

2584700

HOLD HARMLESS AGREEMENT

Recorded NOV 28 1973 at 11:00 A
Request of JERADEAN MARTIN
Fee Paid JERADEAN MARTIN
Recorder, Salt Lake County, Utah
By JERADEAN MARTIN Deputy
Ref. 6-10

THIS AGREEMENT made and entered into this 3rd day of November, 1973, by and between MOUNTAIN FUEL SUPPLY COMPANY, a Utah corporation, 180 East First South Street, Salt Lake City, Utah 84139, hereinafter referred to as "First Party;" and Stanley L. Magid and Judy Magid, his wife, of Salt Lake City, Utah; Warren C. Fisher and Daphne V. Fisher, his wife, of New York City, New York; and Barbara F. Foley of Nantucket, Massachusetts; hereinafter both jointly and severally referred to as "Second Party."

WITNESSETH:

THAT WHEREAS Warren C. Fisher and Barbara F. Foley are the only potential heirs at law to the estate of Carl A. Fisher of Salt Lake City, Utah, and

WHEREAS said Carl A. Fisher is currently incapable of conveying any interest in and to any property which he may own, and

WHEREAS said Warren C. Fisher and Barbara F. Foley have entered into an agreement to convey certain properties hereinafter described to the said Stanley L. and Judy Magid at such time as title to said property vests in them; and

WHEREAS said Stanley L. and Judy Magid have applied to the First Party for natural gas service on the property hereinafter described, and

WHEREAS First Party is willing to render such service, provided adequate assurances are given to protect First Party's investment in the facilities to render such service;

NOW THEREFORE, for and in consideration of the mutual covenants, promises and undertakings hereinafter set forth, the parties hereto do agree as follows:

1. In consideration for the rendering of the services applied for by Stanley L. and Judy Magid upon the property known as 5960 Holladay Boulevard, Salt Lake City, Utah, which is more particularly described as:

Commencing North 0°11' East 167.7 feet from the Southeast corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 15, Township 2 South,

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Range 1 East, Salt Lake Meridian,
North 0°11' East 341.1 feet North
89°49' West 300 feet South 0°11'
West 341.1 feet South 89°49' East
300 feet to the point of beginning.

Also commencing on the East bank of
Cottonwood Creek 1312.26 feet North
and 116.85 feet East from the South-
west corner of Section 14, Township
2 South, Range 1 East, Salt Lake
Meridian, West 116.85 feet; North
302.29 feet; East 157.98 feet to
the East bank of said creek; thence
Southerly along creek to beginning.

Containing 3.15 acres.

Second Party, both jointly and severally do herewith agree to
save and hold First Party harmless from any and all costs,
expenses, liabilities and all losses of any and every kind
whatsoever resulting from the failure of title in and to the
right of way which Second Party has granted or will grant to
First Party to facilitate the performance of the requested
service;

2. Upon the death of said Carl A. Fisher, Second
Party agrees to take all steps necessary, including probate,
to insure the proper vesting of title in Second Party and the
validity of any right of way and/or easement granted to First
Party for the rendering of natural gas service on and to the above
described property.

3. Upon the execution hereof, First Party shall
commence, posthaste, with the necessary construction and
installation of the facilities necessary for the rendering of
the applied-for service.

IN WITNESS WHEREOF the parties hereto have caused
this agreement to be executed as of the date first hereinabove
appearing.

FIRST PARTY:
MOUNTAIN FUEL SUPPLY COMPANY

Approved:
Property *[Signature]*
Form *[Signature]*
D & D
Trans. *[Signature]*



[Signature]
Assistant Secretary

By *[Signature]*
Executive Vice President

SECOND PARTY:

[Signature]
Stanley I. Magid

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Judy Magid
Judy Magid

Warren C. Fisher
Warren C. Fisher

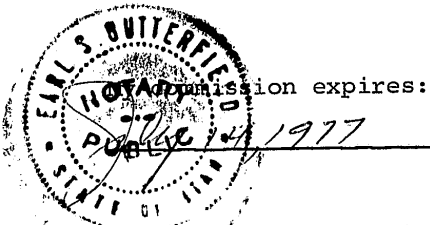
Daphne V. Fisher
(Wife of Warren C. Fisher)

Barbara F. Foley
Barbara F. Foley

STATE OF UTAH)
: ss.
County of Salt Lake)

On the 9th day of November, 1973,
personally appeared before me J.T. Simon and
R.M. Kirsch, who being duly sworn, did say
that they are the Executive Vice President and Assistant
Secretary, respectively, of Mountain Fuel
Supply Company, and that the foregoing instrument was signed
on behalf of said corporation by authority of a resolution of
its Board of Directors, and said J.T. Simon
and R.M. Kirsch acknowledged to me that
said corporation executed the same.

Earl S. Butterfield
Notary Public
Residing at Salt Lake City, Utah

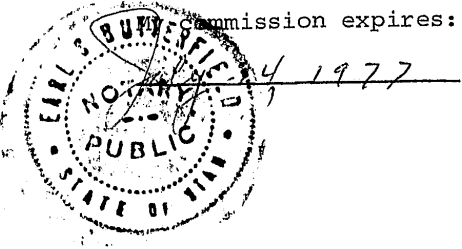


Commission expires: 7/26/77

STATE OF UTAH)
: ss.
County of Salt Lake)

On the 9th day of November, 1973,
personally appeared before me Stanley L. Magid and Judy Magid,
the signers of the foregoing instrument, who duly acknowledged
to me that they executed the same.

Earl S. Butterfield
Notary Public
Residing at Salt Lake City, Utah

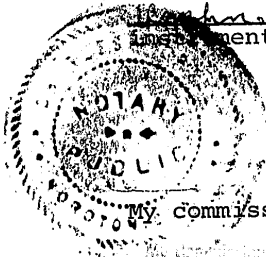


Commission expires: 7/26/77

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STATE OF CONN)
County of FAIRFIELD)

On the 3rd day of NOV., 1973,
personally appeared before me Warren C. Fisher and John V. Fisher, his wife, the signers of the foregoing instrument, who duly acknowledged to me that they executed the same.



Charles R. Eitel
Notary Public
Residing at Stamford, Conn

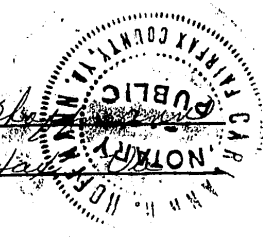
My commission expires:
My Commission Expires April 1, 1977

STATE OF Virginia)
County of Fairfax)

On the 6th day of Nov., 1973,
personally appeared before me Barbara F. Foley, the signer of the foregoing instrument, who duly acknowledged to me that she executed the same.

Embossed Hereon Is My
Fairfax County, Va. Notary Public Seal
My Commission Expires May 18, 1976
CARLANN R. HOFFMAN

Carlann R. Hoffman
Notary Public
Residing at Fairfax, Va



My commission expires:
My Commission Expires May 18, 1976

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