

thence north twenty-five (25) feet, thence east twenty-one (21) feet, thence north two hundred and twenty-five (225) feet, thence west one hundred and three and four twelfths (103 4-12) feet, thence south twenty (20) rods to place of beginning.

114 shares of Provo Manufacturing Company's stock.

160 shares of Salt Lake City Railroad Company's stock.

As a fund for the purpose of securing the support provided for in said will, to the following named persons: Mary A. A. Young, Lucy A. D. Young, Emily D. P. Young, Clara D. Young, Lucy B. Young, Eliza B. Young, Margaret P. Young, Zina D. H. Young, Harriet B. C. Young, Harriet B. Young, Mary Van Cott Young, Susanah S. Young, Eliza R. C. Young, N. K. A. Twiss Young, Martha B. Young, H. Amelia F. Young, Augusta A. Young, and Margaret J. Young.

And whereas, a final division and allotment of all the residue of the property, real and personal, belonging to the said estate has been made pursuant to and in accordance with the provisions of said will, by which division and allotment the property hereinafter described has been allotted to me, the undersigned, as and for my full share of the estate of Brigham Young, deceased, excepting what may be coming to me as a legatee under said will, of any surplus remaining of the above reserve funds, or either of them, after the payment and final liquidation of all claims and demands against the said estate, and the payment of the expenses of administration and of closing the trust under said will, and the payment of all the legacies to the parties hereinafter named.

Now, therefore, in consideration of the premises, and of the conveyance, assignment and delivery to me by the said George Q. Cannon, Brigham Young and Albert Carrington, the executors and trustees aforesaid, of the following described property, to-wit: Real estate decided to self and charged under provisions of will aforesaid, 1,900.00.

Sundry items of personal property per ac't, valued at 119.67.

83 shares Utah Southern Railroad stock, valued at 2,075.00.

29 Shares Provo Manufacturing Co's stock, valued at 2,030.00.

4 Shares Zion's Co-operative Mercantile Institution stock, valued at 200.00.

2 Shares Salt Lake City Gas Co. stock, valued at 200.00.

One-third of the personal property remaining in new house and office at St. George as per inventory dated this day, valued at 284.85.

Order 24 on Zion's Co-operative Mercantile Institution, 114.00.

Order 247 on Zion's Co-operative Mercantile Institution, 11.55.

Part of lot 1, block 75, plat A, Salt Lake City survey, commencing at a point 125 feet west from the southeast corner, running thence north 10 rods, thence west 20 feet, thence south 10 rods, thence east 20 feet to place of beginning, containing 3,800 square feet, more or less, valued at \$2,740.00.

Part of lot 6, block 76, plat A, Salt Lake City survey, commencing at the northwest corner of said lot, running thence south 10 rods, thence east 5 rods, thence north 10 rods, thence west 5 rods to place of beginning, containing 50 square rods, valued at 5,000.00.

Part of lot 8, block 72, plat A, Salt Lake City survey, commencing at the southeast corner of said lot running thence west 4 feet, thence north 20 rods, thence east 4 feet, thence south 20 rods to place of beginning, containing 1,320 square feet, more or less, valued at \$74.00.

All of lot 11, block 42, Big Field 10 acre plat A, Salt Lake County, situated and lying in the northeast quarter section 19, T. 1, S. R. 1, E. Salt Lake meridian, containing 10 acres, more or less, valued at 1,000.00.

All of blocks 9 and 10, plat B, St. George City Survey, containing 128 1/2-100 acres, more or less, valued at 400.00.

All of lot 5, block 31, plat A, St. George City Survey, containing 123 square rods, more or less, valued at 400.00.

All of lot 2, block 30, plat A, St. George City Survey, containing 128 square rods, more or less, valued at \$550.00.

That portion of block 19 on map of Washington town re-survey, containing 125 1/2-160 acres, situate to Section 14, T. 42, S. R. 15, W. Salt Lake Meridian, also all of lots 2 and 3, block 20, official map of Washington Town re-survey, containing in all 1 1/2-160 acres, more or less, valued at \$250.00.

2 Utah Western Railroad bonds, valued at \$2,000.00.

In all aggregating, eleven thousand dollars (\$11,000.00).

And of one dollar to me in hand paid by the said executors, the receipt whereof is hereby acknowledged.

I, Dora Young, the undersigned, a legatee under said will, do hereby acquit and release the said executors and trustees, and each of them, their heirs, executors, administrators and assigns, and the heirs, executors, administrators and assigns of each of them, and their successors in office of executors and trustees under said will, of and from any and all claim and demand of whatsoever description I may have or hold as a legatee or devisee under said will, or as heir at law of the said deceased, against said estate, or against the said executors and trustees, or against of them, as such executors or trustees under the said will, except that portion that may be coming to me from any surplus that may remain of the above described reserve funds after the payment of all the demands against the said estate and expenses of administration and trust, and the payment of all the legacies to the parties hereinafter named.

And as against any and all other claim or claims, demand or demands of whatever description I may have as a legatee or devisee under the said will of Brigham Young, deceased, or as heir-at-law of the said deceased, I hereby covenant and agree to hold the said executors and trustees, their heirs, executors, administrators and assigns, and their successors in office as such executors and trustees under said will, free and harmless.

And I hereby for my self, my heirs, executors, administrators and assigns, further covenant and agree to and with the said George Q. Cannon, Brigham Young and Albert Carrington, executors and trustees as aforesaid, the heirs, executors, administrators and assigns, and their successors in office, as such executors and trustees under said will, that if the funds reserved as aforesaid shall not be sufficient to liquidate and pay all the debts, claims and demands against the said estate, and all the costs and expenses of administration and of closing said trust, I will, in such event, and upon demand, pay my equal and just proportion of any deficiency that may remain, estimating such proportion by the amount of property received by all the legatees and devisees under said will.

In witness whereof, I have hereunto set

my hand and seal this twenty-fifth day of July, A. D. 1879.

DORA YOUNG, (ls.) late Dora Young Dunford.

Signed, sealed and delivered in the presence of

T. G. WEBBER, C. E. SILVERWOOD.

Filed for record June 6, 1879, at 1.45 p.m.

Territory of Utah, } ss.
County of Salt Lake, }

I, Angus M. Cannon, Recorder in and for said county, do hereby certify that the above and foregoing is a full, true and correct copy of the above and foregoing instrument as recorded in the records of my office in Book "B" of Leases, Liens, etc., etc., pages 637 to 643 inclusive.

This the ninth day of July, A. D. 1879.

(ls.) ANGUS M. CANNON, Recorder, Salt Lake County.

EXHIBIT 24.

In the District Court of the Third Judicial District of Utah Territory, County of Salt Lake.

Emeline A. Young, on behalf of herself and the Heirs-at-Law and Legatees and Beneficiaries under the last Will and Testament of Brigham Young, late of Salt Lake County, Utah Territory, deceased,

vs.

George Q. Cannon, Albert Carrington and Brigham Young, Executors of the last Will and Testament of Brigham Young, late deceased, and John Taylor, John Sharp, Edward Hunter, Horace S. Eldredge, George Goddard, Leonard W. Hardy, Theodore McKean, Joseph C. Kingsbury and Angus M. Cannon,

DEFENDANTS.

On reading and filing complaint in the above entitled action, and affidavit accompanying same, and without notice to defendants, or any or either of them, the particular facts of this case, in the opinion of the Court, being such as to justify and require the action herein without such notice, and good cause appearing therefor, on motion of Tilford & Hagan and Sutherland & McBride, attorneys for said plaintiff, it is

Ordered that William S. McCormick and Michael Shaughnessy be and they are hereby appointed Receivers of all the property, real and personal, and assets of Brigham Young, late of Salt Lake County, Territory of Utah, deceased, and the rents, issues and profits thereof.

And it is ordered that the defendants, George Q. Cannon, Albert Carrington and Brigham Young, Executors of the last Will and Testament of said Brigham Young, deceased, John Taylor, John Sharp, Edward Hunter, Theodore McKean, Horace S. Eldredge, George Goddard, Leonard W. Hardy, Joseph C. Kingsbury and Angus M. Cannon, do severally deliver over to such Receivers, or one of them demanding the same, all such property and assets whatsoever name, nature or kind and wherever situated. That the said Receivers jointly and severally be empowered and directed to take into their or his possession all the said property and assets, and to report to and file in this action a schedule and inventory thereof and afterwards to take and receive and report any additional property or assets which may come to their knowledge, and thenceforth safely keep the money and other personal property so received subject to the order and directions of this Court, and that the said Receivers, or one of them, do collect all rents, profits and income which shall arise from the same; and that they, or one of them, do let and lease such of the real estate or other property of said estate as shall come to their possession, and may thus be made productive. And in this manner and otherwise to manage the said property to make the same productive, subject to the order and direction of the Court, including the real estate described in said complaint; and finally to pay, deliver over and account for such property and assets as shall be required by said Court.

It is further ordered that said Receivers severally give bonds with sufficient sureties in the penal sum of One Hundred Thousand (\$100,000) Dollars for the faithful performance of their duties.

And good cause therefor appearing in and by said complaint and affidavit, it is further ordered that the defendants, and each of them, their agents, servants and employees be and they are hereby enjoined and restrained as follows, to-wit: the said George Q. Cannon, Albert Carrington and Brigham Young, and each of them, are hereby enjoined and restrained from further acting in any manner as Executors of the said estate of Brigham Young, deceased, or from doing any act or acts, thing or things in such capacity as Executors until the further order of this Court, and that said parties are commanded to desist and refrain from in any manner interfering with said estate or any part thereof, or with any of the income, rents, issues, assets, or profits thereof, or in any manner detaining or keeping any of the property or assets of said estate from the hands of or possession of the Receivers appointed herein, or either of them, or in anywise interfering with, hindering or delaying said Receivers or either of them, from or in the discharge of their duties herein, and that said Executors, until the further order of this Court, be and they are hereby suspended from acting as such Executors.

And it is further ordered in this behalf that the defendant John Taylor, as Trustee-in-Trust of the Church of Jesus Christ of Latter-day Saints, or otherwise, and the other defendants herein, and each of them be and they are hereby ordered and commanded to desist from and refrain from selling, encumbering or disposing of in any manner, mentioned or described in the complaint herein, or any part thereof, or from in any manner possessing, intermeddling or interfering

with said property, or with any part thereof, or with the rents, issues or profits thereof, until the further order of this Court.

Dated this 14th day of June, A. D. 1879.

PHILIP H. EMERSON, Judge.

Attest my hand and the Seal of said Court.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

Territory of Utah, } ss.
County of Salt Lake, }

I, C. S. Hill, Clerk of the Third Judicial District Court, of Utah Territory, do hereby certify that the foregoing is a full, true and correct copy of the original full appointing Receiver, and enjoining made June 14th, 1879, in the above entitled action.

Witness my hand and the Seal of said Court at Salt Lake City, this 16th day of June, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By B. P. HILL, Deputy Clerk.

EXHIBIT 25.

In the District Court of the Third Judicial District of the Territory of Utah, County of Salt Lake.

Emeline A. Young, on behalf of herself, etc. Plaintiffs, vs. Geo. Q. Cannon, et al., Defendants.

Whereas, the above named plaintiff has commenced an action in the District Court of the Third Judicial District of the Territory of Utah, County of Salt Lake, to apply for an injunction and restraining them from the commission of certain acts, as in the complaint filed in the said action is more particularly set forth and described.

Now, therefore, we, the undersigned, residents of the said County of Salt Lake, in consideration of the premises and of the issuing of said injunction, do jointly and severally undertake in the sum of one thousand dollars, and promise to the effect that in case said injunction shall issue, the said plaintiff will pay to the said parties enjoined such damages, not exceeding the sum of one thousand dollars, as such parties may sustain by reason of the said injunction, if the said District Court finally decide that the said plaintiff was not entitled thereto.

Dated this 14th day of June, A. D. 1879.

J. G. SUTHERLAND, [Seal.] Jno. R. McBride, [Seal.]

Territory of Utah, } ss.
County of Salt Lake, }

J. G. Sutherland and John R. McBride, the sureties whose names are subscribed to the above undertaking, being severally duly sworn, each for himself says: That he is worth the sum in the said undertaking specified as the penalty thereof, over and above all his just debts and liabilities, exclusive of properly exempt from execution.

J. G. SUTHERLAND, Jno. R. McBride.

Subscribed and sworn to before me this 14th day of June, 1879.

C. S. HILL, Clerk.

By H. G. McMILLAN.

Territory of Utah, } ss.
County of Salt Lake, }

I, C. S. Hill, Clerk of the Third Judicial District Court of Utah Territory, do hereby certify that the foregoing is a full, true and correct copy of the original undertaking on Injunction, in the above entitled action, filed in my office, June 14th, 1879.

Witness my hand and the seal of said Court, at Salt Lake City, this 21st day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

Exhibit No. 26 is Marshal Shaughnessy's bond as Receiver.

Exhibits Nos. 27, 28 and 29 are deeds from Brigham Young to George A. Smith, Trustee-in-Trust.

Exhibit No. 30 is petitions of Louise W. Y. Ferguson, Dora Young, Marinda Hyde Conrad, Ernest I. Young, Elizabeth Y. Ellsworth and Vilate Decker, to be made co-plaintiffs with Emeline A. Young.

EXHIBIT 31.

At a District Court of the Third Judicial District, of the Territory of Utah, County of Salt Lake, held at the Court House in the City and County of Salt Lake, on the 3d day of July, A. D. 1879.

Present, the Hon. Philip H. Emerson, Judge of the Third Judicial District.

Emeline A. Young, on behalf of herself and the heirs-at-law and legatees and beneficiaries under the last Will and Testament of Brigham Young, late of Salt Lake County, Utah Territory, deceased,

vs.

George Q. Cannon, Albert Carrington, and Brigham Young, Executors of the last Will and Testament of Brigham Young, late deceased, and John Taylor, John Sharp, Edward Hunter, Horace S. Eldredge, George Goddard, Leonard W. Hardy, Theodore McKean, Joseph C. Kingsbury and Angus M. Cannon,

DEFENDANTS.

Now comes Louise W. Young Ferguson, Dora Young, named in the Complaint herein Dora Young Dunford, Marinda Hyde Conrad, Ernest Irving Young, Miriam Young Ellsworth, and Vilate Decker, heirs-at-law and beneficiaries under the will of Brigham Young aforesaid, late deceased, by their attorneys, Tilford & Hagan and Sutherland & McBride, and file their appearance in this action according to the terms of the complaint herein, and on motion of their said attorneys it is ordered that the said Louise W. Young Ferguson, Dora Young, Marinda Hyde Conrad, Ernest Irving Young, Miriam Young Ellsworth, and Vilate Decker, heirs-at-law and beneficiaries under the Will of Brigham Young aforesaid, late deceased, be and they are hereby made parties plaintiff in said cause according to the terms of the complaint herein.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

Now comes Louise W. Young Ferguson, Dora Young, named in the Complaint herein Dora Young Dunford, Marinda Hyde Conrad, Ernest Irving Young, Miriam Young Ellsworth, and Vilate Decker, heirs-at-law and beneficiaries under the will of Brigham Young aforesaid, late deceased, by their attorneys, Tilford & Hagan and Sutherland & McBride, and file their appearance in this action according to the terms of the complaint herein, and on motion of their said attorneys it is ordered that the said Louise W. Young Ferguson, Dora Young, Marinda Hyde Conrad, Ernest Irving Young, Miriam Young Ellsworth, and Vilate Decker, heirs-at-law and beneficiaries under the Will of Brigham Young aforesaid, late deceased, be and they are hereby made parties plaintiff in said cause according to the terms of the complaint herein.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.

I, C. S. Hill, Clerk of the District Court of the Third Judicial District of the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of an order made in the above entitled action on the date mentioned in the caption thereof.

In Witness Whereof, I have hereunto set my hand and the Seal of said Court, this 22d day of July, A. D. 1879.

[Seal.] C. S. HILL, Clerk.

By H. G. McMILLAN, Deputy Clerk.

PHILIP H. EMERSON, Judge.