

Recorded at the request of  
Kern River Gas Transmission Company

When Recorded Mail to:  
Kern River Gas Transmission Company  
1615 West 2200 South, Suite C  
Salt Lake City, UT 84119  
Attn: Cynthia Lowrey

00609001 Bk01429 Pg01894-01899

ALAN SPRIGGS, SUMMIT CO RECORDER  
2002 JAN 23 10:52 AM FEE \$20.00 BY DMG  
REQUEST: KERN RIVER GAS TRANSMISSION CO

Assessor Parcel Number NS-350-A

**AMENDMENT TO RIGHT-OF-WAY and EASEMENT CONTRACT**

This Right-of-Way Contract Amendment ("Amendment") is dated this 18<sup>th</sup> day of January, 2002, by and between Kern River Gas Transmission Company, located at P.O. Box 58900, Salt Lake City, Utah 84158-0900 ("Grantee"), and Debra Ann Jones, Wendy Lou Spencer, Jenny Lin Fullwiley, and Connie Evans, whose address is Box 360, Henefer, Utah 84033-0360 ("current Grantor").

**RECITALS:**

- A. Whereas, by that certain Right-of-Way Contract filed April 20, 1990, "The Contract", Land Number 41W, recorded in the records of Summit County, Book 561, Page 553-558, E. Dean Rees, Ivaloo Ann Rees and Thomas Rees, as Grantors, granted and conveyed unto Grantee a right-of-way on, over and through certain real property situated in Summit County, State of Utah, as described and identified in the Contract.
- B. Whereas, the undersigned Grantor warrants that it is now the owner in fee simple of the following described property:

Beginning North 1807.70 feet and West 922.07 feet from the South  $\frac{1}{4}$  corner of Section 8, Township 2 North, Range 5 East, Salt Lake Base and Meridian; and running thence North  $55^{\circ}46'$  West 164.0 Feet, thence North  $13^{\circ}33'$  East 119.28 feet, thence North  $54^{\circ}43'$  West 224.28 feet, thence South  $76^{\circ}40'$  West 216.50 feet, thence South  $59^{\circ}14'$  West 76.76 feet, thence South  $71^{\circ}42'$  West 247.35 feet, thence South  $82^{\circ}33'$  West 132.40 feet, thence South  $72^{\circ}43'$  West 123.43 feet, thence South  $81^{\circ}22'$  West 282.70 feet, thence North  $75^{\circ}46'$  West 372.75 feet to the Section line, thence South along said section line 1970.0 feet more or less to the section line common to sections 8 and 17, thence East along said Section line 1718 feet to a point 822.88 feet West of the  $\frac{1}{4}$  section line, thence North  $06^{\circ}56'$  West 26.27 feet, thence North  $12^{\circ}47'$  West 319.0 feet, thence North  $0^{\circ}39'$  East 193.6 feet, thence North  $15^{\circ}36'$  West 99.7 feet, thence North  $29^{\circ}02'$  West 126.0 feet, thence North  $03^{\circ}38'$  East 758.0 feet, thence North  $20^{\circ}18'$  East 198.0 feet, thence North  $02^{\circ}27'$  West 110.0 feet to the point of beginning. Containing 75.3 acres more or less.

**AGREEMENT:**

NOW THEREFORE, for and in consideration of the mutual promises contained in this Amendment, Grantor grants to Grantee an amendment as described below:

1. The parties desire and agree to amend the Contract to allow construction of an additional pipeline and appurtenances. The additional pipeline will be located approximately 25-feet from the existing pipeline and the right-of-way configuration will be 25-feet from the edge of the right-of-way to each pipeline and 25-feet between pipelines. The total width of the right-of-way easement for the pipelines is 75-

Tract # K-UT-SU-040W

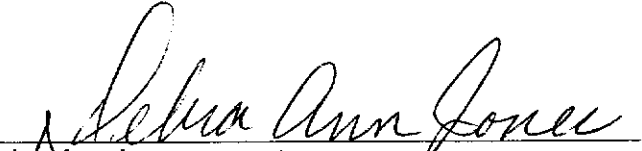
feet.

2. The parties agree that in the event that Grantee determines that its pipeline is in need of repair, maintenance or replacement, Grantee will use its best efforts not to disturb Grantors improvements within the 75-foot easement area.


This Amendment will be binding upon and inure to the benefit of the heirs, successors and assigns of the parties to this Amendment.

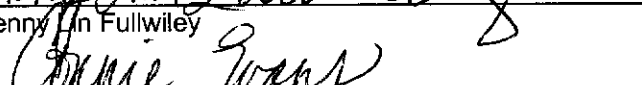
Except as amended, all terms, conditions and provisions of the existing Right-of-Way Contract will remain and continue in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment as of this 18<sup>th</sup> day of January, 2002.


  
\_\_\_\_\_  
Debra Ann Jones

  
\_\_\_\_\_  
Wendy Lou Spencer

  
\_\_\_\_\_  
Jenny Lin Fullwiley

  
\_\_\_\_\_  
Connie Evans

**KERN RIVER GAS TRANSMISSION COMPANY:**

  
\_\_\_\_\_  
Attorney-in-Fact

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Tract # K-UT-SU-040W

ALL PURPOSE ACKNOWLEDGMENT

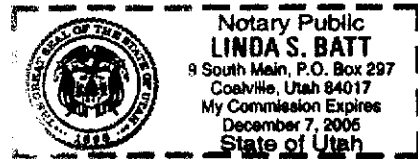
STATE OF Utah  
COUNTY OF Summit ) ss.

On January 18, 2002 before me, Linda S. Batt  
Connie Evans personally appeared

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies) and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature Linda S. Batt



(NOTARY SEAL)

ATTENTION NOTARY: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to another document.

THIS CERTIFICATE **MUST** BE ATTACHED TO THE DOCUMENT DESCRIBED AT RIGHT.

Title of Document Type Amendment to Right of way case  
Number of Pages \_\_\_\_\_ Date of Document \_\_\_\_\_  
Signer(s) Other Than Named Above \_\_\_\_\_ rent contract

ALL PURPOSE ACKNOWLEDGMENT

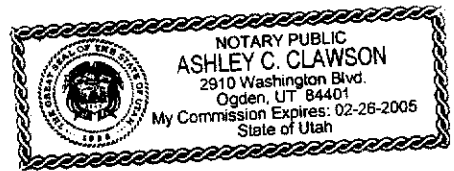
STATE OF UTAH  
COUNTY OF WEBER ) ss.

On JANUARY 15, 2002 before me, ASHLEY C. CLAWSON  
personally appeared  
JENNY LIN FULLWILEY & DEBRA ANN JONES

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature Ashley C Clawson



(NOTARY SEAL)

ATTENTION NOTARY: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to another document.

THIS CERTIFICATE MUST BE ATTACHED TO THE DOCUMENT DESCRIBED AT RIGHT.

Title of Document Type Amendment to Right of way easement contract  
Number of Pages \_\_\_\_\_ Date of Document \_\_\_\_\_  
Signer(s) Other Than Named Above \_\_\_\_\_

Tract # K-

ALL PURPOSE ACKNOWLEDGMENT

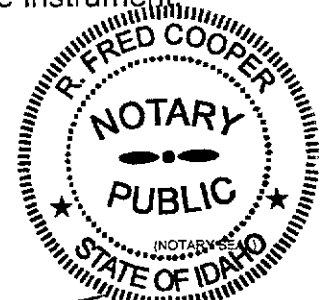
STATE OF IDAHO  
COUNTY OF Bonneville ) ss.

On Dec 7, 2002 before me, R. Fred Cooper  
Wendy Lee Spencer personally appeared

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature [Handwritten Signature]



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THIS CERTIFICATE **MUST** BE ATTACHED TO THE DOCUMENT DESCRIBED AT RIGHT.

Title of Document Type Amendment to Right of Way & Easement Contract  
Number of Pages \_\_\_\_\_ Date of Document \_\_\_\_\_  
Signer(s) Other Than Named Above \_\_\_\_\_

Tract # K-

ALL PURPOSE ACKNOWLEDGMENT

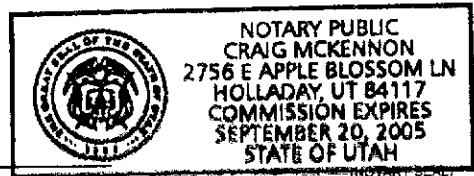
STATE OF Utah  
COUNTY OF Salt Lake ) ss.

On January 21, 2002 before me, Craig McKennon  
Paula Rueter personally appeared

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that ~~he/she/they~~ executed the same in ~~his/her/their~~ authorized capacity(ies), and that by ~~his/her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature Craig McKennon



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Number of Pages \_\_\_\_\_ Date of Document \_\_\_\_\_  
Signer(s) Other Than Named Above \_\_\_\_\_

Tract # K-