

RIGHT-OF-WAY AND EASEMENT GRANT
UT 18713

HEIGHTS WEST, INC.

a corporation of the State of Utah, Grantor, does hereby convey and warrant to MOUNTAIN FUEL SUPPLY COMPANY, a corporation of the State of Utah, Grantee, its successors and assigns, for the sum of ONE DOLLAR (\$1.00) in hand paid and other good and valuable consideration, receipt of which is hereby acknowledged, a right-of-way and easement to lay, maintain, operate, repair, inspect, protect, remove and replace pipelines, valves, valve boxes and other gas transmission and distribution facilities (hereinafter collectively called "facilities"), said right-of-way being situated in the County of Washington, State of Utah, and more particularly described as follows, to-wit:

Land of the Grantor located in Section 8, Township 42 South, Range 16 West, Salt Lake Base and Meridian;

The North 40.00 feet of Lots 5 and 6, Block 33 of the St. George and Santa Clara Bench Irrigation Company Survey;

TO HAVE AND TO HOLD the same unto said Mountain Fuel Supply Company, its successors and assigns, so long as such facilities shall be maintained, with the right of ingress and egress to and from said right-of-way to maintain, operate, repair, inspect, protect, remove and replace the same. During temporary periods, Grantee may use such portion 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. Grantor shall have the right to use said premises except for the purposes for which this right-of-way and easement is granted to Grantee, provided such use does not interfere with the facilities or any other rights granted to Grantee hereunder.

Grantor shall not build or construct, nor permit to be built or constructed, any building or other improvement over or across said right-of-way, nor change the contour thereof, without written consent of Grantee. This right-of-way shall be binding upon and inure to the benefit of the successors and assigns of Grantor and the successors and assigns of Grantee, and may be assigned in whole or in part by Grantee.

It is hereby understood that any parties securing this grant on behalf of Grantee are without authority to make any representations, covenants or agreements not herein expressed.

Page 1 of 2 Pages

00560502 Bk 1084 Pg 0574

RUSSELL SHIRTS * WASHINGTON CO RECORDER
1997 MAR 19 13:13 PM FEE \$13.00 BY JRB
FOR: MOUNTAIN FUEL SUPPLY COMPANY

IN WITNESS WHEREOF, Grantor has caused its corporate name and seal to be hereunto affixed this 18th day of December, 1996

ATTEST:

Lester Gubler
Lester Gubler, Secretary

By: Kent Frei
Kent Frei, President

(SEAL)

STATE OF UTAH)
) ss.
COUNTY OF WASHINGTON)

On the 18th day of December, 1996 personally appeared before me Kent Frei, and Lester Gubler who, being duly sworn, did say that they are the president and Secretary, respectively, of Heights West Inc., and that the foregoing instrument was signed on behalf of said corporation by authority of a resolution of its Board of Directors (or)* its Bylaws, and said KENT FREI and acknowledged to me that said corporation duly executed the same.

Deanna A. Hoppers
4-7-98 Commission Notary Public
Exp.

*Strike clause not applicable