

### Document Information Form

Mine Number: C/043/001

File Name: Incoming

To: DOGM

**From:**

Person N/A

Company N/A

Date Sent: JAN 16, 1992

**Explanation:**

INDEMTURE (SHERIFF'S DEED)

cc:

File in: C/043/001, 1992, Incoming

Refer to:

- Confidential
- Shelf
- Expandable

Date \_\_\_\_\_ For additional information

THIS INDENTURE, Made this 3th day of July, 1988 between D. Fred Ele., Sheriff of Summit County, State of Utah, party of the first part, and Keith Bates, individually and d/b/a Keith H. Bates Investment Company, party of the second part. *940 Donner Way #690 S.C.C. Ut. 84108*

WITNESSETH, WHEREAS, In and by a certain judgment and decree made and entered by the Third Judicial District, In and For Summit County, of the State of Utah on the 24th day of August, 1987, in a certain action then pending in said Court, wherein Keith Bates, individually and d/b/a Keith H. Bates Investment Company, Plaintiff and John Higgins, a/k/a Jack Higgins an individual, Summit Minerals, Inc., a Utah Corporation; and Utah Coal and Energy, Defendants, was among other things ordered and adjudged that all and singular the premises in said judgment, and hereinafter described should be sold at public auction, by and under the direction of the Sheriff of Summit County, State of Utah, in the manner required by law; that either of the parties to said action might become purchaser at such sale, and that said Sheriff should execute the usual certificates and deeds to the purchaser as required by law.

AND WHEREAS The Sheriff did, at the hour 11:05 A.M., on the 14th day of December, 1987 at the County Courthouse in the City of Coalville, County of Summit, State of Utah, after due public notice had been given, as required by law and said judgment, duly sell at public auction, agreeable to law and said judgment, the premises and property in said judgment and hereinafter described at which sale said premises and property were fairly struck off and sold to Keith Bates, individually and d/b/a Keith H. Bates Investment Company for the sum of SEVEN THOUSAND DOLLARS, it being highest bidder and that being the highest sum bid at said sale.

AND WHEREAS, said Keith Bates, individually and d/b/a Keith H. Bates Investment Company thereupon paid to the said Sheriff said sum of money so bid, and said Sheriff thereupon made and issued the usual certificate in duplicate of such sale in due form, and delivered one thereof to said purchaser, and caused the other to be filed in the office of the County Recorder of County of Summit, State of Utah.

NOW THIS INDENTURE WITNESSES, That the said party of the first part, Sheriff as aforesaid, in order to carry into effect said sale in pursuance of said judgment and of the law, and also in consideration of the premises and of the money so bid and paid by the said Keith Bates, individually and d/b/a Keith H. Bates Investment Company thereupon whereof is hereby acknowledged, has granted, sold, conveyed, and by these presents does grant, sell and convey and confirm unto the said party of the second part, its successors and assigns forever, the following described real estate lying and being in Chalk Creek, County of Summit, State of Utah being all the right, title, claim and interest of the above named defendants of, in and to the following described property, to wit:

The South half of the Northeast Quarter and the North half of the Southeast Quarter of Section 36, Township 3 North, Range 6 East, Salt Lake Base and Meridian, containing 160 acres of land, more or less, and referenced in leases recorded in Book M31 beginning at Page 399, and in Book 343, beginning at Page 399, and in Book 343, beginning at Page 267 of the records of Summit County.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, to have and to hold the same unto said party of the second part, his heirs and assigns forever.

800 491-691-692

REC'D BY  
SUMMIT COUNTY RECORDER  
88 SEP 21 PH 1:36  
296434  
NEED NOTE  
H9

File in:

- Confidential
- Shelf
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Refer to Record No 0006 Date 1-16-92

In C1043/001, 1992, Incoming

For additional information

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JAN 16 1992

DIVISION OF OIL GAS & MINING

NC

IN WITNESS WHEREOF, Said party of the first part has hereunto set his hand and seal the day and year first above written.

*D. Fred Gray*  
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SHERIFF OF SUMMIT COUNTY, UTAH



On the 6th day of July, 1988, before me Linda J. Smith, a Notary Public in and for the County of Summit, State of Utah, personally appeared D. Fred Gray, Sheriff of Summit County, State of Utah, personally known to me to be the person described in and who executed the foregoing instrument, who acknowledged to me that he executed the same as such Sheriff, freely and voluntarily, and for the uses and purposes therein mentioned.

WITNESS my hand and notarial seal, this 6th day of July, 1988  
My Commission expires: July 15th, 1991  
Residing: Henefer, Utah

*Linda J. Smith*  
Notary Public