v. Johnson, 94 Utah 20, 66 P.2d 894 (1937).

▼APPROPRIATION AFTER FORFEITURE.

When a vested right is forfeited by nonuse, there is reversion to the public, and the right to use water so abandoned can only be initiated by making a new appropriation after the water is available for appropriation. Whitmore v. Welch, 114

Utah 578, 201 P.2d 954 (1949).

FORFEITURE OF RIGHTS.

Nonuse of appropriated waters for statutory period, as well as intentional abandonment, results in loss of rights thereto. Deseret Livestock Co. v. Hooppiania, 66 Utah 25, 239 P. 479 (1925).

Forfeiture of a water right for nonuse during the statutory time may occur despite a specific intent not to surrender the right, since it is based, not upon an act done, or an intent had, but upon failure to use the right for the statutory time. Hammond v. Johnson, 94 Utah 20, 66 P.2d 894 (1937).

Forfeiture will not operate when the failure to use is a result of physical causes beyond the control of the appropriator, such as floods that destroy his dams and ditches, troughs, and the like, if the appropriator is ready and willing to divert the water when it is naturally available. Rocky Ford Irrigation Co. v. Kents Lake Reservoir Co., 104 Utah 202, 135 P.2d 108 (citing textbooks, decisions from other western states, and federal court cases), rehearing denied, 104 Utah 216, 140 P.2d 638 (1943).

Under this section a forfeiture is based upon the failure to use the water. Accordingly, there is no forfeiture where there is no showing that appropriator or his successor in interest has failed to use the water for a beneficial purpose for a period of five years. This principle does not, however, imply that an appropriator can, without getting the approval of the state engineer, change the nature of the use or the place of diversion. Nor may an appropriator who has a supplemental storage right, without completing construction of storage facilities in the allotted time, and without getting an extension of time for the completion of construction, keep his storage right alive indefinitely by making direct flow diversions from the river. Rocky Ford Irrigation Co. v. Kents Lake Reservoir Co., 104 Utah 216, 140 P.2d 638 (1943).

Pledgee of certificate of mutual irrigation company could not be charged with abandonment by nonuse because certificate was not used for a period of more than five years, where certificate was void, and, therefore, the holder thereof was never entitled to any water rights thereunder. Commercial Bank v. Spanish Fork S. Irrigation Co., 107 Utah 279, 153 P.2d 547 (1944).

Statutes fixing the maximum time limit for the nonuse of a water right, when free from ambiguity, should be strictly construed, and a case clearly made out before any relief should be extended to the delinquent thereunder. Baugh v. Criddle, 19 Utah 2d 361, 431 P.2d 790 (1967).

Town's leasing of its water right in violation of Utah Const., Art. XI, § 6, did not work a statutory forfeiture of the town's water right where the water was apparently contaminated and generally unsuitable for culinary use and the lease arrangement at least insured that the water was beneficially used for irrigation, with no actual loss to the town's citizens because the technology to render the water usable for town purposes was apparently not available during the term of the lease. Eskelsen v. Town of Perry, 819 P.2d 770 (Utah 1991).

IN GENERAL.

For discussion of the concepts of abandonment and forfeiture of water rights, the distinction between abandonment and forfeiture of water rights and loss of rights to another by prescription or adverse use, and the requirements for and proof of a

water right by adverse use, see Wellsville E. Field Irrigation Co. v. Lindsay Land & Livestock Co., 104 Utah 448, 137 P.2d 634, rehearing denied, 104 Utah 498, 143 P.2d 278 (1943); In re Drainage Area of Bear River, 12 Utah 2d 1, 361 P.2d 407 (1961).

The development of water in this arid state requires strict adherence to statutory sanctions, without delay or nonconformance thereto, except in rare and highly equitable instances. Baugh v. Criddle, 19 Utah 2d 361, 431 P.2d 790 (1967).

PROOF OF FORFEITURE.

Because the party asserting forfeiture did not challenge the trial court's ruling that it was required to prove forfeiture by clear and convincing evidence, the company accepted that burden, which it failed to meet. The reviewing court declined to address the issue of whether "clear and convincing" was the correct burden of proof. Butler, Crockett & Walsh Dev. Corp. v. Pinecrest Pipeline Operating Co., 2004 UT 67, 98 P.3d 1.

STANDING.

A water conservancy district lacked standing under the traditional test to bring an action under this section because its evidence regarding the connection between its own water use and that of the water right owner's was inconclusive. Wash. County Water Conservancy Dist. v. Morgan, 2003 UT 58, 82 P.3d 1125.

Water conservancy district's challenge to the state engineer's approval of a water right owner's change application and its forfeiture action against the water right owner did not qualify for the public importance exceptions to the traditional standing rule, as the district made no showing that the validity of the water right owner's right to use groundwater was an issue of sufficient public importance to justify departure from traditional standing requirements. Wash. County Water Conservancy Dist. v. Morgan, 2003 UT 58, 82 P.3d 1125.

Former Utah Water Conservancy Act, § 17A-2-1401 et seq. (see now § 17B-2a-1001 et seq.), did not confer standing on a water conservancy district to bring a forfeiture action against a private water right owner under this section; its broad purpose statements were insufficient to establish statutory standing to seek to overturn approved change applications or to press forfeiture claims in cases where the district's own uses were not affected and the district's express powers (see § 17B-2a-1004) did not include the power to enforce beneficial water use through the water forfeiture statute. Wash. County Water Conservancy Dist. v. Morgan, 2003 UT 58, 82 P.3d 1125.

TIME EXTENSION.

State engineer's proposed determination in a drainage area which disallowed plaintiffs' water rights in their wells interrupted the running of this section against the plaintiffs and the fact that plaintiffs did not file a protest within five years after the effective date of the statute was not controlling since they did file within the time extended by the court. In re Escalante Valley Drainage Area, 12 Utah 2d 112, 363 P.2d 777 (1961).

Right to use water nonconsumptively to run power mill wheel lapsed when owner failed to file engineer's form stating that beneficial use had been resumed within extension of time to resume granted when mill burned down, notwithstanding

argument that resumption of use had actually occurred within extension period. Baugh v. Criddle, 19 Utah 2d 361, 431 P.2d 790 (1967).

Party applying to state engineer for extension of time in which to resume use of water does not have to pay filing fee in advance. Glenwood Irrigation Co. v. Myers, 24 Utah 2d 78, 465 P.2d 1013 (1970).

In action to have defendant's right to use water declared forfeited for nonuse and to enjoin any further use, trial court improperly granted summary judgment for plaintiff since state engineer had granted extension of time for defendant to resume use and plaintiff did not use proper remedy of civil action in district court for review of state engineer's decision, but rather filed action to have defendant's rights declared forfeited, which resulted in an attempt by plaintiff to exercise authority granted specifically to state engineer to enjoin unlawful diversion. Glenwood Irrigation Co. v. Myers, 24 Utah 2d 78, 465 P.2d 1013 (1970).

WASTE WATER.

Portion of appropriated water allowed to run waste cannot be appropriated by another unless owner intentionally abandons right to its use, or fails to apply it to beneficial purpose for statutory period, and owner may reclaim exclusive rights to such water by applying it to beneficial use at any time before lapse of statutory period, in absence of earlier intentional abandonment of rights thereto. Torsak v. Rukavina, 67 Utah 166, 246 P. 367 (1926).

Question of waste water or excess water is discussed at length in majority and concurring opinions in Smithfield W. Bench Irrigation Co. v. Union Cent. Life Ins. Co., 105 Utah 468, 142 P.2d 866 (1943).

COLLATERAL REFERENCES

UTAH LAW REVIEW. --The Failure of Subdivision Control in the Western United States: A Blueprint for Local Government Action, 1988 Utah L. Rev. 569.

Recent Legislative Developments in Utah Law -- Water Forfeiture Amendments, 2003 Utah L. Rev. 790.

Recent Case Law Developments: The Utah Water Conservancy Act Does Not Confer Statutory Standing upon a Water Conservancy District to Press Forfeiture Claims or to Appeal an Administrative Decision of the State Engineer, 2005 Utah L. Rev. 334.

JOURNAL OF ENERGY LAW AND POLICY. --Legal Impediments to Interstate Water Marketing: Application to Utah, 9 J. Energy L. & Pol'y 237 (1989).

Nephi City v. Hansen: The Utah Supreme Court Sidesteps Public Trust Principles in Allowing Forfeiture of Municipal Water Rights, 11 J. Energy L. & Pol'y 369 (1991).

Recent Development: Did the Utah Supreme Court, in Butler, Crockett, and Walsh Development Corp. v. Pinecrest Pipeline Operating Co., Expand the Scope of Beneficial Use in the Water Rights Context?, 26 J. Land, Resources & Envtl. L. 183 (2005).

The Last Untapped River in Utah: An Argument Against the Development of the Bear River, 28 JLREL 141 (2008).

TREATISES. --Thomas and Backman, Utah Real Property Law (LexisNexis 2005), §

9.04.

AM. JUR. 2D. --78 Am. Jur. 2d Waters §§ 240, 342.

C.J.S. --93 C.J.S. Waters § 193.

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TOC: Utah Code Annotated **> / . . . / >**
. . . / TITLE 73. WATER AND IRRIGATION / . . .
CHAPTER 1. GENERAL PROVISIONS **> § 73-1-4. Reversion to the public by abandonment or forfeiture for nonuse within seven years -- Nonuse application**
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Date/Time: Wednesday, August 17, 2011 - 2:19 PM EDT

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Outline

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Author: Dan McGlothlin at NP-WASO-WR
Date: 05/05/1999 9:03 AM
Priority: Normal
TO: Jeff Hughes
Subject: Re: Zion Shared Water Pipeline with Springdale

Jeff,
Would you please make sure this information reaches the appropriate docket? Thanks, Dan

_____ Forward Header _____
Subject: Re: Zion Shared Water Pipeline with Springdale
Author: Bill Hansen at NP-WASO-WR
Date: 04/30/1999 2:24 PM

Dave,

Interesting. Make sure you consult Scott Loveless on the agreement.

Bill

_____ Reply Separator _____
Subject: Zion Shared Water Pipeline with Springdale
Author: Dave Sharrow at np-cebr
Date: 04/30/1999 11:37 AM

This is for your information and files regarding the Zion water supply and Springdale.

With the flood damage to the Flannigan Ditch in Sammy's Canyon and current construction of a new VC and other facilities in the Watchman Campground, this looked like a good time to begin the transition from a ditch based irrigation system to a pressurized system. It was also noted we had been having trouble getting our fair share of water out of the pipeline (a problem wrongly attributed to venturi effect at the "T"). It was thought that tapping into the pipe further downstream could give us more head, possibly enough to operate a low pressure irrigation system.

When NPS tapped into the line at the watchman bridge, Springdale found that flow at their end of the pipe decreased dramatically and became very excited. The result was a meeting on April 27, 1999 with NPS, Town of Springdale and the Irrigation Company. Much of the discussion was new information to me, so I thought I would share it.

History

When the ditch system was replace by a pipeline in the 1980s, NPS was provided with two taps into the line, a 4" line for its 3.3 shares of irrigation company water, and a 12" line for its Flannigan Ditch Right of 1.38 cfs. The 12" tap was oversized so that if the pipeline failed, the combined NPS and Springdale diversion could be delivered via the Flannigan Ditch. (The lower part of the ditch has since deteriorated beyond possible use.) The pipeline was sized as follows; 18" from the diversion to the 12" NPS tap upstream of the watchman residential area, and 15"

thereafter. With friction loss, the 15" line was intended to deliver exactly Springdale's diversion right to their treatment/pumping facility.

In 1992, a toddler in the watchman residential area fell into the ditch and almost drowned. As a result, the NPS moved their tap about 1500 feet downstream and installed a 6" connection discharging water into the Flannigan Ditch at that point. At the meeting the Springdale contingent claimed to have never known of this change, but a letter to the Water Superintendent was later found in the park files. Both parties began at that time to have difficulties getting all their water, though neither took any action. The problem was trying to pull both NPS and Springdale water through the 15" pipe. This became even more apparent when the NPS recently tapped into the pipeline another 1800 feet downstream.

Agreements

The NPS has agreements with Springdale regarding wastewater, and several other matters, but no agreement has been developed for irrigation water. In addition, the Irrigation Company has no by-laws. I will be drafting a formal agreement between NPS and The Irrigation Company, and asking for WRB input. The irrigation company saw the need for developing by-laws, but that would force them to come to grips with some inconsistencies and abuses by some of their users that they have been avoiding for some time.

Decisions

The NPS will cap the most recent tap into the pipeline, and will return to the original 12" T. This will require piping water through the residential area, and probably all the way to the campground. In the interim, NPS will continue to take water below the residential area and use the Flannigan Ditch for irrigation through this season.

Dave Sharrow

U.S. Department of Justice

Environment and Natural
Resources Division

WMC:AFWalch
90-1-2-1256

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999 - 18th Street
Suite 945
Denver, Colorado 80202

Commercial Number
(303) 294-1900
FTS/330-1900

Telefax Number
(303) 294-1931
FTS/330-1931

January 10, 1992



Owen R. Williams
Chief, Water Rights Branch
National Park Service
Federal Building, Room 335
301 S. Howes
Fort Collins, CO 80521

Re: NPS Water Rights in Flanigan Ditch, Zion National Park

Dear Mr. Williams:

This is in response to your letter of September 16, 1991, and subsequent telephone conversations with you and Mr. Hansen. I raised with John Mabey, Utah Assistant Attorney General, the issue of the transfer of appropriative ditch rights from the prior owners to the United States resulting from the acquisition of property by deed in 1930, 1960, 1962, 1963 and 1964 by the National Park Service at Zion National Park, and how ownership could be properly reflected in the hydrographic survey being conducted by the State Engineer. These rights were originally decreed in the 1925 Virgin River Decree.

Based on this discussion, all that is required is for you to provide to Mr. Gerald Stoker, DNR State Water Engineer in Cedar City, Utah documents reflecting the change of ownership to the United States. He then will reflect the proper ownership of the appurtenant water rights in the hydrographic survey. Mr. Grafe, former Superintendent of Zion National Park, already has been in contact with Mr. Stoker and advised him of the change of title. See Letter of February 2, 1990. I suggest that Zion Park staff contact Mr. Stoker to see exactly what further documentation, if any, may be required to ensure that the change of ownership of the water right is properly reflected in the hydrographic survey. Since you have conducted a title search and have the deeds, this should be fairly readily accomplished.

Since this procedure requires no filing of a Statement of Claim with the State Court, I am returning the originals and copies of those documents to you. Please contact me if I can be of further service in this matter.

Sincerely,

Andrew F. Walch, Attorney
General Litigation Section

cc: Scott Loveless, Sol. Off., SLC (w/o encl)

09-16-1991: memorandum from owen r williams to john r. hill, jr. concerning statement of water users claim for the flanigan ditch

United States Department of the Interior
NATIONAL PARK SERVICE
WATER RESOURCES DIVISION
301 SOUTH HOWES ST., ROOM 353
FT. COLLINS, COLORADO 80521

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IN REPLY REFER TO:
L54(479)
ZION/Water Rights

September 16, 1991

John R. Hill, Jr.
Attorney, General Litigation Section
Land and Natural Resources Division
U.S. Department of Justice
999 18th Street, Suite 945
Denver, CO 80202

RE: Statement of Water User's Claim for the Flanigan Ditch, Zion National Park

Dear John:

Two signed and notarized original copies of the above Statement of Water User's Claim for Flanigan Ditch, Zion National Park, are attached. One is for submission to the District Court, Fifth Judicial District, Washington County, Utah. The second is for the State Engineer, 1636 West North Temple, Salt Lake City, Utah (as indicated on the Statement of Water User's Claim).

We are forwarding copies of these claims as per Maria Iizuka's instructions. It is our understanding that you will file these claims although Andy Walsh is now the attorney of record.

If our understanding is incorrect, or if you have any questions, please feel free to call me or Bill Hansen at (303) 493-1441.

Sincerely,

Owen R. Williams
Chief, Water Rights Branch

Enclosures

NATIONAL PARK SERVICE 75 1916 - 1991 ™

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT,
IN AND FOR Washington COUNTY, STATE OF UTAH

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF WATER, BOTH SURFACE AND UNDERGROUND, WITHIN THE DRAINAGE AREA OF THE VIRGIN RIVER IN UTAH

NOTE: Use this form to assert your water rights in the pending judicial adjudication. The State Engineer has made a hydrographic survey of this area, which includes your water rights and uses. Your receipt of this form constitutes notice to you that the survey has been completed and that your Water User's Claim is due within 90 days after you recieve this form. Under Utah law, unless you timely complete and file this form, your water rights cannot be recognized and you may not be able to assert them further. File this form with the Clerk of the District Court, at St. George, Utah; and a copy with the State Engineer, at 1636 West North Temple, Salt Lake City, Utah 84116.

STATEMENT OF WATER USER'S CLAIM

CODE and SERIAL NUMBER ___ _____ MAP: _____

1. **OWNER INFORMATION:** Name: United States of America, National Park Service (Zion NP)
   Address: Rocky Mountain Regional Office, P.O. Box 25287
   City: Denver State: CO. Zip Code: 80225-0287

2. **PRIORITY OF RIGHT:** 1880 Interest Claimed: 100 percent

3. **QUANTITY OF WATER:** 1.38 cfs and/or _____ acre feet

4. **RIGHT EVIDENCED BY:** Award No. 67 of the Virgin River Decree

5. **SOURCE:** North Fork Virgin River **DRAINAGE:** Virgin River

   POINT(S) OF DIVERSION: **COUNTY:** Washington
   (must be described with reference to U. S. Government Survey Corner)
   S. 550 ft. and E. 950 ft. from the NW Corner of Section 22, T41S, R10W, SLBM

   Diverting Works (name): Springdale Consolidated Irrigation CO. Pipeline/ Flanigan Ditch

6. **POINT(S) OF REDIVERSION:** The water is rediverted from the pipeline ~~at the point~~ to the Flanigan Ditch at the following points: N 6 degrees 48 minutes E 3,325 ft., and N 8 degrees 30 minutes E 1,400 ft. from the SW Corner of Sec. 22, T41S, R10W, SLBM

7. **STORAGE:** Water is to be stored in _____ Res. from _____ to _____ Capacity _____ ac. ft., Inundating _____ acres, Height of Dam ____ feet. The area inundated by the reservoir includes all or part of each of the following legal subdivisions: _____

8. **NATURE, PERIOD, PURPOSE AND EXTENT OF USE:**
Claims used for purpose described: _____
STOCKWATERING: From _____ to _____ Animal Units _____
DOMESTIC: From _____ to _____ No. Families _____ Persons _____
MUNICIPAL: From _____ to _____ Municipality _____
MINING: From _____ to _____ District _____
Mine _____ Ores _____
POWER: From _____ to _____ Rated Capacity _____
Power Plant Name _____
OTHER: From _____ to _____ Description of Use _____

IRRIGATION: From 1/1 to 12/31 Total Acres 73.4
Sole Supply Acres 73.4 Area Irrigated in legal subdivisions of land by 40-acre tract. NW1/4 NE1/4, SW1/4 NE1/4, NE1/4 NW1/4, SE1/4 NW1/4 in Section 28; NW1/4 SW1/4, SW1/4 SW1/4, SW1/4 NW1/4 in Section 22; SE1/4 SE1/4 in Section 21; all in T41S, R10W, SLBM

9. **PLACE OF USE:** If other than as described in area irrigated, in legal subdivisions of land by 40-acre tract: _____

10. **POINT(S) OF RETURN:** Amount of water consumed _____ Amount of water returned _____ The water will be returned to the natural stream at a point(s) described as follows: _____

11. **EXPLANATORY OR OTHER FACTS:** The point of diversion for this water right is the same as that for the Springdale Consolidated Irrigation Company's pipeline. Aside from 0.27 cfs assigned to Ardell and Mary Jane Demille, the United States, National Park Service acquired all the shares in the former Flanigan Ditch Company (Exhibit A). The area currently irrigated is described and delineated (Exhibit B).

12. The undersigned hereby enters his appearance in this water adjudication and **waives service of summons** or other process.

STATE OF ~~UTAH~~ COLORADO)
) **SS.**
COUNTY OF LARIMER)

The undersigned swears on oath that he makes and certifies this water user's claim either as the claimant himself or as the duly-authorized agent of the claimant, that he has read and knows the contents of the claim, that he signs the same, and that the information supplied therein is true to the best of his knowledge and belief.

Title: Chief, Water Rights Branch, Water Resources Division, National Park Service
(Individual or Office) Signature

Subscribed and sworn to before me this 16 day of September, 1991

Residing at: 205 W. Oak Ft. Collins Co 80521
Commission expires: _____ Notary Public

My Commission Expires April 20, 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT,
IN AND FOR Washington COUNTY, STATE OF UTAH

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF WATER, BOTH SURFACE AND UNDERGROUND, WITHIN THE DRAINAGE AREA OF THE VIRGIN RIVER IN UTAH

NOTE: Use this form to assert your water rights in the pending judicial adjudication. The State Engineer has made a hydrographic survey of this area, which includes your water rights and uses. Your receipt of this form constitutes notice to you that the survey has been completed and that your Water User's Claim is due within 90 days after you recieve this form. Under Utah law, unless you timely complete and file this form, your water rights cannot be recognized and you may not be able to assert them further. File this form with the Clerk of the District Court, at St. George, Utah; and a copy with the State Engineer, at 1636 West North Temple, Salt Lake City, Utah 84116.

STATEMENT OF WATER USER'S CLAIM

CODE and SERIAL NUMBER ___ _____ **MAP:** _____

1. **OWNER INFORMATION:** Name: United States of America, National Park Service (Zion NP)
   Address: Rocky Mountain Regional Office, P.O. Box 25287
   City: Denver State: CO. Zip Code: 80225-0287
2. **PRIORITY OF RIGHT:** 1880 Interest Claimed: 100 percent
3. **QUANTITY OF WATER:** 1.38 cfs and/or _____ acre feet
4. **RIGHT EVIDENCED BY:** Award No. 67 of the Virgin River Decree
5. **SOURCE:** North Fork Virgin River **DRAINAGE:** Virgin River

   POINT(S) OF DIVERSION: **COUNTY:** Washington
   (must be described with reference to U. S. Government Survey Corner)
   S. 550 ft. and E. 950 ft. from the NW Corner of Section 22, T41S, R10W, SLBM

   Diverting Works (name): Springdale Consolidated Irrigation CO. Pipeline/ Flanigan Ditch
6. **POINT(S) OF REDIVERSION:** The water is rediverted from the pipeline ~~at the point~~ to the Flanigan Ditch at the following points: N 6 degrees 48 minutes E 3,325 ft., and N 8 degrees 30 minutes E 1,400 ft. from the SW Corner of Sec. 22, T41S, R10W, SLBM
7. **STORAGE:** Water is to be stored in _____ Res. from _____ to _____ Capacity _____ ac. ft., Inundating _____ acres, Height of Dam ____ feet. The area inundated by the reservoir includes all or part of each of the following legal subdivisions: _____

8. **NATURE, PERIOD, PURPOSE AND EXTENT OF USE:**
Claims used for purpose described: _____
STOCKWATERING: From _____ to _____ Animal Units _____
DOMESTIC: From _____ to _____ No. Families _____ Persons _____
MUNICIPAL: From _____ to _____ Municipality _____
MINING: From _____ to _____ District _____
Mine _____ Ores _____
POWER: From _____ to _____ Rated Capacity _____
Power Plant Name _____
OTHER: From _____ to _____ Description of Use _____

IRRIGATION: From 1/1 to 12/31 Total Acres 73.4
Sole Supply Acres 73.4 Area Irrigated in legal subdivisions of land by 40-acre tract. NW1/4 NE1/4, SW1/4 NE1/4, NE1/4 NW1/4, SE1/4 NW1/4 in Section 28; NW1/4 SW1/4, SW1/4 SW1/4, SW1/4 NW1/4 in Section 22; SE1/4 SE1/4 in Section 21; all in T41S, R10W, SLBM

9. **PLACE OF USE:** If other than as described in area irrigated, in legal subdivisions of land by 40-acre tract: _____

10. **POINT(S) OF RETURN:** Amount of water consumed _____ Amount of water returned _____ The water will be returned to the natural stream at a point(s) described as follows: _____

11. **EXPLANATORY OR OTHER FACTS:** The point of diversion for this water right is the same as that for the Springdale Consolidated Irrigation Company's pipeline. Aside from 0.27 cfs assigned to Ardell and Mary Jane Demille, the United States, National Park Service acquired all the shares in the former Flanigan Ditch Company (Exhibit A). The area currently irrigated is described and delineated (Exhibit B).

12. The undersigned hereby enters his appearance in this water adjudication and **waives service of summons** or other process.

STATE OF ~~UTAH~~ COLORADO)
) **SS.**
COUNTY OF LARIMER)

The undersigned swears on oath that he makes and certifies this water user's claim either as the claimant himself or as the duly-authorized agent of the claimant, that he has read and knows the contents of the claim, that he signs the same, and that the information supplied therein is true to the best of his knowledge and belief.

Title: Chief, Water Rights Branch, Water Resources Division, National Park Service
(Individual or Office)

Owen R Williams
Signature

* * * *

Subscribed and sworn to before me this 16 day of September, 1991

Residing at: 205 W. Oak Ft Collins CO 80521

Commission expires: _____

Leslie K Betz
Notary Public

My Commission Expires April 20, 1994

U.S. Department of Justice

Land and Natural Resources Division

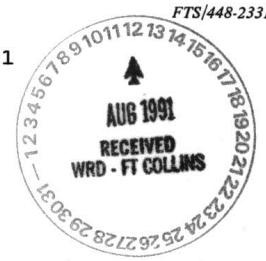
Sacramento Field Office

WMC:M.Iizuka
90-1-2-1254
(916) 551-1713

3305 Federal Building
650 Capitol Mall
Sacramento, California 95814

916/440-2331
FTS/448-2331

August 7, 1991



Owen R. Williams, Chief
Water Rights Branch
Water Resources Division
Federal Building, Room 345
301 S. Howes Street
Fort Collins, CO 80521

Dear Owen:

At our meeting in Denver, Alice Johns asked about the status of filing a claim for Flanigan Ditch. The Park Service had apparently provided John Hill with a set of materials to file.

I have talked to John and apparently, in their move to new offices, the package that the Park Service provided for Flanigan Ditch was lost. Would it be possible for Alice or someone else to replicate those materials? John assured me that if that were possible, he would ensure that the claim was filed.

Thanks very much.

Sincerely,

Maria

Maria A. Iizuka
Environment and Natural
Resources Division

cc: William R. Hansen
Water Resources Division
301 S. Howes Street, Room 353
Fort Collins, CO 80521

John Hill
U.S. Department of Justice
Environment and Natural Resources
999 18th Street Suite 945
Denver, Colorado 80202

02-27-1990: letter to john r. hill, jr/ attorney general litigation section, land and naturall resources division, department of justice co

United States Department of the Interior
NATIONAL PARK SERVICE
WATER RESOURCES DIVISION
301 SOUTH HOWES ST., ROOM 335
FT. COLLINS, COLORADO 80521

TAKE PRIDE IN AMERICA

IN REPLY REFER TO:
L54(479)
ZION/Water Rights

February 27, 1990

John R. Hill, Jr.
Attorney, General Litigation Section
Land and Natural Resources Division
Department of Justice
1961 Stout Street, Drawer 3607
Denver, CO 80294-3607

Re: Statement of Water User's Claim for the Flanigan Ditch, Zion National Park

Dear John:

Two signed and notarized original copies of the above Statement of Water User's Claim are attached. One is for submission to the District Court, Fifth Judicial District, Washington County, Utah. The second is for the State Engineer, 1636 West North Temple, Salt Lake City, Utah (as indicated on the Statement of Water User's Claim).

If you have any questions, please feel free to call me or Alice Johns at (303) 221-8301 or (303) 221-8304, respectively.

Sincerely,

O R Williams

Owen R. Williams
Chief, Water Rights Branch

Attachments

bcc: RMR - Regional Director, Huff
RMR - Hermance (w/attachments)
ZION - Superintendent (w/attachments)

A copy of this letter w/ the attachments was resent to Hill for filing

WRH
9/13/91

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT,
IN AND FOR Washington COUNTY, STATE OF UTAH

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF WATER, BOTH SURFACE AND UNDERGROUND, WITHIN THE DRAINAGE AREA OF THE VIRGIN RIVER IN UTAH

NOTE: Use this form to assert your water rights in the pending judicial adjudication. The State Engineer has made a hydrographic survey of this area, which includes your water rights and uses. Your receipt of this form constitutes notice to you that the survey has been completed and that your Water User's Claim is due within 90 days after you recieve this form. Under Utah law, unless you timely complete and file this form, your water rights cannot be recognized and you may not be able to assert them further. File this form with the Clerk of the District Court, at St. George, Utah; and a copy with the State Engineer, at 1636 West North Temple, Salt Lake City, Utah 84116.

STATEMENT OF WATER USER'S CLAIM

CODE and SERIAL NUMBER ___ _____ **MAP:** _____

1. **OWNER INFORMATION:** Name: United States of America, National Park Service (Zion NP)
   Address: Rocky Mountain Regional Office, P.O. Box 25287
   City: Denver State: CO. Zip Code: 80225-0287

2. **PRIORITY OF RIGHT:** 1880 Interest Claimed: 100 percent

3. **QUANTITY OF WATER:** 1.38 cfs and/or _____ acre feet

4. **RIGHT EVIDENCED BY:** Award No. 67 of the Virgin River Decree

5. **SOURCE:** North Fork Virgin River **DRAINAGE:** Virgin River

   POINT(S) OF DIVERSION: **COUNTY:** Washington
   (must be described with reference to U. S. Government Survey Corner)
   S. 550 ft. and E. 950 ft. from the NW Corner of Section 22, T41S, R10W, SLBM

   Diverting Works (name): Springdale Consolidated Irrigation CO. Pipeline/ Flanigan Ditch

6. **POINT(S) OF REDIVERSION:** The water is rediverted from the pipeline ~~at the point~~ to the Flanigan Ditch at the following points: N 6 degrees 48 minutes E 3,325 ft., and N 8 degrees 30 minutes E 1,400 ft. from the SW Corner of Sec. 22, T41S, R10W, SLBM

7. **STORAGE:** Water is to be stored in _____ Res. from _____ to _____ Capacity _____ ac. ft., Inundating _____ acres, Height of Dam ____ feet. The area inundated by the reservoir includes all or part of each of the following legal subdivisions: _____

8. **NATURE, PERIOD, PURPOSE AND EXTENT OF USE:**
Claims used for purpose described: _____

STOCKWATERING: From _____ to _____ Animal Units _____
DOMESTIC: From _____ to _____ No. Families _____ Persons _____
MUNICIPAL: From _____ to _____ Municipality _____
MINING: From _____ to _____ District _____
Mine _____ Ores _____
POWER: From _____ to _____ Rated Capacity _____
Power Plant Name _____
OTHER: From _____ to _____ Description of Use _____

IRRIGATION: From 1/1 to 12/31 Total Acres 73.4
Sole Supply Acres 73.4 Area Irrigated in legal subdivisions of land by 40-acre tract. NW1/4 NE1/4, SW1/4 NE1/4, NE1/4 NW1/4, SE1/4 NW1/4 in Section 28; NW1/4 SW1/4, SW1/4 SW1/4, SW1/4 NW1/4 in Section 22; SE1/4 SE1/4 in Section 21; all in T41S, R10W, SLBM

9. **PLACE OF USE:** If other than as described in area irrigated, in legal subdivisions of land by 40-acre tract: _____

10. **POINT(S) OF RETURN:** Amount of water consumed _____ Amount of water returned _____ The water will be returned to the natural stream at a point(s) described as follows: _____

11. **EXPLANATORY OR OTHER FACTS:** The point of diversion for this water right is the same as that for the Springdale Consolidated Irrigation Company's pipeline. Aside from 0.27 cfs assigned to Ardell and Mary Jane Demille, the United States, National Park Service acquired all the shares in the former Flanigan Ditch Company (Exhibit A). The area currently irrigated is described and delineated (Exhibit B).

12. The undersigned hereby enters his appearance in this water adjudication and **waives service of summons** or other process.

STATE OF ~~UTAH~~ COLORADO)
) **SS.**
COUNTY OF LARIMER)

The undersigned swears on oath that he makes and certifies this water user's claim either as the claimant himself or as the duly-authorized agent of the claimant, that he has read and knows the contents of the claim, that he signs the same, and that the information supplied therein is true to the best of his knowledge and belief.

Title: Chief, Water Rights Branch, Water Resources Division, National Park Service
(Individual or Office)

Signature

* * * *

Subscribed and sworn to before me this 27 day of February, 1990

Residing at: 265 N. Cook Ft Collins Co

Commission expires: _____

Notary Public

1993

12-21-1969: memorandum to chief water resources divisiion from chief land resources division, rmr/ concerning flanigan ditch wat

United States Department of the Interior
NATIONAL PARK SERVICE
ROCKY MOUNTAIN REGIONAL OFFICE
12795 W. Alameda Parkway
P.O. Box 25287
Denver, Colorado 80225-0287

TAKE PRIDE IN AMERICA



IN REPLY REFER TO:
L1425 (RMR-ML)
ZION--Flanigan Ditch

December 21, 1989

Memorandum

To: Chief, Water Resources Division, Fort Collins, Colorado

From: Chief, Land Resources Division, Rocky Mountain Region

Subject: Flanigan Ditch Water Rights and Chain of Title to Such Rights

Pursuant to Mr. Stan Ponce's memorandum to the Superintendent, Zion National Park, and his request of June 23, 1989 for record search of the chain of title, a search has been conducted by Lee Garrison of this office and Blair Mitchell of the Security Title Company in St. George, Utah with assistance from Mr. Shirts, the County Recorder.

Attached hereto is Mr. Garrison's memorandum of his findings and the attachments as listed. Enclosed are copies of 122 pages of transfer instruments from the county records pertaining to land serviced by Flanigan Ditch water. We have in our files another 128 pages of similar instruments which were copied for review but were not pertinent to the issue when scrutinized in detail.

We hope this gives you the background you need.

Richard A. Young

Enclosures

cc:
Supt., ZION w/enc
RMR-MR, Hermance, w/o enc.

ORDER FOR SUPPLIES OR SERVICES

PAGE 1 OF PAGES

IMPORTANT: Mark all packages and papers with contract and/or order numbers.

1. DATE OF ORDER	2. CONTRACT NO. (If any)	3. ORDER NO.	4. REQUISITION/REFERENCE NO.
08/28/89	OPEN MARKET	PX-1299-9-0782	89-140

5. ISSUING OFFICE (Address correspondence to)
NATIONAL PARK SERVICE RMR-AC
12795 West Alameda Parkway
Post Office Box 25287
Denver, Colorado 80225-0287

6. SHIP TO: (Consignee and address, ZIP Code)
NATIONAL PARK SERVICE ATTN: LEE GARRISON
12795 West Alameda Parkway
Lakewood, Colorado 80228
SHIP VIA: Best Way

7. TO: CONTRACTOR (Name, address and ZIP Code)
SECURITY TITLE COMPANY
POST OFFICE DRAWER C
ST. GEORGE, UT 84770

8. TYPE OF ORDER
[X] A. PURCHASE — Reference your VERBAL QUOTE
Please furnish the following on the terms and conditions specified on both sides of this order and on the attached sheets, if any, including delivery as indicated. This purchase is negotiated under authority of: FAR 13
[ ] B. DELIVERY — Except for billing instructions on the reverse, this delivery order is subject to instructions contained on this side only of this form and is issued subject to the terms and conditions of the above-numbered contract.

9. ACCOUNTING AND APPROPRIATION DATA
1292-2007-414 N 2500 C31

10. REQUISITIONING OFFICE
RR: & INFO: LEE GARRISON RMR-ML

11. BUSINESS CLASSIFICATION (Check appropriate box(es))
[X] SMALL [ ] OTHER THAN SMALL [ ] DIS-ADVAN-TAGED [ ] WOMEN-OWNED

12. F.O.B. POINT	14. GOVERNMENT B/L NO.	15. DELIVER TO F.O.B. POINT ON OR BEFORE (Date)	16. DISCOUNT TERMS
DESTINATION	N/A	09/08/89	NET 30
13. PLACE OF INSPECTION AND ACCEPTANCE: DESTINATION			

17. SCHEDULE (See reverse for Rejections)

ITEM NO. (A)	SUPPLIES OR SERVICES (B)	QUANTITY ORDERED (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)	QUANTITY ACCEPTED (G)
	PLEASE EXPEDITE ZION NATIONAL PARK, FLANIGAN DITCH. PROVIDE A RECORD SEARCH AND COPIES OF NECESSARY DEED TO COMPLETE CHAIN OF TITLE FOR THE PROPERTIES WHICH HAVE BEEN ACQUIRED BY THE UNITED STATES, AS MORE COMPLETELY DESCRIBED ON THE ATTACHED. IF THERE ARE ANY QUESTIONS, CONTACT DICK YOUNG OR LEE GARRISON, NPS, 303/969-2610	1	JOB	300.00	300.00	

18. SHIPPING POINT	19. GROSS SHIPPING WEIGHT	20. INVOICE NO.		17(H). TOT. (Cont. pages)

SEE BILLING INSTRUCTIONS ON REVERSE

21. MAIL INVOICE TO: (Include ZIP Code)
NATIONAL PARK SERVICE, RMR-APP
P.O. Box 25287, Denver, Colorado 80225-0287

300.00 — 17(I). GRAND TOTAL

22. UNITED STATES OF AMERICA BY (Signature) Shannon R. Cox

23. NAME (Typed) SHANNON R. COX 303/969-2791 (RMR-117)
TITLE: CONTRACTING/ORDERING OFFICER

NPS Form 10-3470 (3-86) NATIONAL PARK SERVICE

8/28/89

(pencil in over xerox)

Provide record search and copies of necessary deeds to complete the chain of title on the following identified properties which have been acquired by the United States of America. A map of the properties is attached for your use. Those lands east of the Virgin River and west of the Flanigan Ditch and colored yellow are the areas of importance; however, we realize some of the deeds will extend beyond those boundaries.

We need the record of ownership to go back to the owner on the date of December 12, 1925. We already have a complete chain of title for Lots 9 and 10 in Section 28 and we also have copies of all the deeds when these lands went into federal ownership, so no need to repeat copying those deeds.

Township 41 South, Range 10 West, SLBM

Lands lying south and east of the river within the S1/2 SE1/4 of Section 21:

04-110 -- NPS Deed No. 7 in B. U-7, P. 532 (May 13, 1931)

04-105 -- NPS Deed No. 9 in B. U-7, P. 530 (May 13, 1931)

Lands lying east of the Virgin River within the NW1/4 SW1/4 and the SW1/4 NW1/4 of Section 22 and between the two forks of the Flanigan Ditch.

04-104 -- NPS Deed No. 12 in B. U-7, P. 524 (May 13, 1931)

Lands lying in Lot 15 and the W1/2 NE1/4, Section 28, east of the river:

04-117 -- NPS Deed No. 35 in B. S-47, P. 119 (February 4, 1964)

Lands lying in the W1/2 NE1/4, Section 28, east of the river:

04-115 -- NPS Deed No. 29 in B. S-37, P. 463 (June 7, 1962)

04-120 -- NPS Deed No. 28 in B. S-39, P. 104 (August 24, 1962)

04-118 -- NPS Deed No. 33 in B. S-46, P. 527 (January 14, 1964)

04-121 -- NPS Deed No. 37 in B. S-48, P. 432 (May 7, 1964)

04-122 -- NPS Deed No. 39 in B. S-40, P. 288 (November 5, 1962)

Return the required copies along with your original signed billing to:

National Park Service
Rocky Mountain Regional Office
Land Resources Division (RMR-ML)
12795 West Alameda Parkway
P.O. Box 25287
Denver, Colorado 80225-0287

If you have any questions, please call Lee Garrison at 303-969-2610.

FROM

THE DIVISION OF CORPORATIONS AND COMMERCIAL CODE
Salt Lake City, Utah 84145-0801

MEMO: _____

August 15, 1989

To: Lee Garrison, Land Resources Division

Re: Flanigan Ditch Company

I have checked all of our films, books and lists and I have also had the State Archives check their records from the Washington County area. No records have been found yet.

The Washington Co. Clerk's office has also looked. The 5th District Court Clerk has also looked. These two offices were at one time together but have now had their functions separated.

The Court Clerk retains the old water district information, but the County Clerk has the old corporate/partnership records. The County Clerk also has some very old record books, but you would probably have to send someone or go yourself to thumb through them for any information.

It is possible that we also may have the file on this company among our many thousands of files, but if so, the reference information has been lost. We hope to eventually go through the files and enter the information into our data system. Our records are much better than some, but there are some records missing.

Perhaps the Washington Co. Recorder would have some old land or deed records that pertain to this company--or is that where you found the reference in the first place?

Kay Thoreson

Kay Thoreson
Service Agent
801-530-6015

P.S. Washington County Clerk: 801-634-5702
Fifth District Court Clerk: 801-673-3852

STATE OF UTAH

Department of Commerce

The Division of Corporations and Commercial Code, certifies that according to a current computer search and a search of the expired corporate records, this office has been unable to find any record of FLANIGAN DITCH COMPANY

AS APPEARS OF RECORD IN THE DIVISION OFFICE.

DIVISION OF CORPORATIONS AND COMMERCIAL CODE
STATE OF UTAH

Dated this 15th day of August A.D. 19 89

Peter Van Alstyne
Director, Division of
Corporations and Commercial Code

08-02-1989: letter to department of corporations, salt lake city, ut, kay thoreson from lee garrison, land resource division requestin

United States Department of the Interior

NATIONAL PARK SERVICE

ROCKY MOUNTAIN REGIONAL OFFICE
12795 W. Alameda Parkway
P.O. Box 25287
Denver, Colorado 80225-0287

1989 AUG -4 AM 10:30

TAKE PRIDE IN AMERICA

IN REPLY REFER TO:

L1425 (RMR-ML)
ZION--Flanigan Ditch

August 2, 1989

$10.00 Pd.
LM

Department of Corporations
P.O. Box 45801
Salt Lake City, Utah 84145-0801

Dear Ms. Kay Thoreson:

Please conduct a search of your microfilm on corporation records and furnish a copy of any instruments or other information pertaining to the Flanigan Ditch Company, a mutual association, established in 1880 with Sam'l R. Crawford as president at Springdale, Utah.

Enclosed is my personal check for $10.00 to cover the costs. Please furnish a signed receipt along with any information you may discover to the above address. If you have any questions, you may telephone me or Richard A. Young at 303-969-2610.

Sincerely,

Lee Garrison

Lloyd L. Garrison
Acting Chief
Land Resources Division

Enclosure

9227010087

United States Department of the Interior
NATIONAL PARK SERVICE
WATER RESOURCES DIVISION
301 SOUTH HOWES ST., ROOM 335
FT. COLLINS, COLORADO 80521

TAKE PRIDE IN AMERICA

JUN 1989 RECEIVED LAND RESOURCES DIVISION

IN REPLY REFER TO:

June 23, 1989

L54(479)
ZION/Water Rights

Memorandum

To: Superintendent, Zion National Park

From: Chief, Water Resources Division

Subject: Water Rights in the Flanigan Ditch, Zion National Park

By memorandum of May 16, 1989, the Chief of the Water Rights Branch transmitted to you a Provisional Hydrologist's Summary concerning the water rights in the North Fork Virgin River, within Zion National Park (ZION). In the transmittal memorandum, he indicated that the Provisional Summary would be revised or supplemented by June 7, 1989, following further inquiry at the County Recorder's and Water Commissioner's offices. However, inquiry at these offices produced no clarification. The question of the rights to the water in the Flanigan Ditch remains unsettled and, therefore, the Provisional Summary has not been revised.

As explanation, Gerald Stoker, the Water Commissioner, has record that the original Flanigan Ditch water right totals 1.38 cfs, and of this, 0.27 cfs is held by a party other than the United States. The Water Commissioner's records do not indicate the disposition of the balance of this right. After examination of water right transactions at the County Recorder's Office, my staff has found information indicating that rights to the Flanigan Ditch may have been transferred to the United States. However, the quantities or shares transferred and the legality of the transfers remain in question.

To ascertain the disposition of the Flanigan Ditch water rights, I recommend that Lands, RMR, be requested to examine the chain of title for water rights and lands irrigated under the Flanigan Ditch. Such should start in 1925, when the water rights, irrigated acreage, and land owners with interest in the ditch were defined in the Virgin River Decree (Decree entered December 12, 1925, in the District Court, 5th Judicial District, Washington County, State of Utah), and continue until the present day.

If you decide to request the chain of title research, the Water Resources Division (WRD) would be willing to provide the funding. Please contact me at your earliest opportunity and let me know if this is acceptable to you.

After a title search has been completed, the Provisional Summary can be updated. In addition, if it is found that the United States does have rights in the Flanigan Ditch, the WRD will pursue amending ZION's water claims to include these rights.

Stanley L. Parce

cc: RMR - Hermance, Young
WRB - Williams, Cox

Awarded 67, VR Decree
1680 1ST 90.60 acs 1.65 cfs
Pods
- 14.70 - 0.27
(81-135)

75.90 acs 1.38 cfs

STATE OF UTAH
NATURAL RESOURCES
Water Rights
Southwestern Area • P.O. Box 506 • Cedar City, UT 84720-0506

From the desk of
Gerald Stoker

JEFF HUGHES 5/25/89

Attached are items relating to the "Flanigan Ditch Company" water right. As I indicated in our phone conversation we haven't much to go on in trying to establish a water right for the NPS. The title is still in the name of Flanigan Ditch Co., except for the portion that went to the DeMilles.

If you can come up with land deeds that might include the water rights it would be helpful.

Thanks,

Jerry

a-3343 Reject .53cfs Evan B. Lee

#63 a-1660 ext a-294 National Park Service

Date of Priority. Class Acreage Duty Amount — Period of Use. Point of Diversion. Place of Use. — 15

63. ~~CRAWFORD, DANIEL~~, Springdale, Utah.
1881 1 29.4 55 0.53 c.f.s.
a-1311 ext a-54 .53cfs Utah Parks Co-
a-1395 amend .53cfs Utah Parks Co-
from Jan. 1 to Dec. 31.
Said water to be diverted from the North Fork of the Virgin River into the Pine Creek Ditch at a point in Sec 15, T. 41 S., R. 10 W. and used to irrigate 29.4 acres in Sec 22, T. 41 S., R. 10 W.

64. CRAWFORD, JOHN R., Springdale, Utah.
1881 1 15.1 55 0.28 c.f.s.
a-1314 ext a-122 .28cfs John R Crawford
from Jan. 1 to Dec. 31.
Said water to be diverted from the North Fork of the Virgin River into the Pine Creek Ditch at a point in Sec 15, T. 41 S., R. 10 W. and used to irrigate 15.1 acres described as follows: 0.8 acre in Sec 21 and 14.3 acres in Sec 22, T. 41 S., R. 10 W.

65. JOHN GIFFORD DITCH COMPANY,
W. L. Crawford, Pres., Springdale, Utah.
1894 2 29.0 55 0.44 c.f.s.
(A Mutual Association) 53
a-1659 ext a-223 .53cfs National Park Service
from Jan. 1 to Dec. 31.
Said water to be diverted from either or both of two points as follows: (1) From the North Fork of the Virgin River at a point in Sec 15, T. 41 S., R. 10 W. and (2) From Oak Creek at a point 200 ft. S. and 1850 ft. W. of the NE Cor. of Sec. 21, T. 41 S., R 10 W. Said water to be conveyed through the John H. Gifford Ditch and used to irrigate 20.0 acres described as follows: 2.8 acres in Sec. 21 and 1.0 acre in Sec. 22 T. 41 S., R 10 W and is to be divided among the owners named hereinafter in the ratios of their respective individual acreage to the total acreage as follows: W. L. Crawford 14.0 acres; Jacob Crawford 5.0 acres; John Gifford 5.0 acres; Daniel Crawford 1.0 acre; John Crawford 1.0 acre; and James Crawford 5.0 acres.

66. CRAWFORD DITCH COMPANY,
John R. Crawford, Pres., Springdale, Utah.
1877 1 66.7 55 ~~1.03~~ c.f.s.
(A Mutual Association)
a-1658 ext a-222 1.21cfs National Park Service
from Jan. 1 to Dec. 31.
Said water to be diverted from the North Fork of the Virgin River into the Crawford Ditch at a point 250 ft. S. and 1500 ft. E. of the NW Cor. Sec. 22, T. 41 S., R. 10 W. and used to irrigate 66.7 acres of land described as follows: 61.3 acres in Sec. 21; 5.1 acres in Sec. 22 and 0.3 acre in Sec 28, T. 41 S., R 10 W. Said water to be divided among the owners named hereinafter in the ratios of their respective individual acres to the total acreage as follows: John R. Crawford 27.4 acres; Daniel Crawford 0.1 acres; James Crawford 26.0 acres; E. E. Winder 5.0 acres; Lyle Winder 1.1 acres; Byron Roesch 1.1 acres. Total 66.7 acres.

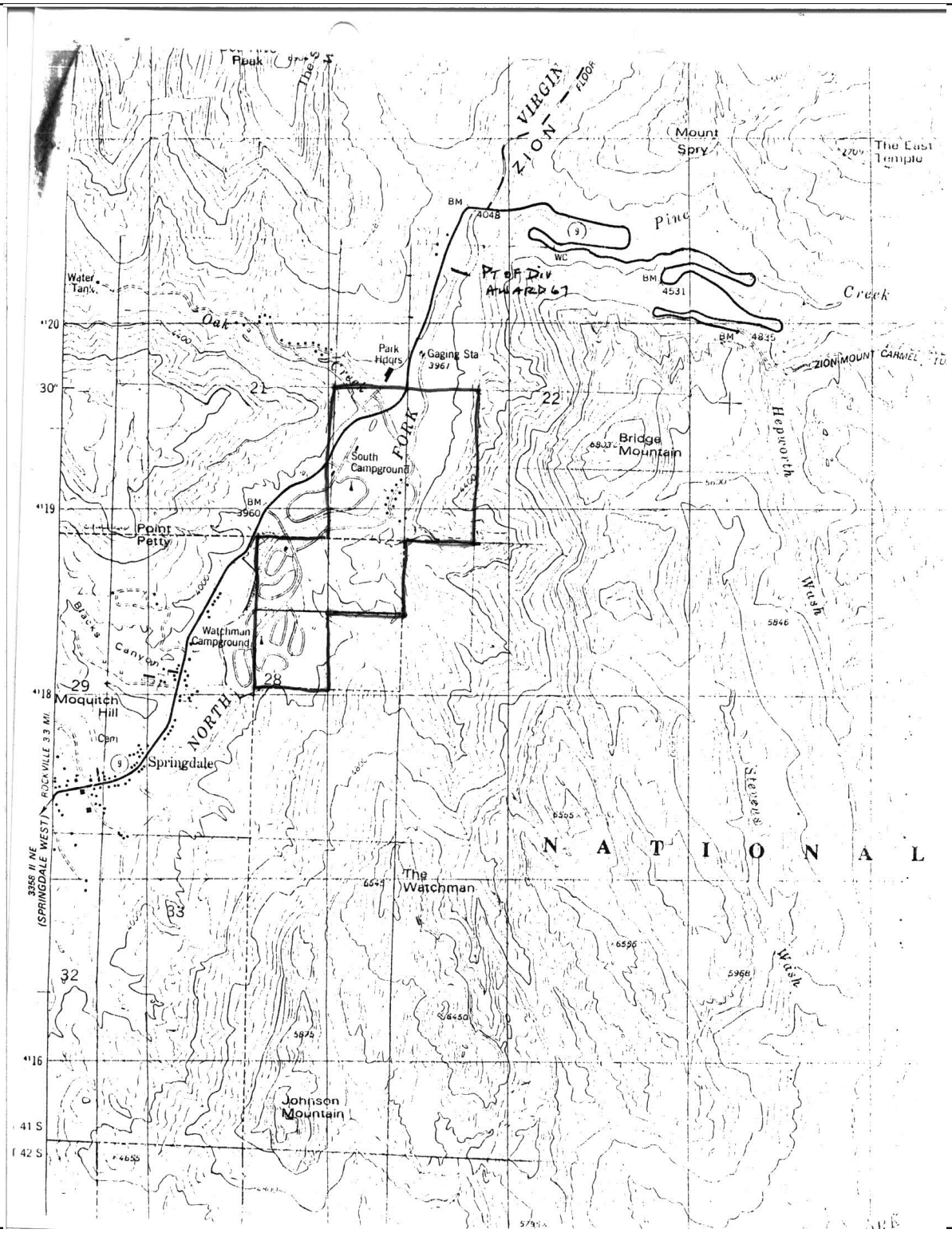
Award 67. ~~FLANIGAN~~ DITCH COMPANY,
Sam'l K. Crawford, Pres., Springdale, Utah.
1880 1 ~~90.6~~ 55 ~~1.65 c.f.s.~~
(A Mutual Association)
a-2995 ext a-541 1.65cfs Flanigan Ditch Co-
a-4874 amend 1.65cfs Flanigan Ditch Co.
a-5170 Pending .27cfs Ardell Dr Mills
from Jan. 1 to Dec. 31.
Said water to be diverted from the North Fork of the Virgin River into the Flanigan Ditch at a point 550 ft. S. and 950 ft. E. of the NW Cor. of Sec 22, T. 41 S., R. 10 W. and used to irrigate 90.6 acres of land described as follows: 0.6 acres in Sec. 21; 69.3 acres in Sec. 28; 5.2 acres in Sec. 33 and 11.5 acres in Sec. 32, T. 41 S., R. 10 W. Said water to be divided among the owners named hereinafter in the ratios of each individual acreage to the total acreage as follows: John R. Crawford 3.1 acres; Samuel K. Crawford 15.2 acres; John Roesch 5.1 acres; John Dennett 19.2 acres; Oscar Dellow 7.1 acres; Walter Roesch 2.2 acres; Isaac Isaacson 20.2 acres; Don Dellow 5.2 acres; William H. Gifford 15.2 acres; John Winder 8.1 acres. Total 90.6 acres.

68. SPRINGDALE CONSOLIDATED IRRIG CO,
Inc., J. J. Gifford, Pres., Springdale, Utah.
1870 1 218.3 55 3.97 c.f.s.
a-3153 ext a-415 3.97cfs Springdale Con. Ir.
a-5160 Lapsed .164cfs & 3.97cfs diversion
from Jan. 1 to Dec. 31.
Said water to be diverted from the North Fork of the Virgin River into the Springdale Consolidated Ditch at a point 1320 ft. North of the SE Cor. of Sec. 21, T. 41 S., R. 10 W. and used to irrigate 218.3 acres described as follows: 9.3 acres in Sec. 29; 68.8 acres in Sec. 35; 112.0 acres in Sec. 32, T. 41 S., R 10 W and 5.2 acres in Sec. 5, T. 42 S., R 10 W

81-1124 — 81-1176 — 81-1125 — 1135 — 81-1142

Jeff Hughes: Send Copy of 81-1135.

Alice Johnson
U.S. National Park Service (Water Res.)
301 South Howes St. Rm 353
Ft. Collins, CO 80521


VIRGIN
ZION
FLOOF
Mount
Spry
The East
Temple
BM
4048
Pine
WC
PT OF DIV
ATW APR 67
BM
4531
Creek
Water
Tank
Oak
Park
Hdqrs
Gaging Sta
3961
BM
4845
ZION MOUNT CARMEL
21
22
30"
FORK
South
Campground
Bridge
Mountain
Heaworth
BM
3960
Point
Petty
Wash
5846
Watchman
Campground
29
28
Moquitch
Hill
Springdale
NORTH
Steven's
N A T I O N A L
The
Watchman
6544
6556
5968
33
32
Johnson
Mountain
5875
41 S
42 S
3358 II NE
(SPRINGDALE WEST)
ROCKVILLE 3.3 MI

CERTIFICATE OF PERMANENT CHANGE OF POINT OF DIVERSION, PLACE, PURPOSE OR PERIOD OF USE OF WATER

STATE OF UTAH

Change Application No. ~~a-5170 (Area 81)~~ Certificate No. ~~a-688~~

1. Nature of change: Point of diversion ☒ Place of use ☐ Purpose of use ☐ Period of use ☐
2. Name of applicant ~~State of Utah, Board of Water Resources~~ ~~& Donald E. DeMille, ½ int. each~~
3. Address of applicant ~~435 State Capitol Building~~ Salt Lake City, Utah 84114
4. Source of supply ~~North Fork Virgin River~~ Drainage area ~~Colorado River~~
5. Priority of original right ~~1890~~ Priority of change ~~February 24, 1967~~
6. Right or rights upon which change was based ~~award 67, Virgin River Decree, Ch. Appl. a-2995~~ Appl. 4375, Cert. No. a-541
7. Quantity of water changed ~~0.27~~ c.f.s. ~~_____~~ Acre ft.
8. Nature and annual period of use: (both dates inclusive)

X	Irrigation	from	January 1	to	December 31
	Stockwatering	from		to	
	Domestic	from		to	
	Municipal	from		to	
		from		to	

9. Point of diversion North 606 ft. East 1631 ft. from the SW Cor. Sec. 32, T41S, R10W, SLBM.

Washington County, Utah

10. Description of diverting works Concrete diversion dam, inverted siphon & open ditches
11. Place and/or extent of use

Irrigation Purposes: 3.3 acs. $SE\frac{1}{4}SE\frac{1}{4}$, 8.21 acs. $SW\frac{1}{4}SE\frac{1}{4}$, 7.39 acs. $SE\frac{1}{4}SW\frac{1}{4}$, Sec. 1, T42S, R11W, SLBM, 1.09 acs. $NE\frac{1}{4}NE\frac{1}{4}$, 4.36 acs. $NW\frac{1}{4}NE\frac{1}{4}$, 4.40 acs. $NE\frac{1}{4}NW\frac{1}{4}$, Sec. 12, T42S, R11W, SLBM or a total of 28.75 acres.

This right is limited to the irrigation requirements of 14.70 acres.

12. Other rights appurtenant Supplemental with rights from the Hall & Grafton Irrigation Company

W.U.C. No. 1135

This certificate entitles the holder to use only sufficient water from all rights combined to constitute an economic duty without waste.

The right evidenced by this certificate is restricted to the change described herein, and the certificate in no way establishes nor validates the water right claimed by the applicant, and the change is to in no way enlarge the original right or rights.

The works employed in this change are to be operated and maintained in such manner and condition as will prevent waste of water.

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office this 22nd day of July, 19 70.

Hubert C. Lambert

Hubert C. Lambert
State Engineer

Lower Ditch for irrigation, annually from the date hereof, und
the supervision of the agent or agents duly appointed accordi
to the provisions of said Act

Toquerville
March 7th 1882

Samuel W. Redd } Selectmen and Ex officio
George Spilsbury } Water Commissioners
Kane County, U.T.

I hereby certify the foregoing Certificate was filed for record
November 3rd 1882 and recorded November 4th 1882

Martin Slack
County Recorder

No. 345. Water Commissioner's Certificate, Kane County, U.T.

This certifies to all whom it may concern:—

That Thomas E. Flannigan, of the Town of Springdale, was on t
10th day of March A.D. 1882, in pursuance of the provisions of Sec
1 of An Act of the Legislative Assembly of the Territory of Utah, en
titled," An Act providing for recording vested rights to the use of
water, and regulating their exercise," approved Feb. 20, 1880, by th
undersigned Water Commissioners of Kane County, U.T., adjudg
to be entitled to his portion for Forty (40) acres Primary Right of
40
2.79½ or Forty Shares, of the natural supply known as the North fork
of the Virgen River, for irrigation, annually from the date here
under the supervision of the agent or agents duly appointed
according to the provisions of said Act.

Samuel W. Redd } Selectmen and ex officio
Toquerville George Spilsbury } Water Commissioners
March 10th 1882 Kane County, U.T.

I hereby certify the foregoing Certificate was filed for record
December 21st 1882 and recorded same day

Martin Slack
County Recorder

THIS IS N. FORK VIRGIN RIVER
WATER FOR ROCKVILLE DITCHES
LEE GARRISON 7/9/89

Book "E" P. 47

May 16, 1989

L34(479)
ZION/Water Rights

Memorandum

To: Superintendent, Zion National Park

From: Chief, Water Rights Branch, Water Resources Division

Subject: Water Rights in the North Fork Virgin River, within Zion National Park

In an April 14, 1989, meeting at Zion National Park, you requested a summary of water rights in the North Fork Virgin River, within Zion National Park. A hydrologist's summary titled "Water Rights of the United States and Springdale Consolidated Irrigation Company in the North Fork Virgin River, within Zion National Park" is attached. However, there are still a number of questions concerning the water rights which remain.

With your concurrence, the Water Resources Division will inquire at the County Recorder's and Water Commissioner's offices to further define the water rights, and by June 7, 1989, the hydrologist's summary will be revised or supplemented. Until then, the hydrologist's summary should be considered provisional.

If you have any questions please contact Alice Johns or me at (303) 221-8304 and (303) 221-8301, respectively.

Owen Williams

Attachment

cc: DOJ - Hill
RMR - Hermance
WRD - Hughes

FNP:AJOHNS:jr:221-8304:05/09/89:WANG #461

Provisional
Hydrologist's Summary

Water Rights of the United States and Springdale Consolidated Irrigation Company in the North Fork Virgin River, within Zion National Park

May 1, 1989

Executive Summary

At the request of the Superintendent, Zion National Park (ZION), a summary of the water rights of the United States and of Springdale Consolidated Irrigation Company (SCIC), to the waters of the North Fork Virgin River within ZION, is presented. At one time there were four ditches which carried water from the North Fork Virgin River within what is now ZION; the Crawford, the Gifford, the Flanigan, and SCIC's ditch. Presently, there are three: the Gifford, the Crawford, and SCIC's pipeline.

The United States holds water rights in the Crawford and Gifford Ditches. These rights were acquired from various parties over the years, after which time the United States filed applications with the State of Utah to change the point of diversion, place, and nature of use associated with the rights.

SCIC holds a water right for 3.97 cfs. The United States holds 3.3 shares in the SCIC. In 1956, the Flanigan Ditch Company and SCIC began using the same headgate, that being the headgate of the Flanigan Ditch. After the United States acquired the lands formerly served by the Flanigan Ditch Company, SCIC and the National Park Service (NPS) entered a Memorandum of Agreement concerning maintenance of the jointly-used Flanigan Ditch. In 1988, SCIC completed the installation of a pipeline to replace the open ditch. No agreement between SCIC and the NPS concerning the pipeline has been entered.

The NPS has been diverting 1.47 cfs from the Flanigan Ditch or SCIC Pipeline headgate since the mid 1960's. However, based on information in the Water Resources Division's (WRD) water right dockets, it is not certain whether the United States holds appropriative water rights which would allow this diversion. Based on minimal information obtained from the State's records, it does not appear that the United States holds any water rights once owned by the Flanigan Ditch Company. However, because of the scant information upon which this conclusion is based, it remains uncertain. Further inquiry at the County Recorder's and Water Commissioner's offices is warranted to ascertain what rights were sold and to whom. After this task is accomplished (mid to late May, 1989), this Hydrologist's summary will be revised (June 7, 1989). Therefore, the information presented herein should be considered PROVISIONAL and subject to revision.

Hydrologist's Summary

**Water Rights of the United States
and Springdale Consolidated Irrigation Company
in the North Fork Virgin River,
within Zion National Park**

May 1, 1989

Introduction

At the request of the Superintendent, Zion National Park (ZION), a summary of the water rights of the United States and of Springdale Consolidated Irrigation Company (SCIC), to the waters of the North Fork Virgin River within ZION, is presented. The summary describes water rights, locations of ditches, diversion points, and places of use associated with the Crawford, Gifford, and Flanigan ditches, and SCIC's pipeline.

Historical Overview

The locations of ditches and pipelines into which waters of the North Fork Virgin River are or were, at some time in the recent past (past 40 years) diverted, are shown on the attached map. Prior to 1956, there were four ditches which carried water from the North Fork Virgin River within what is now ZION; the Crawford, the Gifford, the Flanigan, and SCIC's ditch. The Flanigan and the SCIC ditches were east of the river, and the Crawford and Gifford ditches were west. In 1956, SCIC was granted by the State Engineer a change in diversion point to the headgate of the Flanigan Ditch. Presently, there are three ditches along the North Fork within Zion: the Crawford, the Gifford, and SCIC's pipeline located approximately at the former location of the Flanigan Ditch.

Described below is a summary of the water rights and use history associated with the Crawford Ditch, Gifford Ditch, and the Flanigan Ditch/SCIC Pipeline.

Crawford Ditch

The Crawford Ditch headgate is presently located on the west bank of the North Fork Virgin River, and south of the Gifford Ditch Headgate, also located on the west bank of the river. Prior to acquisition of the associated water rights by the United States, water from the Crawford Ditch was used to irrigate land within Sections 21, 22, and 28, T41S R10 W, SLB&M.

The water rights associated with the Crawford Ditch were established by decree entered December 12, 1925, as amended by the supplemental decree entered December 12, 1930. These original rights are referred to as Awards 63 and 66 of the Virgin River Decree. Award Number 66 is for diversion of 1.21 cfs with a priority date of 1877. In 1931, the NPS purchased 0.034 cfs of Award No. 66, from Winder and Reusch, and in 1941, purchased the remainder (van V. Dunn, 1942).

Award 63, for 0.53 cfs and a priority date of 1881, was used by the Crawford family until 1931 or 1932, when their land was purchased by the United States. In 1935, the water right was purchased by the Utah Parks Company and transferred from the Pine Creek Ditch to the Crawford Ditch, as evidenced by Certificate 54, dated August 6, 1938. Approximately 1 year later, the right was deeded to the United States (van V. Dunn, 1942).

In 1943, the United States applied to the State Engineer for applications for Permanent Change of Point of Diversion, Place and Nature of Use of Water associated with Awards numbered 63 and 66 (as well as the rights originally associated with the Gifford Ditch, described below, and an unnamed spring). In 1946, the applications were approved. Following completion of physical works and filing of proofs, certificates of Permanent Change of Point of Diversion, Place, or Purpose of Use of Water, numbers a222 and a224 for Awards numbered 66 and 63 respectively, were signed by the State Engineer in 1957. The changes in these water rights (as well as the rights originally associated with the Gifford Ditch, described below, and an unnamed spring), as documented in the certificates, entitled the United States to "...divert the water at any, each, or all of the...described points of diversion...." The legal descriptions for these alternate points of diversion correspond to the following locations: Crawford Ditch, Gifford Ditch, Oak Creek spring area, Birch Creek spring area, Sinawava Springs, Scout Lookout pipeline, Upper Grotto Spring area, Lower Grotto spring, and Wylie Retreat spring area. The purpose of use was changed to municipal, with a period of use year-round. The NPS currently uses water from the Crawford Ditch to irrigate South Campground.

The United States has claimed these Crawford Ditch water rights in the ongoing Virgin River Adjudication (Civil No. 7496, in the District Court, 5th Judicial District, Washington County, State of Utah).

Gifford Ditch

As explained above, the Gifford Ditch headgate is located on the west bank of the North Fork Virgin River, north of the Crawford Ditch headgate. For unknown reasons, the headgate for the Gifford Ditch is no longer used. However, in 1952, and for some years thereafter, water was pumped from the Crawford Ditch to the Gifford Ditch (See memorandum of April 2, 1964, attached). The Gifford Ditch runs by the Pine Creek residential area and terminates at Oak Creek. Water in the Gifford Ditch may have been used by the NPS to irrigate developed areas along its course.

Sometime prior to NPS acquisition in 1931 of the Gifford Ditch water rights, the Gifford Ditch had two headgates, one on the North Fork and one on Oak Creek. The water was used to irrigate 10.1 acres of land south of Oak Creek and 14.6 acres north of Oak Creek (van V. Dunn, 1942).

Like the Crawford Ditch, the water rights associated with the Gifford Ditch were established by decree entered December 12, 1925, as amended by the supplemental decree entered December 12, 1930. This original right is referred to as Award 65 of the Virgin River Decree and is for diversion of 0.53 cfs with a priority date of 1894.

As with the Crawford Ditch water rights, in 1943, the United States applied to the State Engineer for an application for Permanent Change of Point of Diversion, Place and Nature of Use of Water associated with Award Number 65. In 1946, the application was approved. Following completion of physical works and filing of proofs, a certificate of Permanent Change of Point of Diversion, Place, or Purpose of Use of Water, number a223, was signed by the State Engineer in 1957. The changes in this water right (as well as the rights originally associated with the Crawford Ditch, described above, and an unnamed spring), as documented in the certificate, entitled the United States to "...divert the water at any, each, or all of the...described points of diversion...." The legal descriptions for these alternate points of diversion correspond to the following locations: Crawford Ditch, Gifford Ditch, Oak Creek spring area, Birch Creek spring area, Sinawava Springs, Scout Lookout pipeline, Upper Grotto Spring area, Lower Grotto spring, and Wylie Retreat spring area. The purpose of use was changed to municipal with a year-round period of use.

The United States has claimed the Gifford Ditch water rights in the on-going Virgin River Adjudication (Civil No. 7496, in the District Court, 5th Judicial District, Washington County, State of Utah).

Flanigan Ditch/SCIC Pipeline

The headgate for the SCIC diversion was at one time located "...at a point situated N 1320 ft. from the SE Cor. Sec. 21, T41S, R10W, SLBM." (Change Certificate No. a415) which is south of the Flanigan Ditch. SCIC's water right is Award Number 68 of the Virgin River Decree, for 3.97 cfs, for irrigation purposes, from January 1 to December 31, with a priority date of 1870.

With the acquisition of land in 1977 from the Zion Natural History Association, the United States acquired "...3.3 shares of water according to Springdale Consolidated Irrigation Company, Certificate No. 111..."(Deed No. 76, Tract 04-126, copy attached). The quantity of water which equates to 3.3 shares is not documented in the WRD's records. The water is some portion of SCIC's 3.97 cfs right. SCIC can provide a determination of the quantity of water which equates to 3.3 shares.

SCIC changed their diversion point to the Flanigan Ditch Headgate in 1956. At that time, a verbal agreement between the Flanigan Ditch Company and SCIC settled the method of operation and maintenance of the jointly used ditch and diversion works (See Memorandum of January 7, 1964, attached). In December 1963, SCIC was issued a Certificate of Permanent Change of Point of Diversion, Place, or Purpose of Use of Water, numbered a415, which evidences the change. By 1964, the United States apparently acquired the lands formerly irrigated by waters supplied by the Flanigan Ditch Company; on February 7, 1964, the SCIC and the United States entered into a Memorandum of Agreement concerning maintenance of the jointly-used ditch. Costs for jointly-approved work on the ditch were to be divided based on the amount each party diverted. SCIC used the ditch to transport 3.97 cfs and the United States used the ditch to transport 1.47 cfs. Therefore, within the jointly-used section of the ditch, SCIC was to pay 73 percent, and the United States, 27 percent of the maintenance costs. The agreement remained in effect for 10 years, and in

1974, a similar agreement was signed and remained in effect for 10 years. In 1988, SCIC replaced the open ditch with a pipeline. No agreement concerning pipeline use and maintenance has been entered between the United States and SCIC.

The United States uses the 1.47 cfs to irrigate the Watchman Campground. However, at this time, the United States' right to diversion of 1.47 cfs from the Flanigan Ditch is uncertain, as explained below.

According to the 1925 Virgin River Decree, the waters of the Flanigan Ditch Company were used to irrigate 90.6 acres of land in Sections 21, 22, and 28, T41S R 10W. "Said water to be divided among the following owners named hereinafter in the ratios of their respective individual acres to the total acreage as follows: John R Crawford 3.1 acres; Samuel K. Crawford 15.2 acres; John Reusch 5.1 acres; John Dennet 19.2 acres; Oscar Demille 7.1 acres; Walter Reusch 2.2 acres; Isaac Langston 10.2 acres; Don Jolley 5.2 acres; William H. Gifford 15.2 acres; John Winder 8.1 acres." (Decree entered December 12, 1925, in the District Court, 5th Judicial District, Washington County, State of Utah).

Based on a review of the WRD's records, it is uncertain whether the United States holds any appropriative water rights formerly in the name of the Flanigan Ditch Company. The NPS had, as of April 2, 1964, planned to contact the State Engineer after all the lands served by the Flanigan Ditch Company were acquired, to effect transfer of the water rights to the United States (See memorandum of April 2, 1964, attached). However, there is no evidence in the WRD's water right dockets that any water rights of the Flanigan Ditch Company were purchased by the United States. According to the memorandum of April 2, 1964, referred to previously, a permanent Docket Number 5 was to be established to document the United States' water rights in the Flanigan Ditch. Upon review of two duplicate sets of the NPS's dockets, the WRD concludes that no such Docket Number 5 was established. The April 2, 1964, memorandum notes that the water rights information contained in Docket Number 5 would also be filed in an alien (non-NPS water rights) docket. In the alien water right docket, ZION ALIEN #8 Flanigan Ditch, there is a quit claim transfer affidavit for 5.2 shares of water in the Flanigan Ditch Company, signed March 3, 1958: "The said water right was obtained by the said Albert E. Jones from Avard Fairbanks in 1950, pursuant to a verbal agreement whereby Jones was to obtain the use of said water **for a period of twenty years** in exchange for certain services performed by Jones." (emphasis added). As evidenced by the affidavit, this 20-year interest was transferred from Albert and Hilda Jones to Arden and Lucy Schiefer. Presumably, this interest expired in 1969, 20 years from the date of the agreement.

In 1986, the WRD obtained, from the State of Utah, a listing of water rights in the Virgin River Basin for Townships and Ranges within, tributary, or directly adjacent to ZION. A search revealed no water rights with diversion points at the Flanigan Ditch headgate, aside from SCIC's. However, there is a listing for a water right in the name of Ardell and Mary Jane Demille, for 0.27 cfs, downstream from the Town of Springdale, on the North Fork Virgin River. This right is a portion of the original Flanigan Ditch water right. Also obtained from the State of Utah is a copy of selected sections of the 1925 decree, which contains handwritten notations indicating changes in the decreed rights subsequent to issuance of the decree. Notations include change

applications filed in subsequent years. The accuracy of these handwritten notations is not known. The rights associated with the Flanigan Ditch Company are identified with the Water Use Claim Number 81-1135. Although it is not clearly legible, handwritten corrections appear to indicate that the right is for irrigation of 77.28 acres, in the amount of 1.38 cfs, and that, in February 1968, (the last digit of the year is fuzzy) the right was deeded to: Board of Water Resources, 1/2 interest, and Ardelle and Mary Jane Demille, 1/2 interest. Under the entry for Award Number 67, Flanigan Ditch Company, there is no reference to the United States or the NPS. Based on this information, it would appear that the United States holds no rights which were once the Flanigan Ditch Company's. However, because of the nature of the information upon which this conclusion is based (xeroxed handwritten notations) this question remains open. Further inquiry at the County Recorder's and Water Commissioner's offices is warranted to ascertain what rights were sold and to whom.

Conclusions and Recommendations

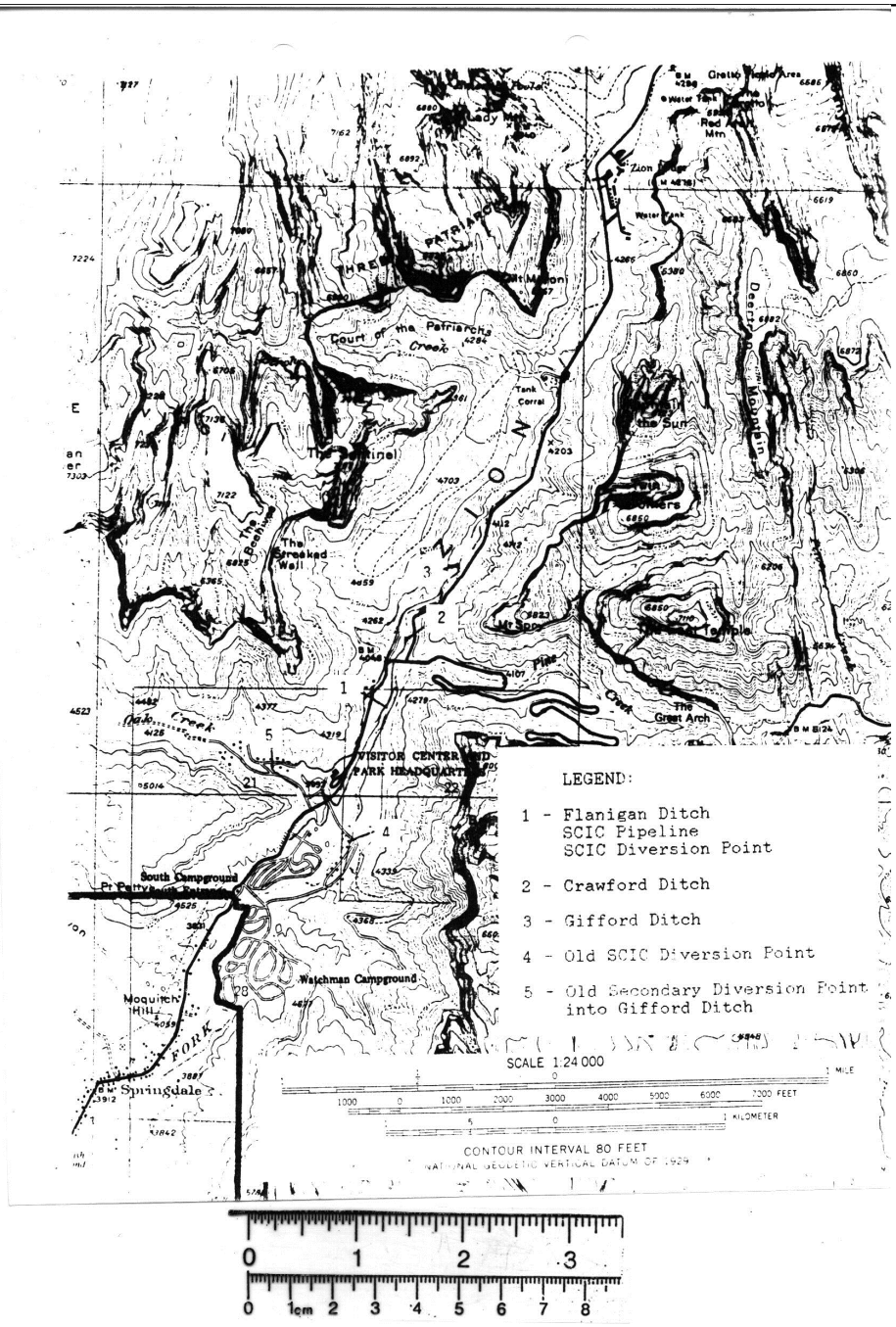
The United States' appropriative water rights for the Crawford and Gifford Ditches are well established. In 1957, the State Engineer signed certificates which approved changes in the Crawford and Gifford Ditch water rights. The changes in these rights (as well as the rights originally associated with an unnamed spring), entitled the United States to "...divert the water at any, each, or all of the...described points of diversion...." The legal descriptions for these alternate points of diversion correspond to: Crawford Ditch, Gifford Ditch, Oak Creek spring area, Birch Creek spring area, Sinawava Springs, Scout Lookout pipeline, Upper Grotto Spring area, Lower Grotto spring, and Wylie Retreat spring area. The purpose of use was changed to municipal, with a period of use running from January 1 to December 31, each year.

SCIC's rights to 3.97 cfs are well established, 3.3 shares of which are held by the NPS, having acquired same with land from Zion National History Association. From the mid-1960's to the mid 1980's, SCIC and the NPS jointly used the Flanigan Ditch, with maintenance costs divided as detailed in a Memorandum of Agreement. In 1988, SCIC replaced the open ditch with a pipeline. No agreement concerning pipeline use and maintenance has been entered between the United States and SCIC.

The NPS has been diverting 1.47 cfs from the Flanigan Ditch or SCIC Pipeline headgate since the mid 1960's. However, based on information in the WRD's water right dockets, it is not certain whether the United States holds appropriative water rights which allow this diversion. From the scant information obtained from the State's records, it does not appear that the United States holds any water rights once owned by the Flanigan Ditch Company, however, this conclusion is far from certain.

The WRD should inquire at the County Recorder's and Water Commissioner's offices to further define what rights were sold and to whom. With the concurrence of ZION, this task will be accomplished by mid- to late- May 1989, after which time this Hydrologist's summary will be revised or supplemented. Until this additional investigation can be completed, this report should be considered PROVISIONAL.

Alice E. Johns


LEGEND:
1 - Flanigan Ditch
SCIC Pipeline
SCIC Diversion Point
2 - Crawford Ditch
3 - Gifford Ditch
4 - Old SCIC Diversion Point
5 - Old Secondary Diversion Point into Gifford Ditch
SCALE 1:24 000
1000 0 1000 2000 3000 4000 5000 6000 7000 FEET
1 MILE
1 KILOMETER
CONTOUR INTERVAL 80 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929
Court of the Patriarchs
The Sentinel
The Streaked Wall
The Great Arch
Watchman Campground
South Campground
Springdale
Moquith Mtn
Red Mtn
Lady Mtn
Mt Spry
Tank Corral
Creek
Fork

01-07-1964: memorandum to the regional director, southwest region form the acting superintendent of zion np/ memorandum of a

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
Zion National Park
Springdale, Utah 84767

IN REPLY REFER TO:
L54

January 7, 1964

RECEIVED
NPS SOUTHWEST REGIONAL OFFICE
JAN 9 1964

	Surname	Date
Regional Director		
Cons., Interp & Use		
Administration		
Resource Planning		1/9
Public Affairs		
Program Coord.		
Operations		
Concessions		
Natural History		
Hist & Archaeology		
Ranger Services		

Memorandum

To: Regional Director, Southwest Region

From: Acting Superintendent, Zion

Subject: Memorandum of agreement, Springdale Consolidated Irrigation Company

Reference is made to previous correspondence which we originated on the above subject during the latter part of October. We now enclose a copy of a Certificate that the water right and point of diversion exercised by the Springdale Consolidated Irrigation Company is approved and recognized by the State Engineer. We have also enclosed a draft copy of a Memorandum of Agreement proposed by the Company, the purpose of the agreement being the apportionment of maintenance and operating costs on an irrigation canal used jointly by the Company and Zion National Park.

In 1956 when the Springdale Consolidated Irrigation Company and the Flannigan Ditch Company combined their diversion point in the Virgin River, it appears that a verbal agreement between the two companies settled method of operation and maintenance of the jointly used canal and diversion works. A written agreement was never signed.

In 1962, the officers of the two companies had an attorney prepare a written agreement for signature, but due to imminent sale of land to the Service by Flannigan Ditch Company stockholders and other disorganization, the written agreement was not consummated. As the Flannigan Ditch water rights have now been optioned or purchased by the National Park Service, it is our desire to enter into a written agreement regarding apportionment of costs.

We will appreciate staff review and comment regarding the proposed agreement. As it is desirable to accomplish certain work on the diversion point this winter, action to expedite review by your office will be appreciated.

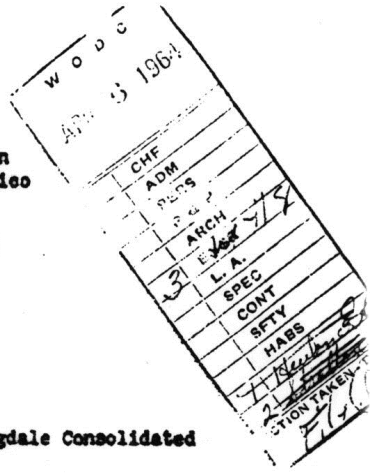
Russell E. Dickenson

Russell E. Dickenson

In triplicate

Enclosures

L54 Zion



Southwest Region
Santa Fe, New Mexico

Zion

APR 2 1964

Memorandum

To: Director

From: Assistant Regional Director

Subject: Memorandum of Agreement, Springdale Consolidated Irrigation Company, Zion

The memorandum from the Chief, Branch of Water Resources on the above subject dated March 18 poses a question about the volume of water which is covered under the subject agreement.

The memorandum of agreement includes all of the water belonging to the Springdale Consolidated Irrigation Company (3.97 cfs) and the Government owned Flanigan Ditch (1.47 cfs). On December 31, 1963 the Springdale Consolidated Irrigation Company acquired a Certificate of Permanent Change of Point of Diversion, Place or Purpose of Use of Water. This change certificate is numbered A-415 and relates to Application A-3135 filed on April 20, 1956 which diverts water from the North Fork of the Virgin River in the amount of 3.97 cfs. During the interim period between filing the application and issuance of the certificate the two ditch companies operated under a verbal agreement encompassing use of water and maintenance of facilities. After we purchased all of the Flanigan Ditch rights it was decided to enter into a formal agreement with the Springdale Consolidated Ditch Company and the memorandum of agreement of February 7, 1964, was the result.

You will note that we have agreed to pay 27% of all maintenance costs. This figure was arrived at as the percentage of water we are entitled to in the combined flow of the ditch. Chief Ranger Jim Felton's report of February 23, 1962 discussed only the Flanigan Ditch water rights and made no mention of the Springdale water. This is the reason that the amount of water mentioned in the memorandum of agreement is almost three times the amount of water mentioned in Ranger Felton's report.

We have enclosed a print of NP-ZIO-6981-B prepared by Mr. Dunn December 9, 1943, and revised in the Regional Office May, 1952. On this print we have marked in red the point of diversion which is in the NW 1/4 NW 1/4 of Section 22, T. 41 S., R. 10 W. This was formerly the point of diversion for the Flanigan Ditch. By a blue arrow we have shown the approximate location of the former point of diversion for the Springdale Consolidated Irrigation Company. This point of diversion, from the North Fork Virgin River, is approximately on the section line common to Sections 21 and 22.

In 1956 the Springdale Consolidated Irrigation Company and the Flanigan Ditch Company combined their diversion points from the Virgin River. At the present time there is joint use of the ditch (what used to be the old Flanigan Ditch) for a distance of 4400' from the point of diversion to a point east of the south part of the south entrance campground. At this point (probably the SE 1/4 SE 1/4 of Section 21) there is a mechanical arrangement which divides the water conveyed by the common ditch.

From this point of division the Springdale water goes under the river by siphon, flows through the campground, and leaves the park near the park entrance sign at the south park boundary. The Flanigan Ditch water flows southward, irrigates the Schiefer property and all of the other tracts south of the old park boundary and east of the river. This is the area at the South Entrance added to Zion by P.L. 86-387 of February 20, 1960, and is the area marked in red on the enclosed letter size print that shows the location of Tract No. 31, currently under acquisition. On the enclosed print of NP-ZIO-6981-B we have made a rough sketch, from memory, showing the approximate arrangement for the division of water from the two ditches.

In a telephone conversation with Assistant Superintendent Dickenson on March 31 he advised that the State Engineer of Utah will transfer the Flanigan Ditch rights to the National Park Service when we have completed acquisition of all of the land under the Flanigan Ditch. The State Engineer's office will require copies of the various deeds in order to make the transfer of the Flanigan Ditch Rights to the United States. This will be the subject of a separate memorandum after the last tract of land in this area has been acquired.

As time permits, we will prepare a new map showing the present status of the combined ditch, a detailed drawing of the diversion works which separate the two ditches, the location of the individual ditches after they are separated and the acreage irrigated by the Flanigan Ditch. We will then prepare an Alien Water Right Docket for the Springdale Ditch and incorporate all available pertinent information in the docket and make distribution. We will also include the above information in Docket No. 5, Flanigan Ditch.

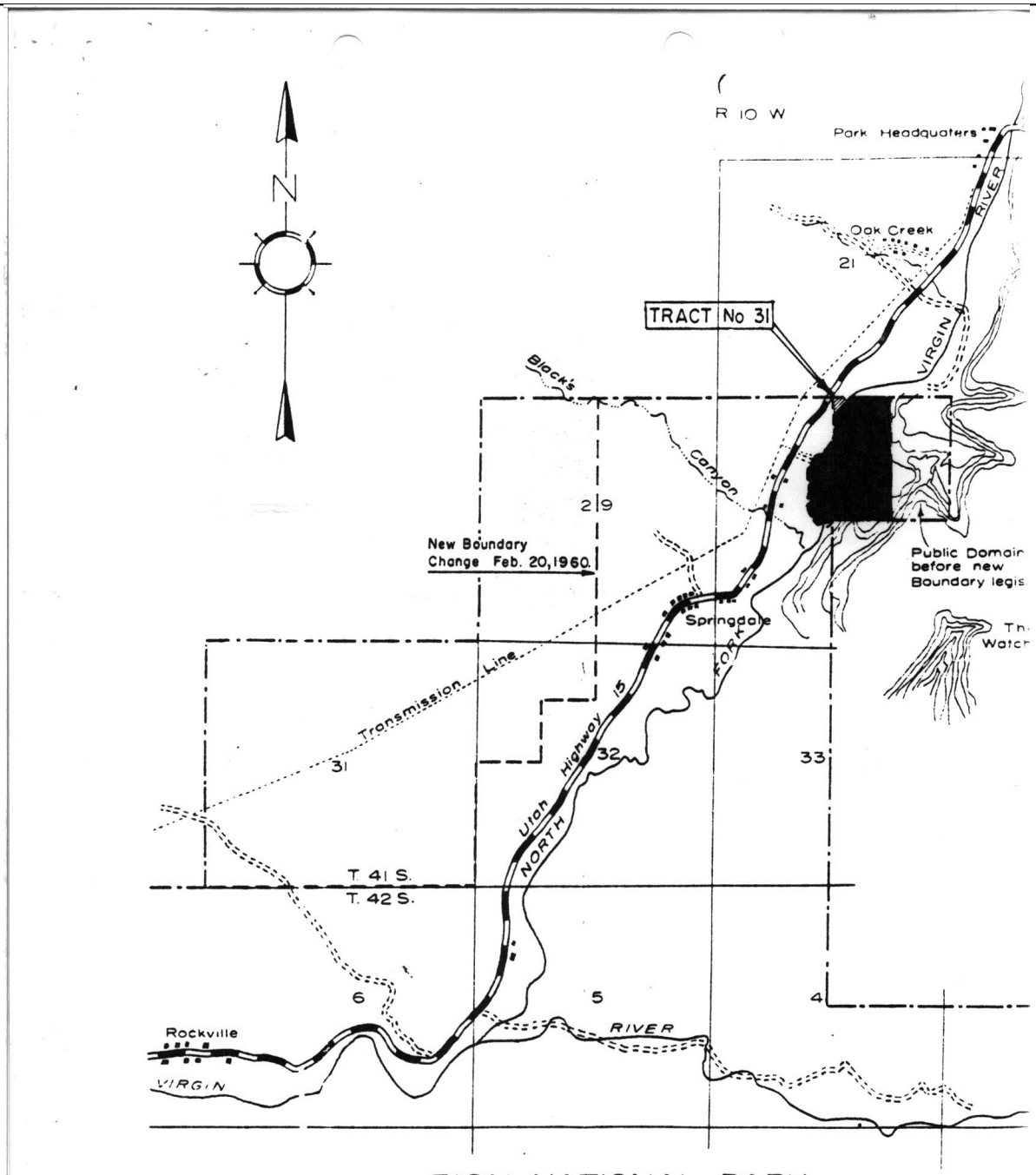
(SIGNED)

George W. Miller

In duplicate

Enclosure

cc: WODC (2) w/enc ✓
Superintendent, Zion w/enc



ZION NATIONAL PARK

Alienated Lands Pattern in

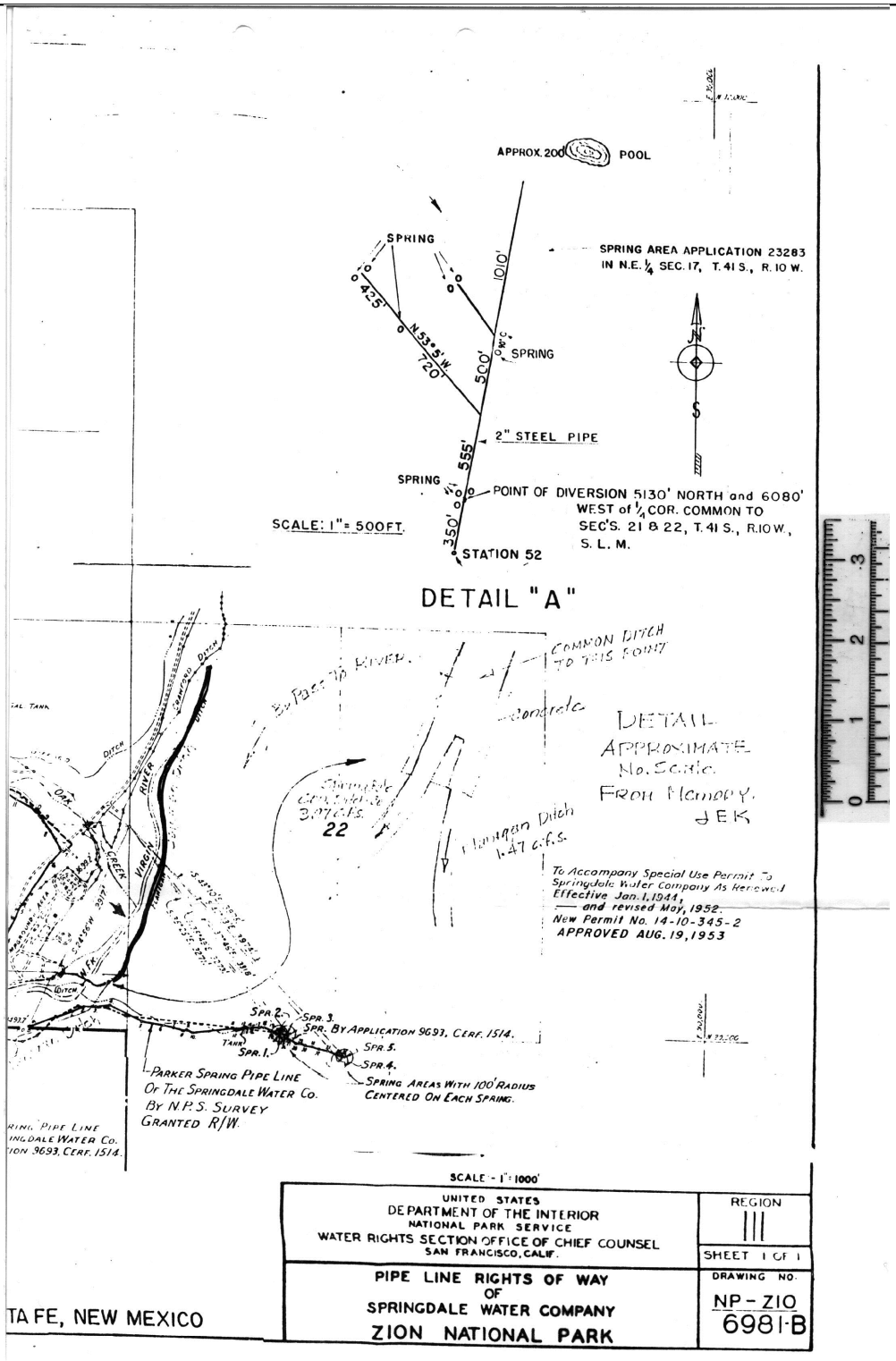
Township 41 South., Range 10 West

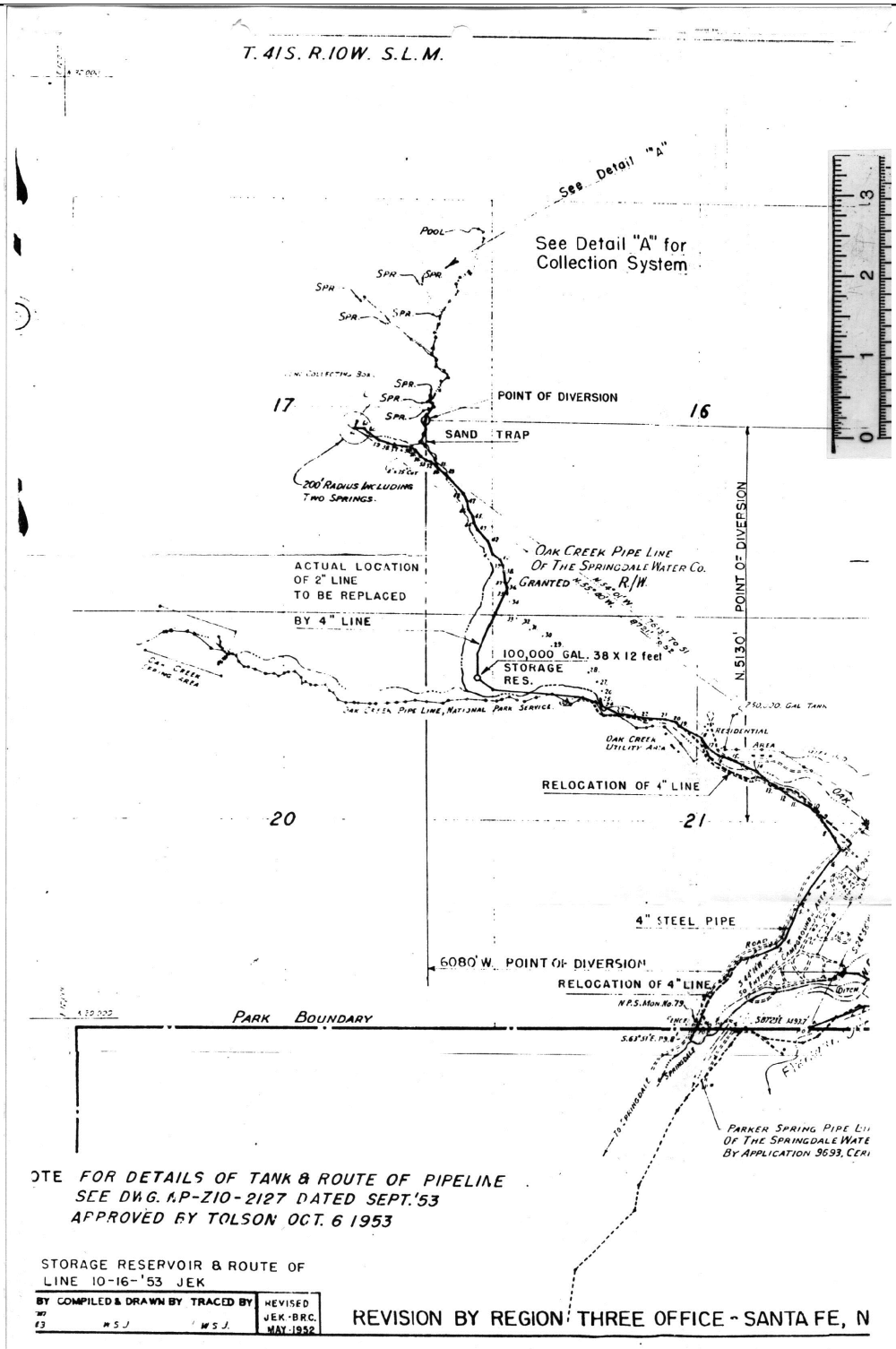
Section 28, Tract No. 31, Owner Zion Natural History Associatio

in Relation to Park Boundaries

Oct. 31,1960 L.S

Rev. 1/30/64 L.S.


APPROX. 200' POOL
SPRING
SPRING AREA APPLICATION 23283
IN N.E. ¼ SEC. 17, T. 41 S., R. 10 W.
435'
N 53° 5' W.
720'
1010'
500'
SPRING
2" STEEL PIPE
555'
SPRING
POINT OF DIVERSION 5130' NORTH and 6080' WEST of ¼ COR. COMMON TO SEC'S. 21 & 22, T. 41 S., R. 10 W., S. L. M.
350'
STATION 52
SCALE: 1" = 500 FT.
DETAIL "A"
COMMON DITCH TO THIS POINT
DETAIL APPROXIMATE No. Scale. From Memory. J.E.K.
Springdale Co. System 3.97 C.F.S.
22
Flanigan Ditch 1.47 c.f.s.
To Accompany Special Use Permit To Springdale Water Company As Renewed Effective Jan. 1, 1941, — and revised May, 1952. New Permit No. 14-10-345-2 APPROVED AUG. 19, 1953
SPR. 2
SPR. 3
SPR. BY APPLICATION 9693, CERT. 1514.
SPR. 5.
SPR. 4.
SPR. 1.
SPRING AREAS WITH 100' RADIUS CENTERED ON EACH SPRING.
PARKER SPRING PIPE LINE OF THE SPRINGDALE WATER CO. BY N.P.S. SURVEY GRANTED R/W.
VIRGIN RIVER
DITCH
CREEK
SCALE - 1" = 1000'
UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
WATER RIGHTS SECTION OFFICE OF CHIEF COUNSEL
SAN FRANCISCO, CALIF.
REGION III
SHEET 1 OF 1
PIPE LINE RIGHTS OF WAY
OF
SPRINGDALE WATER COMPANY
ZION NATIONAL PARK
DRAWING NO.
NP-ZIO
6981-B
TA FE, NEW MEXICO


T. 41 S. R. 10 W. S. L. M.
See Detail "A"
See Detail "A" for Collection System
POOL
SPR
POINT OF DIVERSION
SAND TRAP
17
16
200' RADIUS INCLUDING TWO SPRINGS.
OAK CREEK PIPE LINE OF THE SPRINGDALE WATER CO. GRANTED R/W
ACTUAL LOCATION OF 2" LINE TO BE REPLACED BY 4" LINE
100,000 GAL. 38 X 12 feet STORAGE RES.
N. 5130' POINT OF DIVERSION
OAK CREEK PIPE LINE, NATIONAL PARK SERVICE
RESIDENTIAL AREA
OAK CREEK UTILITY AREA
RELOCATION OF 4" LINE
20
21
4" STEEL PIPE
6080' W. POINT OF DIVERSION
RELOCATION OF 4" LINE
PARK BOUNDARY
N.P.S. Mon. No. 79
PARKER SPRING PIPE LI
OF THE SPRINGDALE WATE
BY APPLICATION 3693, CER
OTE FOR DETAILS OF TANK & ROUTE OF PIPELINE
SEE DWG. NP-ZIO-2127 DATED SEPT. '53
APPROVED BY TOLSON OCT. 6 1953
STORAGE RESERVOIR & ROUTE OF
LINE 10-16-'53 JEK
BY COMPILED & DRAWN BY TRACED BY
W S J
W S J.
REVISED JEK-BRC. MAY-1952
REVISION BY REGION THREE OFFICE - SANTA FE, N

When recorded return to:
LEE GARRISON
NATIONAL PARK SERVICE
Room 122 Federal Bldg. Annex
135 South State Street
Salt Lake City, Utah 84111

Entry No. 183588 Fee $5.00
Recorded at Request of
SOUTHERN UTAH TITLE
Date MAY 31 1977 at 1:20P M
Book 220 Page 315-316
Washington County Recorder

WARRANTY DEED

The GRANTOR, ZION NATURAL HISTORY ASSOCIATION, a nonprofit Corporation of the State of Utah, does hereby CONVEY and WARRANT, as a DONATION and GIFT in accordance with P.L. 94-578 (90 Stat. 2738, Sec. 318), to the UNITED STATES OF AMERICA and its assigns, GRANTEE, the fee simple title to the following described lands within ZION NATIONAL PARK, to wit:

N.P.S. TRACT NO. 04-126

T. 41 S., R. 10 W., S.L.B.M.

A portion of NE¼ of the NW¼ of Section 28, in Washington County, Utah, more particularly described as follows:

Commencing at the Quarter Section corner in the North line of Section 28, Township 41 South, Range 10 West, Salt Lake Meridian in Utah, the same being in the South boundary line of Zion National Park and running thence West along the North section line of said Section 28, Township 41 South, Range 10 west, 37.0 feet, more or less, to a point; thence S. 24°35' W. along the Southeasterly boundary line of the right-of-way of Highway U-15, 210.0 feet, more or less, to a point; thence continuing in a Southwesterly direction along the Southeasterly boundary line of the right-of-way of Highway U-15 on a right curve whose radius is 550.0 feet, more or less, 188.94 feet, more or less to a point; thence S. 42°48' E. 338.54 feet, more or less, to a point which is 0.5 feet South of a cross on a stone and 594.0 feet, more or less, South of the point of beginning; thence North 594.0 feet, more or less, to the point of beginning; containing 2.39 acres, more or less.

DESCRIPTION CHECKED

LESS and EXCEPTING a reservation of all oil, gas and mineral rights incidental thereto now known to exist or hereafter discovered, with the sole, exclusive and perpetual right to explore for, remove and dispose of, said minerals by any means or methods suitable to GRANTOR, its successors and assigns, but without entering upon or using the surface of the lands, and in such manner as not to damage the land surface or to interfere with the use thereof by the GRANTEE, its successors or assigns, as recorded in Book S-38, Pages 43, 44, 45 on June 27, 1962.

By Deed recorded February 11, 1976 in Book 187, Pages 251-254, said minerals and rights were conveyed to Los Angeles and Salt Lake Railroad Company.

TO HAVE AND TO HOLD the above granted and described premises together with all and singular the tenements, hereditaments, and appurtenances thereto belonging, or in any wise appertaining unto the UNITED STATES OF AMERICA, and its assigns, forever.

The GRANTOR further remises, releases and forever quitclaims to the UNITED STATES OF AMERICA, and its assigns, 3.3 shares of water according to Springdale Consolidated Irrigation Company, Certificate No. 111, and all right, title and interests which the GRANTOR may have in other water rights, banks, beds, and waters of any stream or river bordering or traversing the said lands and also any interests in any alleys, roads, streets, ways, strips, gores, or other rights-of-way abutting or adjoining said lands and in any means of ingress or egress appurtenant thereto.

315

ZION N. P. DEED #76

These lands are DONATED to the UNITED STATES OF AMERICA for the NATIONAL PARK SERVICE.

IN WITNESS WHEREOF, the undersigned GRANTOR has caused this Deed to be executed on its behalf by its respective officer thereto duly authorized this 24th day of May, 1977.

ZION NATURAL HISTORY ASSOCIATION,
A nonprofit Corporation of the
State of Utah

Victor L. Jackson
By: VICTOR L. JACKSON
Executive Secretary

A C K N O W L E D G M E N T

STATE OF Utah)
) SS
COUNTY OF Washington)

On this 24th day of May, 1977, personally appeared before me, a notary public in and for the said County and State, VICTOR L. JACKSON, known to me to be the Executive Secretary of the ZION NATURAL HISTORY ASSOCIATION, a nonprofit Corporation of the State of Utah, the Corporation that executed the foregoing instrument and upon oath did depose and say that he is the officer of the Corporation as above designated, that he is acquainted with the seal of the Corporation, and that he signed and sealed said instrument on behalf of said Corporation by authority of its Board of Directors, and that the Corporation executed the instrument freely and voluntarily and for the use and purposes therein mentioned.

WITNESS my hand and seal the day and year above written.

Keith V. Church
Notary Public in and for said County

My Commission expires:

Nov. 8, 1980

183588

bk 316

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
Zion National Park
Springdale, Utah 84767

March 15, 1967

IN REPLY REFER TO:
L54

✓	Superintendent	4/17
✓	Secretary	4/14
	Administration	
✓	Opr. & Maint.	4/18
✓	Ranger Services	4/18
	Interpretation	
	Personnel	
	Purchasing	
✓	Land f	

Water Right files

Memorandum

To: Superintendent, Zion

From: Irrigator, Ardell D. DeMille

Subject: Irrigation Water Use Record

I have personnally recorded the Irrigation Water used in the Gifford, Crawford and Flannigan Ditches each day as shown on the attached records. The Flannigan Ditch for the period January 1, 1966 to December 31, 1966 and the Gifford and Crawford Ditches for the period January 1, 1966 to December 31, 1966. I certify the record to be correct as listed.

Ardell D DeMille
Ardell D. DeMille
Irrigator

In Duplicate

Enclosure - Daily Irrigation Use Record

RECEIVED
APR 14 1967
ZION NATIONAL PARK

attached records show
1.47 C.F.S. of water diverted into
Flannigan Ditch
by Ardell DeMille. (L. Garrison 8/10/89)

05/12/1966: Memorandum to Superintendent, Zion from Irrigator, Ardell D. DeMille regarding Irragation Water Use Record

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
Zion National Park
Springdale, Utah 84767

NATIONAL PARK SERVICE 1916 1966 50TH ANNIVERSARY

IN REPLY REFER TO:

May 12, 1966

Memorandum

To: Superintendent, Zion

From: Irrigator, Ardell D. DeMille

Subject: Irrigation Water Use Record

I have personnaly recorded the Irrigation Water used in the Gifford, Crawford and Flanningan Ditch each day as shown on the attached records. The flannigan Ditch for the period Nov. 1, 1964 to Nov. 30,1965 and the Gifford and Crawford Ditches for the period Nov. 1, 1964 to Dec. 31, 1965. I certify the record to be correct as listed.

Ardell D DeMille
Ardell D. Demille
Irrigator

In duplicate

Enclosure - Daily Irrigation Use Record

- - - - - -

State of Utah)

County of Washington)

On this 16th day of May, A.D. 1966, personnaly appeared before me Ardell D. DeMille, the signer of the within instrument, who duly acknowledged to me that he executed the same.

Richard O. Barnes
Notary Public

My Commission expires 2/5/67 Residing in Springdale, Washington County

Springdale Utah
City State

11/02/1964: Memorandum to Superintendent, Zion from Irrigator, Ardell D. DeMille regarding Irragation Water Use Record

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
Zion National Park
Springdale, Utah 84767

✓	Superintendent	11/2	
1	Asst. Supt.	11/2	
✓	Secretary	11/2	
	Administration		
✓	Opr. and Maint.	11/2	
	Ranger Services		
	Interpretation		
	Personnel		
	Accounting		
	Purchasing		

IN REPLY REFER TO:

L54

November 2, 1964

Memorandum

To: Superintendent, Zion

From: Irrigator, Ardell D. DeMille

Subject: Irrigation Water Use Record

I have personally recorded the Irrigation Water used in the Gifford, Crawford, and Flannigan Ditch each day as shown on the attached records for the periods November 1, 1963, to October 27, 1964, and I certify the record is correct.

Ardell D. DeMille
Irrigator

In duplicate

Enclosure - Daily Irrigation Use Record

- - - - - - - - - - -

State of Utah)

County of Washington)

On this 5th day of November, A. D. 1964, personally appeared before me Ardell D. DeMille, the signer of the within instrument, who duly acknowledged to me that he executed the same.

Richard A. Barnes
Notary Public

My Commission expires 2-5-67 Residing in Springdale, Washington County

Springdale Utah
City State

Form 90 — From Water Commissioner's Office, Cedar City, UT. Provided by "Mary" Hall ~~5-7-87~~ May. 17, 1988

	SOURCE	TYPE OF RIGHT	W.U. CLAIM NO.	MASTER PAGE NUMBER	PROOFREAD WITH MASTERS	TAB PAGE NO.	INTEREST	OTHER INTERESTS	MAP NO.	NATURE OF USE I	S	D	-	PRIORITY	SIGNED	REMARKS
W	North Fork Virgin River via Crawford Ditch, & Gifford Ditch Spring Area trib. Oak Creek, Spring area trib. Birch Creek, Lower Grotto Sp. Springs trib. to North Fork Virgin River via Sinawave Pipeline, Spring via Scout Lookout Pipeling, Upper Grotto Spring Area, Wylie Retreat Sp. Area (~~21 41S 10W~~)	a-1657 Cert a-221 A-10618 Cert. 1991	117										Municipal use in Zion National Park	5-21-29		
K	Well (~~21 41S 9W~~)	Cert. 10154 A-34269 ~~Pending~~	514							x		x	Zion Nat. Park	5-3-62		
W	Well (29 38S 12W) & 27	A-36782 Pending	662									x	Visitors Center Zion Nat. Park	2-23-65		10 acs. irrig. Domestic 3 dwellings 14 emp. apts. 1 service station 1 utility bldg. Campground purposes
W	(same as A-10618 81-117 above)	S/E #17 (VR) Virgin Rv. 63 a-1660 Cert a-224 a-1395 Amend. a-1311 Cert a-54	1124										Zion National Park	1881		(limited to 29.4 ac.)
W	(same as A-10618 81-117 above)	S/E #17 VR Virgin Rv. 66 a-1658 Cert a-222	1128										Zion Nat. Park			(limited to 66.7 ac.

NAME: U. S. A.
National Park Service
Page #1

ADDRESS:

NOTICE MAILED _____
RECEIPT SIGNED _____
BOOK MAILED _____

PAGE _____

Form 90

	SOURCE	TYPE OF RIGHT	W.U. CLAIM NO.	MASTER PAGE NUMBER	PROOFREAD WITH MASTERS	TAB PAGE NO.	INTEREST	OTHER INTERESTS	MAP NO.	NATURE OF USE I	S	D	-	PRIORITY	SIGNED	REMARKS
W	(same as A-10618 81-117 on page 1)	S/E #17 (VR) Virgin Rv 65 a-1659 Cert a-223	1129							x			Zion Nat. Park	1894		
K-NF W	North Fork of Virgin River Flanigan Ditch (22 41S 10W)	(S/E #17 VR) Virgin River 67								x			Zion Nat. Park	1880		Decreed to Flanigan Ditch Co. (Ardell D DeMille) Board of Water Res. .27 cfs a-5770 81-1135 1.47 cfs of total of 1.65 cfs being assessed to Zion Nat. Park
A	Well 8/40/11	A-36328-a a-7522 CERT. 9697	1373							X		X				
	Well 8/40/11	A. 28355 NPR	327									X		7-18-56		Dis. Non Use
	Earl Spr 9/40/11	D.I 1031	728								X	X		1900		

NAME: U. S. A.
National Park Service

ADDRESS:

NOTICE MAILED _____
RECEIPT SIGNED _____
BOOK MAILED _____

PAGE _____

¾ Page #2

Alice

June 23, 1989

L54(479)
ZION/Water Rights

Memorandum

To: Superintendent, Zion National Park

From: Chief, Water Resources Division

Subject: Water Rights in the Flanigan Ditch, Zion National Park

By memorandum of May 16, 1989, the Chief of the Water Rights Branch transmitted to you a Provisional Hydrologist's Summary concerning the water rights in the North Fork Virgin River, within Zion National Park (ZION). In the transmittal memorandum, he indicated that the Provisional Summary would be revised or supplemented by June 7, 1989, following further inquiry at the County Recorder's and Water Commissioner's offices. However, inquiry at these offices produced no clarification. The question of the rights to the water in the Flanigan Ditch remains unsettled and, therefore, the Provisional Summary has not been revised.

As explanation, Gerald Stoker, the Water Commissioner, has record that the original Flanigan Ditch water right totals 1.38 cfs, and of this, 0.27 cfs is held by a party other than the United States. The Water Commissioner's records do not indicate the disposition of the balance of this right. After examination of water right transactions at the County Recorder's Office, my staff has found information indicating that rights to the Flanigan Ditch may have been transferred to the United States. However, the quantities or shares transferred and the legality of the transfers remain in question.

To ascertain the disposition of the Flanigan Ditch water rights, I recommend that Lands, RMR, be requested to examine the chain of title for water rights and lands irrigated under the Flanigan Ditch. Such should start in 1925, when the water rights, irrigated acreage, and land owners with interest in the ditch were defined in the Virgin River Decree (Decree entered December 12, 1925, in the District Court, 5th Judicial District, Washington County, State of Utah), and continue until the present day.

If you decide to request the chain of title research, the Water Resources Division (WRD) would be willing to provide the funding. Please contact me at your earliest opportunity and let me know if this is acceptable to you.

After a title search has been completed, the Provisional Summary can be updated. In addition, if it is found that the United States does have rights in the Flanigan Ditch, the WRD will pursue amending ZION's water claims to include these rights.

Stanley L. Ponce

cc: RMR - Hermance, Young
WRB - Williams, Cox

FNP:AJOHNS:jr:221-8304:06/23/89:WANG #570

322-4-6-6k
WR Copy
FWR
GWR.

Southwest Region
Santa Fe, New Mexico

L54
Zion

APR 2 1964

Memorandum

To: Director

From: Assistant Regional Director

Subject: Memorandum of Agreement, Springdale Consolidated Irrigation Company, Zion

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ENCLOSED MAPS
Filed IN ~~A~~ Docket 5
(FLANIGAN DITCH) 3/29/66

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From this point of division the Springdale water goes under the river by siphon, flows through the campground, and leaves the park near the park entrance sign at the south park boundary. The Flanigan Ditch water flows southward, irrigates the Schiefer property and all of the other tracts south of the old park boundary and east of the river. This is the area at the South Entrance added to Zion by P.L. 86-387 of February 20, 1960, and is the area marked in red on the enclosed letter size print that shows the location of Tract No. 31, currently under acquisition. On the enclosed print of NP-ZIO-6981-B we have made a rough sketch, from memory, showing the approximate arrangement for the division of water from the two ditches.

In a telephone conversation with Assistant Superintendent Dickenson on March 31 he advised that the State Engineer of Utah will transfer the Flanigan Ditch rights to the National Park Service when we have completed acquisition of all of the land under the Flanigan Ditch. The State Engineer's office will require copies of the various deeds in order to make the transfer of the Flanigan Ditch Rights to the United States. This will be the subject of a separate memorandum after the last tract of land in this area has been acquired.

As time permits, we will prepare a new map showing the present status of the combined ditch, a detailed drawing of the diversion works which separate the two ditches, the location of the individual ditches after they are separated and the acreage irrigated by the Flanigan Ditch. We will then prepare an Alien Water Right Docket for the Springdale Ditch and incorporate all available pertinent information in the docket and make distribution. We will also include the above information in Docket No. 5, Flanigan Ditch.

(SIGNED)

George W. Miller

In duplicate

Enclosure

cc: WODC (2) w/enc
Superintendent, Zion w/enc

HOLD - TO ASK FIELDS OR KELL ANYTIME
THE OPPORTUNITY PRESENTS ITSELF

March 13, 1964

Does the "big shift" of facilities at Zion (campground etc.) call for an application for change of place of use?

(See Master Plan 3306E)

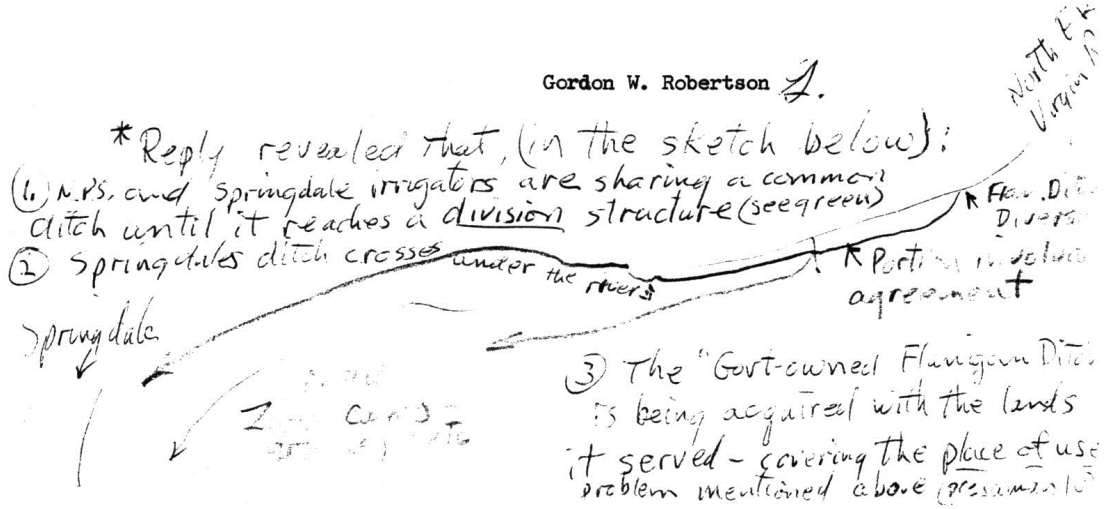
April 1, 1964

On April 1, when Mr. Kell was on the telephone with Messrs. Sanders and Garrett, I "appended" the above suspended inquiry to the call when Mr. Kell was about to hang up.

His reply strongly involved the Agreement to use water from a ditch which was not named, but has a point of diversion described in the agreement identical to that of Flanigan Ditch on our Zion Water Right Map. This was the subject and content of Mr. Reed's memorandum to Southwest Region, March 18. However, the Agreement involves our sharing use with a private company near Springdale whereas Mr. Kell stated that we have practically completed the purchase of Flanigan Ditch with its lands and that "we are talking about two different ditches." He felt this would be cleared up in their reply to Mr. Reed's memorandum.

The lands to be occupied by the new campground will be superimposed on the lands to be acquired, coinciding Mr. Kell thinks, with the place of use of the permit being acquired.

Gordon W. Robertson



07/30/1962: Memorandum to Regional Director, Southwest Region from Chief, Branch of Water Resources regarding Flanigan Dit

WR Ltr (a)

July 30, 1962

154-A1

Memorandum

To: Regional Director, Southwest Region

From: Chief, Branch of Water Resources

Subject: Flanigan Ditch Rights, Zion National Park

Your memorandum of March 14 appears to have been misplaced, and has only recently reached my desk. My following comments may have limited value in connection with the acquisition of the Schiefer property. However, they should be referred to the Field Solicitor for his consideration in connection with the clarification, and perfection of Federal title to the use of the water for Park purposes.

The "Transfer" of rights from the Jones to the Schiefer is reported to be unrecorded, and I assume Mr. Fulton refers to recording in the County. Assuming you have a copy of the same condensed water laws of 1953, as amended May 10, 1955, which we have, please refer to page 10, Sec. 73-1-11 and 12, and page 31, Sec. 73-3-18. As decreed irrigation rights, the title would normally pass with the land to which they are appurtenant. However, the assignment must be recorded with the State Engineer to provide valid protection of the priority without lapse.

The particular instrument is also designated as a "Transfer," and not as a deed. If you will review your files concerning the assignment of rights to the United States from the Cave Committee, at Timpanogos Cave, you will find that we had considerable difficulty in making the amendments (Docket 1) because the Cave Committee had conveyed by "assignment" instead of by "deed." The acceptability of the "Transfer" should be determined from the State Engineer, if it is first determined that the Jones have had a valid 20-year use which could be assigned.

The "Transfer" only indicates that Avard Fairbanks granted a 20-year use by word of mouth. In that event, the right is still appurtenant to the Fairbanks land, if it was so decreed, or so transferred after the decree. Decreed priorities 64 and 67, as Mr. Fulton has properly quoted them, designate total acreage by sections, and total acreage by owners, but you need a copy of the map used in the adjudication of 1925 to identify the rights decreed to the Schiefer tracts, and to Fairbanks lands. For reference to the type of map which is probably available from State Engineer, please refer to the map at bottom of

contents of Zion Docket 1 for amendment of decreed priority 66 under application a-1658.

After determining whose original portions of decreed priorities 64 and 67 have been exercised by the Schiefers; and the respective 40-acre subdivisions on which they are legally exercised in accordance with the State Engineer's records, and actually exercised by the Schiefers, it will be necessary to change the place of use in accordance with Sec. 73-3-3, pages 21-23 of aforesaid condensed water laws and the Rules and Regulations of State Engineer. For past examples of the procedure, Zion Docket 1 contains the records of the change in point of diversion and place of use of part of the old Pine Creek rights (decreed Priority No. 63) by the Utah Parks Company, and Zion Dockets 1-4 contain records of the subsequent changes of rights under decreed priorities 63, 65 and 66 and Certificate 1991, by this Service.

There may be some difficulty in amending all rights which the Schiefers believe they are exercising, if there is a break in the chain of title, or faulty conveyance or prior amendment, which should have been made by someone who has died with some heirs who cannot be found. It is also unwise for Mr. Felton to assert publicly that any rights have lapsed until the records are clarified. It should be noted in the aforesaid dockets and related correspondence that Mr. Solinsky refused to accept the rights under priorities 65 and 66 and Certificate 1991 as appurtenances to the land, and we subsequently had to purchase them separately, and amend them. Those rights might have been considered as abandoned or lapsed between the time of land conveyance and subsequent water right purchase. We should now attempt to consider all rights in the Flanigan Ditch in good standing which may be available for Federal acquisition with, or without land, if desired, particularly if adequate title cannot be established to any rights current vendors now claim to be exercising.

Mr. Felton does not give sufficient details with regard to the Ardell DeMille amendment under application a-2995 for full evaluation. The records at the bottom of Zion Docket 1 show that certain quantities were decreed in 1925, and the quantities under some, but not all of those priorities were increased in the Supplemental and Final decree of 1930. The rights under priority 66 were increased from 1.03 c.f.s. to 1.21 c.f.s., an increase of about 17%. The Flanigan Ditch rights under priority 67 do not appear to have been increased, and any interest in 0.27 c.f.s. would have been increased to about 0.32 c.f.s. instead of 0.28 c.f.s., if there had been. Hence the State Engineer's correction does not appear to have been due to excessive claim.

The more probable explanation is that the State Engineer reduced the quantity by approximately 3.5% to cover transit losses, largely by evapo-transpiration, between the old and new points of diversion. I do not believe that there would be any reduction in connection with

changes in place of use from the Flanigan Ditch because there is no significant change in the original point of diversion, or increased length of ditch conveyance of the water.

After the Federal title to the rights is established in accordance with the water laws and State Engineer's regulations, and with such designated places of use as the records may show, this Service should consider whether a further Federal amendment is desired. The rights will be irrigation rights, appurtenent to only the specified areas of use as described by metes and bounds within certain 40-acre subdivisions of what I assume to be only Sec. 28. There will evidently be other portions of the same rights appurtenent to the land of the Zion-Bryce Natural History Association.

You may wish to retain their single purpose classification, but amend to permit use on more of the Federal land under the Flanigan Ditch, either as an alternative area, or by rotational application at a reduced annual acre-foot per acre rate. Or, you may wish to convert to municipal rights, amend the municipal area described in the records in Zion Dockets 1-4, and make the rights interchangeable with those recorded in dockets 1-4, for use through any water system in the municipal area. If sufficient water is used through the municipal pipe lines, as now authorized, it seems probable that some of the Flanigan Ditch rights might properly be exercised through the Crawford and Gifford ditches.

The abstract of title, and deed to the Schiefer tracts are not available in this office at this time. However, the limited records do not indicate that anyone has caught the fact that the Schiefers have only acquired the Jones interests in rights based on 5.2 shares in the Flanigan Ditch Company which revert to Avard Fairbanks, or his heirs, in 1970. Federal title might still become permanent if the Fairbanks interests have passed to those who now own tracts 32-36, inclusive, whose interests are also to be acquired. However, Mr. Fairbanks, or his heirs, may own land in the S½ Sec. 28, which is not being acquired, and to which land Mr. Felton has suggested the possible 10-year lapse of appurtenent rights. These points should be fully investigated with a view to possible acquisition of more rights in the Flanigan Ditch even if the answers are not required for pending acceptance of any of the deeds to related lands.

We have spelled Mr. Schiefer's name with one "f" but find it spelled "ff" in the appraisal of August 6, 1961, by William G. Halley.

SIGNED

A. van V. Dunn
Chief, Branch of Water Resources

Copy to: Superintendent, Zion
C. R. W. Smith
Mr. Dunn

AvanVDunn:ljc

03/14/1962: Memorandum to Director from Regional Director regarding Study of Water Rights, Flanigan Ditch, Zion National Park

W R Copy

Region Three
Santa Fe, New Mexico

L54
X-L-1425
Schiefer

MAR 14 1962

Memorandum

To: Director

From: Regional Director

Subject: Study of Water Rights, Flanigan Ditch, Zion National Park

Under a separate cover we have supplied abstracts, draft of a deed and other related papers regarding the acquisition of the Schiefer property at the South Entrance, Zion National Park. We have previously transmitted to your office similar assemblies covering Tract No. 33 formerly Marie E. T. M. Crawford and Tract No. 35 formerly Winder and both of these last mentioned tracts are currently owned by the Zion Natural History Association.

The study of the water rights of the Flanigan Ditch is a very good analysis based on the review of abstracts, personal knowledge and research done by Chief Park Ranger James B. Felton. A copy of Mr. Felton's memorandum of February 23 to the Superintendent Zion is enclosed for Mr. Dunn's review and analysis.

In addition to the above we have enclosed reproduced copies of a transfer of 5.2 shares in the Flanigan Ditch Company. This unrecorded instrument was executed by Albert E. Jones and Hilda W. Jones, husband and wife of Springdale, Utah, apparently on the third day of March, 1958. Its purpose was to convey the 5.2 shares in the Flanigan Ditch Company acquired by Mr. and Mrs. Jones from Avard Fairbanks in 1950. The transfer is to Arden G. Schiefer and Lucy C. Schiefer, husband and wife as joint tenants with full right of survivorship and not as tenants-in-common.

The instrument has not been recorded and, therefore, does not show in the abstract of title for the Schiefer property. We are keeping the original in this office temporarily in our water rights docket without further distribution except that reproduced copies have been transmitted with the draft of the deed and other related papers relating to the acquisition of the Schiefer tract.

A map, reproduced from a portion of the Topographic Map Zion National Park, Utah, U. S. Geologicial Survey, Scale 1:31680 (about 2" = 1 Mile) Edition of 1936 (reprinted 1948) is enclosed.

[SIGNED]
Thomas J. Allen
Regional Director

In duplicate

Enclosures

Copy to: Superintendent Zion w/o enclosures

02/23/1962: Memorandum to Superintendent, Zion from Chief Park regarding Water Rights, Flanigan Ditch

Zion National Park
Springdale, Utah

L1425
154

February 23, 1962

Memorandum

To: Superintendent, Zion

From: Chief Park Ranger Fulton

Subject: Study of Water Rights, Flanigan Ditch

Review of the abstracts furnished under executed contracts for the purchase of NPS Tract Nos. 33, 35, 37 and 38 indicate the need to clarify the appurtenant irrigation water rights. The following information is an effort to accomplish this task.

Virgin River Decree of December 12, 1925, with amendments to December 31, 1930 List Adjudication No. 67 as follows:

67. Flanigan Ditch Company, Samuel K. Crawford, Pres., Springdale, Utah, Date of Priority 1880, Class 1, Acres 90.6, Amount 1.65 c.f.s.

From Jan. 1 to Dec. 31.

Said water to be diverted from the North Fork of the Virgin River into the Flanigan Ditch at a point 350 ft. South and 950 ft. East of the NW Cor. of Sec. 22, T., 41 S., R. 10 W and used to irrigate 90.6 acres of land described as follows: 6.6 acres in Sec. 21; 69.3 acres in Sec. 28; 3.2 acres in Sec. 33 and 11.5 acres in Sec. 32, T. 41 S., R. 10 W. Said water to be divided among the owners named hereinafter in the ratios of each individual acreage to the total acreage as follows:

John R. Crawford 3.1 acres; Samuel K. Crawford 15.2 acres; John Russch 5.1 acres; John Dennett 19.2 acres; Oscar DeMill 7.1 acres; Walter Russch 2.2 acres; Isaac Langston 10.2 acres; Don Jolley 5.2 acres; Wm. H. Gifford 15.2 acres; John Winder 8.1 acres; Total 90.6 acres.

of the above allocations the Schiefers claim users rights for water to the following:

Oscar DeMill 7.1 acres; Walter Ruesch 2.2 acres; Isaac Langston 10.2 acres; Don Jolley 5.2 acres; John Winder 8.1 acres: Total 32.8 acres.

The Flanigan Ditch has been abandoned for at least 10 years at the quarter section line south of the SE¼, Section 28, T. 41 S, R. 10 W, as indicated on the attached map section. Land formerly serviced by the Jolley allocation has not been irrigated from any source after the abandonment of the lower section of the ditch. The property located in the SW¼, Section 28, T. 41 S, R. 10 West, is now owned by Mr. Avard Fairbanks.

Jones and Schiefer used the Jolley water from March 21, 1953 to date to irrigate land being purchased by the United States. In accordance with Water Laws of Utah, Title 73, Section 73-1-4, Schiefer is now the appropriator and has title to the Jolley water through use. There was no change in diversion of the stream at the river and consequently no application for a change filed with the State Engineer. In my opinion the affidavit authorizing transfer of the Jolley water shares from the Joneses to the Schiefers is of little or no value.

In addition to water for 32.8 acres from Adjudication No. 67 the Schiefers transferred water to irrigate 5.1 acres from the Pine Creek Ditch to the Flanigan Ditch. The deed to this water is granted by John R. Crawford and Eliza Crawford, both deceased, and is not recorded. However, the Schiefers advise me that the transfer is recognized by letter from the State Engineer and is part of Adjudication No. 64 of the Virgin River Decree, quoted as follows:

64. Crawford, John R., Springdale, Utah

Date of Priority 1881 Class 1, Acreage 12.6, Amount 0.23 c.f.s. From Jan. 1 to Dec. 31

Said water to be diverted from the North Fork of the Virgin River into the Pine Creek Ditch at a pint in Sec. 15, T. 41 S., R. 10 W.

I calculate that the Virgin River Decree allocated .01821 c.f.s. to irrigate one acre under the Flanigan Ditch. The Schiefer water right services a total of 37.9 acres and amounts to .6901+ c.f.s.

Ardell DeMille, Rockville, Utah filed at 9:45 a.m. May 4, 1955 an application with the State Engineer for Permanent Change of Point of Diversion, Application No. a-2995 for the transfer of .28 c.f.s.

of water in the Flanigan Ditch to the Rockville (Hall) Ditch. The water was formerly used to irrigate 3.2 acres in Section 33 and 11.5 acres in Section 32, T. 41 S, R. 10 W, SLB&M as identified in the Virgin River Decree. DeMille had negotiated the purchase of the land and water right from Whitford Gifford, a son and heir of William H. Gifford. By letter of February 9, 1956, the State Engineer requested numerous corrections be made in the application and his office changed the amount to be diverted to 0.27 sec. ft. of water which is the proportionate amount of 1.65 sec. ft. of water that had been used on 14.7 acres of a total of 90.6 acres of land.

By letter dated August 2, 1961 the State Engineer advised the Flanigan Ditch Company that the proof prepared by Leo A. Snow, 198 North 100 East, St. George, Utah and submitted to his office July 31, 1958 is being returned herewith for corrections. The closing statement reads, "You are allowed to and including September 5, 1961 within which to complete the proof and return to this office". Mr. Ardell DeMille informed me on February 15, 1962 that corrections to the proof have not been submitted to date and that the State Engineer had not acknowledged his communications regarding the matter.

A statement dated March 12, 1955 signed by the then President and Secretary of Flanigan Ditch Company and six additional landowners using water in the ditch indicate concurrence with Application No. a2995.

Most private ditch companies on the Virgin River are lax in keeping water records and beginning with the irrigation season 1959 a representative (watermaster) employed by the State Engineer assumed supervision of the distribution of the water in the river. The flow of the Flanigan Ditch is now adjusted to 1.47 c.f.s. and the annual assessed Flanigan Ditch share of expenses connected with the river distribution system acknowledges the above listed water right amount.

It appears that the 1.47 c.f.s. flow is based on the present number of acres owned under the ditch if my figure for Schiefer's irrigated land is included. According to the deed records the owners are listed as follows:

NPS Tract No. 32 - (Samuel H. & Mildred C. Crawford)	4.03 acres
NPS Tract No. 33 - (Zion Natural History Association)	3.6 acres
NPS Tract No. 34 - (Ernest K & Rhoda D. Crawford)	9.92 acres
NPS Tract No. 35 - (Zion Natural History Association)	1.84 acres
NPS Tract No. 36 - (John Bennett Jr. & Malinda Bennett)	21.42 acres
Total	42.81 acres

The individual water rights can be determined by using a factor of .01821 c.f.s. of water per acres. The figure for the 42.81 acre total amounts to .7796+ c.f.s. and added to the .6901+ c.f.s. credited to Schiefer totals 1.4697+ c.f.s. which is currently the adjusted flow of the Flanigan Ditch.

I am sure our water rights experts will be interested in the problem presented.

James B. Felton
Chief Park Ranger

In triplicate

T R A N S F E R

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, Albert E. Jones and Hilda W. Jones, husband and wife, of Springdale, Washington County, Utah, hereby transfer, quit claim and assign, all of our right, title and interest in and to the following described water right:

5.2 shares of water in the Flanigan Ditch Company

The said water right was obtained by the said Albert E. Jones from Avard Fairbanks in 1950, pursuant to a verbal agreement whereby Jones was to obtain the use of said water for a period of twenty years in exchange for certain services performed by Jones.

This transfer assigns all the right acquired by Jones in and to said water right, unto ARDEN G. SCHIEFER and LUCY C. SCHIEFER, husband and wife, as joint tenants with full right of survivorship, and not as tenants in common, of Springdale, Washington County, Utah.

Witness the hands of the grantors this ____ day of March, 1958.

X Albert E. Jones

Hilda W. Jones

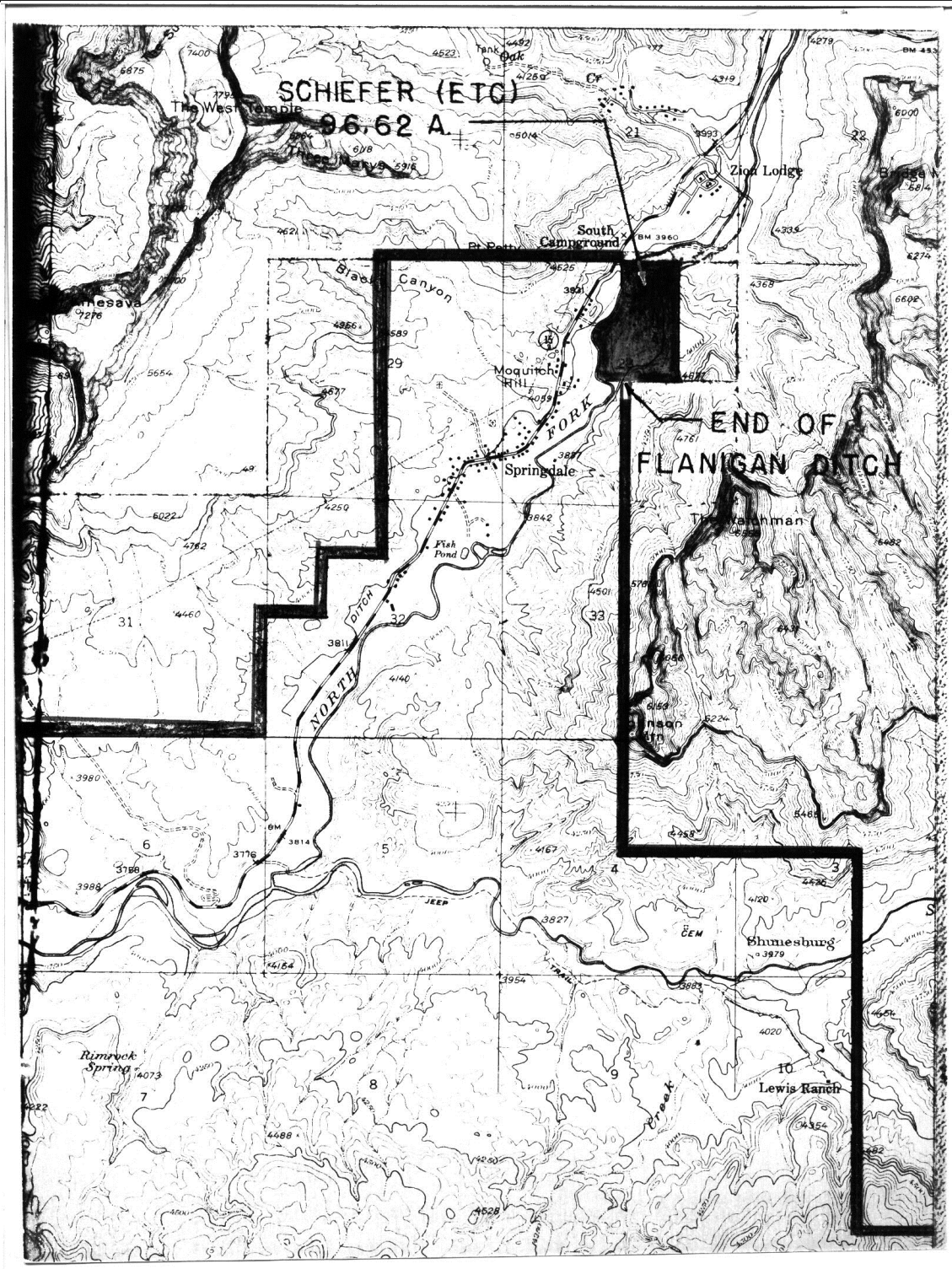
Subscribed and sworn to before me this 3rd day of March, 1958.

Howard H. Carter
NOTARY PUBLIC
Residing at St George, Utah

My commission expires:

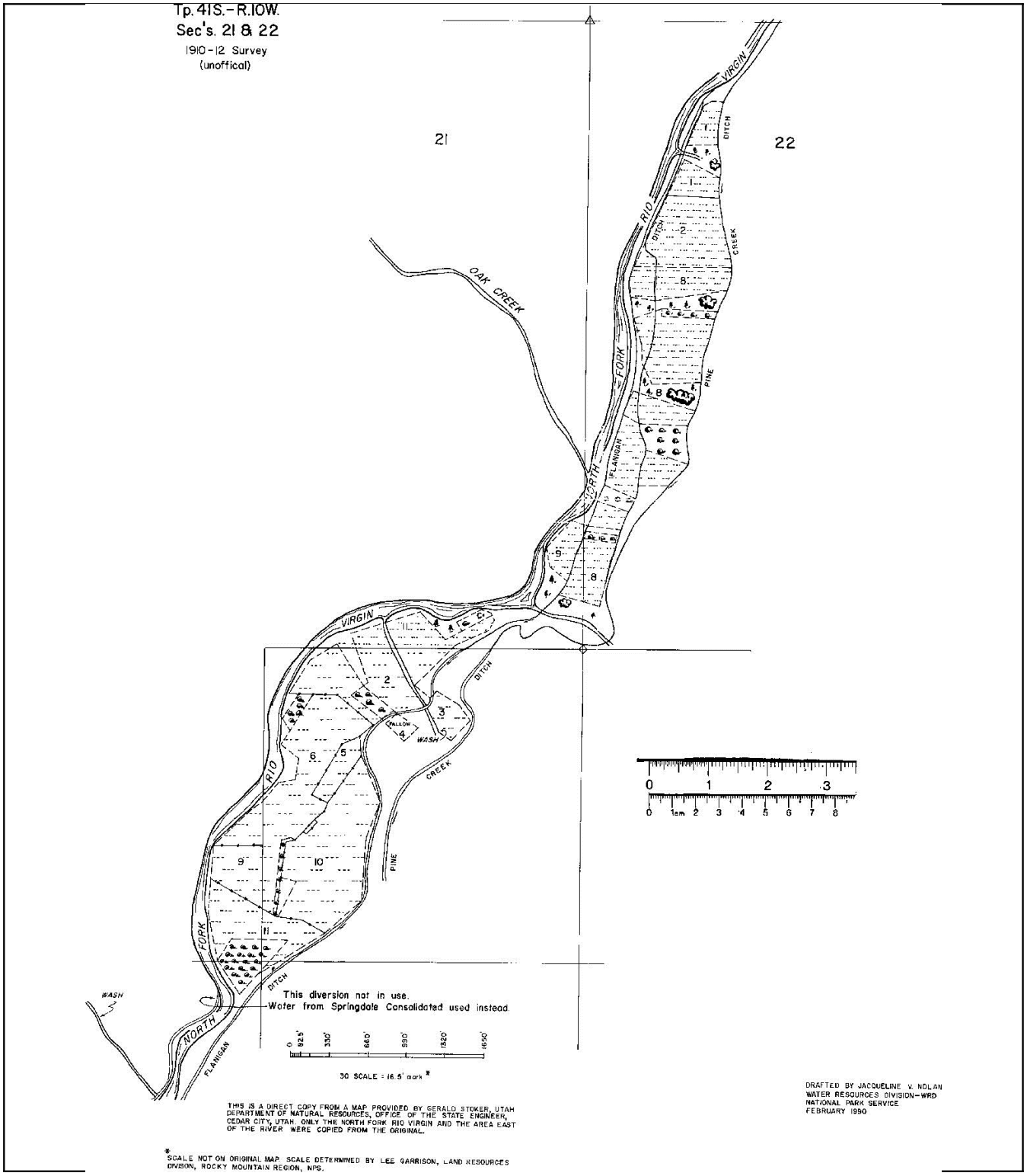
3/7/61

00/00/0000: Map of: End of Flanigan Ditch



Maps and Miscellaneous Information

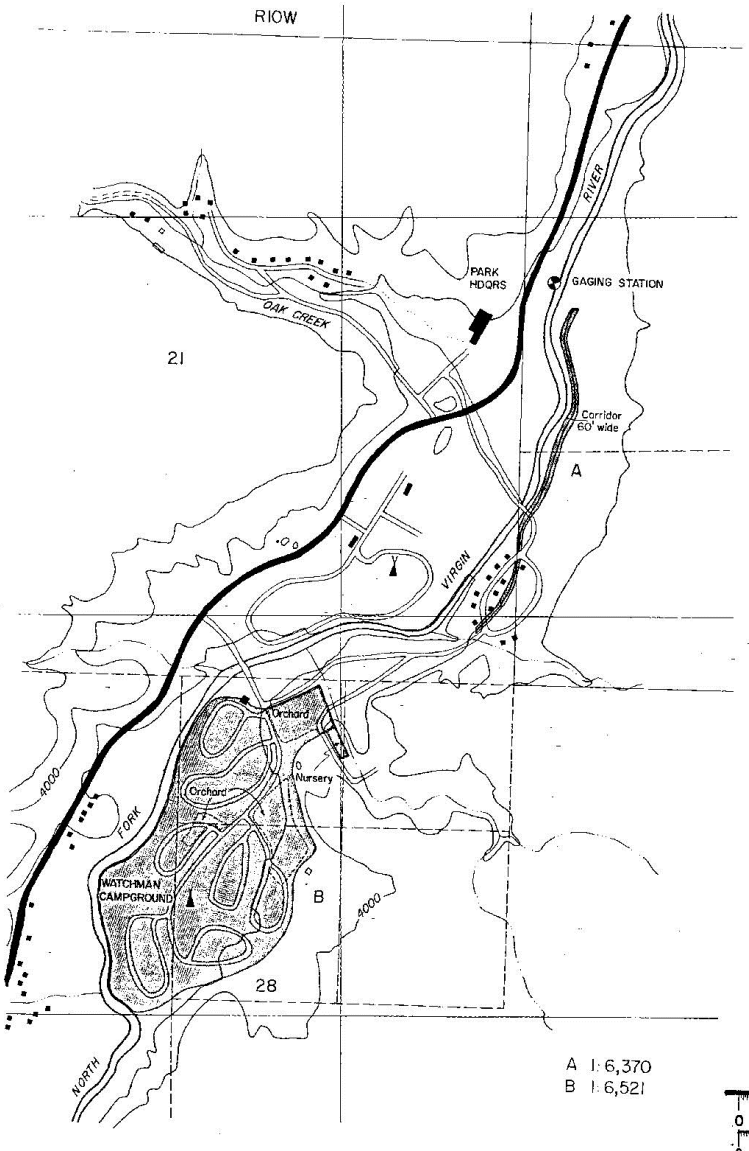
02-00-1990: township map of sec 21 and 22



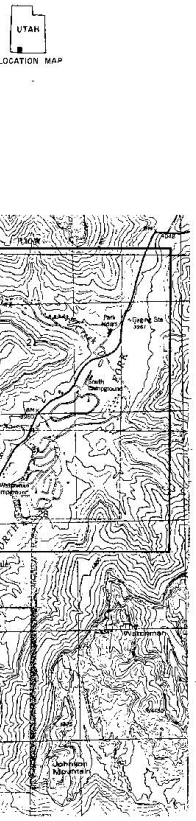
THIS IS A DIRECT COPY FROM A MAP PROVIDED BY GERALD STOKER, UTAH DEPARTMENT OF NATURAL RESOURCES, OFFICE OF THE STATE ENGINEER, CEDAR CITY, UTAH. ONLY THE NORTH FORK RIO VIRGIN AND THE AREA EAST OF THE RIVER WERE COPIED FROM THE ORIGINAL.

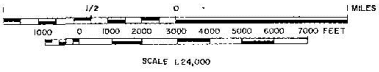
* SCALE NOT ON ORIGINAL MAP. SCALE DETERMINED BY LEE GARRISON, LAND RESOURCES DIVISON, ROCKY MOUNTAIN REGION, NPS.

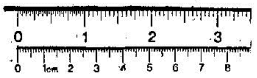
FLANIGAN DITCH WATER RIGHT, AREA CURRENTLY IRRIGATED



A 1:6,370
B 1:6,521







THIS IS A DIRECT COPY FROM THE ORIGINAL MAP PREPARED BY LARRY HAYS, RESOURCE MANAGEMENT SPECIALIST, ZION NP. MR HAYS HAS ENLARGED THE 1:24,000 USGS TOPOGRAPHIC MAP, AND DELINEATED THE IRRIGATED AREA THROUGH FIELD OBSERVATIONS AND MEASURMENTS.

DRAFTED BY JACQUELINE V. NOLAN
WATER OPERATIONS BRANCH-WRD
NATIONAL PARK SERVICE
FEBRUARY 1990

LANDS IRRIGATED BY THE FLANIGAN DITCH, WHICH WERE ACQUIRED BY THE UNITED STATES

DEED NO. 7
TRACT NO. 04-110
DATE OF ACQUISITION: 5/13/31

DEED NO. 11
TRACT NO. 04-109

DEED NO. 27
TRACT NO. 01-149
DATE OF ACQUISITION: 2/20/60
(PUBLIC DOMAIN)

DEED NO. 29
TRACT NO. 04-115
DATE OF ACQUISITION: 5/18/62

DEED NO. 35
TRACT NO. 04-117
DATE OF ACQUISITION: 1/15/64

DEED NO. 37
TRACT NO. 04-121
DATE OF ACQUISITION: 10/15/63

DEED NO. 39
TRACT NO. 04-122
DATE OF ACQUISITION: 11/5/62

DEED NO. 90
TRACT NO. 04-128
DATE OF ACQUISITION: 6/30/30
(PUBLIC DOMAIN)

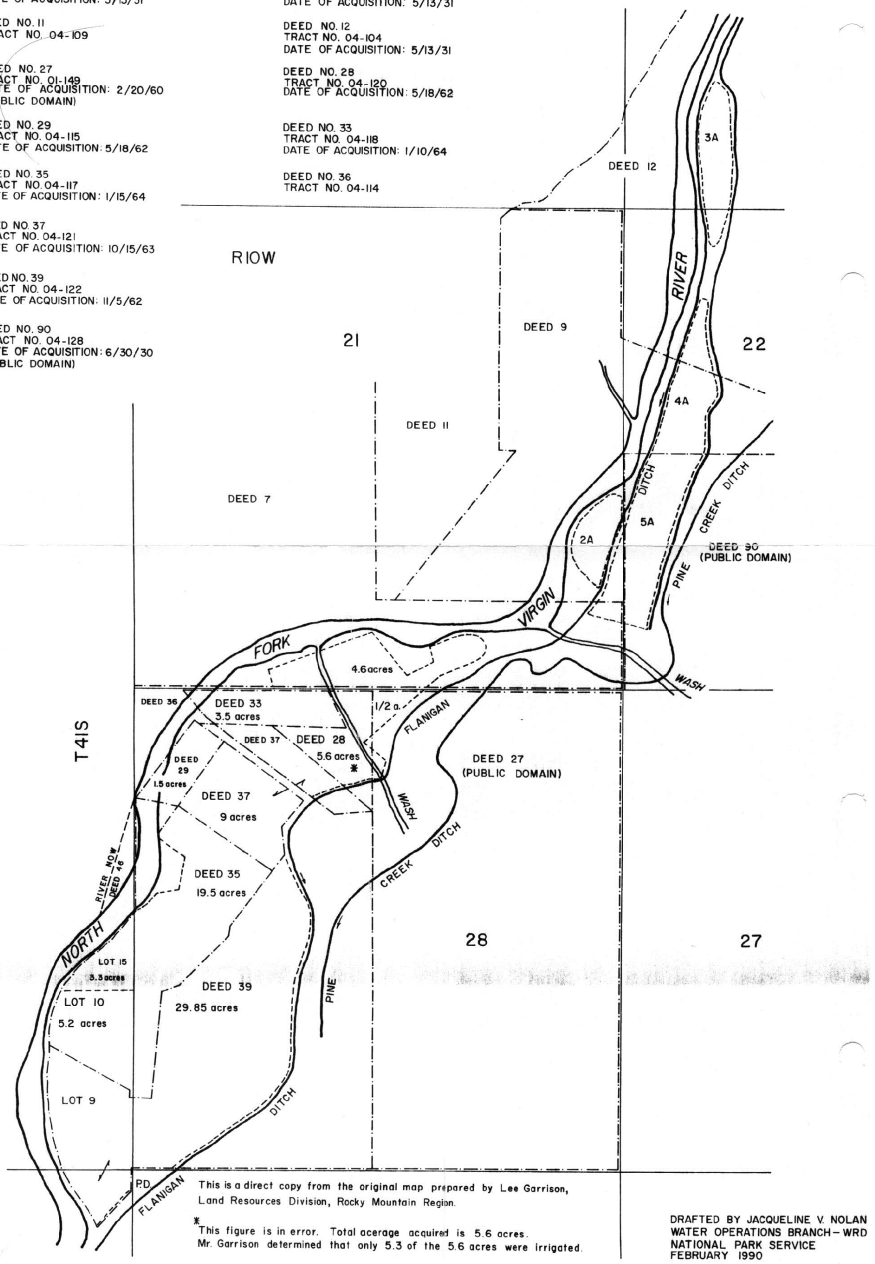
DEED NO. 9
TRACT NO. 04-105
DATE OF ACQUISITION: 5/13/31

DEED NO. 12
TRACT NO. 04-104
DATE OF ACQUISITION: 5/13/31

DEED NO. 28
TRACT NO. 04-120
DATE OF ACQUISITION: 5/18/62

DEED NO. 33
TRACT NO. 04-118
DATE OF ACQUISITION: 1/10/64

DEED NO. 36
TRACT NO. 04-114

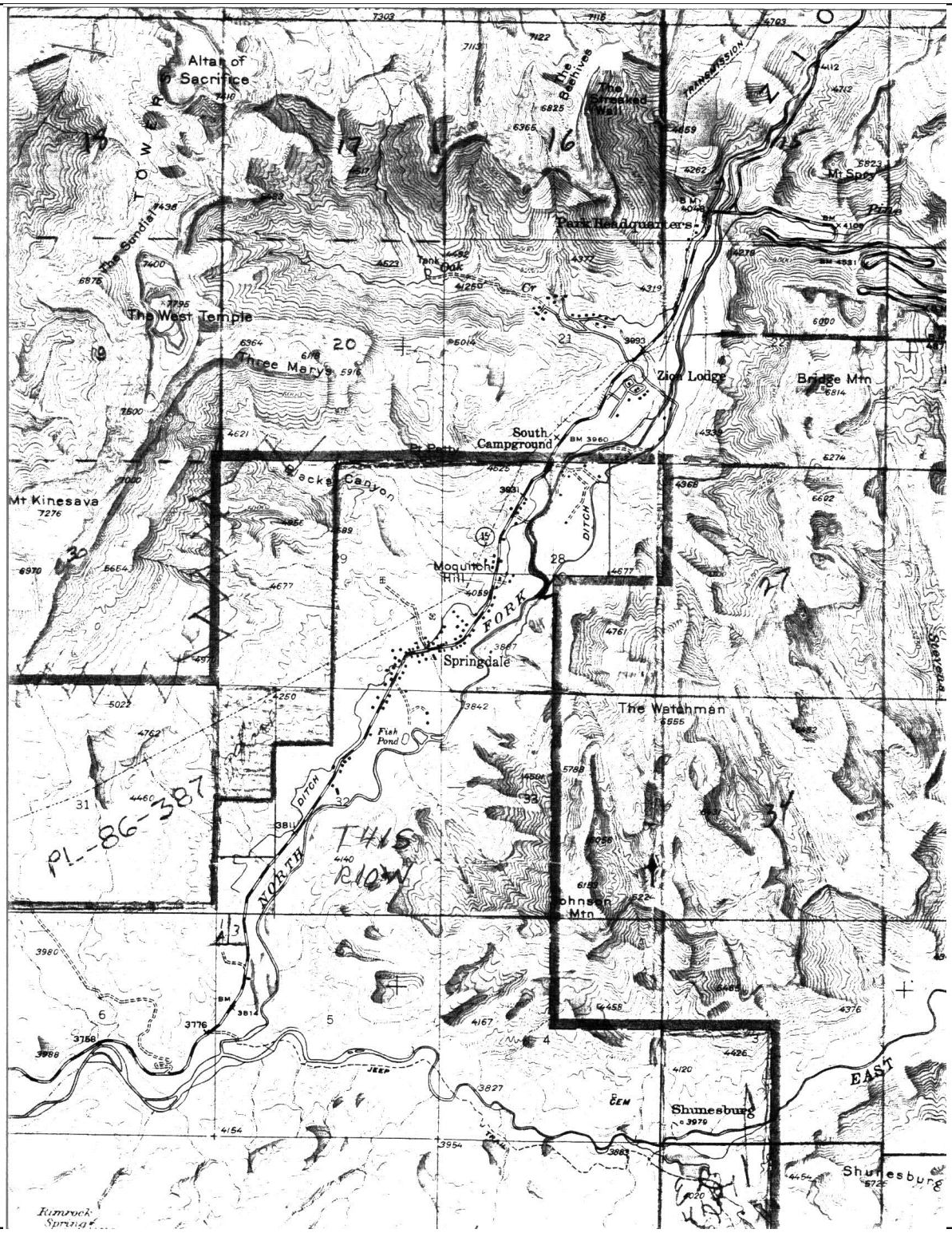


This is a direct copy from the original map prepared by Lee Garrison, Land Resources Division, Rocky Mountain Region.

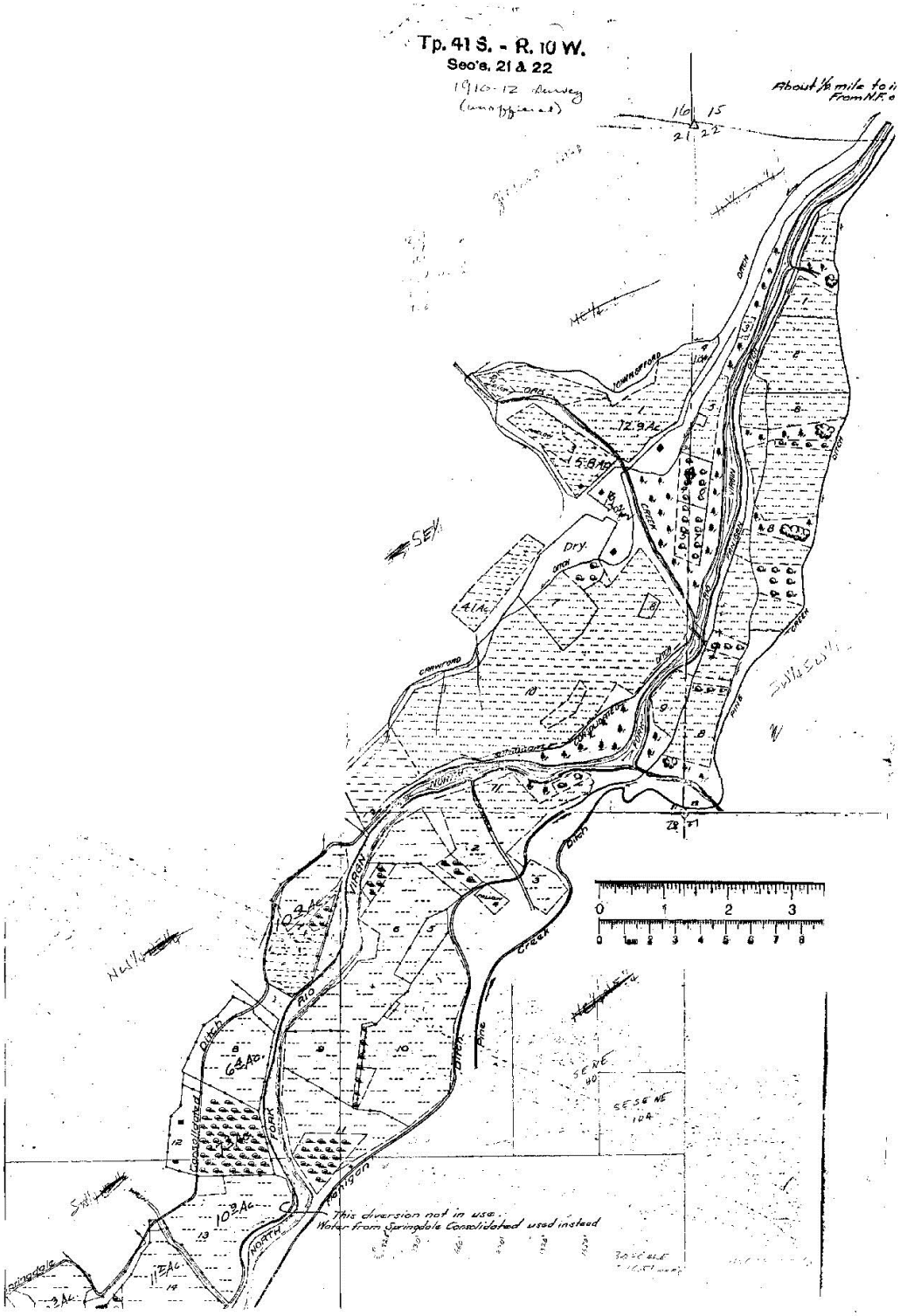
* This figure is in error. Total acerage acquired is 5.6 acres. Mr. Garrison determined that only 5.3 of the 5.6 acres were irrigated.

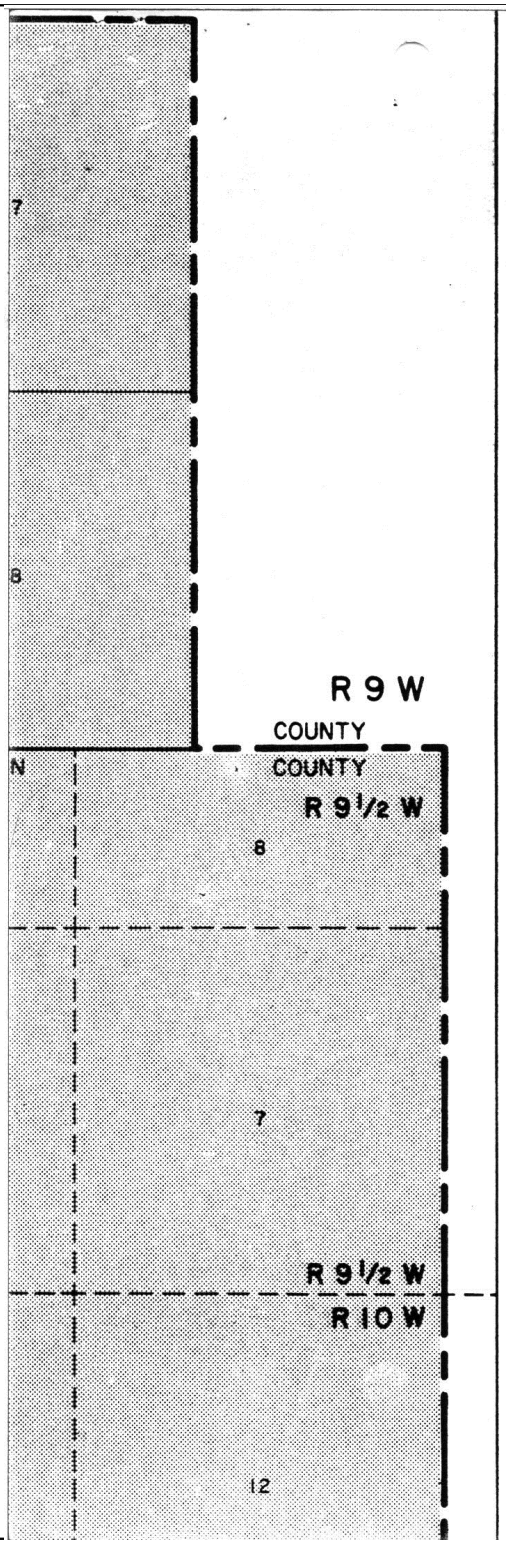
DRAFTED BY JACQUELINE V. NOLAN
WATER OPERATIONS BRANCH – WRD
NATIONAL PARK SERVICE
FEBRUARY 1990

00/00/0000: Township map of sec 21 and 22



00-00-0000: township map of sec 21 and 22

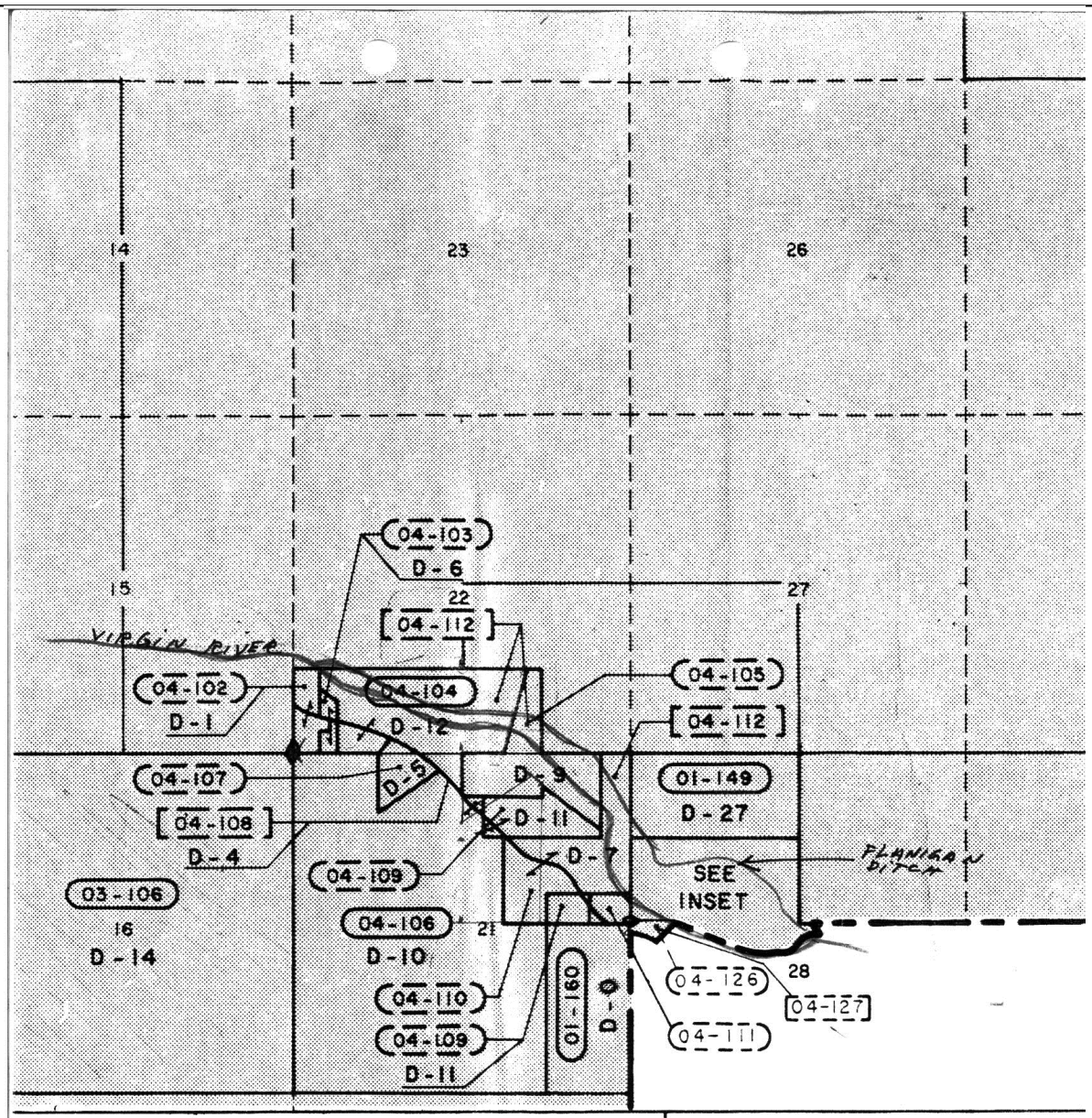


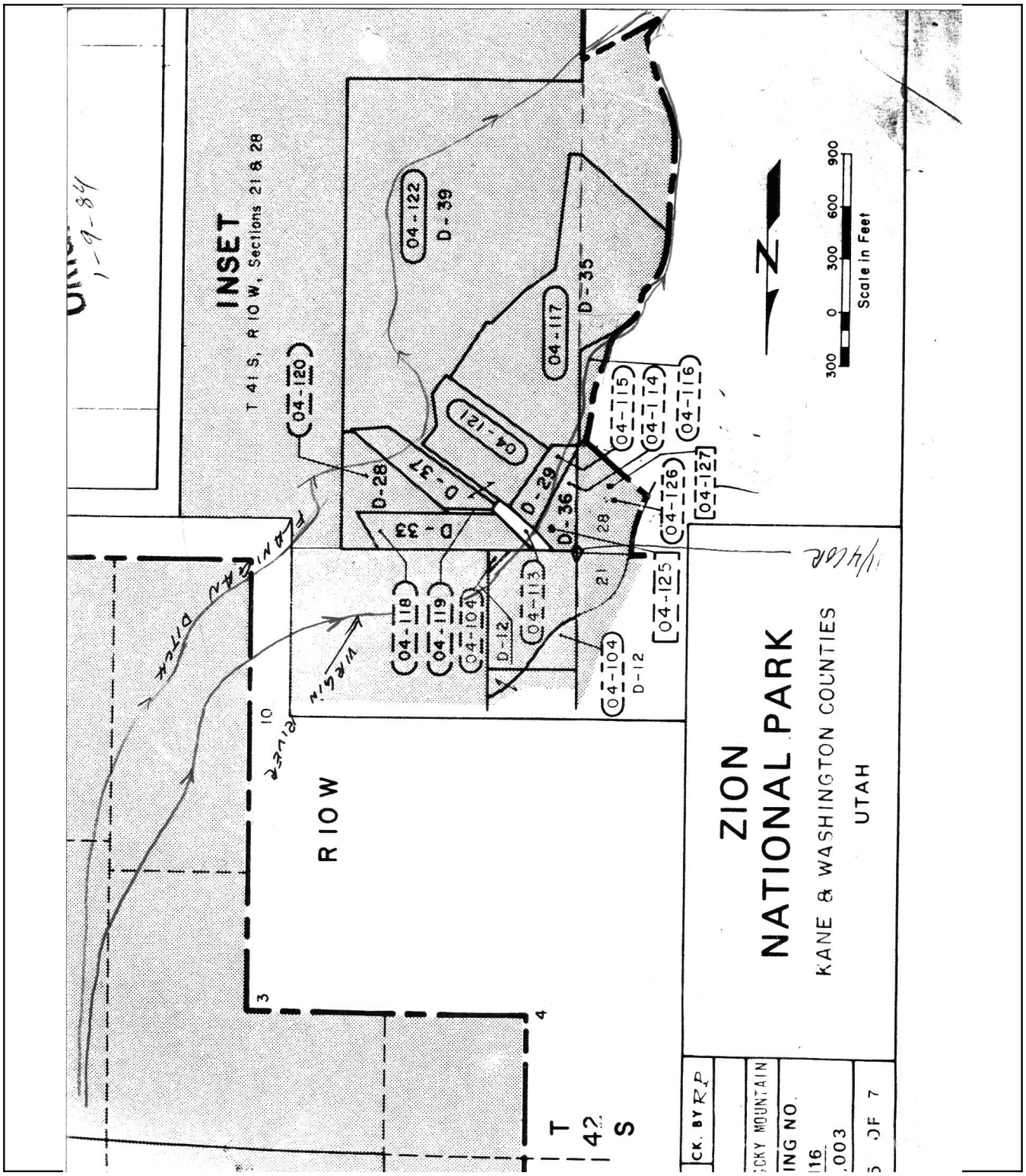


01-111	USA	D-4		#	
01-149	USA	D-2		#	
01-160	USA	D-89		#	
03-103	USA	D-26		##	
03-106	USA	D-14	IL BASE	##	
04-101	WIT	D-90	PUBLIC DOMAIN	9,391.21	FEE
04-102	USA	D- 1	CRAWFORD	13.15	FEE
04-103	USA	D- 6	ALLRED	4.70	FEE
04-104	USA	D-12	CRAWFORD	90.19	FEE-R
04-105	USA	D- 9	CRAWFORD	52.30	FEE-R
04-106	USA	D-10	CRAWFORD	401.33	FEE-R
04-107	USA	D- 5	SCHIEFER	16.90	FEE
04-108	DCN	D- 4	COUNTY COMMISS.	(8.35)	ROW
04-109	USA	D-11	CRAWFORD	30.27	FEE-R
04-110	USA	D- 7	CRAWFORD	57.30	FEE-R
04-111	USA	D- 8	CRAWFORD	6.16	FEE-R
04-112	CRAWFORD, ET UX			0.00	WATER
04-113	CRAWFORD		(39)	0.65	FEE
04-114	USA	D-36	ZION NAT. HIST.	2.00	FEE
04-115	USA	D-29	ZION NAT. HIST.	1.84	FEE
04-116	USA	D-46	GIFFORD	1.13	FEE
04-117	USA	D-35	DENNETT	21.42	FEE
04-118	USA	D-33	CRAWFORD	4.03	FEE
04-119	UKNOWN			0.09	FEE
04-120	USA	D-28	ZION NAT. HIST.	5.60	FEE
04-121	USA	D-37	CRAWFORD	9.92	FEE
04-122	USA	D-39	SCHIEFER	55.24	FEE
04-123	EXC D-94		STATE OF UTAH	(80 00)	MIN
04-124	EXC D-94		STATE OF UTAH	(80 00)	MIN
04-125	UTAH PARKS COMPANY			(2.00)	MIN
04-126	DON D-76 ZION NAT. HIST. ASSN.			2 39	FEE
04-127	LOS ANGLES AND SALT LAKE R.R.			(2 39)	MIN
04-128	WIT D-90 PUBLIC DOMAIN			8,800.00	FEE

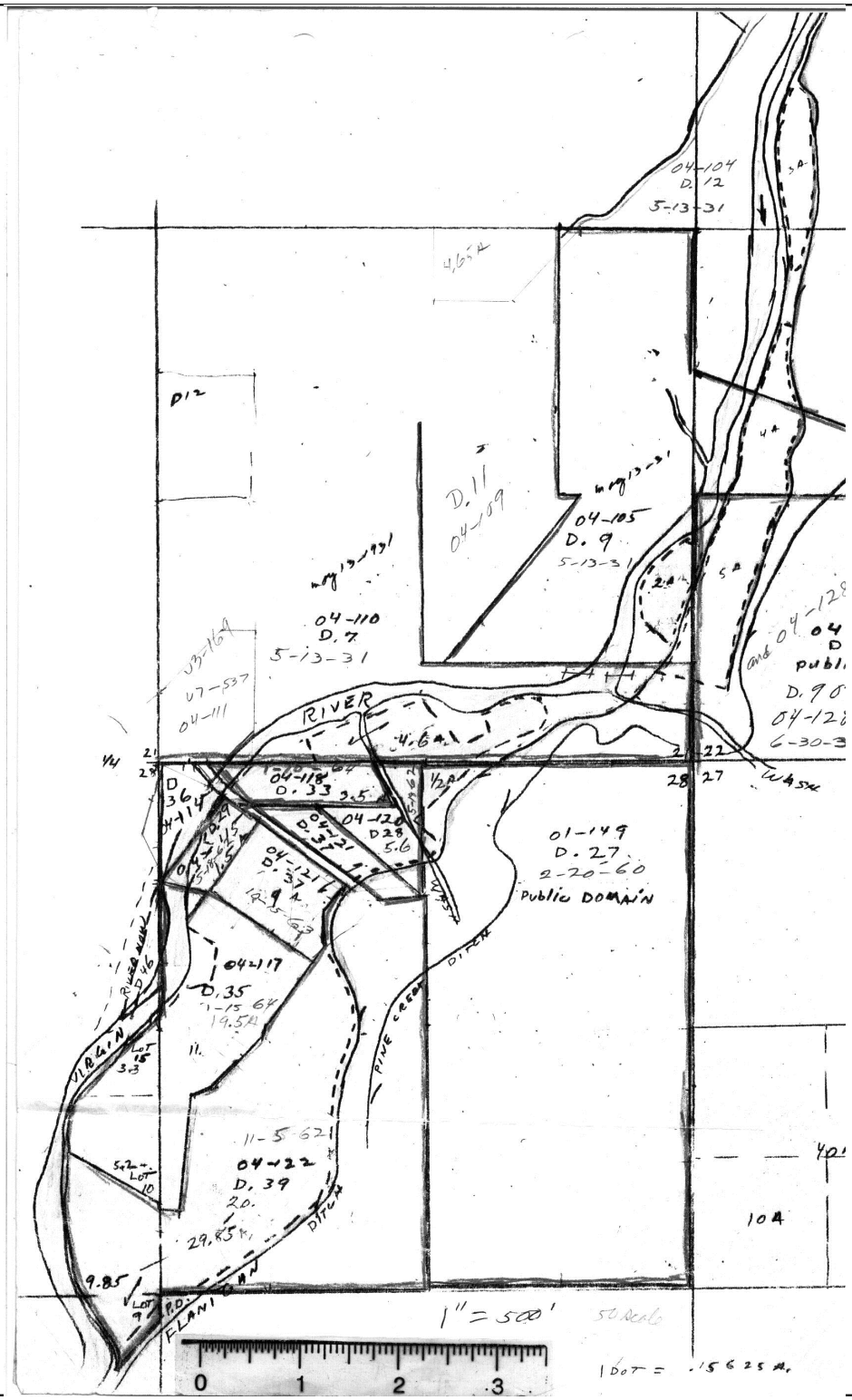
OLD TRACT NUMBER
IN PARENTHESES

SEE SEG. 01 FOR ACREAGE
SEE SEG. 03 FOR ACREAGE

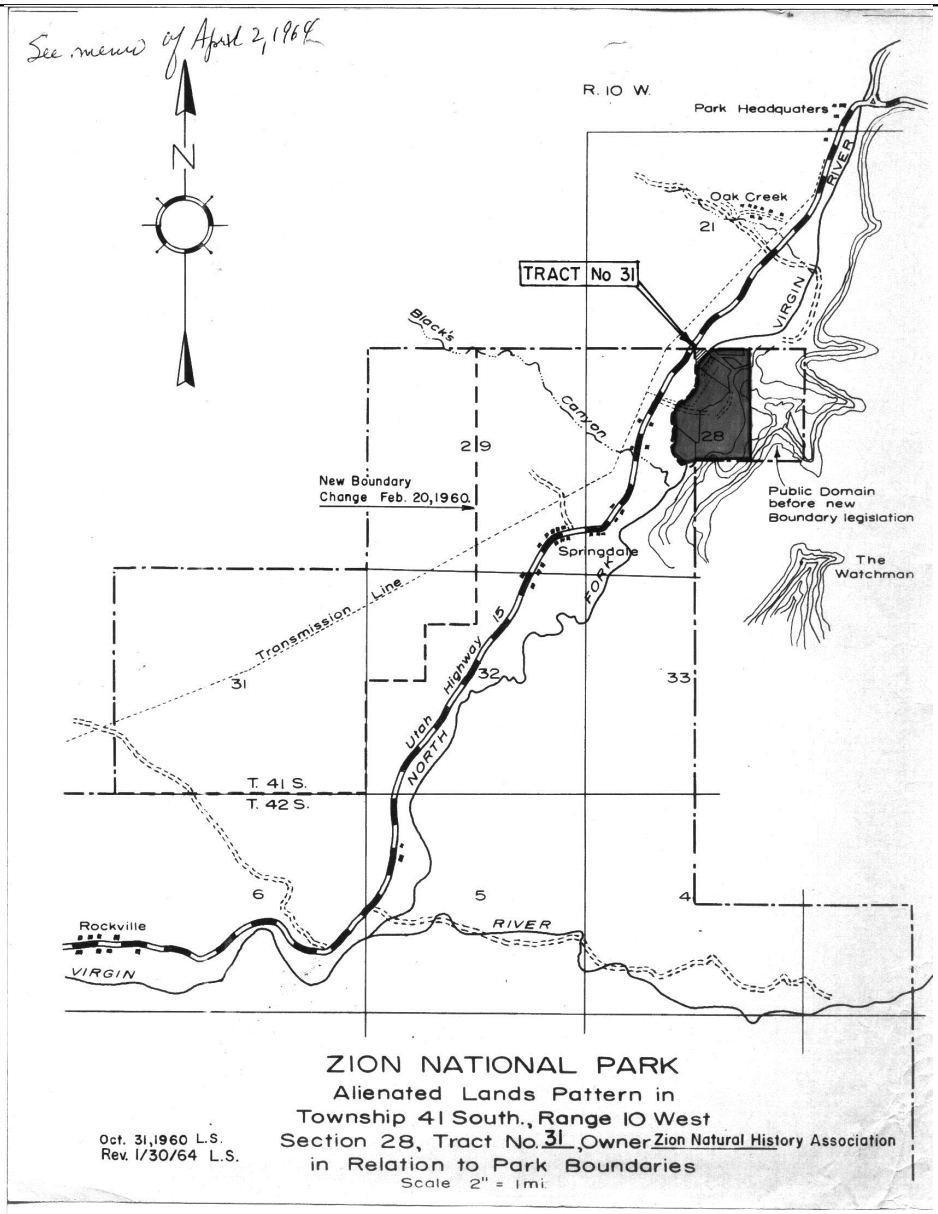

14
23
26
15
22
27
VIRGIN RIVER
04-103
D-6
04-112
04-102
D-1
04-104
D-12
04-105
04-112
04-107
D-5
D-9
01-149
D-27
04-108
D-4
D-11
D-7
SEE
INSET
PLANIGAN DITCH
04-109
03-106
16
D-14
04-106
D-10
21
04-110
04-109
D-11
01-160
D-8
04-126
28
04-127
04-111
RIDIAN
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6000
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t
UNITED STATES
DEPARTMENT OF THE INTE
NATIONAL PARK SERVI
DIVISION OF LAND ACQUISITIC
TITLE
LAND STATUS MA


INSET
T 41 S, R 10 W, Sections 21 & 28
ZION
NATIONAL PARK
KANE & WASHINGTON COUNTIES
UTAH
R 10 W
T 42 S
Scale in Feet
300 0 300 600 900
D-39
D-35
D-28
D-37
D-33
D-29
D-36
D-12
04-120
04-122
04-117
04-121
04-115
04-114
04-116
04-127
04-126
04-125
04-118
04-119
04-104
04-113
04-104
D-12
RIVER
WIGGIN
FANCHER DITCH

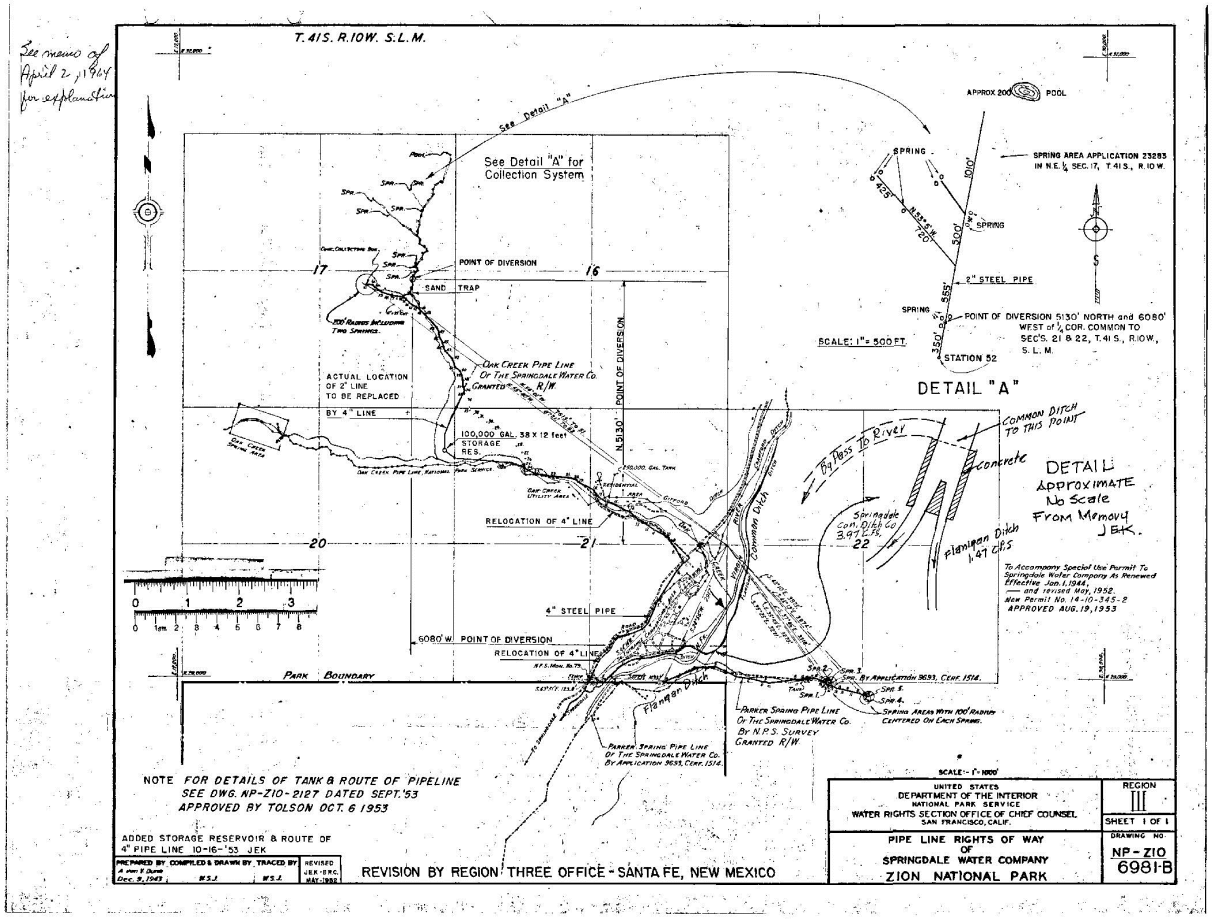
00/00/0000: Township map

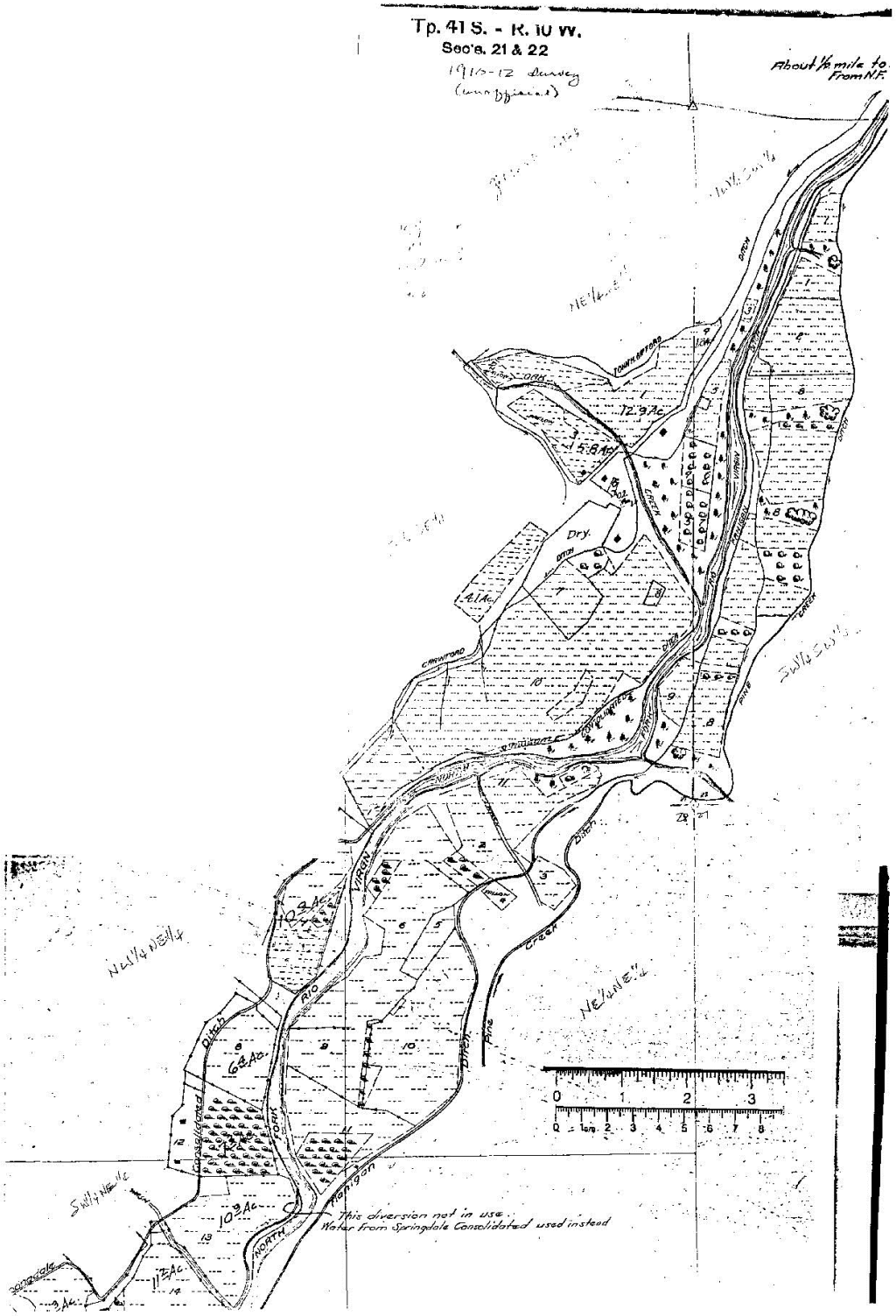


08/02/1984: Map of Alienated Lands Pattern in Township 41 South, Section 28



10-16-1953: map of pipe line rights of way (springdale water company) np-zio 6981-b





Docket Information

Number of Documents in Docket 357

Documents Dated from 12/19/1913 to 8/17/2011

Docket Compiled: 6/13/2016