

M 80-502

KERN RIVER GAS TRANSMISSION COMPANY  
EXCLUSIVE RIGHT-OF-WAY AND EASEMENT

60439

STATE OF Utah  
COUNTY OF Morgan

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, hereinafter referred to as Grantor, for and in consideration of the sum of TEN DOLLARS AND OTHER CONSIDERATIONS, to the Grantor in hand paid by KERN RIVER GAS TRANSMISSION COMPANY, P.O. Box 58900, Salt Lake City, Utah 84158-0900, hereinafter referred to as Grantee, the receipt and sufficiency of which is hereby acknowledged, does hereby grant, sell and convey unto said Grantee, its successors and assigns, an exclusive right-of-way and easement to locate, survey a route, construct, entrench, maintain, protect, inspect and operate a pipeline and/or communications cable with appurtenances including but not limited to valves, metering equipment, electrical cable, cathodic equipment, underground conduit, cables, splicing boxes and roads (said pipeline, communications cable, appurtenances, valves, metering equipment, cathodic equipment, underground conduits, cables, splicing boxes and roads being hereinafter sometimes collectively called the "facilities") over, under and through the hereinafter described land, approximately along the line designated by survey heretofore made or hereafter to be made by Grantee, through and over the said land on a right-of-way 50 feet in width being 25 feet on the Northernly side and 25 feet on the Southernly side of the centerline of the first pipeline and/or communications cable constructed hereunder, situated in Morgan County, State of Utah described below:

Subdivision	Section	Township	Range	P.M.
	1,2,3,5	2 North	3 East	SLB&M

Said centerline being more particularly described on the attached Exhibit A

This right-of-way and easement shall carry with it the right of ingress and egress to and from, and access on and along said right-of-way, with the right to use existing roads, for the purpose of constructing, inspecting, repairing, protecting and maintaining the facilities and the removal or replacement of same at will, either in whole or in part, and the replacement of said pipeline with either like or different size pipe. During temporary periods Grantee may use such portions of the property along and adjacent to said right-of-way as may be reasonably necessary in connection with construction, maintenance, repair, removal or replacement of the facilities.

TO HAVE AND TO HOLD the above described rights and easements, together with all rights necessary to operate, protect and maintain the facilities over the right-of-way hereby granted unto the said Grantee, its successors and assigns, and the Grantee may assign the rights and easements herein granted, either in whole or in part, subject to the terms of this grant, and such rights and easements shall be covenants running with the land and be binding upon Grantor, his heirs, legal representatives and successors in title.

Grantee may at any time permanently abandon said right-of-way and at its discretion may remove or abandon in place improvements constructed thereon and upon such abandonment action, Grantee may at its discretion execute and record a reconveyance and release hereof, whereupon this right-of-way and easement and all rights and privileges herein mutually granted shall be fully cancelled and terminated.

Grantee shall compensate the Grantor for all damages to Grantor's growing crops, pasture, fences, livestock and other real or personal property improvements caused by the construction, maintenance, repair, replacement or removal of the facilities. Grantee shall compensate the Grantor for all damages to Grantor's timber caused by the initial construction of the facilities; thereafter, Grantee shall have the right to cut and keep clear without payment of damages all trees, brush and other obstructions that may in the Grantee's opinion endanger, hinder or conflict with the construction, operation, inspection, protection, maintenance and use of said facilities, within the 30' easement herein granted.

Grantee further agrees that within a reasonable time following the completion of construction, Grantee shall restore said right-of-way. Restoration shall include, where necessary, final grading, reseeding and installation of erosion control structures.

Grantor reserves the right to use and enjoy said property except for the purposes herein granted, but such use shall not hinder, conflict or interfere with Grantee's surface or subsurface rights hereunder or disturb its facilities and no road, reservoir, excavation, change in surface grade, obstruction or structure shall be constructed, created or maintained on, over, along or within said right-of-way without Grantee's prior written consent. Grantee shall, during initial construction in cultivated lands, bury said pipeline and/or communications cable to a minimum depth of 30 inches.

Grantor represents and warrants that he is the owner in fee simple of the said described land. Grantee shall have the right to discharge or redeem for Grantor, in whole or in part, any mortgage, tax or other lien on said land and thereupon be subrogated to such lien and rights incident thereto.

It is hereby understood that the parties securing this grant in behalf of the Grantee are without authority to make any covenant or agreement not herein expressed.

WITNESS THE EXECUTION HEREOF THE 6<sup>th</sup> DAY OF June 1971

By [Signature]  
Witness to Signature(s)

Goldfleck Corporation  
by [Signature]  
Its President

Project Name \_\_\_\_\_  
Land No. 54W, 56W, 62W, 64W Dwg. No. \_\_\_\_\_  
ISSUED 3/9/90

BOOK M 80 PAGE 502

Entry No.	50439	Book	M80
RECORDED	6-6-91	at 11:14 AM	Page 503
REQUEST of	Kern River		
FEE	Florence M Whitaker, Morgan Co. Recorder		
\$	15.50	By	Deborah Hanger

CORPORATE

STATE OF UTAH        )  
                                   )  
 COUNTY OF WEBER    )

On the 6 day of June, 1991, personally appeared before me, Deo A. Wolfard, who, being by me duly sworn, did say that he is the President of Goldfleck Corporation and that the Easement and Right-of-Way was signed in behalf of said corporation by authority of a resolution of its Board of Directors and said Deo A. Wolfard acknowledged to me that said corporation executed the same.

My Commission expires July 6, 1991 Deborah J. Smith  
 Notary Public

EXHIBIT A 1066

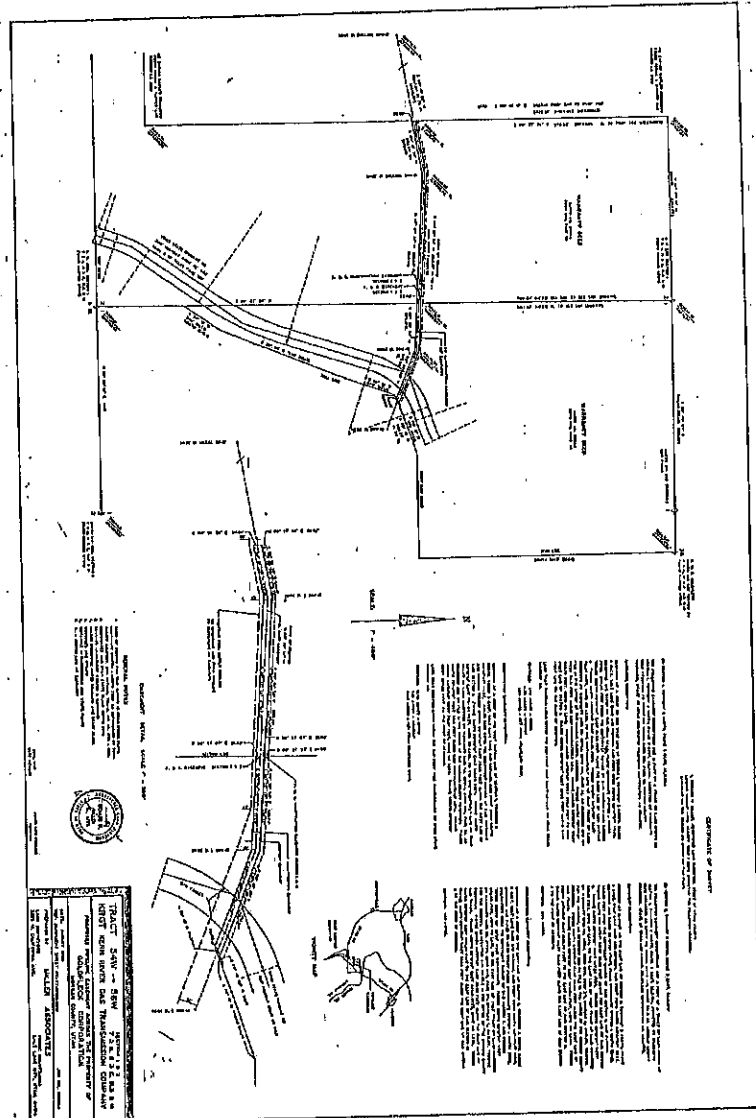
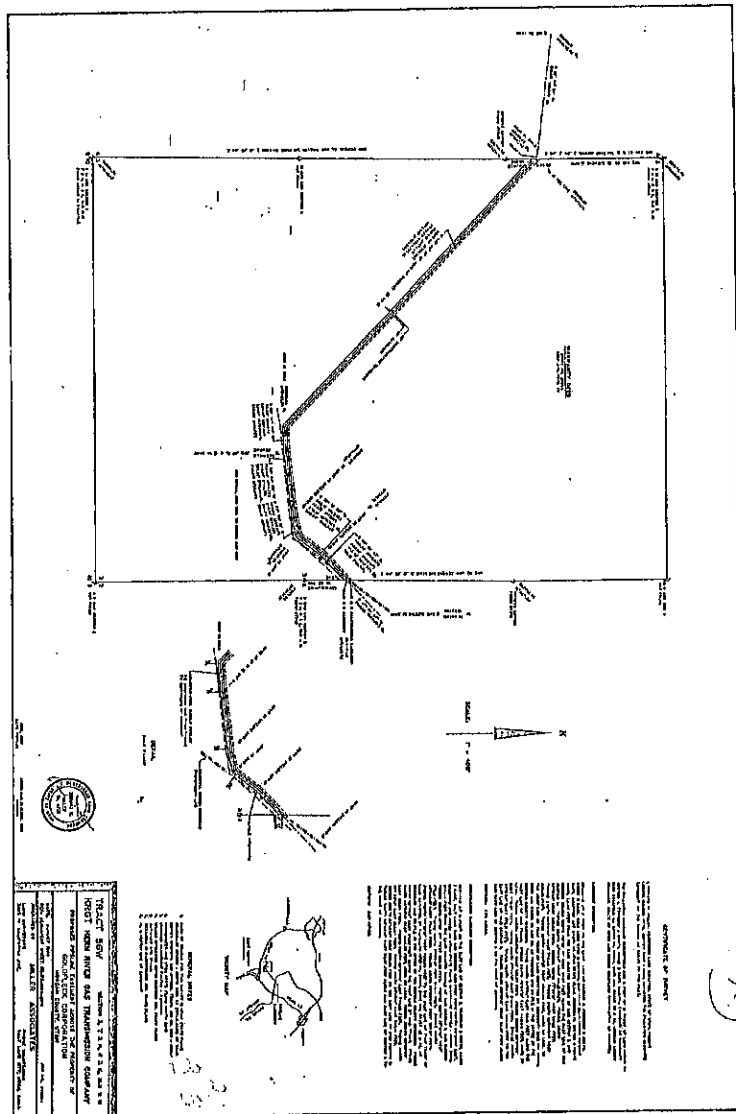


EXHIBIT A 2 of 6

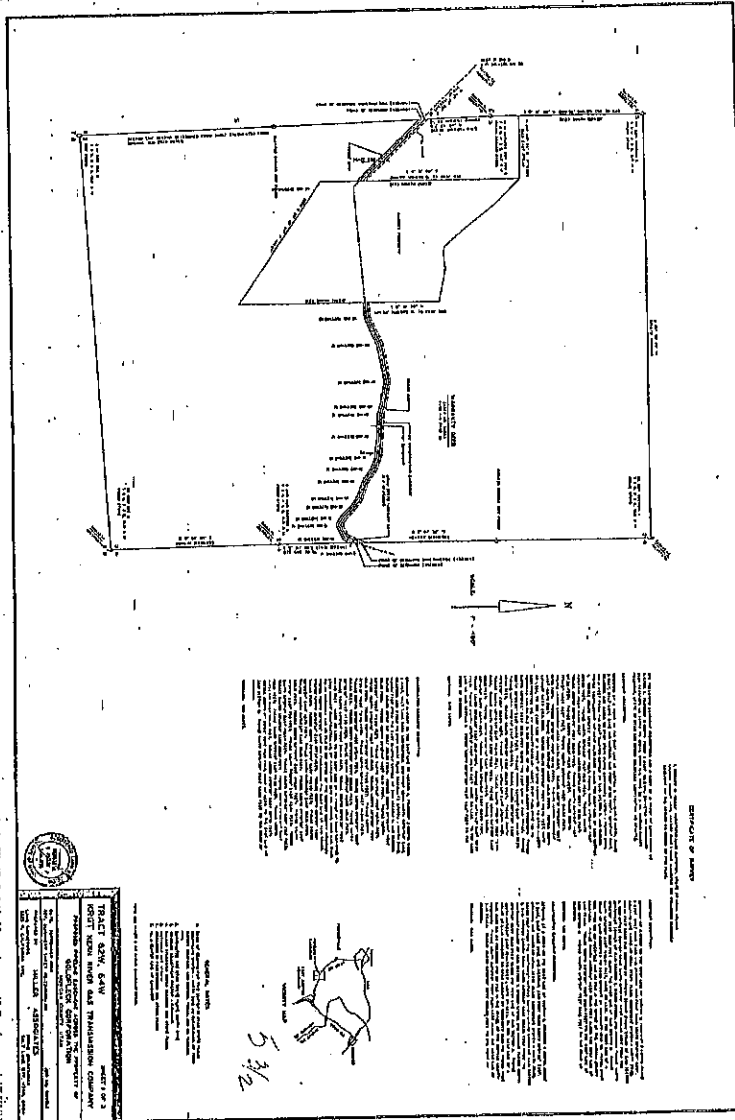


TRACT SHOWING  
DIVISION OF LAND  
INTO SEVERAL LOTS  
AND THE LOCATION OF  
THE SEVERAL LOTS  
AND THE LOCATION OF  
THE SEVERAL LOTS

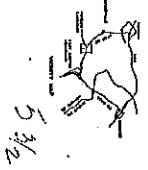
SECTION 1, T14N, R10E, S10E  
COUNTY OF HAMILTON, NEW YORK  
STATE OF NEW YORK

SECTION 1, T14N, R10E, S10E  
COUNTY OF HAMILTON, NEW YORK  
STATE OF NEW YORK

EXHIBIT A 3066



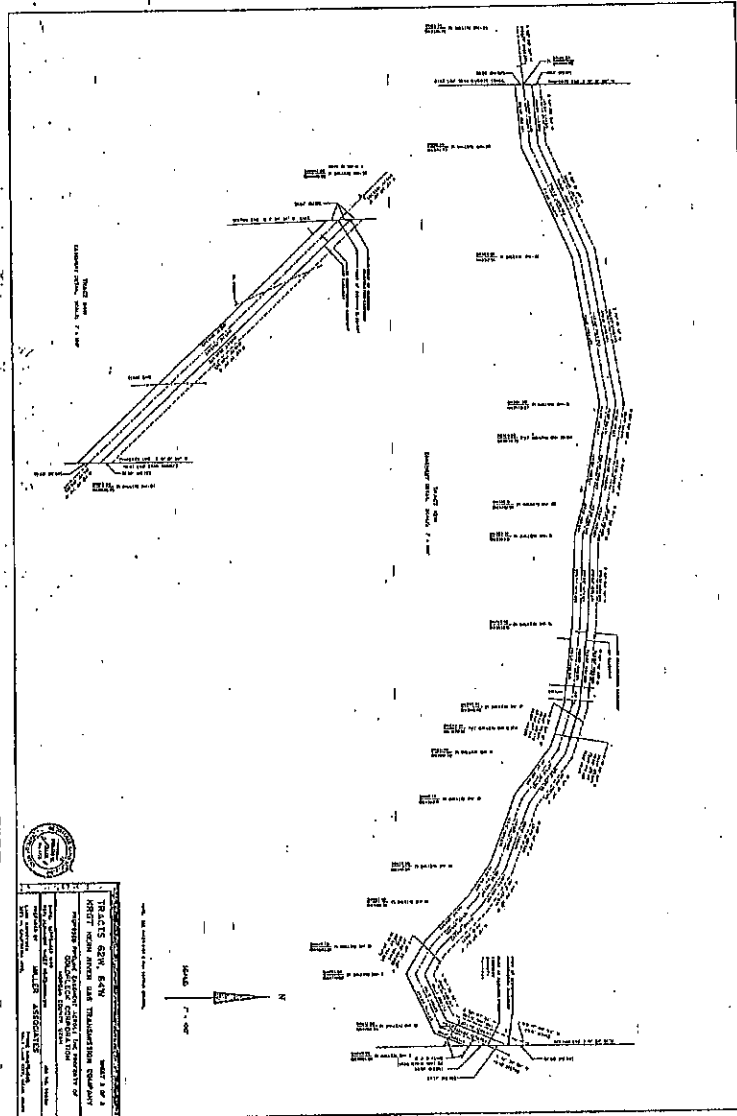
TRACT 62W, 64W  
COUNTY OF WYOMING  
PLAT NO. 1000  
BY J. H. ...



5 3/4

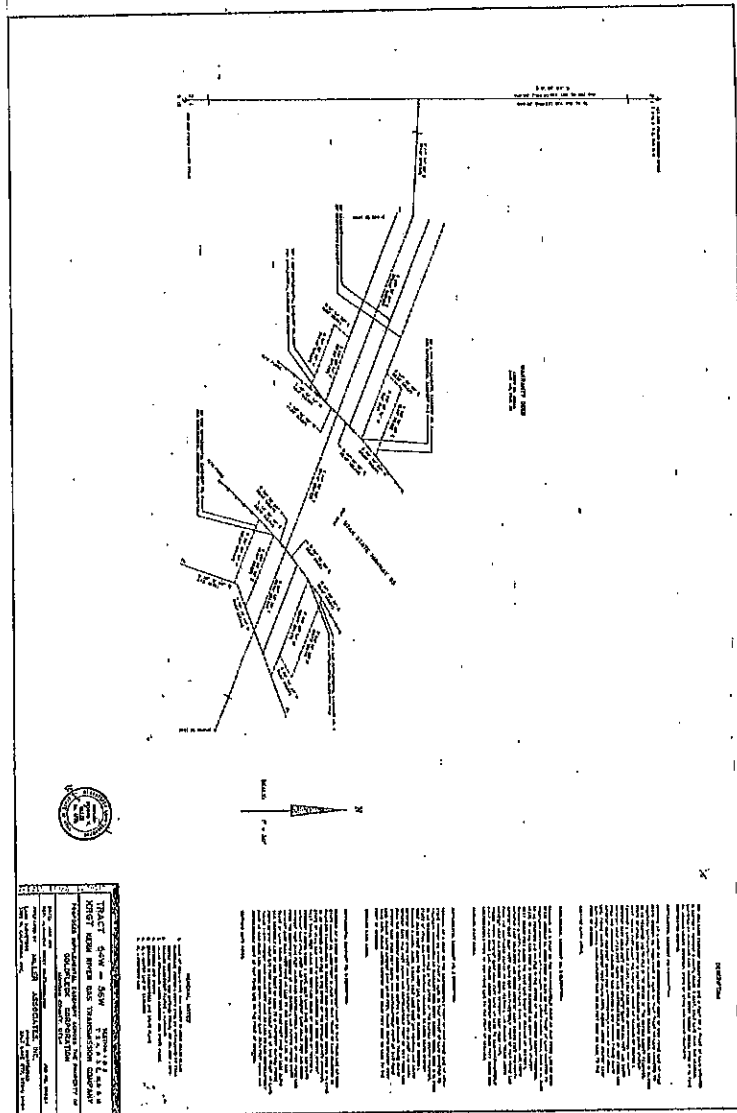
(X)

Exhibit A' 4 of 6



TRAVERS BROS. INC.  
1000 WEST 10TH AVENUE  
DENVER, COLORADO  
ENGINEERS AND ARCHITECTS

Exhibit A 5 of 6



2 ACRES 54 W. 7 S. 26 W.

DESCRIPTION

THE FOLLOWING EASEMENT DESCRIPTIONS ARE A PART OF A TRACT OF LAND SITUATED IN SECTION 1, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, CONVEYED BY WARRANTY DEED RECORDED AS ENTRY NUMBER 3008A, BOOK M 41, PAGE 66, MORGAN COUNTY RECORDER, STATE OF UTAH, AND HANCO GOLDLECK CORPORATION GRANTEE.

SUPPLEMENTAL EASEMENT NO. 1 DESCRIPTION

BEGINNING AT A POINT ON THE NORTHWESTERLY RIGHT OF WAY FENCE LINE OF UTAH STATE HIGHWAY 65, WHICH POINT IS ALSO ON THAT TRACT OF LAND CONVEYED TO GOLDLECK CORPORATION BY WARRANTY DEED ENTRY NUMBER 3008A, BOOK M 41, PAGE 66 AS RECORDED AND ON FILE IN THE OFFICE OF THE MORGAN COUNTY RECORDER, STATE OF UTAH, SAID POINT IS FURTHER DESCRIBED AS BEING SOUTH 0°47'07" WEST 360.82 FEET ALONG THE WEST LINE (BASE OF BEARING) OF SECTION 1, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, AND SOUTH 86°20'36" EAST 579.21 FEET AND SOUTH 68°22'52" EAST 330.00 FEET AND SOUTH 44°50'33" WEST 27.84 FEET ALONG SAID NORTHWESTERLY RIGHT OF WAY FENCE LINE FROM THE NORTHWEST CORNER OF SAID SECTION 1, AND RUNNING THENCE SOUTH 43°22'30" WEST 32.31 FEET ALONG SAID NORTHWESTERLY RIGHT OF WAY FENCE LINE, THENCE NORTH 68°22'52" WEST 106.40 FEET, THENCE NORTH 40°24'35" EAST 31.89 FEET, THENCE SOUTH 68°22'52" EAST 107.58 FEET MORE OR LESS TO THE POINT OF BEGINNING.

CONTAINS 0.074 ACRES.

SUPPLEMENTAL EASEMENT NO. 2 DESCRIPTION

BEGINNING AT A POINT ON THE NORTHWESTERLY RIGHT OF WAY FENCE LINE OF UTAH STATE HIGHWAY 65, WHICH POINT IS ALSO ON THAT TRACT OF LAND CONVEYED TO GOLDLECK CORPORATION BY WARRANTY DEED ENTRY NUMBER 3008A, BOOK M 41, PAGE 66 AS RECORDED AND ON FILE IN THE OFFICE OF THE MORGAN COUNTY RECORDER, STATE OF UTAH, SAID POINT IS FURTHER DESCRIBED AS BEING SOUTH 0°47'07" WEST 360.82 FEET ALONG THE WEST LINE (BASE OF BEARING) OF SECTION 1, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, AND SOUTH 86°20'36" EAST 579.21 FEET AND SOUTH 68°22'52" EAST 330.00 FEET AND NORTH 47°14'22" EAST 55.47 FEET ALONG SAID NORTHWESTERLY RIGHT OF WAY FENCE LINE FROM THE NORTHWEST CORNER OF SAID SECTION 1, AND RUNNING THENCE NORTH 68°22'52" WEST 81.5 FEET, THENCE NORTH 47°03'20" EAST 33.23 FEET, THENCE SOUTH 68°22'52" EAST 82.86 FEET MORE OR LESS TO SAID NORTHWESTERLY RIGHT OF WAY FENCE LINE, THENCE SOUTH 49°40'07" WEST 34.00 FEET ALONG SAID NORTHWESTERLY RIGHT OF WAY FENCE LINE TO THE POINT OF BEGINNING.

CONTAINS 0.077 ACRES.

SUPPLEMENTAL EASEMENT NO. 3 DESCRIPTION

BEGINNING AT A POINT ON THE SOUTHEASTERLY RIGHT OF WAY FENCE LINE OF UTAH STATE HIGHWAY 66, WHICH POINT IS ALSO ON THAT TRACT OF LAND CONVEYED TO GOLDLECK CORPORATION BY WARRANTY DEED ENTRY NUMBER 3008A, BOOK M 41, PAGE 66 AS RECORDED AND ON FILE IN THE OFFICE OF THE MORGAN COUNTY RECORDER, STATE OF UTAH, SAID POINT IS FURTHER DESCRIBED AS BEING SOUTH 0°47'07" WEST 360.82 FEET ALONG THE WEST LINE (BASE OF BEARING) OF SECTION 1, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, AND SOUTH 86°20'36" EAST 579.21 FEET AND SOUTH 68°22'52" EAST 554.61 FEET AND NORTH 83°02'53" EAST 94.1 FEET ALONG SAID SOUTHEASTERLY RIGHT OF WAY FENCE LINE FROM THE NORTHWEST CORNER OF SAID SECTION 1, AND RUNNING THENCE NORTH 67°02'23" EAST 36.88 FEET ALONG SAID SOUTHEASTERLY RIGHT OF WAY FENCE LINE, THENCE SOUTH 68°22'52" EAST 123.75 FEET, THENCE SOUTH 82°42'20" WEST 32.12 FEET, THENCE NORTH 68°22'52" WEST 124.97 FEET MORE OR LESS TO THE POINT OF BEGINNING.

CONTAINS 0.086 ACRES.

SUPPLEMENTAL EASEMENT NO. 4 DESCRIPTION

BEGINNING AT A POINT ON THE SOUTHEASTERLY RIGHT OF WAY FENCE LINE OF UTAH STATE HIGHWAY 66, WHICH POINT IS ALSO ON THAT TRACT OF LAND CONVEYED TO GOLDLECK CORPORATION BY WARRANTY DEED ENTRY NUMBER 3008A, BOOK M 41, PAGE 66 AS RECORDED AND ON FILE IN THE OFFICE OF THE MORGAN COUNTY RECORDER, STATE OF UTAH, SAID POINT IS FURTHER DESCRIBED AS BEING SOUTH 0°47'07" WEST 360.82 FEET ALONG THE WEST LINE (BASE OF BEARING) OF SECTION 1, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, AND SOUTH 86°20'36" EAST 579.21 FEET AND SOUTH 68°22'52" EAST 554.61 FEET AND SOUTH 80°40'04" WEST 26.68 FEET ALONG SAID SOUTHEASTERLY RIGHT OF WAY FENCE LINE FROM THE NORTHWEST CORNER OF SAID SECTION 1, AND RUNNING THENCE SOUTH 68°22'52" EAST 80.34 FEET MORE OR LESS TO THE SOUTHERLY LINE OF SAID TRACT OF LAND, THENCE SOUTH 70°41'00" WEST 37.07 FEET MORE OR LESS ALONG SAID SOUTHERLY LINE OF SAID TRACT OF LAND TO A PROPERTY CORNER, THENCE SOUTH 50°31'00" WEST 67.2 FEET ALONG THE EASTERLY LINE OF SAID TRACT OF LAND, THENCE NORTH 40°22'02" WEST 106.08 FEET MORE OR LESS TO SAID SOUTHEASTERLY RIGHT OF WAY FENCE LINE, THENCE NORTH 40°40'20" EAST 33.76 FEET ALONG SAID SOUTHEASTERLY RIGHT OF WAY FENCE LINE TO THE POINT OF BEGINNING.

CONTAINS 0.076 ACRES.

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SCALE: 1" = 50'

NO. 3

480 pg 508 A





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DESCRIPTION

THE FOLLOWING EASEMENT DESCRIPTIONS ARE A PART OF A TRACT OF LAND SITUATED IN SECTION 5, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, CONVEYED BY WARRANTY DEED RECORDED AS ENTRY NUMBER 80066, BOOK M 44, PAGE 25, MORGAN COUNTY RECORDER, STATE OF UTAH, AND RAMMO OLEFLECK CORPORATION GRANTE.

*Acc. 6  
2/13*

SUPPLEMENTAL EASEMENT NO. 1 DESCRIPTION

BEGINNING AT A POINT ON THE NORTHERLY RIGHT OF WAY FENCE LINE OF UTAH STATE HIGHWAY 66, WHICH POINT IS ALSO ON THAT TRACT OF LAND CONVEYED TO OLEFLECK CORPORATION BY WARRANTY DEED ENTRY NUMBER 80066, BOOK M 44, PAGE 25 AS RECORDED AND ON FILE IN THE OFFICE OF THE MORGAN COUNTY RECORDER, STATE OF UTAH, SAID POINT BE FURTHER DESCRIBED AS BEING NORTH 0°07'50" EAST 974.21 FEET ALONG THE EAST LINE (BASIS OF BEARING) OF SECTION 5, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, AND SOUTH 22°37'23" WEST 46.84 FEET AND NORTH 80°10'02" WEST 6.18 FEET ALONG SAID NORTHERLY RIGHT OF WAY FENCE LINE FROM THE EAST QUARTER CORNER OF SAID SECTION 5, AND RUNNING THENCE NORTH 05°18'29" WEST 30.62 FEET ALONG SAID NORTHERLY RIGHT OF WAY FENCE LINE, THENCE NORTH 02°37'23" EAST 102.31 FEET, THENCE SOUTH 00°18'29" EAST 30.62 FEET, THENCE SOUTH 22°37'23" WEST 102.31 FEET TO THE POINT OF BEGINNING.

CONTAINS 0.071 ACRES.

SUPPLEMENTAL EASEMENT NO. 2 DESCRIPTION

BEGINNING AT A POINT ON THE SOUTHERLY RIGHT OF WAY FENCE LINE OF UTAH STATE HIGHWAY 56, WHICH POINT IS ALSO ON THAT TRACT OF LAND CONVEYED TO OLEFLECK CORPORATION BY WARRANTY DEED ENTRY NUMBER 80066, BOOK M 44, PAGE 25 AS RECORDED AND ON FILE IN THE OFFICE OF THE MORGAN COUNTY RECORDER, STATE OF UTAH, SAID POINT IS FURTHER DESCRIBED AS BEING NORTH 0°07'50" EAST 974.21 FEET ALONG THE EAST LINE (BASIS OF BEARING) OF SECTION 5, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, AND SOUTH 22°37'23" WEST 84.36 FEET AND NORTH 84°47'04" WEST 8.25 FEET ALONG SAID SOUTHERLY RIGHT OF WAY FENCE LINE FROM THE EAST QUARTER CORNER OF SAID SECTION 5, AND RUNNING THENCE SOUTH 22°37'23" WEST 32.59 FEET, THENCE SOUTH 64°36'43" WEST 44.86 FEET, THENCE NORTH 22°37'23" EAST 73.35 FEET MORE OR LESS TO SAID SOUTHERLY RIGHT OF WAY FENCE LINE, THENCE SOUTH 53°29'08" EAST 30.81 FEET ALONG SAID SOUTHERLY RIGHT OF WAY FENCE LINE TO THE POINT OF BEGINNING.

CONTAINS 0.037 ACRES.

SUPPLEMENTAL EASEMENT NO. 3 DESCRIPTION

BEGINNING AT A POINT ON THE SOUTHERLY RIGHT OF WAY FENCE LINE OF UTAH STATE HIGHWAY 56, WHICH POINT IS ALSO ON THAT TRACT OF LAND CONVEYED TO OLEFLECK CORPORATION BY WARRANTY DEED ENTRY NUMBER 80066, BOOK M 44, PAGE 25 AS RECORDED AND ON FILE IN THE OFFICE OF THE MORGAN COUNTY RECORDER, STATE OF UTAH, SAID POINT IS FURTHER DESCRIBED AS BEING NORTH 0°07'50" EAST 974.21 FEET ALONG THE EAST LINE (BASIS OF BEARING) OF SECTION 5, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, AND SOUTH 22°37'23" WEST 84.36 FEET AND SOUTH 07°03'02" EAST 26.42 FEET ALONG SAID SOUTHERLY RIGHT OF WAY FENCE LINE FROM THE EAST QUARTER CORNER OF SAID SECTION 5, AND RUNNING THENCE SOUTH 07°03'02" EAST ALONG SAID SOUTHERLY RIGHT OF WAY FENCE LINE 26.44 FEET MORE OR LESS TO SAID EAST LINE OF SAID SECTION 5, THENCE SOUTH 0°07'50" WEST 8.83 FEET ALONG SAID EAST LINE OF SAID SECTION 5, THENCE SOUTH 22°37'23" WEST 94.19 FEET, THENCE NORTH 06°18'07" WEST 74.73 FEET, THENCE NORTH 64°26'43" EAST 64.78 FEET, THENCE NORTH 22°37'23" EAST 45.55 FEET TO THE POINT OF BEGINNING.

CONTAINS 0.098 ACRES.

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*M50 P9 509 A*