

**WHEN RECORDED RETURN TO:**

John Birkinshaw  
**OM ENTERPRISES COMPANY**  
5295 South 300 West, Suite 475  
Murray, Utah 84107

8442505  
12/02/2002 04:58 PM 106.00  
Book - 8695 Page - 7730-7757  
**GARY W. OTT**  
RECORDER, SALT LAKE COUNTY, UTAH  
OM ENTERPRISES CO  
5295 S 300 W STE. 475  
MURRAY UT 84107 Murray, UT  
BY: RDJ, DEPUTY - WI 28 P.

5295 S. 300 W.  
Ste. 475  
84107

8442505

Tax ID Nos. 14-22-400-004, 14-22-400-005, 14-23-400-024, 27-18-100-007, 27-18-251-008,  
27-19-100-002, 26-13-100-001, 26-13-300-001, 26-14-100-002, 26-14-200-003,  
26-14-200-004, 26-14-200-005, 26-14-300-001, 26-14-300-002, 26-14-400-001,  
26-14-400-002, 26-15-200-006, 26-15-100-005, 26-15-200-005, 26-15-300-010,  
26-15-400-005, 26-15-400-004, 26-15-300-008, 26-22-100-001, 26-22-100-002,  
26-22-100-004, 26-22-501-001, 26-22-100-005, 26-22-300-003, 26-22-200-001,  
26-22-400-001, 26-22-400-002, 26-23-200-007, 26-23-200-006, 26-23-100-001,  
26-23-100-004, 26-24-100-001, 26-24-300-001, 26-24-300-006, 26-24-200-002,  
26-24-400-002, 26-27-100-002, 26-27-100-003, 26-28-100-001, 26-32-127-001,  
26-32-127-002, 26-32-200-003

**AMENDED AND RESTATED DEED**  
**(Salt Lake County)**

THIS SECOND AMENDED AND RESTATED DEED (the "Deed") is entered into and shall be effective as of October 1<sup>st</sup>, 2002, and is from KENNECOTT UTAH COPPER CORPORATION a Delaware corporation, whose address is P.O. Box 6001, Magna, UT 84044-6001 ("Grantor"), to OM ENTERPRISES COMPANY a Utah corporation, whose address is P.O. Box 6001, Magna, UT 84044-6001 ("Grantee").

**RECITALS**

A. Grantor and Grantee previously executed that certain Deed dated November 30, 2001 and recorded in the Official Records of Salt Lake County, Utah on December 4, 2001, as Instrument No. 8080014, Book 8536, Page 0682 (the "Original Deed").

B. The Original Deed was amended by that certain Amended and Restated Deed recorded in the Official Records of Salt Lake County, Utah on August 23, 2002, as Instrument No. 8330941, Book 8636, Page 9160 (the "Amended Deed"). Inadvertently, the Amended Deed was not properly acknowledged at the time of recording.

C. Grantor and Grantee desire to completely amend, restate, and supersede the Original Deed in its entirety in order to correct certain inaccuracies in the Original Deed.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantor has remised, released, sold, transferred, conveyed and forever quitclaimed, and by these presents does hereby remise, release, sell, transfer, convey and forever quitclaim to Grantee all of its right, title and interest in and to that certain property located in Salt Lake County, Utah and more particularly described on Exhibit A attached hereto (the "Property"), to have and to hold unto Grantee, its successors and assigns, subject, however to all of the reservations, covenants, conditions, terms, restrictions and limitations set forth in this Deed.

BK 8695 PG 7730

1. This Deed is made subject to the exceptions and covenants set forth on Exhibit B attached hereto and incorporated herein by this reference, and Grantor hereby reserves the easements and other rights set forth on Exhibit B.

2. This Deed is made subject to all existing easements, rights of way and other similar burdens affecting the Property and of record with the Salt Lake County Recorder's office as of the date of this Deed.

3. Grantor hereby reserves all water, water rights and other interests in water appurtenant to, or held, owned or used in connection with the Property or any portion thereof.

4. This Deed is intended to and does convey any after acquired title or interest to the Property that Grantor may hereafter acquire.

5. This Deed shall extend to and be binding upon, and every benefit hereof shall inure to, the parties hereto and their respective successors and assigns.

6. This Deed shall be governed by the laws of the State of Utah.

This Deed is executed and delivered effective on the date first written above.

Grantor:

KENNECOTT UTAH COPPER  
CORPORATION, a Delaware Corporation

By: 

Name: W.H. Champion

Title: President

ACCEPTANCE

OM Enterprises Company, the Grantee of the foregoing Deed, hereby accepts the Deed, and accepts, approves and agrees to each of the exceptions, reservations and covenants, and all other terms and conditions to which this Deed is expressly made subject, effective on the date first above written.

Grantee:

OM ENTERPRISES COMPANY  
A Utah Corporation

By: 

Name: P.F. McMahon

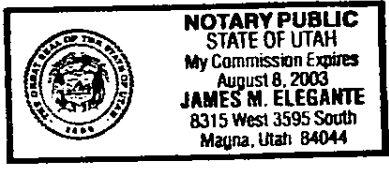
Title: President

STATE OF UTAH )  
)  
COUNTY OF SALT LAKE)

On this 21<sup>st</sup> day of ~~August~~ October, 2002, personally appeared before me, a Notary Public, W.H. Champion, the president of KENNECOTT UTAH COPPER CORPORATION personally known or proved to me to be the person whose name is subscribed to the above instrument who acknowledged to me that he executed the above instrument on behalf of KENNECOTT UTAH COPPER CORPORATION.

James M. E.  
Notary Public

My Commission Expires:  
08-08-03

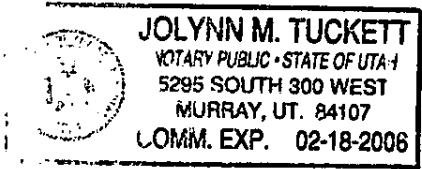


STATE OF UTAH )  
)  
COUNTY OF SALT LAKE)

On this 16<sup>th</sup> day of ~~August~~ October, 2002, personally appeared before me, a Notary Public, P. F. McMahon, the president of OM ENTERPRISES COMPANY personally known or proved to me to be the person whose name is subscribed to the above instrument who acknowledged to me that he executed the above instrument on behalf of OM ENTERPRISES COMPANY.

P. F. McMahon  
Notary Public

My Commission Expires:  
02-18-2006



BK8695PG7732

**EXHIBIT A**  
**To Deed dated effective as of August 9, 2002,**  
**from KENNECOTT UTAH COPPER CORPORATION**  
**to OM ENTERPRISES COMPANY**

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**DESCRIPTION OF PROPERTY**

**REAL PROPERTY IN SALT LAKE COUNTY**

**I. Magna and West Valley Area:**

All of the following described real property situated in **Township 1 South, Range 2 West, SLB&M.**

**Parcels M15 and M16**

That portion of Section 22 described as follows:

The NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Tax ID Nos. 14-22-400-004 and 14-22-400-005

**Parcels M4 and M5**

That portion of Section 23 described as follows:

Beginning South 0°14' West 1147.45 feet from the East 1/4 Corner of Section 23, T 1S, R 2W, SLM; thence North 89°58' West 200 feet; thence South 0°14' West 75.142 feet; thence North 89°58' West 2444.14 feet; thence South 92.933 feet more or less; thence West 1320 feet; thence South 803 feet; thence East 1320 feet; thence South 503 feet; thence East 1320 feet; thence North 1320 feet; thence East 1194 feet; thence South 58°20' West 41.97 feet; thence South 0°14' West 1174.68 feet; thence South 33° East 115.06 feet; thence East 104 feet; thence North 1465.55 feet more or less to the point of beginning, LESS AND EXCEPTING the following parcel of property: Beginning at a point which is located North 0°14' East 33 feet and South 89°55'31" West 53 feet from the SE Corner of said Section 23; thence South 89°55'31" West 51.04 feet; thence North 33° West 115.06 feet; thence North 0°14' East 1174.68 feet; thence North 58°20' East 36.18 feet; thence South 89°46' East 83.38 feet; thence South 0°14' West 1289.76 feet to the Point of Beginning. ALSO LESS AND EXCEPTING the following parcel of property: Beginning South 0°14' West 1147.45 feet from the East 1/4 Corner of Section 23; T 1S, R 2W, SLM; thence South 0°14' West 174.97 feet; thence South 89°59'48" West 33 feet; thence North 0°14' East 174.99 feet; thence South 89°58' East 33 feet to the point of beginning. ALSO LESS AND EXCEPTING land included within public streets.

Tax ID No. 14-23-400-024

**II. South Jordan Area:**

**A.** All of the following described real property situated in **Township 3 South, Range 1 West, SLB&M.**

**Parcels 23, 24, 25, 26 and 27**

All of Section 18, less the following described parcels:  
Tax ID No. 27-18-100-007 and 27-18-251-008

Beginning at the Northeast Corner of said Section 18; thence South 660 feet, thence West 660 feet, thence North 660 feet to the North Section line of said Section 18, thence East 660 feet, more or less, to the point of beginning.

Beginning at a point on the South right of way line of 10200 South Street, said point lying South 00°00'01" East 33.00 feet along the West line of Section 17 from the Northwest Corner of Section 17, Township 3 South, Range 1 West SLB&M; and running thence South 89°57'00" East 1323.49 feet along said right of way line; thence leaving said right of way line South 00°02'34" East 2614.48 feet to a point on the East/West center of section line of Section 17; thence North 89°36'02" West 1325.46 feet along said center of section line to the West Quarter Corner of Section 17; thence leaving said center of section line South 00°00'01" East 1685.45 feet along the West line of Section 17; thence leaving said West section line North 29°31'50" West 4270.26 feet; thence North 23°49'30" West 633.77 feet to a point on the South right of way line of 10200 South Street; thence South 89°55'00" East 1700.75 feet along said right of way line; thence leaving said right of way line South 00°00'01" East 627.00 feet; thence South 89°55'00" East 660.00 feet to a point on the West line of Section 17; thence North 00°00'01" West 627.00 feet along said West section line to the point of beginning.

**Parcels 58, 59, 60, 61, 62 and 63**

That portion of Section 19 described as follows:

The W½, W½NE¼, and the NE¼NE¼, less road.  
Tax ID No. 27-19-100-002

**B.** All of the following described real property situated in **Township 3 South, Range 2 West, SLB&M.**

**Parcels 20, 21 and 22**

Section 13, All.  
Tax ID Nos. 26-13-100-001 and 26-13-300-001

BK 8695 PG 734

**Parcels 9 and 10**

That portion of Section 14 described as follows:

Beginning at a point West 1890 feet from the Northeast Corner of Section 14; thence South 940 feet, thence East 570 feet, thence South 112 feet, thence South 79°34' West 1009.3 feet, thence South 45°30' West 1053.3 feet, thence South 60°27' West 966.2 feet, thence North 76°08' West 3227.26 feet, thence West 914.6 feet, thence North 231.9 feet to the D&RGW Railroad R/W, thence Northeasterly along said R/W to the North Section line of said Section 14, thence East 1548 feet to the point of beginning. Less Railroad.

Tax ID No. 26-14-100-002

**Parcel 16**

That portion of Section 14 described as follows:

Beginning at a point South 940 feet from the Northeast Corner of Section 14; thence South 322 feet, thence South 53°53' West 232.50 feet, thence South 83°43' West 118.7 feet, thence North 84°06' West 340.8 feet, thence North 79°39' West 501.2 feet, thence North 85°55' West 182.7 feet, thence North 334.98 feet, thence East 1320 feet to the point of beginning.

Tax ID No. 26-14-200-003

**Parcel 17**

That portion of Section 14 described as follows:

Beginning at a point South 1262 feet from the Northeast Corner of Section 14; thence South 406.8 feet, thence South 72°16' West 1385.9 feet, thence North 816.9 feet, thence South 85°55' East 182.7 feet, thence South 79°39' East 501.2 feet, thence South 84°06' East 340.8 feet, thence North 83°43' East 118.7 feet thence North 53°53' East 232.5 feet, more or less, to the point of beginning.

Tax ID No. 26-14-200-004

**Parcel 18**

That portion of Section 14 described as follows:

Beginning at a point South 1668.8 feet from the Northeast Corner of Section 14; thence South 971.2 feet, thence West 80 rods, thence North to a point South 72°16' West 1385.9 feet from the point of beginning, thence North 72°16' East 1385.9 feet to the point of beginning.

Tax ID No. 26-14-200-005

**Parcels 13, 14, 15 and 19**

That portion of Section 14 described as follows:

The N½S½.

Tax ID Nos. 26-14-300-001, 26-14-300-002, 26-14-400-001 and 26-14-400-002

**Parcel 11**

That portion of Section 14 described as follows:

Beginning at the East Quarter Corner of Section 15; Thence South 89°17' East 3985.82 feet, M or L, thence North 1588 feet, thence South 79°34' West 1009.3 feet, thence South 45°30' West 1053.3 feet, thence South 60°27' West 966.2 feet, thence North 76°08' West 3227.6 feet, thence West 914.6 feet, thence South 106.72 feet, M or L, thence South 70°00'29" East 70.40 feet, thence South 79°19'03" East 107.15 feet, thence South 87°07'45" East 89.27 feet, thence North 86°30'28" East 63.83 feet, thence North 79°00'30" East 49.95 feet, thence North 74°47'30" East 162.12 feet, thence North 85°06'53" East 59.90 feet, thence North 89°26'10" East 304.89 feet, thence South 81°15'35" East 50.02 feet, thence South 68°45'39" East 49.96 feet, thence South 51°41'10" East 49.91 feet, thence South 32°01'58" East 50.11 feet, thence South 23°33'11" East 169.05 feet, thence South 28°07'40" East 138.34 feet, thence South 33°25'02" East 290.94 feet, thence South 70°27'44" East 525.19 feet M or L, thence East 805.39 feet M or L to the point of beginning.

Tax ID No. 26-15-200-006

**Parcels 5, 6 and 7**

That portion of Section 15 described as follows:

Beginning at the Northwest Corner of Section 15; thence East 2640 feet, thence South 86 feet, thence South 27°15' East 124 feet, thence South 10°44' East 785.5 feet, thence South 39° West 327.4 feet, thence South 657.33 feet, M or L, thence North 70°00'29" West 77.8 feet, thence North 74°37'58" West 201.08 feet, thence North 77°13'31" West 165.34 feet, North 81°14'37" West 402.07 feet, thence North 89°45'42" West 1812.67 feet, M or L, to the west section line, thence North 0°02'33" East 1694.57 feet, M or L, to the point of beginning, Less roads and railroad.

Tax ID No. 26-15-100-005

**Parcel 8**

That portion of Section 15 described as follows:

Beginning South 86 feet and South 27°15" East 52.9 feet from the North Quarter Corner of Section 15; thence South 27°15' East 71.1 feet, thence South 10°44' East 785.5 feet, thence South 39° West 327.4 feet to the quarter section line, thence South to the Northerly boundary line of property conveyed to Kennecott Copper Corporation, Northeasterly along said boundary line to the Southeast corner of a parcel conveyed to Kennecott Copper Corporation in 1965, thence North 89°50' West 1937.7 feet to the West line of Section 14, thence North 89°52' West 2625.3 feet, M or L, to the point of beginning.

Tax ID No. 26-15-200-005

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**Parcels 28, 29, 33 and 34**

That portion of Section 15 described as follows:

Beginning South 13°52'29" East 1159.18 feet from the West Quarter Corner of Section 15; thence East 4350 feet, thence South 200 feet, thence West 4350 feet, thence North 200 feet to the point of beginning.

Tax ID No. 26-15-300-010

**Parcel 12**

That portion of Section 15 described as follows:

Beginning South 13°52'29" East 1159.18 feet and East 4350 feet from the West Quarter Corner of Section 15; thence North 1075.58 feet, thence North 70°27'44" West 154.56 feet, M or L, thence South 89°17' East 805.39 feet, M or L, to the East Quarter Corner of Section 15, thence South along the section line 1324.4 feet, M or L, thence West 665.7 feet, M or L, thence North 200 feet, M or L, to the beginning.

Tax ID No. 26-15-400-005

**Parcels 30 and 35**

That portion of Section 15 described as follows:

That portion of the South 80 rods of Section 15 lying East of the right of way for Highway 111, less tract deeded to the State Road Commission; together with any other land belonging to Grantor in Section 15 lying East of the right of way for Highway 111.

Tax ID No. 26-15-400-004

**Parcels 31**

That portion of Section 15 described as follows:

That portion of the Rail Road Right of Way in the Southwest Quarter of the Southwest Quarter of said Section 15. Containing 2.09 acres more or less.

Tax ID No. 26-15-300-008

**Parcels 36 and 37**

That portion of Section 22 described as follows:

Beginning at a point South 89°43'32" East 71.14 feet from the Northwest Corner of Section 22; thence South 89°43'32" East 2565.43 feet, thence South 0°02'56" West 1325.84 feet, thence North 89°43'32" West 2040.84 feet, thence North 0°08'58" East 659.60 feet, thence North 89°43'32" West 598.05 feet, thence North 0°08'58" East 476.90 feet, thence North 20°45'23" East 202.11 feet to the point of beginning; together with any other land belonging to Grantor in Section 22 lying East of the right of way for Highway 111.

Tax ID Nos. 26-22-100-001 and 26-22-100-002



**Parcel 38**

That portion of Section 22 described as follows:

Beginning at a point South 0°08'58" West 666.235 feet and South 89°43'32" East 598.049 feet from the Northwest Corner of Section 22; thence South 0°08'58" West 659.598 feet, thence North 80°43'32" West 184.226 feet, thence South 0°08'58" West 659.598 feet, thence North 89° 43'32" West 413.822 feet, thence North 0°08'58" East 1319.196 feet, thence South 89°43'32" East 598.049 feet to the Point of beginning.

Tax ID No. 26-22-100-004

**Parcel 32**

That portion of Section 22 described as follows:

Beginning at the Northwest Corner of Section 22; and running thence South 89°43'32" East 71.14 feet, thence South 20°45'23" West 202.11 feet, thence North 0°08'58" East 189.33 feet to the point of beginning, being that portion of the Northwest quarter of said Section 22, lying Northwesterly of that certain property deeded to Kennecott Copper Corporation in Quit-Claim Deed recorded June 7, 1982 in Book 5380 at Page 912 of Official Records.

Tax ID No. 26-22-501-001

**Parcel 39**

That portion of Section 22 described as follows:

Beginning at a point South 0°08'58" West 1985.431 feet from the Northwest Corner of Section 22; and running thence South 89°43'32" East 413.822 feet, thence North 0°08'58" East 659.598 feet, thence South 89°43'32" East 2225.066 feet, thence South 0°02'56" East 1305.597 feet, thence West 2639.95 feet, thence North 0°02' East 658.639 feet to the point of beginning.

Tax ID No. 26-22-100-005

**Parcel 41**

That portion of Section 22 described as follows:

The E½SW¼ , less and excepting therefrom any portion of the above described property lying within the bounds of 11800 South Street.

Tax ID No. 26-22-300-003

**Parcels 40, 42 and 43**

That portion of Section 22 described as follows:

The E½ Section 22.

Tax ID Nos. 26-22-200-001, 26-22-400-001 and 26-22-400-002

**Parcel 46**

That portion of Section 23 described as follows:

Beginning at a point on the North right of way line of 11800 South Street, said point being North 0°05'30" East 33.00 feet and North 89°59' West 1820.48 feet from the Southeast Corner of Section 23; thence North 89°59' West along said North line 309.81 feet, thence North 0°04'18" East 1452.00 feet, thence North 89°59' West 600.00 feet, thence North 0°04'18" East 3800.73 feet to the North line of said Section 23, thence South 89°56'07" East along said North Section line 910.73 feet, thence South 0°04'54" West 5251.96 feet to the point of beginning.

Tax ID No. 26-23-200-007

**Parcels 47 and 48**

That portion of Section 23 described as follows:

Beginning 1815 feet West and North 2400.09 feet from the Southeast corner of Section 23; thence North 2879.91 feet, thence East 1815 feet, thence South 2879.91 feet, M or L, thence West 1815 feet to the point of beginning. Excepting therefrom the property which was conveyed to Utah Power and Light by that certain Warranty Deed dated April 2, 1963, and recorded April 5, 1963, as Entry No. 1910919, in Book 2036, Page 253, of Official Records.

Tax ID No. 26-23-200-006

That portion of Section 23 described as follows:

A Right of Way over the following described property:

Beginning at the Southeast Corner of Section 23; thence North 145.46 rods, thence West 50 feet along the Southernmost boundary of the property conveyed herein, thence South 145.46 rods to the Southernmost boundary of Section 23, thence East 50 feet along said Southernmost boundary to the point of beginning.

**Parcel 44**

That portion of Section 23 described as follows:

The West 100 rods of Section 23; less and excepting the South 33 feet thereof, as deeded to Salt Lake county for the use of the public, as a Highway.

Tax ID No. 26-23-100-001

**Parcel 45**

That portion of Section 23 described as follows:

Beginning North 0°05'30" East 33 feet and North 89°59' West 2730.29 feet from the Southeast Corner of Section 23; thence North 89°59' West 910.13 feet, thence North 0°04'18" East 5253.49 feet, thence South 89°56'07" East 910.13 feet, thence South 0°04'18" West 5252.73 feet to the point of beginning.

Tax ID No. 26-23-100-004

BK8695  
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**Parcels 49, 50, 51, 53, 54, 55 and 56**

That portion of Section 24 described as follows:

The W½ of Section 24, less and excepting that portion lying within 11800 South Street.  
Tax ID Nos. 26-24-100-001, 26-24-300-001, 26-24-300-006

Also less and excepting therefrom the following described property:

Commencing at a point South 1431.93 feet along the West section line from the Northwest corner of Section 24; running thence North 410.59 feet, M or L, to the Southwest line of the 50 foot easement recorded on September 28, 1942 in Book 323, Page 559 in the offices of the Salt Lake County Recorder, thence South 37°27' East along said Southwest line 4400.52 feet, M or L, to the Center section line of said Section 24, thence South 409.34 feet, M or L, along said Center section line to the Northeast corner of that certain property conveyed by Utah Power and Light Company to James Levoy Sorenson, his heirs and assigns, by that Quit Claim Deed dated February 12, 1992, recorded February 18, 1992 as Entry No. 5200180 in Book 6411, Page 2145 of the Official Records, thence North 37°27' West 4398.93 feet, M or L, to the point of beginning.

**Parcel 52 and 57**

That portion of Section 24 described as follows:

The E½ of Section 24.  
Tax ID Nos. 26-24-200-002 and 26-24-400-002

**Parcel 70**

That portion of Section 27 described as follows:

The N½, the West 2605 feet of the SE¼ and the N½SW¼, less County road and less the following parcel situated in the Northeast Quarter and the Southeast Quarter of Section 27:

Tax ID No. 26-27-100-002

That portion of Section 27 described as follows:

Beginning at the East Quarter Corner of Said Section 27, said point being monumented by a standard Salt Lake county Surveyor Brass Tablet; thence North 89°50'42.1" West along the East-West Centerline of said Section 27, 35 feet to a point monumented by a 1" yellow plastic cap marked Ensign Eng. and attached to a #4 rebar driven in the ground, thence South 0°03'49.7" East running parallel to the East line of the Southeast quarter of said Section 27, 2650.021 feet to a point on the South Line of said Section at a point 35.00 feet Westerly from the Southeast Corner of said Section 27, thence North 89°49'33.4" West along the South Line of Section 27, 85.00 feet to a point, thence North 0°03'49.7" West running parallel to the East line of the Southeast quarter of said Section

27, 2649.992 feet to a point on the East-West Centerline of said Section, at a point 120.00 feet Westerly from the East Quarter Corner thereof, thence North 0°04'25.9" West running parallel to the East Line of the Northeast Quarter of Said Section 27, 120.00 feet to a point, thence South 89°50'42.1" East, 120.00 feet to a point on the East line of said Section 27, thence South 0°04'25.9" East along said East Line of Section 27, 120.00 feet to the East Quarter Corner of said Section 27 and the Point of Beginning of the parcel herein described.

Tax ID No. 26-27-100-003

**Parcels 69, 81, 82 and 83**

All of Grantor's property in Section 28.

Tax ID No. 26-28-100-001

**Parcels 66, 67 and 68**

That portion of Section 32 belonging to Grantor, lying South and East of the right of way for Highway 111.

Tax ID No. 26-32-127-001, 26-32-127-002 and 26-32-200-003

**EXHIBIT B**  
**To Deed dated effective as of August 9, 2002,**  
**from KENNECOTT UTAH COPPER CORPORATION**  
**to OM ENTERPRISES COMPANY**

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EXCEPTIONS, RESERVATIONS AND COVENANTS

The benefits and burdens of all covenants set forth in this Exhibit are intended to, and do, run with the land and are intended to, and shall be, binding upon and inure to the benefit of the respective assigns and successors of Grantor and Grantee.

All references to Parcels in this Exhibit B are references to the Parcels identified on Exhibit A.

For purposes of this Deed, the terms "structure" and "structures" are defined to include any building, structure, improvement or other fixture, but do not include roadways, sidewalks or other paving.

**I. Magna and West Valley Area:**

1. **Agreement.** Parcels M15 and M16 are conveyed subject to the terms and provisions of that certain Land Use Agreement dated February 5, 1999 between Grantor and Magna Water Company.

2. **Leases.** The Parcels indicated below are conveyed subject to all of the terms and provisions of the following Leases:

Grazing Lease between Kennecott Utah Copper Corporation and Tony Joe Martin, dated December 8, 2001 affecting Parcel M4.

Grazing Lease between Kennecott Utah Copper Corporation and Ernest M. DeVore, dated March 1, 1987 affecting Parcel M4.

Farming and Grazing Lease between Kennecott Utah Copper Corporation and Greg G. Parker, dated December 5, 1994 affecting Parcel M5.

3. **Canal Easement.** Grantor hereby reserves a permanent right of way and easement over and across an eighty foot (80') wide strip of land, forty feet (40') on both sides of the centerline description set forth on Part 6 of Attachment I hereto (the "Canal Easement Area"), for the construction, operation, inspection, repair, modification, maintenance, relocation, enlargement, replacement, and rebuilding of the existing water canal, along with any dams, weirs, headgates, other diversion facilities, bridges, fences, gates and all other facilities reasonably related thereto (the "Canal").

Grantor also hereby reserves a right of ingress and egress over such portion of Parcels M4 and M5 lying North of the Canal Easement Area as is necessary to

provide access to the Canal Easement Area from the terminus of that certain right-of-way granted to Grantor under an Exclusive Right-of-Way from Howard and Timotha A. Kent and Kent and Robin Steele Palmer, dated April 26, 2000, and recorded in Book 8360, Page 4934 of the Salt Lake County Records. Said right of ingress and egress shall be of such scope as is reasonably necessary for the purposes of the construction, operation, inspection, repair, modification, maintenance, relocation, enlargement, replacement or rebuilding of the Canal. Grantor shall have the right to construct fences around, and bridges over, the Canal and shall also have the right to line the Canal with concrete or other suitable lining material.

By accepting this Deed, Grantee makes the following covenants. Grantee shall not construct, or allow others to construct structures on the surface of the Canal Easement Area. No trees may be planted within the Canal Easement Area, and any shrubs planted within the Canal Easement Area shall have shallow root systems of no greater than 36 inches in length at maturity.

## II. South Jordan Area:

4. **Monitoring Well Easements.** Grantor hereby reserves perpetual easements on, over and across an area within a twenty-five (25') foot radius from those points described on Part 1 of Attachment I hereto (the "Monitoring Well Easement Areas"), for the construction, operation, inspection, repair, modification, maintenance, relocation, enlargement, replacement or rebuilding of monitoring wells and all necessary facilities related to the operation of the such wells (collectively, the "Monitoring Wells").

Grantor also hereby reserves a right of ingress and egress over and across the Property to and from the Monitoring Well Easement Areas as is reasonably necessary in order to access, construct, operate, inspect, repair, modify, maintain, relocate, enlarge, replace or rebuild the Monitoring Wells.

By acceptance of this Deed, Grantee agrees not to construct any structure within the Monitoring Well Easement Areas.

5. **Extraction Well Easements.** Grantor hereby reserves perpetual easements on, over and across an area within a one hundred and fifty foot (150') radius from those points identified on Part 2 of Attachment I hereto (the "Extraction Well Easement Areas"), for the construction, operation, inspection, repair, modification, maintenance, relocation, enlargement, replacement or rebuilding of extraction wells and the water pipelines, power lines and other necessary facilities related to the operation of such wells (collectively, the "Extraction Wells").

Grantor also hereby reserves a right of ingress and egress over and across the Property to and from the Extraction Well Easement Areas as is reasonably necessary in order to access, construct, operate, inspect, repair, modify,

maintain, relocate, enlarge, replace or rebuild the Extraction Wells.

By acceptance of this Deed, Grantee makes the following covenants. Grantee agrees not to construct any structure within the Extraction Well Easement Areas. Grantee shall not locate, or allow the location of, any "uncontrolled potential contamination sources" or "pollution sources" within that portion of the Extraction Well Easement Areas located within a radius of 100 feet of the wellhead of each Extraction Well. For purposes of this deed, "uncontrolled potential contamination source" and "pollution source" shall have the meaning set forth in the Drinking Water Source Protection Rules, Utah Administrative Code R309-113, as currently written or as may be hereinafter amended, or as such terms may be defined in any similar rules substituted for Utah Administrative Code R309-113, and shall also include, but not be limited to, sewer lines unless those sewer lines comply with engineering criteria set forth in Utah Administrative Code R309-113-13(3) as currently written or as may be hereinafter amended, or as may be set forth in any similar substitute rules.

6. **Transmission Line Easements.** Grantor hereby reserves fifty (50) foot wide perpetual easements and rights of way for the construction, erection, alteration, improvement, repair, enlargement, rebuilding, inspection and maintenance of existing electrical transmission lines, together with necessary guys and anchors, supporting structures, insulators, crossarms and other necessary or convenient appurtenances connected therewith (the "Transmission Lines"), across, over and upon an area twenty-five (25) feet on both sides of the centerline descriptions set forth on Part 3 of Attachment I hereto to the extent such area is owned by Grantor (the "Transmission Line Easement Areas").

Grantor also hereby reserves a right of ingress and egress over and across the Property to and from the Transmission Line Easement Areas as is reasonably necessary in order to access, construct, erect, alter, improve, repair, enlarge, rebuild, inspect and maintain the Transmission Lines, together with the right to construct and maintain roadways within the Transmission Line Easement Areas.

By acceptance of this Deed, Grantee covenants not to construct any structure within the Transmission Line Easement Areas.

7. **Pipeline Easements.** Grantor hereby reserves sixty (60) foot wide perpetual easements and rights of way for the construction, alteration, improvement, repair, enlargement, rebuilding, inspection and maintenance of existing underground water pipelines, together with all related equipment, facilities and appurtenances connected therewith (the "Pipeline Facilities"), in, under, across and over an area thirty (30) feet on both sides of the center of the existing pipelines located within the Property to the extent such area is owned

by Grantor (the "Pipeline Easement Areas"). Such existing pipelines are more particularly described on Part 4 of Attachment I hereto.

Grantor also hereby reserves a right of ingress and egress over and across the Property to and from the Pipeline Easement Areas as is reasonably necessary in order to access, construct, alter, improve, repair, enlarge, rebuild, inspect and maintain said Pipeline Facilities, together with the right to construct and maintain roadways within the Pipeline Easement Areas.

By acceptance of this Deed, Grantee covenants not to construct any structures within the Pipeline Easement Areas.

8. **Telecommunications Line Easements.** Grantor hereby reserves thirty (30) foot wide perpetual easements and rights of way for the construction, erection, alteration, improvement, repair, enlargement, rebuilding, inspection and maintenance of existing telecommunications lines, together with necessary guys and anchors, supporting structures, crossarms and other necessary or convenient appurtenances connected therewith (the "Telecommunications Lines"), across, over and upon an area fifteen (15) feet both sides of the centerline descriptions set forth on Part 5 of Attachment I hereto (the "Telecommunications Line Easement Areas").

Grantor also hereby reserves a right of ingress and egress over and across the Property to and from the Telecommunications Line Easement Areas as is reasonably necessary in order to access, construct, erect, alter, improve, repair, enlarge, rebuild, inspect and maintain the Telecommunications Lines.

By acceptance of this Deed, Grantee covenants not to construct any structure within the Telecommunications Line Easement Areas.

9. **Leases.** The Parcels indicated below are conveyed subject to all of the terms and provisions of the following Leases:

Agricultural Lease between Kennecott Utah Copper Corporation and Stuart R. and Gerald D. Mahoney, dated October 28, 1996 affecting Parcels 10, 17, 18, 27, 62, 63, 60, 61, 59, 52, 57, 54 and 55.

Dry Farm Lease between Kennecott Utah Copper Corporation and Margaret S. and David S. Bastian, dated November 30, 2000 affecting Parcels 13, 14, 15, 19, 21, 22, 49, 52, 55, 54, 51, 47, 48, 44, 45, 46, 35, 36, 38, 39, 40, 41, 42, 45, 70, 69 and 68.

Agricultural Lease between Kennecott Utah Copper Corporation and Tom Giovengo, dated October 23, 1996, as amended by Amendment to Lease dated January 22, 1999 and by Amendment to Lease dated January 31, 2001 affecting Parcels 10, 16, 20, 21, 23, 24.



Lease Agreement between Kennecott Utah Copper Corporation and Trans-Jordan Cities, dated January 22, 2001 affecting Parcels 12, 28, 29, 30, 31, 33, 34, 35.

Dry Farm Lease between Kennecott Utah Copper Corporation and Merlin Jones, dated January 1, 1993 affecting Parcels 5 and 8.

Lease Agreement between Kennecott Utah Copper Corporation and Holiday Broadcasting Co., dated effective as of January 1, 1999 affecting Parcels 81 and 83.

10. **Drilling Prohibition.** By acceptance of this Deed, Grantee agrees for itself, and its successors and assigns that: a) Grantee and its successors and assigns shall not drill any well that would extract, or is capable of extracting, water on that portion of the Property located within Township 3 South, Range 1 West, SLB&M and Township 3 South, Range 2 West, SLB&M (the "Restricted Property") (the "Well Prohibition Covenant"); b) Grantee and its successors and assigns will insert The Well Prohibition Covenant, along with all of the other covenants of this paragraph, or incorporate such covenants by reference to this Deed, in any subsequent deed or other legal instrument by which Grantee or its successors and assigns divest themselves of any interest in the Restricted Property (the "Subsequent Transfer Covenant"); c) The Well Prohibition and Subsequent Transfer Covenants shall constitute covenants running with the land and are intended to and shall be binding upon Grantee and its successors and assigns who hereafter acquire any interest in the Restricted Property; d) The Well Prohibition and Subsequent Transfer Covenants are intended to, and do benefit, lands retained by Grantor located in Salt Lake County, Utah; e) The Well Prohibition and Subsequent Transfer Covenants may be enforced through appropriate action, including declaratory and injunctive relief, by the Grantor or any of its successors and assigns; f) The Well Prohibition Covenant does not prohibit Grantee or its successors and assigns from authorizing Grantor and its successors and assigns to conduct drilling operations on the Restricted Property; and g) Grantor may authorize Grantee to conduct specific drilling operations on the Restricted Property, and such authorizations shall not be deemed to be a waiver or abandonment of the Well Prohibition Covenant.

**ATTACHMENT I**  
**To EXHIBIT B**  
**To Deed dated effective as of August 9, 2002,**  
**from KENNECOTT UTAH COPPER CORPORATION**  
**to OM ENTERPRISES COMPANY**

**Part 1 – Monitoring Well Locations**

<b>Well Designation</b>	<b>Location</b>
ECG1118A ECG1118B ECG1118C	A point located 1408 feet North and 382 feet East of the Southwest corner of Section 15, T. 3 S., R. 2 W., SLB&M
K106	A point located 201 feet South and 1787 feet East of the Northwest corner of Section 15, T. 3 S., R. 2 W., SLB&M
BSG1148A BSG1148B BSG1148C	A point located 1197 feet South and 1778 feet East of the Northwest corner of Section 22, T. 3 S., R. 2 W., SLB&M
P209B	A point located 1572 feet South and 2156 feet East of the Northwest corner of Section 15, T. 3 S., R. 2 W., SLB&M
BFG1168A BFG1168B BFG1168C	A point located 217 feet South and 2972 feet West of the Northeast corner of Section 15, T. 3 S., R. 2 W., SLB&M
BSG1179A BSG1179B BSG1179C	A point located 116 feet South and 2555 feet East of the Northwest corner of Section 22, T. 3 S., R. 2 W., SLB&M
P202C	A point located 82 feet South and 17 feet West of the North Quarter corner of Section 22, T. 3 S., R. 2 W., SLB&M
P241B	A point located 115 feet South and 6 feet West of the North Quarter corner of Section 22, T. 3 S., R. 2 W., SLB&M
B2G1176A B2G1176B B2G1176C	A point located 1616 feet South and 2222 feet West of the Northeast corner of Section 15, T. 3 S., R. 2 W., SLB&M
BSG1177A BSG1177B BSG1177C	A point located 1363 feet North and 2002 feet West of the Southeast corner of Section 15, T. 3 S., R. 2 W., SLB&M
BFG1198A BFG1198B BFG1198C	A point located 184 feet South and 1549 feet West of the Northeast corner of Section 15, T. 3 S., R. 2 W., SLB&M
P196A	A point located 1788 feet South and 1352 feet West of the Northeast corner of Section 15, T. 3 S., R. 2 W., SLB&M
BSG1180A BSG1180B BSG1180C	A point located 1355 feet North and 1003 feet West of the Southeast corner of Section 15, T. 3 S., R. 2 W., SLB&M

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Well Designation	Location
BSG1196A BSG1196B BSG1196C	A point located 1365 feet North and 499 feet West of the Southeast corner of Section 15, T. 3 S., R. 2 W., SLB&M
P241A	A point located 20 feet South and 20 feet East of the Northwest corner of Section 23, T. 3 S., R. 2 W., SLB&M
BSG1119A BSG1119B BSG1119C	A point located 1392 feet North and 8 feet East of the Southwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
ABC05	A point located 10 feet North and 0 feet West of the Southeast corner of Section 15, T. 3 S., R. 2 W., SLB&M
BSG1125A BSG1125B BSG1125C	A point located 3967 feet South and 47 feet East of the Northwest corner of Section 23, T. 3 S., R. 2 W., SLB&M
BFG1136A BFG1136B BFG1136C	A point located 314 feet South and 57 feet East of the Northwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
P277	A point located 2198 feet South and 81 feet East of the Northwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
P241C	A point located 2659 feet South and 61 feet East of the Northwest corner of Section 23, T. 3 S., R. 2 W., SLB&M
BFG1195A BFG1195B	A point located 1330 feet South and 761 feet East of the Northwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
B2G1157A B2G1157B B2G1157C	A point located 2843 feet North and 1109 feet East of the Southwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
P197A	A point located 847 feet South and 1294 feet East of the Northwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
P197B	A point located 839 feet South and 1312 feet East of the Northwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
BSG1133A BSG1133B BSG1133C	A point located 61 feet South and 1650 feet East of the Northwest corner of Section 23, T. 3 S., R. 2 W., SLB&M
BFG1156A BFG1156B BFG1156C	A point located 4047 feet North and 1807 feet East of the Southwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
BFG1156D BFG1156E BFG1156F	A point located 4017 feet North and 1785 feet East of the Southwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
BSG1130A BSG1130B BSG1130C	A point located 2347 feet South and 2207 feet East of the Northwest corner of Section 23, T. 3 S., R. 2 W., SLB&M

Well Designation	Location
BFG1155A BFG1155B BFG1155C	A point located 5190 feet North and 2535 feet East of the Southwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
BFG1155D BFG1155E BFG1155F	A point located 5204 feet North and 2545 feet East of the Southwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
P191A	A point located 1981 feet South and 1465 feet West of the Northeast corner of Section 14, T. 3 S., R. 2 W., SLB&M
P191B	A point located 1944 feet South and 1448 feet West of the Northeast corner of Section 14, T. 3 S., R. 2 W., SLB&M
B2G1194A B2G1194B	A point located 1015 feet South and 1344 feet West of the Northeast corner of Section 14, T. 3 S., R. 2 W., SLB&M
BSG1132A BSG1132B BSG1132C	A point located 1427 feet North and 4000 feet East of the Southwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
P190A	A point located 111 feet North and 323 feet East of the Southwest corner of Section 13, T. 3 S., R. 2 W., SLB&M
P190B	A point located 101 feet North and 331 feet East of the Southwest corner of Section 13, T. 3 S., R. 2 W., SLB&M
BSG1137A BSG1137B BSG1137C	A point located 2830 feet North and 344 feet East of the Southwest corner of Section 13, T. 3 S., R. 2 W., SLB&M
BSG1135A BSG1135B BSG1135C	A point located 3820 feet South and 354 feet East of the Northwest corner of Section 24, T. 3 S., R. 2 W., SLB&M
B3G1197A B3G1197B B3G1197C	A point located 109 feet South and 475 feet East of the Northwest corner of Section 13, T. 3 S., R. 2 W., SLB&M
P193B	A point located 181 feet South and 2274 feet West of the Northeast corner of Section 13, T. 3 S., R. 2 W., SLB&M
P193A	A point located 173 feet South and 2280 feet West of the Northeast corner of Section 13, T. 3 S., R. 2 W., SLB&M
EPG1165A EPG1165B EPG1165C	A point located 472 feet South and 3344 feet East of the Northwest corner of Section 24, T. 3 S., R. 2 W., SLB&M
P192B	A point located 1394 feet South and 1978 feet West of the Northeast corner of Section 13, T. 3 S., R. 2 W., SLB&M
P192A	A point located 1384 feet South and 1978 feet West of the Northeast corner of Section 13, T. 3 S., R. 2 W., SLB&M
K201	A point located 4657 feet South and 1939 feet West of the Northeast corner of Section 24, T. 3 S., R. 2 W., SLB&M

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Well Designation	Location
P194A	A point located 1086 feet North and 1877 feet East of the South Quarter corner of Section 13, T. 3 S., R. 2 W., SLB&M
P194B	A point located 1092 feet North and 1873 feet East of the South Quarter corner of Section 13, T. 3 S., R. 2 W., SLB&M
ABC08	A point located 112 feet North and 2423 feet East of the Southwest corner of Section 18, T. 3 S., R. 1 W., SLB&M
ABC03	A point located 100 feet South and 201 feet West of the Northeast corner of Section 19, T. 3 S., R. 1 W., SLB&M
P254B	A point located 87 feet South and 82 feet East of the Northeast corner of Section 19, T. 3 S., R. 1 W., SLB&M
P254A	A point located 86 feet South and 60 feet East of the Northeast corner of Section 19, T. 3 S., R. 1 W., SLB&M
P211A	A point located 2098 feet South and 3269 feet West of the Northeast corner of Section 27, T. 3 S., R. 2 W., SLB&M
P211B	A point located 2118 feet South and 3259 feet West of the Northeast corner of Section 27, T. 3 S., R. 2 W., SLB&M
P268	A point located 94 feet South and 4 feet West of the Northeast corner of Section 28, T. 3 S., R. 2 W., SLB&M
P269	A point located 2489 feet South and 2639 feet West of the Northeast corner of Section 28, T. 3 S., R. 2 W., SLB&M
ABC06	A point located 2475 feet South and 2624 feet West of the Northeast corner of Section 28, T. 3 S., R. 2 W., SLB&M
LTG929A	A point located 50 feet North and 1319 feet East of the Southwest corner of Section 28, T. 3 S., R. 2 W., SLB&M
LTG929B	A point located 71 feet North and 1357 feet East of the Southwest corner of Section 28, T. 3 S., R. 2 W., SLB&M
HMG1122A HMG1122B HMG1122C	A point located 2049 feet South and 679 feet West of the Northeast corner of Section 27, T. 3 S., R. 2 W., SLB&M
HMG1123A HMG1123B HMG1123C	A point located 73 feet South and 173 feet West of the Northeast corner of Section 27, T. 3 S., R. 2 W., SLB&M
HMG1126A HMG1126B HMG1126C	A point located 4491 feet South and 1313 feet West of the Northeast corner of Section 27, T. 3 S., R. 2 W., SLB&M
LTG1127A LTG1127B LTG1127C	A point located 1617 feet North and 3544 feet West of the Southeast corner of Section 28, T. 3 S., R. 2 W., SLB&M
LTG1129A LTG1129B LTG1129C	A point located 538 feet South and 2186 feet West of the Northeast corner of Section 28, T. 3 S., R. 2 W., SLB&M

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Well Designation	Location
LTG1138A LTG1138B LTG1138C	A point located 107 feet South and 2535 feet East of the Northwest corner of Section 27, T. 3 S., R. 2 W., SLB&M
LTG1138D LTG1138E LTG1138F	A point located 87 feet South and 2538 feet East of the Northwest corner of Section 27, T. 3 S., R. 2 W., SLB&M
LTG1140A LTG1140B	A point located 198 feet South and 3935 feet West of the Northeast corner of Section 28, T. 3 S., R. 2 W., SLB&M
LTG1140C LTG1140D	A point located 198 feet South and 3913 feet West of the Northeast corner of Section 28, T. 3 S., R. 2 W., SLB&M
LTG1141A LTG1141B LTG1141C	A point located 193 feet South and 2993 feet West of the Northeast corner of Section 28, T. 3 S., R. 2 W., SLB&M
P212A	A point located 24 feet South and 2351 feet East of the Northwest corner of Section 28, T. 3 S., R. 2 W., SLB&M
P212B	A point located 29 feet South and 2318 feet East of the Northwest corner of Section 28, T. 3 S., R. 2 W., SLB&M

**Part 2 – Extraction Well Locations**

Well Designation	Location
BFG1200 K109	A point located 213 feet South and 2500 feet East of the Northwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
B2G1193 K60	A point located 2385 feet South and 1140 feet East of the Northwest corner of Section 14, T. 3 S., R. 2 W., SLB&M
LTG1147	A point located 115 feet South and 2647 feet West of the Northeast corner of Section 27, T. 3 S., R. 2 W., SLB&M
LTG1139	A point located 193 feet South and 2918 feet West of the Northeast corner of Section 28, T. 3 S., R. 2 W., SLB&M

**Part 3 – Transmission Line Centerline Descriptions**

**a. 44KV Power Line (also known as the 46KV Kennecott line)**

Described from the point of intersection with the northerly section line of section 14 in Township 3 South Range 2 West, Salt Lake Base and Meridian, said point being North 89°53'30" West 160.49 feet from the North Quarter corner of said section and running thence South 57°16'1" West 229.24 feet; North 89°21'40" West 241.95 feet; thence North 89°43'30" West 300.64 feet; thence South 89°4'34" West 340.09 feet; thence North 89°34'34" West 4199.91 feet; thence South 85°12'0" West 351.45 feet to a point on the southerly boundary line of the

Denver Rio Grande railroad right of way; thence on Kennecott land North 89°34'34" West 1381.97 feet; thence south 54°40'32" West 664.11 feet; thence North 89°34'35" West 242.67 feet to a point on the Westerly section line of Section 15 of said Township and Range.

**b. 44KV Line to K-60 Well**

Starting at a point which is 595.26 feet West and 120.95 South from the North Quarter corner of Section 14 in Township 3 South Range 2 West, Salt Lake Base and Meridian and running thence, South 5°34'44" West 280.41 feet; thence South 25°15'44" West 2034.66 feet; thence South 3°37'9" East 69.73 feet; thence South 31 feet; thence West 18.63 feet to the point of connection to the pump house at well K-60.

**c. 44KV Line to K-109 Well**

Starting at a point of intersection with the northerly section line of section 14 in Township 3 South, Range 2 West, Salt Lake Base and Meridian, said point being South 88°21'9" West 141.81 feet from the North Quarter corner of said section and running thence South 8°59'4" West 106.82 feet to a power pole; thence; South 3°35'49" West 27.89 feet more or less to the point of connection to the pump house at well K-109.

**Part 4 – Pipeline Descriptions**

**a. The Deep Well Pipeline**

An existing pipeline situated in the NE ¼ of the NW ¼, SE ¼ of the NW ¼ and the SW ¼ of the NW ¼ of Section 14; and the SE ¼ of the NE ¼, the SW ¼ of the NE ¼, the SE ¼ of the NW ¼, the NE ¼ of the NW ¼ and the NW ¼ of the NW ¼ of Section 15, T. 3 S., R.2 W. SLB&M. The approximate routes of the two branches of such pipeline are as follows:

Starting at a point which is West 1562.09 feet and South 2315.54 feet from the North Quarter corner of Section 14 in Township 3 South Range 2 West, Salt Lake Base and Meridian, and running thence North 86°33'28" West 85.09 feet; thence South 85°29'42" West 92.33 feet; thence North 87°47'53" West 45.12 feet; thence North 82°41'1" West 183.32 feet; thence North 74°0'40" West 2066.28 feet; thence North 76°41'33" West 45.12 feet to a point on the Southerly boundary line of the abandoned Denver and Rio Grande railroad right of way; thence in said right of way North 76°41'33" West 244.80; thence North 83°5'38" West 27.3 feet; thence North 34°19'52" West 60 feet; thence South 89°53'28" West 589.51 feet; thence North 87°49'40" West 32.22 feet; thence South 89°46'16" West 397.32 feet to a point on the Westerly boundary of said right of way; thence on Kennecott land South 89°46'16" West 66.5 feet; thence North

84°12'47" West 146.58 feet; thence North 73°32'25" West 148.56; thence North 68°52'7" West 626.54 feet; thence North 69°53'11" West 468.94 feet; thence North 75°22'23" West 266.7 feet; thence North 87°47'16" West 353.33 feet; thence North 87°23'50" West 217.15 feet; thence North 86°41'43" West 421.58 feet; thence North 6°14'7" West 90.25 feet to the westerly section line of Section 15 in same Township and Range.

Also starting at a point which is 1647.03 feet West and 2310.43 South from the North Quarter corner of Section 14 in Township 3 South Range 2 West, Salt Lake Base and Meridian, and running thence North 43°21'11" East 252.19 feet; thence North 35°22'46" East 751.12 feet; thence North 34°23'18" East 933.08 feet; thence North 35°15'44" East 573.87 feet; thence North 9°40'51" West 98.68 feet; thence North 12°49'9" East 35.47 feet; thence South 77°10'51" East 7.22 feet to the point of connection with the K-109 pumphouse.

**b. The 14-Inch Transite Pipeline**

An existing pipeline situated in the SW ¼ of the NW ¼ of Section 14; and the SE ¼ of the NE ¼, the SW ¼ of the NE ¼, the SE ¼ of the NW ¼, the NE ¼ of the NW ¼ and the NW ¼ of the NW ¼ of Section 15, T. 3 S., R.2 W. SLB&M. The approximate route of such pipeline is as follows:

Starting at a point of connection with a steel pipe running from well K60, said starting point being South 2315.54 feet and West 1562.09 feet from the North Quarter corner of Section 14 in Township 3 South Range 2 West, Salt Lake Base and Meridian and running thence North 73°58'46" West 127.79 feet; thence North 75°31'15" West 2278.23 feet to a point on the boundary line between Kennecott land and the right of way for the abandoned line of the Denver and Rio Grande railroad; thence within right of way North 75°31'15" West 507.24 feet; thence North 89°59'33" West 932.51 feet to a point on the Westerly boundary of said right of way; thence on Kennecott land North 89°59'33" West 81.94 feet; thence North 33°4'18" West 308.47 feet; thence North 75°38'5" West 338.84 feet; thence North 77°10'37" West 170.91 feet; thence North 70°47'36" West 379.14 feet; thence North 69°25'3" West 1629.48 feet; thence North 89°39'9" West 9.3 feet to a point on the Westerly section line of Section 15 in said Township and Range.

**c. The 12-Inch Pipeline**

An existing pipeline situated in the NE ¼ of the NW ¼, SE ¼ of the NW ¼ and the SW ¼ of the NW ¼ of Section 14; and the SE ¼ of the NE ¼, the SW ¼ of the NE ¼, the SE ¼ of the NW ¼, the NE ¼ of the NW ¼ and the NW ¼ of the NW ¼ of Section 15, T. 3 S., R.2 W. SLB&M. The approximate routes of the three branches of such pipeline are as follows:



Starting at a point of connection to the pump house for well K-60, said point being West 1528.85 feet and South 2321.84 feet from the North Quarter corner of Section 14 in Township 3 South Range 2 West, Salt Lake Base and Meridian, and running thence North 79°16'17" West 33.84 feet; thence South 87°15'57" West 221.59 feet; thence North 82°42'11" West 185.13 feet; thence North 74°15'50" West 1938.78 feet; thence North 58°19'53" West 123.93 feet to a point on the Southerly right of way boundary line of the Denver and Rio Grande railroad; thence in said right of way North 58°19'53" West 341.34 feet; thence South 86°58'54" West 155.49 feet; thence South 86°50'51" West 224.43 feet; thence South 89°13'49" West 705.96 feet to a point on the Westerly boundary of said right of way; thence on Kennecott land South 89°13'49" West 62.19 feet; North 33°57'32" West 300.99 feet; thence North 75°38'5" West 344.87 feet; thence North 77°10'37" West 170.28 feet; thence North 70°47'36" West 378.13 feet; North 69°24'51" West 1650.69 feet; thence North 88°38'47" West 5.16 feet to the Westerly section line of Section 15 of said Township and Range.

Also beginning at a point which is South 2280.27 feet and West 1684.92 feet from the North Quarter corner of Section 14 in Township 3 South Range 2 West, Salt Lake Base and Meridian and running thence South 35°24'8" West 52.24 feet.

Also beginning at a point which is South 2280.27 feet and West 1684.92 feet from the North Quarter corner of Section 14 in Township 3 South Range 2 West, Salt Lake Base and Meridian and running thence North 35°24'8" East 2595.92 feet to a point of connection with the K-109 pumphouse.

**d. North Jordan Pipeline**

An existing pipeline situated in the N ½ of the NW ¼ of Section 14 and the N ½ of the N ½ of Section 15, T. 3 S., R.2 W. SLB&M. The approximate route of such pipeline is as follows:

Starting at a point of intersection with the North boundary line of Section 14 of Township 3 South Range 2 West, Salt Lake Base and Meridian to the West boundary of transfer property in parcel 1. Starting point is North 89°54'34" West 150.6 feet from the North Quarter corner of said section, running thence South 57°13'38" West 194.4 feet parallel to the Denver and Rio Grande right of way 47 feet perpendicularly distant from the centerline of the railroad; thence South 88°21'55" West 830.63 feet; thence North 89°34'0" West 4294.90 feet to a point on the boundary between the said railroad right of way and Kennecott property; thence South 86°3'39" West 170.49 feet to a point 60 feet perpendicularly distant from the centerline of said railroad; thence North 89°33'5" West 1388.42

feet; thence South 68°44'49" West 1024.46 feet to the westerly section line of Section 15 in said Township and Range.

**e. LTG 1147 Well Pipeline**

An existing pipeline situated in the N ½ of the NW ¼ of Section 27 and the N ½ of the NE ¼ of Section 28, T. 3 S., R.2 W. SLB&M. The approximate routes of of such pipeline are as follows:

Starting at the point of connection to the pipe junction north of well LTG1147 which point is located South 51.17 feet from the North Quarter corner of section 27 of Township 3 South Range 2 West, Salt Lake Base and Meridian and running thence North 89°21'48" West 4849.31 feet to the Easterly right of way line of Highway 111.

Starting at a point on the Westerly right of way line of Highway 111 said point being South 41.56 feet and East 292.79 feet from the North Quarter corner of section 28 of Township 3 South Range 2 West, Salt Lake Base and Meridian and running thence North 89°19'19" West 189.74 feet; thence North 86°5'9" West 10 feet; thence North 79°58'4" West 10 feet; thence North 69°53'32" West 10 feet; thence North 60°26'53" West 10 feet; thence North 49°5'44" West 10 feet; thence North 40°16'11" West 10 feet; thence North 36°34'35" West 17.38 feet to a point on the Northerly section line of said section.

**f. LTG 1139 Well Pipelines**

Existing pipelines situated in the NW ¼ of Section 28, T. 3 S., R 2 W. SLB&M. The approximate routes of the two branches of such pipelines are as follows:

Starting at a point of connection with well LTG1139, said point being West 209.2 feet and South 203.16 feet from the North Quarter corner of Section 28 in Township 3 South Range 2 West, Salt Lake Base and Meridian, and running thence South 6°0'36" East 25.43 feet; thence South 21°45'31" West 16.79 feet; thence South 46°14'57" West 16.88 feet; thence South 55°28'53" West 31.59 feet; thence South 53°50'23" West 164.87 feet; thence South 56°35'46" West 118.32 feet; thence South 58°23'26" West 1049.52 feet; thence South 59°12'46" West 68.98 feet; thence South 61°6'59" West 23.88 feet; thence South 69°47'58" West 46.64 feet; thence South 76°3'15" West 44.29 feet; thence South 82°34'39" West 44.57 feet; thence South 85°25'52" West 48.42 feet; thence South 86°13'14" West 99.85 feet; thence South 84°34'34" West 145.8 feet; thence South 84°45'21" West 438.1 feet; thence South 85°6'8" West 124.44 feet; thence South 85°36'24" West 82.04 feet; thence South 75°18'3" West 48.91 feet; thence South 69°0'14" West 98.31 feet to the Westerly section line of said section.

Also from point of connection with well LTG1139, said point being West 206.46 feet and South 197.53 feet from the North Quarter corner of Section 28 in Township 3 South Range 2 West, Salt Lake Base and Meridian, and running thence North 0°25'25" East 45.39 feet; thence North 67°54'31" East 255.16 feet; thence North 23°22'57" West 61.19 feet to the Northerly section line of said section.

**Part 5 – Telecommunications Line Centerline Descriptions**

**a. Line to K-60 Well.**

Starting at a point 534.22 feet West and 15.8 feet South from the North Quarter corner of Section 14 in Township 3 South Range 2 West, Salt Lake Base and Meridian and running thence South 6°21'19" West 169.15 feet; thence South 5°31'9" West 239.62 feet; thence South 23°44'55" West 1993.78 feet; thence South 67°25'49" West 143.62 feet; thence South 42°21'52" East 8.96 feet; thence South 2°14'21" East 8.61 feet to the point of connection with the K-60 pumphouse.

**b. Line to K-109 Well.**

Starting at a point 552.94 feet West and 183.91 feet South from the North Quarter corner of Section 14 in Township 3 South Range 2 West, Salt Lake Base and Meridian and running thence North 82°48'59" East 285.75 feet; thence North 81°21'56" East 89.85 feet to the point of connection with the K-109 pumphouse.

**Part 6 – Canal Centerline Description**

Beginning at a point S 1°43'6.63" W 1192.46 feet from the EAST 1/4 Corner of Section 23, Township 1 South, Range 2 West Salt lake Base and Meridian, said point being on the center of the West Edge of the Bridge over Riter Canal on 5600 West Street,

thence S 76°3'35.83" W 83.53 feet,  
thence S 63°23'16.71" W 130.54 feet,  
thence S 89°48'56.61" W 806.74 feet,  
thence N 89°43'13.10" W 328.60 feet,  
thence S 65°2'50.07" W 337.83 feet,  
thence S 71°0'20.27" W 192.48 feet,  
thence S 62°14'34.36" W 212.37 feet,  
thence S 66°9'18.98" W 217.01 feet,  
thence S 71°23'40.69" W 178.61 feet,  
thence N 80°8'34.83" W 260.53 feet,  
thence N 70°58'47.59" W 245.82 feet,  
thence N 56°3'46.15" W 262.16 feet,  
thence N 57°26'4.74" W 194.14 feet,  
thence N 83°7'1.53" W 128.40 feet,

BK 8695 PG 7.56

thence S 89°34'13.94" W 562.42 feet,

to the west line of the East Half of the Southwest Quarter of Section 23, Township  
1 South, Range 2 West Salt lake Base and Meridian.