

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 35496:2002 PG 1 of 3
RANDALL A. COVINGTON
UTAH COUNTY RECORDER
2002 Mar 29 1:42 pm FEE 15.00 BY 55
RECORDED FOR KERN RIVER GAS TRANSMISSION

Assessor Parcel Number 59-006-0021 and 59-006-0028

AMENDMENT TO RIGHT-OF-WAY and EASEMENT CONTRACT

This Right-of-Way Contract Amendment ("Amendment") is dated this 18 day of March, 2002, by and between Kern River Gas Transmission Company, located at P.O. Box 58900, Salt Lake City, Utah 84158-0900 ("Grantee"), and Betty M. Fitzgerald, whose address is P.O. Box 885, Parowan, UT 84761 ("current Grantor").

RECITALS:

- A. Whereas, by that certain Right-of-Way Contract filed 3/28/90, "The Contract", Land Number 321W, recorded in the records of Utah County, Book 2675, Page 903, John D. Jacob and Diane Jacob, as Grantors, 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:

TOWNSHIP 6 SOUTH, RANGE 1 WEST OF THE SALT LAKE BASE AND MERIDIAN

Section 6: Parcel 21 Commencing North 0° 26' 08" East along the quarter Section line 749.65 feet from the South quarter corner, thence South 89° 11' 02" East 602.67 feet; thence North 15° 50' 03" West 36.31 feet; thence on a 1462.14 foot radius curve to right 393.77 feet the cord bears North 8° 07' 09" West for 392.58 feet; thence North 89° 15' 02" West 534.09 feet; thence South 0° 26' 08" West 422.00 feet along the quarter Section line to beginning.

Parcel 28 Commencing North 0° 26' 08" East along the quarter Section line 375.65 feet from the South quarter corner, thence South 89° 11' 02" East 658.30 feet; thence on a 843.10 foot radius curve to left 296.13 feet, the chord bears North 5° 46' 18" West 294.62 feet; thence North 15° 50' 03" West for 84.89 feet; thence North 89° 11' 02" West 602.67 feet; thence South 0° 26' 08" West 374.00 feet along the quarter section line to 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:

Tract # K-UT-UT-321.1

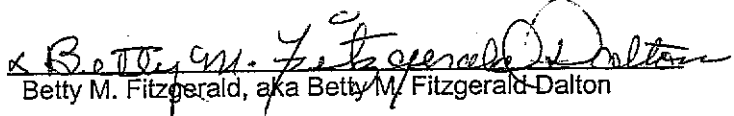
1. The parties desire and agree to amend the Contract to allow construction of an additional pipeline and appurtenances. The additional pipeline will be located approximately 25-feet from the existing pipeline and the right-of-way configuration will be 25-feet from the edge of the right-of-way to each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

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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.

IN WITNESS WHEREOF, the parties have executed this Amendment as of this 18 day of March, 2002.


Betty M. Fitzgerald, aka Betty M. Fitzgerald-Dalton

KERN RIVER GAS TRANSMISSION COMPANY

Attorney-in-Fact

ACKNOWLEDGMENT

STATE OF Utah

COUNTY OF Teton

The foregoing instrument was acknowledged before me this 18 day of March, 2002, by Betty Fitzgerald Dalton

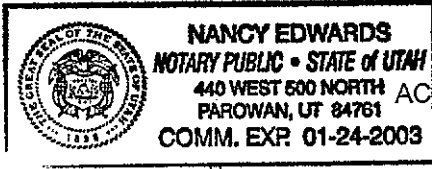
My Commission Expires:

Nancy Edwards
Notary Public in and for

1-24-03

IRON County,

State of UTAH



ACKNOWLEDGMENT--ATTORNEY-IN-FACT

STATE OF Utah

COUNTY OF Salt Lake

On this 20th day of March, 2002, Paula Ructer, 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 Ructer 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

