

KATIE L. DIXON
RECORDER
SALT LAKE COUNTY,
UTAH

DEC 20 2 41 PM '83

GRANTOR'S TITLE

OFF

54.50
Lowell Murst

WHEN RECORDED, MAIL TO:

Trust for Public Lands
96 Grand H. King, Jr. Ave
10 Exchange Place, Suite 1000
Salt Lake City, Utah 84111

Space Above for Recorder's Use

WARRANTY DEED

3883519

Richard K. Dillard, as trustee, but not individually, of the marital trust and of the descendants portion trust, both trusts under the will of Rich Whitmore deceased, Grantor, of Salt Lake City, County of Salt Lake, State of Utah, hereby CONVEYS and WARRANTS to the Trust for Public Land, a California public benefit corporation doing business in Utah as "TPL-UTAH", Grantee, of Salt Lake City, County of Salt Lake, State of Utah, for the sum of Ten Dollars (\$10.00) and other valuable consideration the receipt of which is hereby acknowledged, the following described tracts of land in Salt Lake County, State of Utah, to wit:

1 - PARCEL NO. 1

The West 48.8 feet of Lot 29, WASATCH RESORT, an unrecorded subdivision, said Lot 29 being more particularly described as follows:

BEGINNING at the Northwest Corner and Iron Belt set in a granite boulder, which corner bears South 75° 42' 30" East 3543.0 feet from the Quarter Section Corner on the East boundary of Section 12, Township 3 South, Range 1 East, Salt Lake Base and Meridian, running thence South 154.2 feet to the Southwest Corner; thence East 78.8 feet to the Southeast Corner, identical with the Southwest Corner of Lot 28; thence North 173.7 feet to the Northeast corner; thence South 76° 08' West 81.1 feet to the Northwest Corner, to the place of BEGINNING.

2 - PARCEL NO. 2

Lot 32, WASATCH RESORT, an unrecorded subdivision, being more particularly described as follows:

BEGINNING at the Northwest Corner, identical with the Northeast Corner of Lot No. 31, which is East 3985.4 feet and South 1082.5 feet from the Quarter Section Corner on the East boundary of Section 12, Township 3 South, Range 1 East, Salt Lake Base and Meridian; running thence South 149.7 feet to the Southwest

BOOK 5516 PAGE 1371

Corner thence East 66.0 feet to the Southeast Corner; thence North 96.3 feet to the Northeast Corner; thence North 51° 00' West 84.9 feet to the place of BEGINNING.

3 - PARCEL NO. 3

Lot 33, WASATCH RESORT, an unrecorded subdivision, being more particularly described as follows:

BEGINNING at the Northeast corner, which is East 4117.4 feet and South 1154.2 feet from the Quarter Section Corner on the East boundary of Section 12, Township 3 South, Range 1 East, Salt Lake Base and Meridian; running thence North 74° 30' West 68.5 feet to the Northwest Corner, identical with the Northeast corner of Lot No. 32; thence South 146.3 feet to the Southwest Corner; thence East 66.0 feet to the Southeast corner; thence North 128.0 feet to the place of BEGINNING.

4 - PARCEL NO. 4

Lot 72, WASATCH RESORT, an unrecorded subdivision, being more particularly described as follows:

BEGINNING at the Northwest Corner, identical with the Northeast Corner of Lot No. 73, which is South 1045.7 feet and East 5047.2 feet from the Quarter Section Corner of the East boundary of Section 12, Township 3 South, Range 1 East, Salt Lake Base and Meridian; running thence South 133.5 feet to the Southwest Corner, identical with the Southeast Corner of Lot No. 73, thence East 60.0 feet; thence North 133.5 feet; thence West 60.0 feet to the place of BEGINNING.

5 - PARCEL NO. 5

WASATCH NO. 7, PLACER MINING CLAIMS SURVEY NO. 6379, less and excepting that portion which lies within the bounds of Little Cottonwood Highway and Little Cottonwood Creek and also that portion which lies North of said aforementioned Little Cottonwood Highway.

6 - PARCEL NO. 6

WASATCH NO. 8, PLACER MINING CLAIMS SURVEY NO. 6226, less and excepting that portion which lies within the bounds of Little Cottonwood Creek.

7 - PARCEL NO. 7

WASATCH NO. 9, PLACER MINING CLAIMS SURVEY NO. 6379, less and

excepting that portion which lies within the bounds of Little Cottonwood Highway and Little Cottonwood Creek and also that portion which lies North of said aforementioned Little Cottonwood Highway.

8 - PARCEL NO. 8

WASATCH NO. 10, PLACER MINING CLAIMS SURVEY NO. 6226.

9 - PARCEL NO. 9

BEGINNING at the Southwest Corner of Wasatch No. 3, PLACER MINING CLAIM SURVEY NO. 6342, in Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian and running thence North 200 feet; thence East 850.21 feet; thence South 200 feet; thence West 850.21 feet to the point of BEGINNING.

10 - PARCEL NO. 10

WASATCH NO. 14, PLACER MINING CLAIMS SURVEY NO. 6774, Little Cottonwood Mining District, Salt Lake County, State of Utah.

EXCEPTING THEREFROM that portion of the above described property lying within the bounds of Little Cottonwood Highway and as the same was conveyed to Salt Lake County, and also that portion which lies North of said aforementioned Little Cottonwood Highway.

ALSO, EXCEPTING THEREFROM that portion of the following described property lying within the bounds of said Wasatch No. 14 Mining Placer:

BEGINNING East 850.21 feet from the Southwest Corner of Wasatch No. 3, PLACER SURVEY NO. 6342, said point of beginning also being East 3490.21 feet from the West Quarter Corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence South 102.76 feet; thence South 62° 07' East 820.20 feet to the center line of Little Cottonwood Highway; thence along said center line to a point which is due South of Corner No. 1 of Wasatch No. 5, Placer Mining Claims Survey No. 6379, and running thence West 492.96 feet; thence North 330.0 feet to the South line of Wasatch No. 5, Placer Survey No. 6379; thence West 2522.0 feet to the Southwest Corner of said Wasatch No. 5 Placer; thence North 12.0 feet to the Southeast corner of said Wasatch No. 3 Placer; thence West 1689.79 feet to the point of BEGINNING.

ALSO, EXCEPTING THEREFROM the following described property:

BEGINNING at Corner No. 1 of Wasatch No. 5, Placer, Survey No. 6379, and running thence South 330 feet; thence West 660 feet; thence North 330 feet; thence East 660 feet to the place of BEGINNING.

11 - PARCEL NO. 11

THAT PORTION of the Southeast Quarter of the Northeast Quarter of Section 12, Township 3 South, Range 1 East, Salt Lake Base and Meridian, lying Northerly of the North Fork Little Cottonwood Road, also that portion of Lots 6 and 7, Section 12, Township 3 South, Range 1 East, Salt Lake Base and Meridian, lying Northerly of the North Fork Little Cottonwood Canyon Road.

12 - PARCEL NO. 12

BEGINNING at the West Quarter Corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence North 1320 feet; thence East 2640.0 feet; thence South 2640.0 feet; thence West 2,140.00 feet; thence North 435.6 feet; thence West 500.00 feet; thence North 884.4 feet to the point of BEGINNING.

EXCEPTING THEREFROM the following three parcels of land:

- 1) THAT PORTION of the Little Cottonwood Canyon Highway as the same may be found to intersect the above described property and as the same was conveyed to Salt Lake County.
- 2) BEGINNING at a point 280 feet South of the West Quarter Corner of Section 7 Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence South 180 feet to the creek; thence East 75 feet; thence North 180 feet; thence West 75 feet to the place of BEGINNING.
- 3) That portion lying within the bounds of Little Cottonwood Creek.

13 - PARCEL NO. 13

The North 100 Rods of the Southeast Quarter of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, in the County of Salt Lake, State of Utah.

EXCEPTING THEREFROM the following described tracts of land:

(a) BEGINNING at the Northwest Corner of Lot 29, WASATCH RESORT, an unrecorded subdivision, said point being South 75° 42' 30" East 3,543.0 feet from the East Quarter Corner of Section 12, Township 3 South, Range 1 East, Salt Lake Base and Meridian, and running thence North 22° 30' West 31.25 feet; thence North 80° 30' East 225.0 feet; thence South 65° 27' East 215.0 feet; thence East 82.0 feet; thence South 77° 48' East 241.0 feet; thence North 31° East 34.0 feet to the Southerly line of Little Cottonwood Creek; thence South 84° East 50.0 feet to the Northwest Corner of Lot 1, WASATCH RESORT; thence Easterly along the Southerly line of said creek and the Northerly line of Lots 1 to 5, 329.5 feet, more or less, to the Northeast Corner of Lot 5, said WASATCH RESORT; thence South 3° 37' West 68.20 feet to the Northwest corner of Lot 7, said WASATCH RESORT; thence South 74° East 176.0 feet to the Southwest Corner of Lot 10, said WASATCH RESORT; thence North 30.0 feet; thence North 64° 50' East 143.1 feet; thence North 83° 50' East 150.90 feet to the Northeast Corner of Lot 42-B, said WASATCH RESORT; thence North 74° East 62.5 feet; thence South 113.2 feet; thence South 54° West 70.30 feet to the southeast Corner of said Lot 42-B; thence East 120.0 feet; thence South 153.5 feet to the Southeast Corner of Lot 72, said WASATCH RESORT; thence West 367.60 feet to the Southwest Corner of Lot 41, said WASATCH RESORT; thence South 119.9 feet; thence West 308.1 feet; thence North 17.80 feet to the Southeast corner of Lot 38, said WASATCH RESORT; thence West 380.0 feet to the Southwest Corner of Lot 33, said WASATCH RESORT; thence North 50.0 feet to the Southeast Corner of Lot 32, said WASATCH RESORT; thence, West 66.0 feet; thence North 50.0 feet to the Southeast Corner of Lot 31, said WASATCH RESORT; thence West 66.0 feet; thence North 50.0 feet to the Southeast Corner of Lot 30, said WASATCH RESORT; thence West 317.3 feet to the Southwest Corner of Lot 27, said WASATCH RESORT; thence North 103.0 feet to the Southeast Corner of Lot 28, said WASATCH RESORT; thence West 168.0 feet to the Southwest Corner of Lot 29, said WASATCH RESORT; thence North 154.2 feet to the Northwest Corner of said Lot 29, and to the point of BEGINNING.

(b) A 3 Rod Road which connects Little Cottonwood Road to Wasatch Resort in the Southeast Quarter of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, said road being more particularly described as follows:

BEGINNING at a point which is South 76° 40' West 1884.2 feet from the East Quarter Corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian; said point also being

South 13° 12' West 50 feet from the P. T. of curve at centerline of Little Cottonwood Road; thence South 51° 52' East 131.5 feet to a point of tangency with a 453.58 foot radius curve to the left; thence along said curve 59.74 feet; thence South 59° 25' East 232.0 feet to point of tangency with a 237.29 foot radius curve to the left; thence along said curve 61.95 feet; thence South 74° 23' East 221.4 feet to a point of tangency with a 124.75 foot radius curve to the right; thence along said curve 174.38 feet; thence South 5° 45' West 126.9 feet; thence North 84° 15' West 49.5 feet; thence North 5° 45' East 126.9 feet to a point of tangency with a 75.25 foot radius curve to the left; thence along said curve 105.19 feet; thence North 74° 23' West 221.4 feet to point of tangency with a 286.79 foot radius curve to the right; thence along said curve 74.87 feet; thence North 59° 25' West 232.0 feet to a point of tangency with a 503.08 foot radius curve to the right; thence along said curve 66.26 feet; thence North 51° 52' West 207.4 feet to a point on a South Right of Way line of Little Cottonwood Road; thence following said Right of Way line in an Easterly direction along a 400 foot radius curve to the right 91 feet, more or less, to the point of BEGINNING. (EXCEPT THAT PORTION LYING SOUTH OF CREEK)

(c) That portion of the Little Cottonwood Canyon Highway and Little Cottonwood Creek as the same may be found to intersect the above described property and as the same was conveyed to Salt Lake County.

(d) That portion of Parcel 13 lying within the following described Parcel:

BEGINNING East 850.21 feet from the Southwest Corner of Wasatch No. 3, Placer Survey No. 6342, said point of beginning also being East 3490.21 feet from the West Quarter Corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence South 102.76 feet; thence South 62° 07' East 820.20 feet to the center line of Little Cottonwood Highway; thence along said center line to a point which is due South of Corner No. 1 of Wasatch No. 5, Placer Mining Claims Survey No. 6379, and running thence West 492.96 feet; thence North 330.0 feet to the South line of Wasatch No. 5, Placer, Survey No. 6379; thence West 2522.0 feet to the Southwest Corner of said Wasatch No. 5 Placer; thence North 12.0 feet to the Southeast Corner of said Wasatch NO. 3 Placer; thence West 1689.79 feet to the point of BEGINNING.

(e) COMMENCING 685.2 feet South from the East Quarter Corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and

Meridian; thence North 199.3 feet; thence West 264 feet, thence South 36.8 feet; thence West 385 feet; thence South 162.5 feet, thence East 649 feet to the place of BEGINNING (Whitmore Home)

(f) COMMENCING 5.6 feet East and 30 feet South from Stake Number 20, WASATCH RESORT PLAT, and running thence Southeasterly 170 feet to Iron Rail set on and in ground on South Side of D. & R. G. Right of Way; thence West along North side of Creekbed 166 feet; thence North 83 feet to the place of BEGINNING. Said Stake Number 20 is South 759.4 feet and East 4217.8 feet from the Quarter Section Corner on the East boundary of Section 12, Township 3 South, Range 1 East, Salt Lake Base and Meridian as determined by J. R. Winwood, a registered professional engineer and Land Surveyor of Salt Lake City, Utah.

(g) COMMENCING on the South boundary of the State Highway at a point 480.99 feet South and 800.44 feet West from the East Quarter Corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, thence South 205.81 feet; thence North $89^{\circ} 07'$ East 147.91 feet; thence North 162.53 feet; thence East 44.0 feet; thence North 46.4 feet to the South boundary of the State Highway; thence following the South Boundary of the State Highway North $79^{\circ} 20'$ West 67.51 feet; thence South $81^{\circ} 53'$ West 126.82 feet, more or less, to the place of BEGINNING.

(h) BEGINNING on the South boundary of State Highway at a point 530.81 feet South and 1098.37 feet West from the East Quarter Corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, thence South 162.40 feet; thence West 80.0 feet; thence North 160.82 feet to the South boundary of State Highway; thence Easterly along State Highway on a curve to the left with a radius of 550 feet a distance of 80.1 feet, more or less to the point of BEGINNING.

(i) BEGINNING on the South boundary of State Highway at a point 480.99 feet South and 800.44 feet West from the East Quarter Corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian; thence South 205.81 feet; thence South $88^{\circ} 46'$ West 298.0 feet thence North 162.4 feet to the South boundary of State Highway, thence following State Highway Easterly on a curve to the left with a radius of 550 feet a distance of 46.4 feet; thence North $79^{\circ} 51'$ East 213.5 feet; thence North $81^{\circ} 53'$ East 42.2 feet, more or less, to the point of BEGINNING.

(j) Beginning at a point on the West line of the Whitmore "Hydroelectric Site" property, said point being South $41^{\circ} 03'$ West 1050.0 feet, more or less from the East quarter corner of

said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian; said point of beginning also being South 7°29' East 46.7 feet from the Northwest corner of the Whitmore Tract; and running thence North 82°55' West 174.05 feet; thence South 7°05' West 80.61 feet more or less to a point on the South side of Little Cottonwood Creek; thence South 82°55' East along the South side of Little Cottonwood Creek 195.0 feet; thence North 7°29' West along the West line of the Whitmore Tract, 83.29 feet to the point of beginning.

14 - GRANTORS EXPRESSLY RESERVE AND DO NOT CONVEY THE FOLLOWING DESCRIBED TWELVE (12) TRACTS OF LAND WHICH ARE LOCATED WITHIN PORTIONS OF PARCELS 5, 6, 7, 10, 12 and 13 WHICH ARE DESCRIBED ABOVE. Said property contains hydroelectric power plants, dams, flumes, pipelines and access roads and storage areas. All water rights relating to the operation of said hydroelectric plants are specifically excluded from this conveyance and are retained by Grantors. THE TWELVE TRACTS OF LAND RETAINED BY GRANTORS ARE DESCRIBED AS FOLLOWS:

(1) Beginning at a point which is South 65°41' East 1479.3 feet, more or less, from the West quarter corner of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence South 6°56' West 180.00 feet; thence South 83°04' East 225.0 feet; thence North 6°56' East 180.00 feet; thence North 83°04' West 225.0 feet to the point of beginning.

(2) Beginning at a point which is South 66°08' West 1411.9 feet, more or less, from the east quarter corner of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence West 190.52 feet; thence South 56.59 feet; thence South 65°31' East 95.0 feet; thence South 82°19' East 105.0 feet; thence North 110.0 feet to the point of beginning.

(3) Beginning at a point which is South 32° 31' West 892.6 feet, more or less, from the east quarter corner of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence South 82° 15' West 120.47 feet to a rock wall; thence North 76° 20' West along said wall, 99.36 feet;

thence South 7° 29' East 110.00 feet, more or less to the center of Little Cottonwood Creek; thence South 74° 15' East along said centerline 66.0 feet; thence North 86° 10' East along said centerline 78.0 feet; thence North 78°09' East along said centerline 74.87 feet; thence North 7° 29' West 100.0 feet to the point of beginning.

Together with a 20 foot pipe line easement for an existing waterline, said easement being 10 feet each side of the following described centerline;

Beginning at an existing water junction box and running thence North 90.0 feet more or less, to the south line of the Whitmore Property; including rights of way to repair or otherwise maintain said water line and to insure the Owner's full use, occupation or enjoyment of this easement.

Also the full use and benefits of said water line as it proceeds from the same junction box; along the road easement from the Main Plant on the Little Cottonwood Creek to the Old Pavilion.

(4) Beginning at a point which is South 56° 49' West 1174.2 feet, more or less, from the center of said Section 8, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence West 125.0 feet; thence South 150.0 feet; thence East 125.0 feet; thence North 150.0 feet to the point of beginning

(5) Beginning at a point on the southerly right-of-way line of State Highway 210, on the arc of a curve to the right, having a radius of 733.0 feet and whose radius point bears North 37° 52' 10" West 733.0 feet; said point being South 52° 38' West 1019.6 feet more or less, from the east quarter corner of said Section 8, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence southwesterly along said right-of-way and on the arc of said curve, a length of 203.9 feet; thence South 19° 39' East 181.36 feet to a point in the centerline of an existing 10 foot dirt road; thence North 84° 18' West along said centerline 71.70 feet; thence North 53° 18' East along said centerline, 136.41 feet; thence North 19° 39' West 194.79 feet to the point of beginning.

Together with a 20 foot pipeline easement for an existing waterline said easement being 10 feet each side of the following described centerline:

Beginning at the southwest corner of the plant building where said pipe exits the plant, thence running South 68° 18'

West 104.9 feet; thence North 18° 42' West 30.0 feet, more or less, to the south line of State Highway 210; including rights-of-way to repair or otherwise maintain said waterline and to insure the full use, occupation or enjoyment of this easement.

(6) Beginning at a point which is South 70° 30' East 2233.9 feet more or less, from the West one Quarter corner of said Section 9, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence South 200.0 feet; thence East 170.0 feet; thence North 200.00 feet; thence West 170.0 feet to the point of beginning.

(7) A tract of land 20 feet wide containing an existing 24" pipe line extending from the Main Power Plant on Little Cottonwood Creek to the Upper Power Plant on Little Cottonwood Creek situated in the Southeast quarter of Section 7, and the South half of Section 8, Township 3 South, Range 2 East, Salt Lake Base and Meridian, said retained fee being 10 feet each side of the following described centerline:

Beginning at a point where the existing pipe exits the Main Power Plant; said point being South 31° 00' West 956.1 feet more or less from the east one quarter corner of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian and running thence North 82° 31' East 40.0 feet; thence North 70° 59' East 569.4 feet; thence North 85° 55' East 331.4 feet; thence North 86° 46' East 227.1 feet; thence South 81° 40' East 150.0 feet; thence North 84° 19' East 141.4 feet; thence South 85° 50' East 80.6 feet; thence South 81° 23' East 72.8 feet; thence North 87° 40' East 113.7 feet; thence South 89° 46' East 75.6 feet; thence South 76° 18' East 77.5 feet; thence South 80° 31' East 85.3 feet; thence South 84° 09' East 59.4 feet; thence North 83° 44' East 157.4 feet; thence South 78° 29' East 40.8 feet; thence South 70° 04' East 576.0 feet; thence North 82° 29' East 28.7 feet; thence North 70° 04' East 305.4 feet; thence North 59° 04' East 159.3 feet; thence North 65° 13' East 253.1 feet; thence North 82° 08' East 65.7 feet; thence South 77° 40' East 222.7 feet; thence South 64° 07' East 156.5 feet; thence South 44° 52' East 517.6 feet; thence South 65° 20' East 39.2 feet; thence South 83° 48' East 184.3 feet, thence North 71° 07' East 448.9 feet; thence North 59° 33' East 90.4 feet to a point where the pipe enters the tail race at the Upper Power Plant, said lands being in Salt Lake County, Utah.

Together with all rights of ingress and egress to improve or otherwise maintain said pipeline.

(8) A tract of land 20 feet wide containing an existing 24" pipe line extending from the Upper Little Cottonwood Creek Diversion Dam to the Upper Little Cottonwood Creek Power Plant situated in the Southwest quarter of Section 9 and the Southeast quarter of Section 8, Township 3 South, Range 2 East, Salt Lake Base and Meridian, said tract of land being 10 feet each side of the following described centerline:

Beginning at a point where the existing pipe exits the present dam site; said point being South 68° 34' East 2307.01 feet more or less from the West one quarter corner of said Section 9, Township 3 South, Range 2 East, Salt Lake Base and Meridian and running thence South 79° 08' West 185.4 feet; thence North 89° 30' West 57.8 feet; thence North 57° 33' West 122.9 feet; thence North 76° 32' West 206.3 feet; thence North 86° 41' West 108.1 feet; thence North 80° 10' West 90.3 feet; thence North 61° 59' West 206.9 feet; thence North 86° 55' West 749.7 feet; thence South 75° 23' West 333.6 feet; thence North 72° 56' West 154.9 feet; thence North 56° 37' West 103.7 feet; thence North 80° 39' West 157.7 feet; thence North 74° 32' West 215.9 feet; thence North 89° 13' West 151.3 feet; thence South 65° 11' West 20.8 feet; thence South 57° 32' West 197.5 feet; thence South 50° 46' West 103.3 feet; thence South 62° 27' West 10.1 feet to a point where the pipe enters the existing Power Plant; said lands being situated in Salt Lake County, Utah.

Together with all rights of ingress and egress to improve or otherwise maintain said pipeline and roadway to insure owners enjoyment of said facilities.

(9) A tract of land 20 feet wide for an existing 10 foot dirt roadway to the existing facilities of the Little Cottonwood Creek Diversion Area situated in the South half of Section 7, and the South half of Section 8, Township 3 South, Range 2 East, Salt Lake Base and Meridian, said tract of land being 10 feet each side of the following described centerline:

Beginning at a point on the south edge of State Highway 210 in the Southwest quarter of said Section 7, said point being South 47° 03' East 442.9 feet more or less, from the west quarter corner of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence South 57° 42' East 264.1 feet; thence South 75° 14' East 859.9 feet; thence South 87° 27' East 244.1 feet; thence North 68° 27' East 460.9 feet; Thence South 66° 05' East 583.7 feet; thence North 83° 31' East 614.7 feet; thence North 79° 59' East 116.6 feet; thence South 85° 45' East 364.0 feet; thence South 73° 20' East 216.1 feet; thence South 87° 54' East 136.1 feet more or less, to the intersection of the existing asphalt road to the Wasatch Resort

Subdivision; and also beginning at the intersection of an existing 10.0 foot dirt roadway and the existing asphalt road to the Wasatch Resort Subdivision and being west of the Main Power Plant, said point being South 62° 27' West 1487.2 feet more or less, from the east quarter corner of said Section 7, and running thence South 82° 19' East 630.2 feet to a point at the Main Power Plant on Little Cottonwood Creek; thence South 87° 10' East 202.9 feet; thence North 70° 25' East 528.3 feet; thence North 49° 49' East 120.8 feet; thence South 76° 36' East 328.3 feet; thence South 86° 39' East 275.3 feet; thence South 55° 30' East 135.0 feet; thence South 84° 28' East 315.0 feet; thence North 82° 56' East 85.9 feet; thence South 64° 47' East 209.0 feet; thence North 89° 12' East 229.2 feet; thence South 67° 13' East 252.9 feet; thence North 86° 29' East 237.9 feet to a point at the Old Pavilion; thence North 60° 37' East 123.1 feet; thence North 86° 46' East 117.4 feet; thence North 54° 52' East 241.7 feet; thence North 69° 22' East 163.0 feet; thence North 59° 20' East 262.7 feet; thence South 82° 11' East 279.6 feet; thence South 56° 54' East 263.5 feet; thence South 44° 15' East 464.4 feet; thence South 78° 20' East 306.7 feet; thence North 79° 15' East 125.4 feet; thence North 47° 39' East 212.9 feet; thence North 84° 18' East 131.6 feet; thence North 53° 18' East 309.5 feet to a point at the intersection of said road; thence North 77° 10' West 102.6 feet; thence South 62° 02' West 84.1 feet to point on the south bank of Little Cottonwood Creek, at the Upper Cottonwood Creek Power Plant, said lands being situated in Salt Lake County, Utah.

Together with a blanket easement to cover that loop line road at the old Pavilion; and right of access, to and from, and the complete enjoyment and use of two (2) springs in the area of the old Pavilion; all situated in the Northeast quarter, Southwest quarter of said Section 8.

Together with a blanket easement to assure rights-of-way, over, through and across those roadways not covered by metes and bound survey; located in the area of the Main Power Plant necessary to the use or maintenance of all those utilities which emanate from, or are otherwise connected with the proper performance of the Main Power Plant; all situated in the Northeast quarter, Southeast quarter of said Section 7.

(10) A tract of land 20 feet wide containing an existing roadway to facilities of the Upper Little Cottonwood Creek Diversion Dam situated in the Southwest quarter of Section 9, Township 3 South, Range 2 East, Salt Lake Base and Meridian, said easement being 10 feet each side of the following described centerline:

Beginning at a point on the south edge of State Highway 210, said point being South 73° 49' East 1887.4 feet more or less, from the West one quarter Corner of said Section 9, Township 3 South, Range 2 East, Salt Lake Base and Meridian; thence running South 48° 10' East 94.5 feet; thence South 82° 31' East 134.2 feet; thence South 44° 59' East 25.0 feet; thence South 22° 59' East 25.0 feet; thence South 28° 33' West 25.0 feet; thence South 50° 07' West 25.0 feet; thence South 59° 27' West 25.0 feet; thence South 62° 52' West 25.0 feet; thence South 44° 36' West 43.8 feet, thence South 30° 28' East 81.0 feet; thence South 85° 26' East 167.8 feet to a point at the existing dam site; said lands being situated in Salt Lake County, Utah.

15 - The grantor hereby excepts any and all oil, gas, and mineral rights from the grant provisions of this warranty deed. The grantor hereby quitclaims any and all oil, gas and mineral rights to the grantee hereunder.

16 - No warranty is given as to unrecorded rights of way and other unrecorded easements, if any.

ENCUMBRANCES

1. Subject to a Little Cottonwood Creek as now located upon and across subject property.
2. Subject to all rights of way for utilities and/or ingress and egress as may be disclosed by an inspection of subject property.
3. Subject to a perpetual utility easement for Murray City, including rights of ingress and egress, and to construct, reconstruct, operate, repair, replace and maintain utilities and appurtenant structures within a strip of land 30 feet wide, lying 15 feet on each side of and parallel to the below described centerline.

The easement referred to above and granted hereby lies in those portions of land situated in Section 12, Township 3S, Range 1E, and Section 7, Township 3S, Range 2E, Salt Lake Base & Meridian, and the centerline of said easement traverses said land in the following manner.

Beginning at a point on the center section line of Section 12, said point being S 1°27'58" E 1379.73 feet from the North 1/4 corner of Section 12, T3S, R1E, Salt Lake Base

and Meridian, which point is also on the arc of a 652.83-foot radius curve and running thence southeasterly along the arc of said 652.83-foot radius curve to the right 53.10 feet (chord bears S 75°50'05" E 71.89 feet); thence S 72°40'42" E 259.80 feet; thence S 73°21'18" E 112.03 feet; thence southeasterly along a 416.55-foot radius curve to the right 107.40 feet (chord bears S 65°58'07" E 107.10 feet); thence S 58°34'56" E 154.66 feet; thence southeasterly along a 664.55-foot radius curve to the left 29.66 feet (chord bears S 64°45'59" E 143.16 feet) to the West line of property presently owned by Inez Hill; thence across Inez Hill property continuing along said curve to the left 113.10 feet to the southerly line of said Inez Hill property; thence continuing along said curve 0.68 feet; thence S 70°56'89" E 374.31 feet; thence S 69°20'21" E 81.45 feet; thence southeasterly along a 419.46-foot radius curve to the right 107.41 feet (chord bears S 62°00'13" E 107.12 feet); thence S 54°50'04" E 219.37 feet; thence southeasterly along a 2287.73-foot radius curve to the left 260.00 feet (chord bears S 57°55'25" E 259.86 feet); thence S 61°10'46" E 178.79 feet; thence southeasterly along a 2274.14-foot radius curve to the right 320.00 feet (chord bears S 57°08'54" E 319.73 feet); thence S 53°07'02" E 305.52 feet; thence southeasterly along a 2261.83-foot radius curve to the left 340.00 feet (chord bears S 58°26'12" E 419.41 feet) more or less to the south right-of-way line of State Highway 210; thence continuing along said curve to the left 80.00 feet; thence S 63°45'23" E 187.02 feet; thence southeasterly along a 433.66-foot radius curve to the left 80.00 feet (chord bears S 69°02'28" E 79.88 feet) thence S 74°19'34" E 527.62 feet; thence S 76°24'11" E 288.63 feet; thence northeasterly along a 545.01-foot radius curve to the left 360.00 feet (chord bears N 84°24'10" E 353.48 feet); thence N 65° 45'04" E 142.26 feet; thence easterly along a 472.56-foot radius curve to the right 200.00 feet (chord bears N 77°52'32" E 198.51 feet); thence southeasterly along a 336.38-foot radius curve to the right 189.34 (chord bears S 73°52'30" E 186.85 feet); thence S 57°45'00" E 141.45 feet; thence northeasterly along a 548.93-foot radius curve to the left 380.00 feet (chord bears S 77°34'54" E 372.46 feet); thence N 82°35'12" E 547.94 feet; thence southeasterly along a 561.16-foot radius curve to the right 120.00 feet (chord bears N 88°42'46" E 119.77 feet); thence S 85°09'40" E 243.72 feet; thence southeasterly along a 544.81-foot radius curve to the right 120.00 feet (chord bears S 78°45'04" E 119.75 feet); thence S 72°32'28" E 116.15 feet; thence southeasterly along a 531.32-foot radius curve to the left 80.00 feet (chord bears S 76°51'16" E 79.93 feet); thence S 81°10'05" E 263.85 feet; thence southeasterly along a 483.65-foot radius curve to the right 80.00 feet (chord bears S

76°25'46" E 79.91 feet); thence S 71°41'27" E 4.84 feet; thence southeasterly along a 496.19-foot radius curve to the left 120.13 feet (chord bears S 85°33'45" E 119.64 feet); thence S 86°59'50" E 58.73 feet.

4. Reserving unto Utah Granite and Marble Company, a Utah Corporation, rights of way necessary for the use of the same in getting to and from ledges owned by said company to enable it to operate its quarries; as reserved in that certain Quit Claim Deed recorded as Entry No. 841256, in Book 217, Page 370.

5. Subject to a 3 Rod Road which connects Little Cottonwood Road to Wasatch Resort as recorded July 2, 1940, as Entry No. 883941, in Book 252, Page 157; being more particularly described as follows: BEGINNING at a point which is South 76° 40' West 1884.2 feet from the East Quarter Corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian; said point also being South 13° 12' West 60' from the P. T. of curve at centerline of Little Cottonwood Road; thence South 51° 52' East 131.5' to a point of tangency with a 453.58' radius curve to the left; thence along said curve 59.74'; thence South 59° 25' East 232.0' to point of tangency with a 237.29' radius curve to the left; thence along said curve 61.95'; thence South 74° 23' East 221.4' to a point of tangency with 124.75' radius curve to the right; thence along said curve 174.38'; thence South 5° 45' West 126.9; thence North 84° 15' West 49.5'; thence North 5° 45' East 125.9' to a point of tangency with a 75.25' radius curve to the left; thence along said curve 105.19'; thence North 74° 23' West 221.4' to a point of tangency on a 286.79' radius curve to the right; thence along said curve 74.87'; thence North 59° 25' West 232.0' to a point of tangency with a 503.08' radius curve to the right; thence along said curve 66.26'; thence North 51° 52' West 207.4 feet to a point on a South right-of-way line of Little Cottonwood Road; thence following said right-of-way line in an Easterly direction along 400' radius curve to the right 91' + to the point of BEGINNING.

6. Subject to a right of way easement for use by vehicles and pedestrians as ingress and egress to and from those properties in Wasatch Resort, an unrecorded subdivision, set forth in that certain Judgment recorded in Book 263, Page 77, being more particularly described as follows: BEGINNING at a point known as the Northwest Corner of Lot No. 29, Wasatch Resort, Little Cottonwood Canyon, Salt Lake

County, Utah, from which the Quarter Section Corner on East Boundary of Section 12, Township 3 South, Range 1 East, Salt Lake Base and Meridian bears North 75 degrees 42' 30" West 3543.0 feet, running thence about North 22 degrees 30' West 247 feet, more or less to the county road leading to mouth of Little Cottonwood Canyon, thence East 25 feet; thence South 24 degrees East 210 feet, more or less, thence North 80 degrees 30' East 200 feet; thence South 65 degrees 27' East 215 feet; thence East 82 feet; thence South 77 degrees 48' East 241 feet; thence North 31 degrees East 34 feet; thence South 84 degrees East 50 feet; thence South 7 degrees 55' West 38 feet, to a point being known as the Southwest corner of Lot No. 1; thence South 46 degrees East 124.0 feet; thence South 84 degrees 10' East 56.5 feet; thence South 87 degrees 38' East 53.5 feet; thence South 86 degrees 39' East 49.5 feet; thence South 84 degrees 29' East 155.9 feet; thence North 28 degrees East 80.2 feet; thence North 20 degrees 18' East 27 feet to the Northeast corner of Lot No. 7; thence South 74 degrees East about 36 feet to a point known as the Southwest Corner of Lot No. 10; thence South 77 degrees 46' East 80.1 feet; thence South 66 degrees 37' East 55.8 feet; thence East 270 feet; thence South 20 feet to the Northeast Corner of Lot No. 72; thence West 275.3 feet; thence North 66 degrees 37' West 55.8 feet; thence North 85 degrees 31' West 77.7 feet; thence South 55 degrees 53' West 32.2 feet; thence South 35 degrees 40' West 35.0 feet; thence North 71 degrees 40' West 5.0 feet; thence South 20 degrees 36' West 53.6 feet; thence West 68 degrees 20' West 30.0 feet; thence South 49 degrees 10' West 62.0 feet to the Northwest Corner of Lot NO. 14; thence South 24.8 feet; thence West 126.2 feet to the Northeast Corner of Lot No. 38; thence North 68 degrees 50' West 66.5 feet; thence West 60.0 feet; thence South 80 degrees 16' West 60.9 feet; thence West 132.0 feet; thence North 74 degrees 30' West 68.5 feet; thence North 51 degrees West 269.2 feet; thence North 48 degrees 48' West 132.9 feet; thence North 65 degrees 27' West 109.9 feet; thence South 81 degrees 33' West 101.1 feet; thence South 76 degrees 08' West 112.0 feet to the place of BEGINNING.

EXCEPTING AND EXCLUDING THEREFROM two tracts of land described as follows:

TRACT NO. 1

BEGINNING at the Northeast Corner of Lot No. 20-21, WASATCH RESORT, an unrecorded subdivision, running thence North 77 degrees 48' West 269.6 feet; thence West 100.0 feet; thence

South 14.0 feet; thence South 52 degrees 17' East 128.1 feet; thence South 52 degrees 11' East 138.8 feet; thence South 61 degrees 27' East 65.0 feet; thence South 83 degrees 32' East 85.0 feet; thence North 89 degrees 49' East 51.5 feet; thence North 54 degrees 10' East 40.0 feet; thence North 25 degrees 39' East 38.8 feet; thence North 26 degrees 45' West 65.1 feet; thence North 49 degrees 05' West 62.3 feet; thence North 67 degrees 56' West 13.8 feet, to place of BEGINNING ENCLOSING ALL THE LOTS KNOWN AS NUMBERS 18, 19, 20-21, 23, 24, 25, WASATCH RESORT UNRECORDED.

TRACT NO. 2

BEGINNING at the Northeast Corner of Lot No. 15, WASATCH RESORT, an unrecorded subdivision, and running thence North 84 degrees 38' West 70.0 feet; thence North 70 degrees 16' West, 19.0 feet; thence North 82 degrees 35' West 86.1 feet; thence South 85 degrees 23' West 73.0 feet; thence South 57 degrees 40' West 21.0 feet; thence South 10.0 feet; thence South 18 degrees East 10.0 feet; thence South 26 degrees East 10.0 feet; thence South 46 degrees 53' East 13.7 feet; thence East 73.0 feet; thence South 69 degrees 59' East 90.9 feet; thence North 80 degrees 30' East 55.0 feet; thence North 50 degrees 02' East 43.5 feet; thence North 25.0 feet to the place of BEGINNING - ENCLOSING ALL OF LOTS NOS. 15, 16 and 17 WASATCH RESORT UNRECORDED.

7. Subject to a perpetual easement in favor of Whitmore Oxygen Company and Perpetual Storage, Inc. their successors and assigns as follows: a right of way 20 feet wide for the erection, operation and continued maintenance, inspection, repair, alteration, relocation, addition to, and replacement of one or more transmission lines, distribution circuits and communication facilities, with the necessary poles, towers, guys, stubs, crossarms, braces and other attachments affixed thereto, for the support of said circuits for the transmission of electrical energy at such voltages as as desired by Whitmore Oxygen Company and Perpetual Storage, Inc. on over and across the following described real property (the "premises") located in Salt Lake County, Utah, said easements being the area 10 feet either side of the following described centerlines:

TRACT 1

Beginning at an existing pole at the lower Cottonwood Creek Substation, said pole being South 61°37' West 1390.4 feet more or less from the center of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian and running thence South 89°39' West 12.9 feet; thence North 75°06' West 889.6 feet; thence North 69°46' West 382.8 feet; thence North 51°31' West 858.2 feet to a transformer pole which has a service pole that bears North 76°00' East 197.5 feet; thence continuing North 51°31' West 603.7 feet; thence North 67°04' West 1162.4 feet; thence North 66°00' West 660.0 feet more or less to the North line of the Southwest Quarter of the Northwest Quarter of said Section 12, said lands being in Salt Lake County, Utah.

TRACT 2

Beginning at an existing pole at the Lower Cottonwood Creek Substation, said pole being South 59°43' West 1329.3 feet, more or less, from the center of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence South 87°01' East 1000.7 feet; thence South 88°34' East 262.7 feet; thence North 87°57' East 230.0 feet; thence South 88°29' East 247.6 feet to a Junction Pole which has a tap line which bears North 7°41' West 286.3 feet to a pole on the south line of State Highway 210; thence continuing South 88°29' East 253.9 feet; thence North 88°04' East 247.2 feet; thence South 83°26' East 248.6 feet; thence North 88°44' East 246.0 feet; thence South 89°04' East 202.2 feet; thence South 80°47' East 295.7 feet to the transformer pole at the Main Power Plant; thence North 72°01' East 610.5 feet; thence South 88°50' East 708.6 feet; thence South 88°34' East 375.7 feet; thence South 87°08' East 640.0 feet, thence North 71°19' East 75.0 feet more or less, to the south line of State Highway 210, said lands being in Salt Lake County, Utah.

TRACT 3

Beginning at an existing span pole on the South side of State Highway 210 in the Southwest quarter of said Section 7, said pole being South 58°20' West 1032.5 feet, more or less, from the center of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence South 82°35' East 301.0 feet; thence South 83°23' East 186.2 feet; thence South 84°17' East 355.4

feet; thence South 86°12' East 341.2 feet; thence North 88° 23' East 371.2 feet; thence South 83°58' East 744.4 feet; thence North 81°56' East 155.5 feet; thence North 86°38' East 192.2 feet; thence South 83°37' East 176.7 feet; thence South 87°12' East 217.9 feet; thence North 72°12' East 611.8 feet; thence South 76°15' East 375.5 feet; thence South 87°06' East 200.2 feet; thence South 61°23' East 176.4 feet; thence South 85°22' East 814.9 feet; thence South 77°46' East 193.9 feet; thence South 87°30' East 205.0 feet; thence South 85°53' East 221.2 feet; thence North 58°54' East 205.6 feet; thence North 61°09' East 415.9 feet; thence North 85°53' East 378.1 feet; thence North 54°41' East 120.0 feet; more or less, to the South line of State Highway 210, said lands being in Salt Lake County, Utah. This easement includes the right to maintain, repair, restore and replace a 6" air line located on or below the surface of the ground contained within the foregoing easement.

TRACT 4

Beginning at an existing transformer pole on the land at a point which is South 52°32' West 1100.5 feet more or less, from the east one quarter corner of said Section 8, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence North 57°30' East 18.0 feet; thence North 56°44' East 298.6 feet; thence South 80°43' East 295.4 feet; thence South 87°14' East 1598.2 feet; thence South 50°03' East 167.2 feet; thence South 81°44' East 418.8 feet; thence South 81°38' East 331.5 feet to an existing pole at the Upper Little Cottonwood Creek Diversion Dam.

Also beginning at an existing pole which is South 52°32' West 1100.5 feet and North 57°30' East 18.0 feet from the East one quarter of said Section 8, and running thence North 70°14' West 25.0 feet more or less, to the south side of the State Highway 210, said lands being in Salt Lake County, Utah.

TRACT 5

Beginning at an existing guy pole which is South 33°25' West 918.7 feet, more or less, from the east quarter corner of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, thence running South 22°32' East 160.0 feet more or less, to the south side of Little Cottonwood Creek, said lands being in Salt Lake County, Utah.

TRACT 6

Beginning at an existing pole on the east side of the plant building which is South 31°45' West 960.3 feet, more or less, from the east quarter corner of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence North 16°35' West 126.3 feet; thence North 4°37' West 15.0 feet more or less, to the south line of the Whitmore Oxygen Property, said lands being in Salt Lake County, Utah.

TRACT 7

Beginning at an existing pole on the north side of the plant building which is South 37°17' West 994.6 feet, more or less, from the east quarter corner of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence North 75°15' West 208.0 feet to a guy pole which has a tap that bears North 11°04' West 100.00 feet; thence North 73°45' West 250.00 feet to an existing light pole.

Also, beginning at the pole described above, and running thence North 50°16' West 140.9 feet to an existing telephone pole, said lands being in Salt Lake County, Utah.

Together with full right and authority to enter at all times upon said premises to survey, construct, repair, remove, replace, reconstruct, patrol, inspect, improve, enlarge and maintain electric transmission and distribution lines and communication facilities, both overhead and underground, including towers, poles and other supports, together with transformers and other fixtures devices and appurtenances used or useful in connection therewith.

8. Subject to the rights of the State Road Commission of Utah to locate and construct within the property described in Schedule "A" hereof, all irrigation and/or waste water ditches made necessary by the construction of highway Project No. S-315. After said ditches are constructed, the State Road Commission is relieved of all responsibility for maintenance of said ditches. As set forth in that certain Deed recorded June 5, 1954, in Book 1093, Page 399, as Entry No. 1375326, and other instruments of record.

9. Subject to the Pole Line Easement in favor of Utah Power and Light Company, a corporation, its successors in interest and assigns, for the erection and continued

maintenance, repair, alteration, and replacement of the electric transmission, distribution, and telephone circuits of said corporation, with the necessary attachments thereon or affixed thereto, for the support of said circuits, to be erected and maintained upon and across the subject property described in Schedule "A" hereof along a centerline described as follows:

BEGINNING on the West boundary line of the Grantors' land at a point 28 feet South, more or less, from the West one quarter corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, thence South 77° 31' East 1760 feet, more or less, thence North 77° 49' East 1117 feet, thence North 70° 15' East 557 feet: thence North 87° 10' East 145 feet, more or less, to the East Boundary Line of said land and being in the North one half of the Southwest Quarter, the Northwest Quarter of the Southeast Quarter and the Southwest Quarter of the Northeast Quarter of said Section 7, also, being in Wasatch No. 3 Placer, Mining Claim NO. 6342, Little Cottonwood Mining District. TOGETHER WITH all rights and privileges incident thereto, as recorded January 3, 1964, as Entry No. 1970359, in Book 2140, at Page 104.

10. Subject to a Right of Way Easement of unstated width in favor of the Mountain States Telephone and Telegraph Company, a Colorado Corporation, its successors assigns, lessees, licensees and agents, to construct, operate, maintain, and remove such communication and other facilities, from time to time, as said corporation may require upon, over, under and across the following described parcel: COMMENCING 426.8 feet South from the East Quarter Corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian; thence running East 264 feet; thence South 69.9 feet; thence West 395 feet; thence South 349 feet; thence East 100 feet; thence North 73° 24' East 297.4 feet; thence South 52 feet; thence East 264 feet to the East line of Section 7, Also being within the Wasatch No. 7 and Wasatch No. 14, Placer Mining Company Survey No. 6379 and 6774, being located in Section 8, Township 3 South, Range 2 East, Salt Lake Base and Meridian. Centerline not being determinable; together with all rights and privileges incident thereto; as recorded July 20, 1971, as Entry No. 2398414, in Book 2980, Page 380.

11. Subject to an Easement in favor of Utah Power and Light Company, a corporation its successors in interest and

assigns, for the erection and continued maintenance, repair, alteration, inspection, relocation and replacement of the electric transmission and distribution circuits of said corporation, with the appurtenant attachments thereon or affixed thereto; over and across the subject property described in Schedule "A" hereof along the following described centerline:

BEGINNING at an existing pole at a point 105 feet South and 2235 feet West, more or less, from the East one Quarter Corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian; thence South 0° 30' East 260 feet; thence underground South 4° 19' East 28 feet, more or less, to the South Boundary line of said land and being in the Northwest Quarter of the Southeast Quarter of said Section 7.

TOGETHER WITH all rights and privileges incident thereto, as recorded September 8, 1972, Entry Number 2482953, Book 3148, Page 423.

12. Subject to that certain Ordinance establishing the Wasatch Canyons Planning District as recorded August 6, 1975, as Entry No. 2731326, in Book 3933, Page 452, a copy of which is attached hereto and made a part hereof.

13. Subject to that certain Lease between Temple Granite Quarries as Lessor and Richard K. Dillard and Joellen P. Dillard as Lessees, dated May 1, 1972, for a term of 200 years, as recorded September 8, 1982, Entry No. 3709637 in Book 5407 at Page 1457 of the official records. Said Lease and fee is subordinated to the Trust Deed referred to in paragraph 27 by a Subordination Agreement and Consent to Assignment of Lease for Security recorded January 11, 1973 in Book 3236, page 491, Entry No. 2511386 of official records. The property affected by such Lease and Subordination is located in Parcel 11 and described as follows:

Beginning at a point on the North right of way to a highway 32 feet North along the section line from the East $\frac{1}{4}$ corner of Section 12, Township 3 South, Range 1 East, Salt Lake Meridian, and running thence North 52° 58' West 314 feet along said right of way to a point of curve; thence Northwesterly 385.97 feet along the arc of 1221.3 foot radius curve to the left and said right of way; thence North 580 feet; thence East 595.07 feet more or less to the section line; thence South 938.45 feet along the section line to the point of beginning.

14. Subject to the terms and Conditions of that Trust Deed from Richard K. Dillard and Joellen P. Dillard, as Trustor, to Tracy-Collins Bank & Trust Company, a Utah corporation, as trustee, and Tracy Mortgage Company, a Utah corporation, as Beneficiary, affecting the property described in paragraph 13 to secure \$40,000.00, dated January 8, 1973, and recorded January 11, 1973, in Book 3236, Page 494, as Entry No. 2511387. Assigned to Tracy-Collins Bank and Trust Company, by Assignment, dated March 22, 1979, and recorded March 27, 1979, in Book 4835, Page 29, Entry No. 3256043. Assigned to the Penn Mutual Life Insurance Company, a Pennsylvania Mutual Life Insurance Company, 60% interest, by Assignment, dated March 26, 1979, and recorded March 28, 1979, in Book 4835, Page 591, as Entry No. 3256360.

WITNESS the hand of said grantor, this 15th day of DECEMBER, 1983

STATE OF UTAH)
: ss.
COUNTY OF SALT LAKE)

Richard K. Dillard
Richard K. Dillard, Trustee
but not individually

On the 15th day of DECEMBER, 1983, personally appeared before me Richard K. Dillard, trustee, the signer of foregoing Warranty Deed, who duly acknowledged to me that he executed the same.

My Commission Expires:

AUGUST 20, 1984

George D. Miller
Notary Public

Residing at:

SALT LAKE CITY, UTAH