

11158892  
3/31/2011 8:02:00 AM \$34.00  
Book - 9915 Pg - 56-63  
Gary W. Ott  
Recorder, Salt Lake County, UT  
KIRTON & MCCONKIE  
BY: eCASH, DEPUTY - EF 8 P.

WHEN RECORDED, MAIL TO:  
Read R. Hellewell, Esq.  
Kirton & McConkie  
60 East South Temple, Suite 1800  
Salt Lake City, UT 84111

Tax Parcel Nos.: See Exhibit A

*(Space Above for Recorder's Use Only)*

**TERMINATION OF EASEMENT**

THIS TERMINATION OF EASEMENT (this "Termination") is made and entered into as of this 29 day of MARCH, 2011, by KENNECOTT UTAH COPPER LLC, a Utah limited liability company ("Kennecott"), in contemplation of the following facts and circumstances:

A. On or about December 12, 1979, Kennecott Copper Corporation, a New York corporation ("KCC"), as Grantor, executed that certain Quit Claim Deed, which was recorded on December 14, 1979, as Entry No. 3377924, in Book 5006 beginning at Page 709, in the Official Records of the Salt Lake County Recorder, State of Utah (the "Deed").

B. The Deed included the reservation in favor of the KCC as the "Grantor" therein, of a perpetual easement to discharge through the medium of the air, over, upon and across the real property described in the Deed "any and all substances and matter which may be discharged in the course of operations of any and all of the plants, mills, refineries, manufactories, tailing deposits and other works and factories which are now or which may be established or operated by Grantor, or its successors or assigns" (the "Easement").

C. The Easement granted burdened the real property specifically described in the Deed and which is also described on Exhibit "A" attached hereto and incorporated by this reference (the "Easement Property").

D. Kennecott, is the successor-in-interest to KCC as the Grantor under the Deed.

E. Suburban Land Reserve, Inc. ("SLR") is the owner of a substantial portion of the Easement Property described in Exhibit "A".


F. SLR has requested, and Kennecott has agreed to terminate and otherwise fully extinguish the Easement reserved to Kennecott in the QCD to the extent that the Easement was reserved, granted or exists by reason of the Deed.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, it is hereby agreed as follows:

1. Termination of Easement. Kennecott hereby quit claims, releases, remises, vacates and otherwise terminates the Easement and any and all rights and privileges granted pursuant to the provisions of the Easement and the Easement shall be of no further force or effect.

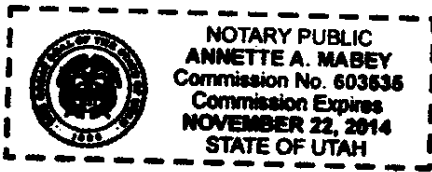
Executed to be effective as of the date first above written.

KENNECOTT UTAH COPPER LLC,  
a Utah limited liability company

By:   
Name: W. DON WHYTE  
Its: VICE PRESIDENT

STATE OF UTAH )  
: ss  
COUNTY OF SALT LAKE )

On this 29 day of March, 2011, personally appeared before me Don Whyte, who acknowledged to me that s/he signed the foregoing instrument as Vice President of Kennecott UTAH COPPER LLC, a Utah limited liability company.



  
Notary Public for the  
State of Utah

Exhibit "A"  
to  
Termination of Easement

(Legal Description of Easement)

Real property located in Salt Lake County, State of Utah, and more particularly described as follows:

Beginning at a point on the East line of 5600 West Street, said point being N 89°48'33" E along the South line of Section 24, T.1S., R.2W., S.L.B.&M., 33.001 feet from the Southwest corner of said Section 24, from which corner the West 1/4 corner of said Section 24 bears N 0°13'50" E (basis of bearing); thence N 0°13'50" E along said East line of road 1659.177 feet; thence N 89°43'40" E 1791.110 feet; thence N 0°08'54" E 987.382 feet to a point on the East - West Quarter Section line of said Section 24; thence N 89°40'46" E along said Quarter Section line 3479.363 feet to the West 1/4 corner of Section 19, T.1S., R.1W., S.L.B.&M., said point also being the Northwest corner of Lot 3 of said Section 19; thence S 89°56'44" E along the North line of said Lot 3 1324.162 feet to West line of the Southeast Quarter of the Northwest Quarter of said Section 19; thence N 0°00'48" W along said West line 1326.947 feet to the North line of said Southeast Quarter of the Northwest Quarter of Section 19; thence S 89°51'44" E along said North line 1323.805 feet to a point on the North - South Quarter Section line of said Section 19, said point being S 0°01'44" E 1325.021 feet from the North 1/4 corner of said Section 19; thence S 0°01'44" E along said Quarter Section line 1325.022 feet to the center of said Section 19; thence S 89°50'53" E along the East - West Quarter Section line of said Section 19, 2646.531 feet to the West 1/4 corner of Section 20, T.1S., R.1W., S.L.B.&M.; thence N 89°50'10" E along the East - West Quarter Section line of said Section 20, 2234.047 feet to a point on the Southwest line of the Granger Hunter Improvement District property; thence S 54°46'40" E along said Southwest line 455.812 feet to a point on the West line of 3600 West Street; thence S 0°02'32" E along said West line 2394.456 feet to a point on the North line of Section 29, T.1S., R.1W., S.L.B.&M.; thence continuing along said West line of street S 0°09'17" E 2248.096 feet, S 10°02'57" W 214.51 feet and S 0°09'17" E 149.937 feet to a point on the North line of 3100 South Street; thence S 89°59'23" W along said North line 590.392 feet to the East line of the Dortch property; thence N 0°07'48" W along said East line and the East line of the Bean property 2610.326 feet to the North line of Section 29, T.1S., R.1W., S.L.B.&M.; thence

N 89°54'41" W along said North line 1320.562 feet to the West line of the Madill property; thence S 0°04'49" E along said West line 1322.801 feet to the Southeast corner of the West 1/2 of the Northwest 1/4 of the Northwest 1/4 of said Section 29; thence N 89°57'39" W along the South line of said West 1/2 of the Northwest 1/4 of the Northwest 1/4 660.841 feet to a point on the East line of Section 30, T.1S., R.1W., S.L.B.&M.; thence S 89°58'16" W along the South line of the North 1/2 of the North 1/2 of said Section 30, 5294.851 feet to a point on the East line of Section 25, T.1S., R.2W., S.L.B.&M.; thence S 89°50'57" W along the South line of the North 1/2 of the Northeast 1/4 of said Section 25, 2655.492 feet to the North - South Quarter Section line of said Section 25; thence S 0°04'44" E along said Quarter Section line 1323.515 feet to the center of said Section 25; thence continuing along said Quarter Section line S 0°04'20" E 1324.557 feet to the Southeast corner of the North 1/2 of the Southwest 1/4 of said Section 25; thence S 89°56'38" W along the South line of said North 1/2 of the Southwest 1/4 2620.298 feet to a point on the East line of 5600 West Street; thence N 0°09'08" W along said East line 1321.953 feet to a point on the East - West Quarter Section line of said Section 25; then continuing along said East line of street N 0°06'45" W 2643.660 feet to the point of beginning.

EXCEPTING FROM the foregoing property description the following described parcels:

PARCEL "A"

That portion of 3100 South Street that passes through the West 1/2 of Section 25, Township 1 South, Range 2 West, Salt Lake Base & Meridian, described as follows:

Beginning at a point on the North line of 3100 South Street, said point being N 89°53'13" E along the East - West Quarter Section line 33.00 feet and N 0°06' 45" W 33.00 feet from the West 1/4 corner of said Section 25; thence N 89°53'13" E along said North line 2622.164 feet to a point on the North - South Quarter Section line of said Section 25; thence S 0°04'44" E along said Quarter Section line 33.00 feet to the center of said Section 25; thence continuing along said Quarter Section line S 0°04'20" E 33.00 feet to a point on the South line of said 3100 South Street; thence S 89°53'13" W along said South line 2622.098 feet; thence N 0°09'08" W 33.00 feet to a point on the East - West Quarter Section line of said Section 25; thence N 0°06'45" W 33.00 feet to the point of beginning.

PARCEL "B" (RITER CANAL)

Beginning at a point on the East line of 5600 West Street, said point being N 89°48'33" E along the South line of Section 24, T.15., R.24., S.L.B.&N., 33.001 feet and N 0°13'50" E along said East line 1430.688 feet from the Southwest corner of said Section 24, from which corner the West 1/4 corner of said Section 24 bears N 0°13'50" E (Basis of bearing); thence S 81°25'42" E 219.775 feet; thence N 82°01'36" E 282.880 feet; thence N 82°44'19" E 273.525 feet; thence S 88°20'40" E 291.325 feet; thence S 83°23'43" E 224.405 feet; thence S 79°56'11" E 482.216 feet; thence S 78°48'11" E 197.281 feet; thence S 87°05'05" E 1702.277 feet; thence S 88°42'09" E 545.515 feet; thence N 88°49'17" E 689.046 feet; thence S 72°50'11" E 801.665 feet; thence S 68°03'50" E 471.375 feet; thence S 44°55'43" E 821.188 feet; thence S 63°49'09" E 452.856 feet; thence S 73°56'34" E 607.822 feet; thence S 75°43'41" E 304.525 feet; thence N 78°09'33" E 459.087 feet; thence N 80°39'24" E 720.028 feet; thence N 81°44'01" E 710.450 feet; thence N 84°43'15" E 891.600 feet; thence N 86°23'15" E 1100.239 feet; thence S 84°20'26" E 526.870 feet; thence S 83°02'24" E 633.799 feet; thence S 81°10'29" E 169.822 feet; thence S 11°16'10" E 69.998 feet; thence S 15°21'28" W 82.992 feet; thence S 0°09'16" E 2543.110 feet to the North line of 3100 South Street; thence N 89°59'23" E along said North line 78.489 feet to a point on the West line of 3600 West Street; thence N 0°09'17" W along said West line 38.376 feet; thence N 47°53'20" W 31.665 feet; thence N 0°09'40" W 2411.338 feet; thence N 8°40'00" E 115.100 feet; thence N89°50'43" E 44.058 feet to a point on said West line of 3600 West Street; thence along said West line N 0°09'17" W 24.397 feet and N 0°02'32" W 142.683 feet; thence S 89°57'28" W 107.939 feet; thence N 79°08'08" W 161.180 feet; thence N 83°02'24" W 656.168 feet; thence N 84°20'26" W 532.865 feet; thence S 86°23'15" W 1106.475 feet; thence S 84°43'15" W 894.182 feet; thence S 81°44'01" W 712.708 feet; thence S 80°39'24" W 720.728 feet; thence S 79°24'25" W 443.813 feet; thence N 75°43'41" W 286.898 feet; thence N 73°56'34" W 599.971 feet; thence N 63°49'09" W 438.940 feet; thence N 44°55'43" W 824.064 feet; thence N 68°03'50" W 489.846 feet; thence N 72°50'11" W 816.901 feet; thence S 88°49'17" W 618.892 feet; thence N 87°07'39" W 532.413 feet; thence N 86°54'59" W 1785.059 feet; thence N 78°48'11" W 191.470 feet; thence N 79°56'11" W 486.038 feet; thence N 83°23'43" W 231.378 feet; thence N 88°20'40" W 302.841 feet; thence S 82°44'19" W 281.965 feet; thence S 80°00'07" W 274.424 feet; thence N 84°02'01" W 204.188 feet; thence N 81°25'42" W 10.996 feet to a point on the East line of 5600 West Street; thence S 0°13'50" W along said East line 75.802 feet to the point of beginning containing 27.398 acres.

PARCEL "C"

Beginning at a point South 89°59'23" West 71.00 feet and North 00°09'17" West 33.00 feet from the monument located at the intersection of 3100 South Street and 3600 West Street, which monument is the center of Section 29, T15, R1W, S1B&N, and running thence South 89°59'23" West 350.00 feet; thence North 00°09'17" West 7.00 feet; thence North 85°59'02" East 100.23 feet; thence North 89°59'22" East 250.00 feet; thence South 00°09'17" East 14.00 feet to the point of beginning.

**PARCEL "D"**

Beginning at a point on the Southwest line of the Granger-Hunter Improvement District property, said point being  $S89^{\circ}50'10''W$  along the East-West 1/4 section line 405.17 feet and  $S54^{\circ}46'40''E$  4.59 feet from the county monument at the center of Section 20, T.1S., R.1W., S.L.B. & M.; thence  $S54^{\circ}46'40''E$  along said Southwest line 451.22 feet to the West line of 3600 West Street; thence  $S0^{\circ}02'22''E$  along said West line 1.59 feet to the extension of a Northwest-Southeast fence line; thence along said extension and fence line  $N54^{\circ}42'41''W$  451.41 feet and  $N8^{\circ}12'51''W$  1.07 feet to the point of beginning, containing 0.011 acres.

**PARCEL "E"**

Beginning at a point on the North line of Section 29, T.1S., R.1W., S.L.B. & M., said point being  $N89^{\circ}54'41''W$  along said North line 660.27 feet from the North 1/4 corner of said Section 29, said point also being the Northeast corner of the Bean property; thence  $N89^{\circ}54'41''W$  along said North line 667.97 feet to a point on a fence line; thence along said fence line  $N52^{\circ}56'17''E$  18.00 feet,  $S89^{\circ}55'44''E$  660.18 feet,  $S0^{\circ}09'57''W$  373.10 feet,  $S0^{\circ}01'26''W$  1205.91 feet and  $S0^{\circ}07'11''E$  1042.38 feet to the North line of 3100 South Street; thence  $S89^{\circ}59'10''W$  along said North line 1.25 feet; thence  $N0^{\circ}07'48''W$  2610.33 feet to the point of beginning, containing 0.331 acres.

**PARCEL "F"**

Beginning at a point on the West line of the Madill property, said point being  $S89^{\circ}54'41''E$  along the North line of Section 29, T.1S., R.1W., S.L.B. & M. 660.27 feet and  $S0^{\circ}04'49''E$  111.68 feet from the Northwest corner of said Section 29; thence  $S0^{\circ}04'49''E$  along said West line 1211.12 feet; thence  $N89^{\circ}57'41''W$  4.30 feet to a point on a fence line; thence along said fence line  $N0^{\circ}01'37''W$  850.28 feet and  $N0^{\circ}28'38''E$  360.86 feet to the point of beginning, containing 0.091 acres.

**PARCEL "G"**

Beginning at a point on the North-South 1/4 Section line of Section 30, T.1S., R.1W., S.L.B. & M., said point being  $S0^{\circ}13'31''W$  along said North-South line 1318.41 feet from the North 1/4 corner of said Section 30, said point also being on an East-West fence line; thence along said fence line  $S89^{\circ}58'56''E$  1204.78 feet and  $S89^{\circ}49'41''E$  1390.02 feet; thence  $S89^{\circ}58'16''W$  2594.82 feet to said North-South 1/4 Section line; thence  $N0^{\circ}13'31''E$  along said line 5.85 feet to the point of beginning, containing 0.226 acres.

**PARCEL "H"**

Beginning at a point on the West line of Section 30, T.1S., R.1W., S.L.B.&M., said point being  $80^{\circ}01'32''\text{E}$  along said West line 1323.48 feet from the Northwest corner of said Section 30, said point also being on an East-West fence line; thence along said fence line  $\text{N}89^{\circ}34'16''\text{E}$  673.14 feet,  $\text{N}89^{\circ}59'19''\text{E}$  1705.74 feet and  $\text{S}89^{\circ}58'55''\text{E}$  264.41 feet to the North-South 1/4 section line of said Section 30; thence  $\text{S}0^{\circ}13'31''\text{W}$  along said North-South line 5.85 feet; thence  $\text{S}89^{\circ}58'16''\text{W}$  2643.26 feet to said West section line; thence  $\text{N}0^{\circ}01'32''\text{W}$  along said West line 1.89 feet to the point of beginning containing 0.350 acres.

**PARCEL "I"**

Beginning at a point on the West line of Section 30, T.1S., R.1W., S.L.B.&M., said point being  $\text{S}0^{\circ}01'32''\text{E}$  along said West line 1323.48 feet from the Northwest corner of said Section 30; thence  $\text{S}0^{\circ}01'32''\text{E}$  along said West line 1.89 feet; thence  $\text{S}89^{\circ}50'57''\text{W}$  2652.79 feet to a point on a North-South fence line; thence along said fence  $\text{N}0^{\circ}03'43''\text{E}$  17.60 feet,  $\text{S}89^{\circ}48'18''\text{E}$  2623.85 feet and  $\text{N}89^{\circ}34'11''\text{E}$  28.94 feet to the point of beginning, containing 0.584 acres.

**PARCEL "J"**

Beginning at a point on the North-South 1/4 section line of Section 25, T.1S., R.2W., S.L.B.&M., said point being  $\text{S}0^{\circ}04'20''\text{E}$  along said North-South line 43.22 feet from a county monument at the center of said Section 25; thence  $\text{S}0^{\circ}04'20''\text{E}$  along said North-South line 1281.34 feet; thence  $\text{S}89^{\circ}56'38''\text{W}$  11.30 feet to a point on a North-South fence line; thence along said fence line  $\text{N}0^{\circ}42'54''\text{E}$  498.60 feet,  $\text{N}0^{\circ}11'00''\text{E}$  779.56 feet and  $\text{N}16^{\circ}40'39''\text{E}$  3.37 feet to the point of beginning containing 0.139 acres.

Affects Tax Parcel Nos:

14-24-302-002  
14-24-326-004  
14-24-351-011, 013  
14-24-376-001, 004  
14-24-377-001, 002  
14-24-401-002  
14-24-476-003  
14-24-477-005  
14-25-101-001, 002, 003, 004, 005, 006, 007  
14-25-226-010  
14-25-177-038, 039  
14-25-226-007, 010, 011, 012  
14-25-227-001  
14-25-151-001, 002, 003, 004, 005, 006  
15-19-176-003, 004, 005, 006  
15-19-301-012, 015, 016, 017  
15-19-326-007  
15-19-327-001  
15-19-351-005  
15-19-352-002  
15-19-376-003, 004, 005  
15-19-401-007, 008, 010, 011, 012  
15-19-426-006,007,010  
15-19-451-001, 002, 003  
15-19-476-001  
15-20-301-008, 010, 011  
15-20-326-001, 002, 004  
15-20-351-004, 006  
15-20-376-001  
15-20-377-002, 003, 004, 005  
15-29-106-002, 003, 004, 005, 006  
15-29-126-004, 005, 006, 007, 009, 010  
15-29-129-001, 003, 004  
15-29-151-004  
15-30-101-005, 007, 008, 011, 012, 014, 015  
15-30-126-009-012-013  
15-30-201-003, 004, 008, 009, 011  
15-30-226-003, 004, 005