

116-582

AFFIDAVIT OF  
RIGHT OF WAY AND EASEMENT CENTERLINE DESCRIPTION

Kern River Gas Transmission Company, a Texas general partnership, whose address is P. O. Box 50900, Salt Lake City, Utah 84158-0900, hereinafter referred to as "Affiant", is the Grantee of that certain Quitclaim Easement Agreement identified as follows:

Grantor: State of Utah, Department of Natural Resources, Division of Wildlife Resources,

Dated: May 15, 1989,

Recorded: Entry Number 57627, in Book 70, at Pages 435 - 437, public records of Morgan County, Utah

Whereas, Kern River Gas Transmission Company obtained an as-built survey of the permanent pipeline easement after construction.

Now therefore, for and in consideration of the mutual covenants, promises and agreements contained in said Quitclaim Easement Agreement, Kern River Gas Transmission Company does hereby specify the width and location of such right of way and easement as follows, to wit:

LINE LIST NO. 60W  
MORGAN COUNTY, UTAH  
AS-BUILT CENTERLINE DESCRIPTION

A STRIP OF LAND 30 FEET WIDE ACROSS A PORTION OF SECTION 3, TOWNSHIP 1 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, MORGAN COUNTY, UTAH, BEING 21 FEET EASTERLY AND 21 FEET WESTERLY OF THE CENTERLINE OF AN EXISTING 36 INCH DIAMETER PIPELINE, AS IT MAY EXIST, AND WHOSE LOCATION SHALL CONTROL SAID RIGHT-OF-WAY AND EASEMENT, AND SAID CENTERLINE OF PIPE BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EAST LINE OF GRANTOR'S LAND SAID POINT BEING NORTH 0° 07' 30" EAST (BEARINGS ARE BASED ON UTAH STATE PLANE COORDINATE SYSTEM - NORTH ZONE - 1927 DATUM) 912.88 FEET MORE OR LESS FROM THE EAST ONE QUARTER CORNER OF SAID SECTION 3, TOWNSHIP 1 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN AND BEING 0 FEET.

SOUTH 21° 37' 44" WEST 27 FEET MORE OR LESS.

TO A POINT ON THE SOUTH LINE OF GRANTOR'S LAND, SAID POINT BEING NORTH 0° 10' WEST 90.70 FEET FROM SAID EAST ONE QUARTER CORNER OF SAID SECTION 3, TOWNSHIP 1 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN.

THE RIGHT-OF-WAY LINES OF SAID STRIP OF LAND ARE TO BE ALTERED SO AS TO BEGIN ON THE EAST LINE OF GRANTOR'S LAND AND EXTEND TO AND TERMINATE ON THE SOUTH LINE OF GRANTOR'S LAND.

THE LENGTH OF SAID DESCRIBED CENTERLINE IS 47 FEET, CONTAINING ONE ACRE, MORE OR LESS.

The surveyed centerline description hereinabove set forth is intended to correct that certain centerline description which appears of record in the aforesaid Quitclaim Easement Agreement in the office of the Morgan County Recorder.

Affiant further states that this centerline description is intended to describe the location of Affiant's facilities relevant to said Quitclaim Easement Agreement and in all other respects said Quitclaim Easement Agreement remains unchanged and in full force and effect.

Executed this 12th day of December, 1995.

Kern River Gas Transmission Company

BY: Richard D. Yeaman  
Richard D. Yeaman  
Attorney-in-Fact

ACKNOWLEDGMENT - ATTORNEY-IN-FACT

STATE OF UTAH            1  
                                  ) s.  
COUNTY OF SALT LAKE    )

00059209   PR00116 PR00582-400582  
DEBBIE NEAVER, MORGAN COUNTY RECORDER  
1995 DEC 15 10:25 AM FEE \$10.00 BY BDM  
REQUEST: KERN RIVER SERVICE CORP

On the 12th day of December, 1995, Richard D. Yeaman personally appeared before me and being by me duly sworn, did say that he is the Attorney-in-Fact for Kern River Gas Transmission Company, and that the Affidavit of Right-of-Way and Easement Centerline Description was signed on behalf of Kern River Gas Transmission Company, and said Richard D. Yeaman acknowledged to me that he as such Attorney-in-Fact executed the same.

My Commission Expires:  
February 19, 1997

Chris Pavlakis  
Notary Public  
Residing at:  
Salt Lake City, Utah

LL# 60W

Notary Public  
CHRIS PAVLAKIS  
P.O. BOX 1000  
SALT LAKE CITY, UTAH 84101