

RIGHT-OF-WAY AGREEMENT

This Agreement executed this 30th day of April, by and between the undersigned, witnesseth;

WHEREAS, each of the undersigned owns in fee simple, a tract of ground which abuts on the following described right-of-way and;

WHEREAS, it is the mutual desire of the undersigned to reduce to writing their understanding as to the mutual rights and obligations of the parties hereto with respect to said right-of-way,

NOW, THEREFORE, in consideration of the premises and of the mutual covenants herein contained, it is hereby mutually covenanted and agreed as follows:

1. That each of the undersigned shall have the right to make joint use of the following described right-of-way for ingress to and egress from his individual tract of real property, which non-exclusive right-of-way shall be deemed, and is hereby declared to be appurtenant to each of the individual tracts of ground belonging to the undersigned.

*Draw new
RAB call for
BT
SMF
for
app.*

2. _____

3. The said right-of-way is situate in Salt Lake County, State of Utah, and described as:

A 50-foot right-of-way, the center line of which is described as follows:
Beginning North 1377.551 feet and East 243.769 feet and North 21°13'30" East 166.21 feet from the South quarter corner of Section 10, Township 2 South, Range 1 East, Salt Lake Base and Meridian, thence North 75°36' West 678.09 feet; thence clockwise around a curve having a 97.00 foot radius 108.81 feet and whose chord bears North 43°28' West 103.18 feet; thence clockwise around a curve having a 97.00 foot radius 43.56 feet and whose chord bears North 1°32' East 43.20 feet; thence North 14°24' East 70.00 feet; thence clockwise around a curve having a 225.00 foot

radius, 353.43 feet and whose chord bears North 59°24' East 318.20 feet; thence South 75°36' East 88.85 feet; thence South 75°36' East 508.16 feet to the West line of Cottonwood Lane and end of right of way.

IN WITNESS WHEREOF, we have hereunto set our hands this 30th day of April, 1965.

Jesse R. Curtis
JESSE R. CURTIS

La Velle D. Curtis
LA VELLE D. CURTIS

Elbert R. Curtis
ELBERT R. CURTIS

Luceal R. Curtis
LUCEAL R. CURTIS

Dale R. Wilde
DALE R. WILDE

Mary S. Wilde
MARY S. WILDE

Sidney H. Eliason Jr.
SIDNEY H. ELIASON, JR.

Elizabeth M. Eliason
ELIZABETH M. ELIASON

A. R. Curtis
A. R. CURTIS

Genevieve R. Curtis
^{Elaine B}
GENEVIEWE R. CURTIS

Dale R. Curtis
DALE R. CURTIS

Muriel M. Curtis
MURIEL M. CURTIS

Reta F. Broadbent
RETA F. BROADBENT, a widow

Warren E. Pugh
WARREN E. PUGH

Leta C. Pugh
LETA C. PUGH

John B. Fetzter Jr.
JOHN B. FETZER, JR.

Lucile M. Fetzter
LUCILE FETZER

CURTIS COAL COMPANY, a Utah corporation

BY Dale R. Curtis

Attest: _____
SECRETARY

STATE OF UTAH)
) SS.
COUNTY OF SALT LAKE)

On the 30th day of April, 1965, personally appeared before me JESSE R. CURTIS and LA VELLE D. CURTIS his wife, ELBERT R. CURTIS and LUCEAL R. CURTIS, his wife, DALE R. WILDE and MARY S. WILDE, his wife, SIDNEY H. ELIASON, Jr., and ELIZABETH M. ELIASON, his wife, A. R. CURTIS and ~~GENEVIEWE R.~~^{Elaine B} CURTIS, his wife, DALE R. CURTIS and MURIEL M. CURTIS, his wife, RETA F. BROADBENT, a widow, WARREN E. PUGH and LETA C. PUGH, his wife, and JOHN B. FETZER, JR. and LUCILE FETZER, his wife, the signers of the foregoing instrument, who duly acknowledged to me

that they executed the same.



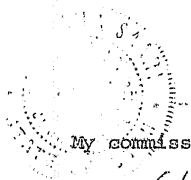
L. M. ...
NOTARY PUBLIC
Residing at:
Salt Lake City, Utah

My commission expires:

6/13/68

STATE OF UTAH)
COUNTY OF SALT LAKE) SS.

On the 30th day of April, 1965, personally appeared before me DALE R. CURTIS and MARVIN R. CURTIS, who by me duly sworn did say, each for himself, that he, the said DALE R. CURTIS is the Executive Vice-president, and he, the said MARVIN R. CURTIS is the secretary of CURTIS COAL COMPANY, a Utah corporation, and that the within and foregoing instrument was signed in behalf of said corporation by authority of a resolution of its board of directors and said DALE R. CURTIS and MARVIN R. CURTIS each duly acknowledged to me that said corporation executed the same and that the seal affixed is the seal of said corporation.



L. M. ...
NOTARY PUBLIC
Residing at:
Salt Lake City, Utah

My commission expires:

6/13/68