

57676

Recorded at Request of Joseph Jackson on January 15, 1976

at 1:01 PM. Fee Paid \$ 4.00 *Dominick Belingheri*

by Dominick Belingheri, County Recorder, Lin. Co. Nev.
Lincoln County, Nevada Dep. Book 16 Page 229 Ref.: Official Records

Mail tax notice to _____ Address _____

MORTGAGE

KENT WHIPPLE and JANE WHIPPLE, his wife,
of Hiko, County of Lincoln

mortgagor^s
NEVADA
, State of ~~Utah~~ hereby

MORTGAGE to an undivided one-half interest to ADAM SEEGMILLER and RUTH H. SEEGMILLER, his wife; and an undivided one-half interest to FLORENCE S. HIGBEE, surviving widow of Myron Higbee a/k/a ^{Myron} mortgagor^s

of Cedar City, Iron County, Utah

for the sum of TEN THOUSAND (\$10,000.00) ----- DOLLARS,

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

(See description of property on Exhibit to Mortgage attached hereto and made a part of this Mortgage by reference thereto)

This mortgage is given to secure the following indebtedness:

A Promissory Note of even date in the amount of \$10,000.00 requiring payments of \$2,000.00 principal, together with accrued interest at the rate of six percent (6%) per annum; payments to commence July 1st, 1976, and continue each year thereafter until paid in full.

The mortgagor^s agree to pay all taxes and assessments on said premises, and a reasonable attorney's fee in case of foreclosure.

WITNESS the hands of said mortgagor^s, this 30th day of December A. D. nineteen hundred and seventy five.

Signed in the Presence of

Kent Whipple

Kent Whipple
Jane Whipple

Jane Whipple

STATE OF ~~Utah~~ ~~Nevada~~ UTAH }
COUNTY OF ~~Lincoln~~ Iron } ss.

On the 30th day of December, A. D. 19 75
personally appeared before me KENT WHIPPLE and JANE WHIPPLE, his wife,

the signers of the within instrument, who duly acknowledged to me that they executed the same.

Joseph E. Jackson

Notary Public.

My commission expires 11/22/78 Residing in Cedar City, Utah

EXHIBIT

EXHIBIT TO MORTGAGE between KENT WHIPPLE and JANE WHIPPLE, his wife, therein identified as Mortgagors and ADAM SEEGMILLER, RUTH H. SEEGMILLER, his wife, MYRON HIGBEE and FLORENCE S. HIGBEE, his wife, therein identified as Mortgagees.

An undivided thirty-eight/Forty-eighths (38/48ths) interest in and to the following described property:

The West 25 rods of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, and the West 25 rods of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34, all in Township 1 North, Range 65 East, MDB&M. ALSO: Lots 1, 2, 3, and the East 15 rods of Lot 4, Section 5, Township 1 South, Range 65 East, MDB&M.

Together with all rights, privileges and improvements thereunto belonging or in anywise appertaining.

ALSO: All of the Sellers' right, title and interest in and to the Thorley Reservoir (Ely Spring) and Black Canyon Reservoir; Iron Tank Spring and Tex Spring and being represented as a 10/48th interest in Thorley Reservoir (Ely Spring) and Black Canyon Reservoir, and an undivided one-half ($\frac{1}{2}$) interest in Iron Tank Spring and Tex Spring said Iron Tank Spring and Tex Spring interest having been acquired from Irvin Bauer by Deed of January 3, 1938, and is more specifically identified as follows:

Iron Tank Spring, 0.015 c.f.s. (point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23, Township 1 North, Range 65 East MDB&M) and Tex Spring 0.015 c.f.s. (point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 22, Township 1 North, Range 65 East, MDB&M.) in Lincoln County, Nevada, together with all improvements consisting of 2 concrete tanks, 6 concrete troughs, and approximately 450 feet of iron pipe, all as shown in Book "B" of Certificates of Appropriations of Water at pages 224 and 225 thereof in the office of the County Recorder of Lincoln County, Nevada.

ALSO: Including all of the Sellers' Bureau of Land Management (BLM) grazing rights, commonly referred to as AUMs used or in any way connected with said water rights and property described herein, and being the grazing privileges used in connection with the United States Department of Interior, Bureau of Land Management.
