

Recorded at the request of
Kern River Gas Transmission Company

When Recorded Mail to:
Kern River Gas Transmission Company
1615 West 2200 South, Suite C
Salt Lake City, UT 84119
Attn: Cynthia Lowrey

ENT 35494:2002 PG 1 of 3
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2002 Mar 29 1:41 pm FEE 14.00 BY SS
RECORDED FOR KERN RIVER GAS TRANSMISSION

Assessor Parcel Number 59-006-0042

AMENDMENT TO RIGHT-OF-WAY and EASEMENT CONTRACT

This Right-of-Way Contract Amendment ("Amendment") is dated this ____ day of _____, 200__, by and between Kern River Gas Transmission Company, located at P.O. Box 58900, Salt Lake City, Utah 84158-0900 ("Grantee"), and John D. Jacob and G. Steven Laney, Douglas A. Hinckley and Claire Hinckley, husband and wife, as joint tenants, whose address is 9155 North Cedar Pass Road, Eagle Mountain, Utah 84043 ("current Grantor").

RECITALS:

A. Whereas, by that certain Right-of-Way Contract dated 4/25/90, "The Contract", Land Number 317, recorded in the records of Utah County, Book 2684, Page 439, John Norton Jacob, as Grantor, granted and conveyed unto Grantee a right-of-way on, over and through certain real property situated in Utah County, State of Utah, as described and identified in the Contract.

B. Whereas, the undersigned Grantor warrants that it is now the owner in fee simple of the following described property:

Beginning at the center of Section 6 Township 6 South, Range 1 West, Salt Lake Base and Meridian; Thence North 00° 13' 45" East 529.79 feet; Thence south 89° 00' 46' 15" East 532.19 feet to the West Right-of-Way line of Lake Mountain Road; Thence along said Right-of-Way the following three courses: South 12° 27' 58" East 278.94 feet, Southeasterly along the arc of a 572.00 foot radius curve to the right 190.81 feet, the chord bears South 02° 54' 34" East 189.93 feet, South 06° 38' 50" West 71.01 feet; Thence North 89° 31' 35" West 595.96 feet to the center of said Section 6, and the point of beginning.

AGREEMENT:

NOW THEREFORE, for and in consideration of the mutual promises contained in this Amendment, Grantor grants to Grantee an amendment as described below:

1. The parties desire and agree to amend the Contract to allow construction of an additional pipeline and appurtenances. The additional pipeline will be located approximately 25-feet from the existing pipeline and the right-of-way configuration will be 25-feet from the edge of the right-of-way to each pipeline and 25-feet between pipelines. The total width of the right-of-way easement for the pipelines is 75-feet.

Tract # K-UT-UT-317.01

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- 2. The parties agree that in the event that Grantee determines that its pipeline is in need of repair, maintenance or replacement, Grantee will use its best efforts not to disturb Grantors improvements within the 75-foot easement area.

This Amendment will be binding upon and inure to the benefit of the heirs, successors and assigns of the parties to this Amendment.

Except as amended, all terms, conditions and provisions of the existing Right-of-Way Contract will remain and continue in full force and effect.

This document may be signed in counterparts and shall be binding upon each party executing any counterpart.

IN WITNESS WHEREOF, the parties have executed this Amendment as of this ____ day of _____, 2002.

Grantor:

John D. Jacob

Steven Laney

✓ _____
Douglas A. Hinckley

✗ _____
Claire Hinckley

KERN RIVER GAS TRANSMISSION COMPANY:

By

Attorney-in-Fact

ACKNOWLEDGMENT

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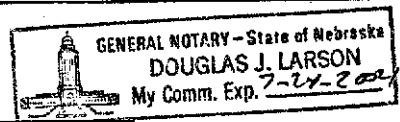
STATE OF NEBRASKA)

COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me, this 15th day of March, 2002, by DOUGLAS HINKLEY, Claire Hinkley

[Signature]

My Commission Expires: 7-24-2004



Notary Public in and for

1 Lancaster County,
State of Nebraska

ACKNOWLEDGMENT--ATTORNEY-IN-FACT

STATE OF Utah)

COUNTY OF Salt Lake)

On this 22nd day of March, 2002, Paula Rueter personally appeared before me and being by me duly sworn, did say that she/he is the Attorney-in-Fact of Kern River Gas Transmission Company, and that the Agreement was signed on behalf of Kern River Gas Transmission Company and said Paula Rueter acknowledged to me that she/he as such Attorney-in-Fact executed the same.

My Commission Expires:

Craig McKennon
Notary Public in and for

9-20-2005
Salt Lake County,
State of Utah

