

16
4

When Recorded Mail To:
Questar Regulated Services Company
P.O. Box 4560, Right-of-way
Salt Lake City, Utah 84145-0360

ENT 33657:2001 PG 1 of 4
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2001 Apr 10 4:45 pm FEE 16.00 BY SS
RECORDED FOR QUESTAR REGULATED SERVICE

104but.301

Space for County Recorder's use
PARCEL I.D.#30-084-0014

**EXCLUSIVE RIGHT-OF-WAY AND EASEMENT GRANT
QPC2301**

KENNETH D. BUTLER AND CHERRIL B. BUTLER FAMILY TRUST, of Utah County ("Grantors"), convey and warrant to **QUESTAR PIPELINE COMPANY**, a Utah corporation ("Grantee"), an exclusive right of way easement 50 feet in width through and across the following lands situated in Utah County, State of Utah, ("the Lands"):

Legal description of this right-of-way and easement is attached as Exhibit "A" by this reference made a part of this Agreement.

This exclusive right of way and easement is granted in consideration of TEN and NO/100 DOLLARS (\$10.00) and other good and valuable consideration, receipt of which is acknowledged, and shall permit Grantee to lay, maintain, operate, repair, inspect, protect, remove and replace one (1) pipeline, valves, valve boxes, and other gas transmission and distribution facilities, (collectively, the Facilities") through and across the Lands.

Grantee shall be entitled to have and to hold this right of way and easement for so long as the Facilities shall be maintained, with the right of ingress to, egress from, and access on and along the right of way to construct, maintain, operate, repair, inspect, protect, remove, and replace, the Facilities. This right of way and easement shall carry with it the right to use existing roads for the purpose of conducting the foregoing activities.

Grantee may also temporarily use such portion of Grantors property along and adjacent to the right of way as may be reasonably necessary in connection with construction, maintenance, repair, removal, or replacement of the Facilities.

Grantors shall have the right to use the Lands, except for the purposes for which this right of way and easement is granted to Grantee, provided such use does not interfere with the Facilities or any other rights granted to Grantee under this Right-of-Way and Easement Grant ("Grant"). Grantors shall not build or construct nor in any way permit to be built or constructed any building or other improvement over or across the right of way, nor change its contour without written consent of Grantee.

Grantee agrees to pay damages that may arise to crops or fences caused by the exercise of its rights under this Grant. Should any unresolved dispute arise as to such damages, it shall, at the written request of either party, be arbitrated and determined by disinterested arbitrators, one to be appointed by Grantors and one by Grantee within 20 days after such request. If the two so chosen are unable to agree within 90 days after appointment, then they shall, within 30 days after written request by either the Grantors or the Grantee, select a third arbitrator. If the two arbitrators cannot agree on a third arbitrator, either Grantors or Grantee may seek appointment of a third arbitrator by a federal district judge in which the Lands lie. The decision of any two of the arbitrators so appointed shall be final.

This Grant shall be binding upon and inure to the benefit of the successors and assigns of Grantors and the successors and assigns of the Grantee and may be assigned in whole or in part by Grantee.

This Right-of-Way and Easement Grant represents the entire agreement between the Parties.

WITNESS the execution hereof this 30th day of March, 2001.

Witness:

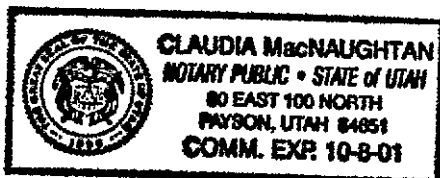
GRANTORS:

Kenneth D. Butler
Kenneth D. Butler, Trustee

Cherril B. Butler
Cherril B. Butler, Trustee

STATE OF UTAH)
)
COUNTY OF ut) SS:

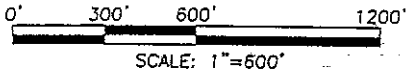
On this 30th day of March, 2001, personally appeared before me Kenneth D. Butler and Cherril B. Butler as Trustees of the Kenneth D. Butler and Cherril B. Butler Family Trust, the signer of the foregoing instrument, who duly acknowledged to me that they executed the same.



Claudia MacNaughtan
Notary Public

EXHIBIT "A"

19 20



LEGEND

- ◆ SECTION CORNER ()
- ◆ QUARTER CORNER
- ◇ CALCULATED CORNER
- P — PROPERTY LINE

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N 00°47'34" W 5350.91' (C)

20

EAST
FND.
BRA

H:\1999\99076\LEGALS\43376.dwg 03/14/01 01:57:19 PM MST

J. FRANKLIN
TREVORT TEE

STATE ROAD

EAST BENCH ESTATES

SMART FAMILY

NEBO SCHOOL
DISTRICT

LYLE J. SMART FAMILY

JIM MOWER
SHIN JA MOWER
FAMILY TRUST

NW CORNER SEC. 29
FND. U.S.L.O.
BRASS CAP 1910



P.O.B.
S 88°44'37" W 0.17' (TIE)
S 88°44'37" W 1338.61'

NORTH 1/4 CORNER SEC. 29
FND. U.S.L.O.
BRASS CAP 1910

PI-328
PI-329
PI-330

19 20
30 29

DARRELL SMITH

PAYSON
CITY

KENNETH BUTLER

POINT OF TERMINUS

JIM MOWER
ANGELA MOWER

S 00°47'50" E 36.00'

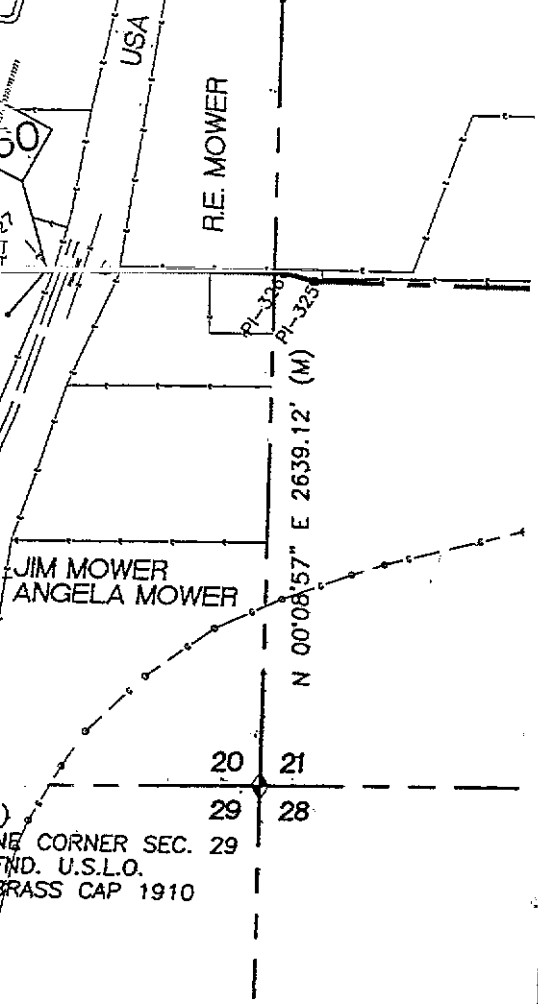
S 89°12'10" W 2657.90'

S 88°44'37" W 2601.69' (M)

CORNER SEC. 20 20
D. U.S.L.O.
BRASS CAP 1910

P.)
P.)
(TYP.)

1/4 CORNER SEC. 20
S.L.O.
CAP 1910



NE CORNER SEC. 29
FND. U.S.L.O.
BRASS CAP 1910

**SECTION 29
TOWNSHIP 9 SOUTH
RANGE 2 EAST
SALT LAKE MERIDIAN
UTAH COUNTY, UT
O.P.C. # 2301**

**LEGAL DESCRIPTION OF A GAS PIPELINE ACROSS
KENNETH BUTLER LAND FOR QUESTAR PIPELINE COMPANY.
JANUARY 2001**

A STRIP OF LAND 50.00 FEET IN WIDTH, SITUATED IN THE NORTH HALF OF THE NORTHWEST QUARTER OF SECTION 29, IN TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN, UTAH COUNTY, UTAH; BEING 25.00 FEET LEFT AND RIGHT OF THE DESCRIBED CENTERLINE, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH LIES SOUTH 88°44'37" WEST 0.17 FEET AND SOUTH 00°47'50" EAST 36.00 FEET PERPENDICULAR TO THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SECTION 20, BEING FROM THE SOUTH QUARTER CORNER OF SAID SECTION 20, T9S, R2E, S.L.B.&M., (A FOUND BRASS CAP), SAID POINT BEING ON A CENTERLINE OF A GAS PIPELINE FOR QUESTAR PIPELINE COMPANY, M.L.-104; THENCE ALONG SAID CENTERLINE SOUTH 88°44'37" WEST 1338.61 FEET TO A POINT ON SAID CENTERLINE, AND ALSO BEING THE **POINT OF TERMINUS**.

THE TOTAL LENGTH OF A GAS PIPELINE RIGHT-OF-WAY ACROSS THE KENNETH BUTLER LAND AS DESCRIBED ABOVE IS 1338.61 FEET OR 81.13 RODS OR 0.25 MILES MORE OR LESS IN LENGTH.

THE ABOVE DESCRIPTION WAS PREPARED UNDER THE SUPERVISION OF KYLE A. COOK, PROFESSIONAL LAND SURVEYOR IN UTAH #270852, FROM THE RESULTS OF A FIELD SURVEY FOR QUESTAR PIPELINE COMPANY, DRAWING NO. 43276 REVISION #7, DATED NOVEMBER 2000, MAINLINE 104.

BASIS OF BEARING, IS BETWEEN PRICE AND MILLER, A FOUND UNITED STATES COAST AND GEODETIC SURVEY, BRASS CAPS, DATED 1937, COORDINATES ON "MILLER"(NAD27) ARE NORTH(Y) 4441,510.40 EAST(X) 2,193,138.26; ELEVATION 5835.00 FEET; LATITUDE-(N) 39°32' 36.44951, LONGITUDE (W) 110° 48' 56.97074 AS PER NGS DATA SHEET. "PRICE" A FOUND USC & GS BRASS CAP DATED 1937, NORTH(Y) 465,577.20 EAST(X) 2,194,216.34, LATITUDE (N) 39°36' 34.23608, LONGITUDE (W) 110°48' 40.84169 AS PER NGS DATA SHEET. "PRICE" A FOUND UCS&GS BRASS CAP DATED 1937, NORTH(Y) 465,577.20 EAST(X) 2,194,216.34 LATITUDE (N) 39°36'34.23608, LONGITUDE (W) 110°48'40.84169 AS PER DATA SHEET.

QUESTAR MAINLINE 104 WAS BASED OF THESE MONUMENTS AND WERE CHECKED USING A TRIMBLE 4700 GPS SYSTEM,

UTAH CENTRAL ZONE OF 1927.

REFERENCE:
UTAH COUNTY OWNERSHIP PLATS SECTION 20 AND 29, T9S, R2E S.L.B.&M.
QUESTAR PIPELINE COMPANY AERIAL MAP 20" MAINLINE #40 SEPTEMBER 15, 1984.

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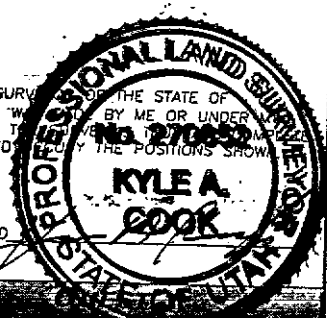
SURVEYOR'S CERTIFICATE

STATE OF UTAH
COUNTY OF UTAH

I KYLE A. COOK HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR OF THE STATE OF UTAH, THAT THE SURVEY OF THE QUESTAR PIPELINE MAIN LINE # 104 WAS MADE IN THE DIRECTION BETWEEN JAMES P. BORLA AND BRENT SANDERS AND THAT THE POSITIONS SHOWN AS SHOWN, THAT ALL SURVEY DATA TOGETHER WITH THOSE FOUND AND THEREON ARE ACCURATE AS SURVEYED.

DATE 03/15/2001

SIGNED



ENGINEERING RECORD			
W.O. 35178	PROJECT ENGINEER: D. COX		
SURVEYED: J. BORLA 07/99	SECTION: 20		
DRAWN: M. MORRIS 12/99	TOWNSHIP: 9 S RANGE: 2 E		
CHECKED: B. SANDERS 12/99	COUNTY/STATE: UTAH, UT		
APPROVED: K. COOK 12/99	LINE/AREA: PRICE to ELBERTA		
REVISIONS			
NO.	DESCRIPTION	DATE/BY	SCALE: AS SHOWN
1	CURRENT TO ATLAS SHEET REV. 7	01-2001 KAC	DRAWING NUMBER 43376
2	REV. BUTLEY TO BUTLER PER K.W.	03-12-2001 KAC	SHEET No. - 43376
-	-	-	CAD FILE: 43376
RIGHT-OF-WAY REQUIRED			
for a PIPELINE ACROSS			
KENNETH BUTLEY			
REFERENCE DRAWINGS			
NO.	DESCRIPTION		
43276	CONSTRUCTION ATLAS SHEET (C-24)		
-	-		
-	-		
-	-		

