0132

SOUTH EASTERN UTAH TITLE COMPANY

☐ SAN JUAN COUNTY
P.O. BOX 579
MONTICELLO, UTAH 84535
(801) 587-2588
FAX (801) 587-2582

ABSTRACTS AND TITLE INSURANCE
CARBON, EMERY, GRAND, & SAN JUAN COUNTIES

☐ CARBON/EMERY COUNTY
175 EAST 100 SOUTH
P.O. BOX 855
PRICE, UTAH 84501
(801) 637-4455
FAX (801) 637-4459

☐ GRAND COUNTY
150 EAST 100 NORTH
P.O. BOX 700
MOAB, UTAH 84532
(801) 259-7635
FAX (801) 259-7637

FAX TRANSMITTAL FORM

DATE: January ~~26~~ 26, 1994 TIME: ~~3:45 pm.~~ 1:15 pm

DELIVER TO: James W Carter Dir. Ut Div Oil & Mining

SENT BY: Rae — SouthEastern Ut. Title Co.

REGARDING: Partial Reconveyance — Water Claim

# of pages in transmittal 3 including this form

IF YOU DO NOT RECEIVE ALL PAGES PLEASE CALL 801-637-4455.

IF YOU NEED TO RETURN FAX TO US THE NUMBER IS 801-637-4459.

MEMO:

62

STATE OF UTAH)
COUNTY OF CARBON) SS
FILED AND RECORDED FOR
S.E. Utah Title Co.
JAN 26 11 25 AM '94
BOOK 340 RECORDS
PAGE 62-63
ANN E. PORTER
COUNTY RECORDER

Entry No. 43292
Indexed
Abstracted
Fldg. Fee 12.00

NOTICE OF ERRONEOUS RECORDATION

SOUTH EASTERN UTAH TITLE COMPANY, a Title Insurance Company authorized to do business in the State of Utah, is the trustee under a Deed of Trust dated March 9, 1989 executed by Sunnyside Reclamation and Salvage, Inc. as trustor, to SOUTH EASTERN UTAH TITLE CO, as trustee, in which Division of Oil, Gas and Mining, Department of Natural Resources, State of Utah is beneficiary, and describing real property situated in Carbon County, State of Utah, as follows:

> Water Users Claim No. 91-231, on file in the office of the Utah State Engineer, as referenced at Exhibit A, Page 20, of the Deed of Trust.

Said Deed of Trust was recorded March 10, 1989 as Entry No. 023282 in Book 287 at page 96-155 records of the County Recorder of Carbon County, Utah, and secures payment of an indebtedness evidenced by a promissory note of even date.

On January, 19, 1994 SOUTH EASTERN UTAH TITLE COMPANY, as said trustee, executed a Deed of Reconveyance in error. Said reconveyance was recorded January 19, 1994 as Entry # 43202 in Book 339, Page 732-733 records of the County Recorder of Carbon County, Utah.

Said reconveyance was executed and recorded in error in that the Partial Reconveyance was recorded by mistake and inadvertence, and no intervening rights nor reliance upon said reconveyance are known to exist.

Accordingly the original Deed of Trust is deemed in full force and effect and enforceable by its terms and conditions.

DATED this 26 day of September, 1994.

SOUTH EASTERN UTAH TITLE COMPANY
A Corporation

By _____
President

STATE OF UTAH
ss
COUNTY OF CARBON

On the 26th day of January, 1994, personally appeared before me Jerry Frandsen, who being by me duly sworn did say that he is the President of South Eastern Utah Title Company and that the within and foregoing instrument was signed in behalf of said corporation by authority of a resolution of its board of directors and said Jerry Frandsen acknowledged to me that said corporation executed the same.

Rae Colton
NOTARY PUBLIC

My Commission Expires:
1-24-97

Residing at: Price, Utah

RAE COLTON
NOTARY PUBLIC • STATE of UTAH
SOUTH EASTERN UTAH TITLE CO.
P.O. BOX 886
PRICE, UT 84501
COMM. EXP. 1-24-97

SOUTH EASTERN UTAH TITLE COMPANY

SEUTCO

☐ SAN JUAN COUNTY
P.O. BOX 579
MONTICELLO, UTAH 84535
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150 EAST 100 NORTH
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MOAB, UTAH 84532
(801) 259-7635
FAX (801) 259-7637

FAX TRANSMITTAL FORM

DATE: January 25, 1994 TIME: 3:45 pm.

DELIVER TO: James W Carter Dir. Ut Div Oil & Mining

SENT BY: Rae — SouthEastern Ut. Title Co.

REGARDING: Partial Reconveyance — Water Claim

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MEMO:

STATE OF UTAH)
:ss.
COUNTY OF CARBON)

On the 19 day of January, ~~1993~~ 1994, personally appeared before me Jerry Frandsen and who by me duly sworn did say, each for himself, that he the said Jerry Frandsen is the _____ president, and he, the said _____, is the secretary of ~~South~~ Eastern Utah Title Co., the corporation that executed the foregoing instrument as such Trustee by authority of a resolution of its board of directors and said Jerry Frandsen _____ and _____ each duly acknowledged to me that said corporation executed the same as such Trustee and that the seal affixed is the seal of said corporation.

RAE COLTON
NOTARY PUBLIC • STATE of UTAH
SOUTH EASTERN UTAH TITLE CO.
P.O. BOX 806
PRICE, UT 84501
COMM. EXP. 1-24-97

Rae Colton
Notary Public
Residing at: Price, Utah

My Commission Expires:
1-24-97

STATE OF UTAH) ss
COUNTY OF CARBON)
FILED AND RECORDED FOR

732

S.E. Utah Title Co.

JAN 19 2 31 PM '94

BOOK 339 OF RECORDS
PAGE 732-733
ANN B. O'BRIEN
COUNTY RECORDER

WHEN RECORDED, MAIL TO:

Entry No. 43202
Indexed ✓✓
Abstracted
Rdg. Fee 12.00

PARTIAL RECONVEYANCE

South Eastern Utah Title Company, a Utah corporation, is duly appointed Trustee under the Deed of Trust hereinafter referred to, having received from Beneficiary, hereunder a written request to reconvey, in accordance with the terms of said Deed of Trust, all estate now held by said Trustee under said Deed of Trust in and to the hereinafter described property, said Beneficiary having presented said Deed of Trust and note or notes secured thereby for endorsement, said Deed of Trust having been executed by Sunnyside Reclamation & Salvage, Inc., Trustor, and recorded in the Official Records of Carbon County, Utah as follows: Dated: March 10, '989, as Entry No. 023282, in Book 287, Pages 96-155;

NOW, THEREFORE, in accordance with said request and the provisions of said Deed of Trust, South Eastern Utah Title Company, as Trustee, does hereby RECONVEY, without warranty, the THE PERSON OR PERSONS LEGALLY ENTITLED THERETO, all estate now held by it hereunder in and to the property situated in said county, state of Utah, described as follows:

Water Users Claim No. 91-231

The remaining property described in said Deed of Trust shall continue to be held by said Trustee under the terms thereof. As provided in said Deed of Trust, this Partial Reconveyance is made without affecting personal liability of any person for payment of the indebtedness secured by said Deed of Trust.

IN WITNESS WHEREOF, South Eastern Utah Title Company, as Trustee, has caused its corporate name and seal to be affixed this 19th day of January, ~~1993~~. 1994

SOUTH EASTERN UTAH TITLE COMPANY,
as Trustee

By: _____