

HIGHWAY RIGHT-OF-WAY FENCE AGREEMENT

THIS AGREEMENT, made and entered into this 6 day of July A.D. 1978, by and between the UTAH DEPARTMENT OF TRANSPORTATION, first party and Premium Oil Co., of Salt Lake City, County of Salt Lake, State of Utah, second party,

WITNESSETH:

(Handwritten initials)

WHEREAS, a certain parcel of land located in the SE 1/4 NE 1/4 and the NE 1/4 SE 1/4 of Sec. 36, T. 21 S., R. 1 W. and adjoining the Easterly right of way line of highway known as Project No. SLB & M RF-022-1(7), and

WHEREAS, Said parcel is regulated by access control regulations by virtue of the acquisition of property for said project and

WHEREAS, An agreement is necessary to bind both parties in view of existing access control agreements and to allow some changes to occur in accordance with Highway Right-of-Way Encroachment Permit No. 39211 with the Rodney Rasmussen Company of Salina, Utah

NOW THEREFORE, the second party further agrees to the following in recognition of granting the permit specified above:

1. Certifies that they are the legal, recorded owner-of-record of said parcel.
2. Confine all access to that which is legally established.
3. Agrees to construct a steel pipe control fence on the right-of-way line.
4. Will assume all responsibility of maintenance for the steel pipe control fence and agrees to maintain the same in a manner to fully delineate and identify the single legal access opening.
5. Restore access control fence to State Standards, without recourse or compensation, within 10 days of receiving written notice to do so.
6. Seeding to restore adequate vegetation.
7. To reset the existing right-of-way marker left of Engineers Station 74+00 as required by the District Director.
8. Agrees to bind all heirs, successors, or assigns to stipulations of this agreement.

DOC # 00194376

Right of Way B: 131 P: 659
07/07/1978 11:30:00 AM
Bessie N. Curtis Sevier County Recorder



Entry No. 194376 Book 131

Recorded 7-7-1978 At 11:30 Page 659

Bessie N. Curtis, Recorder Sevier County

Request of Utah Dept. of Transportation Fee NO Fee

UTAH DEPARTMENT OF TRANSPORTATION
(First Party)

ATTEST:

Guth R. Mickelson
WITNESS

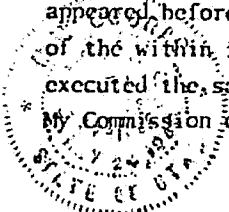
By B. R. Richards
DISTRICT DIRECTOR

Premium Oil Co.
(Second Party)

By PREMIUM OIL COMPANY
By Paul S. Callister
President

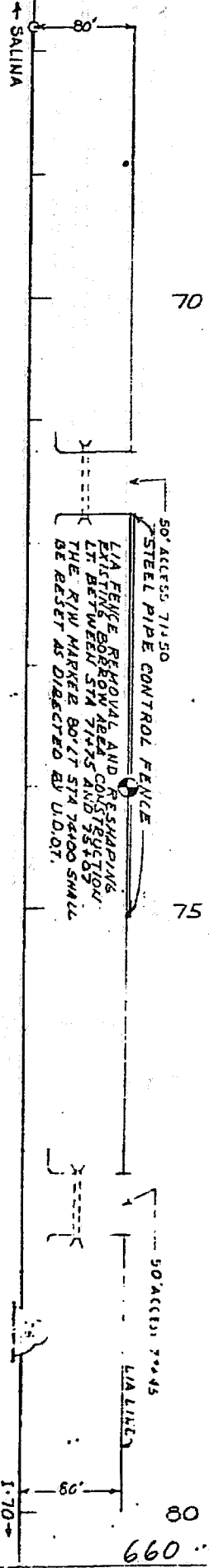
STATE OF Utah)
COUNTY OF Salt Lake) ss.

On the 23rd day of June, A.D. 1978, personally appeared before me Paul S. Callister signer of the within instrument, who duly acknowledged to me that he executed the same.

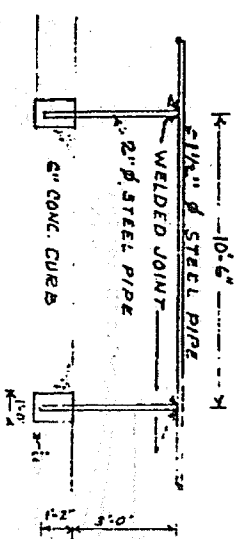


My Commission expires May 24, 1980

May Sooria
Notary Public

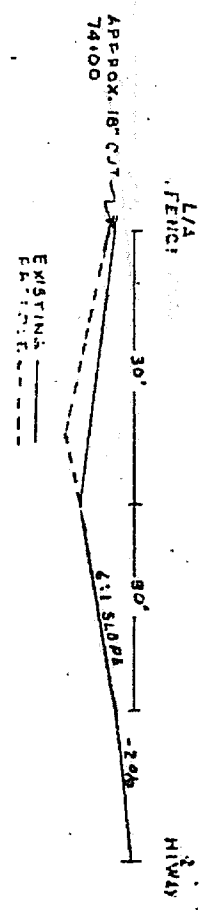
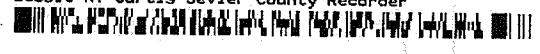


STEEL PIPE CONTROL FENCE



DOC # 00194376

Right of Way B: 131 P: 660
 07/07/1978 11:30:00 AM
 Bessie N. Curtis Sevier County Recorder



PREMIUM OIL CO.
 FENCE AGREEMENT &
 BORROW P.T. RESTRICTIONS
 5-15-78