

Richard K. Dillard
1884 South 300 West
Salt Lake City, Ut, 84115

GRANT OF EASEMENT

3881899

WHEREAS, Whitmore Oxygen Company, a Utah corporation, originally acquired the below described easement for value in approximately 1953 from the then owner of the real property upon which the easement is located, Temple Granite Quarries; and

WHEREAS, said easement was never placed of record; and

WHEREAS, this recordable grant is being made in recognition of said original grant of easement.

THEREFORE, RICHARD K. DILLARD, not individually but solely as Trustee of the Marital Trust with respect to 52.41% thereof, and as Trustee of the Decedent's Portion Trust with respect to 47.59% thereof, both trusts being under the Will of Richard Whitmore, deceased ("Grantor"), hereby grants and conveys to WHITMORE OXYGEN COMPANY, a Utah corporation, its successors and assigns, for the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged by Grantor, perpetual easements and rights of way 20 feet wide for the erection, operation and continued maintenance, inspection, repair, alteration, relocation, addition to, and replacement of one or more transmission lines, distribution circuits and communication facilities of the Grantee, with the necessary poles, towers, guys, stubs, crossarms, braces and other attachments affixed thereto, for the support of said circuits for the transmission of electrical energy at such voltages as Grantor desires, on, over and across the following described real property (the "premises") located in Salt Lake County, Utah, said easements being the area 10 feet either side of the following described centerlines:

TRACT 1

Beginning at an existing pole at the lower Cottonwood Creek Substation, said pole being South 61°37' West 1390.4 feet more or less from the center of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian and running thence South 89°39' West 12.9 feet; thence North 75°06' West 889.6 feet; thence North 69°46' West 382.8 feet; thence North 51°31' West 858.2 feet to a transformer pole which has a service pole that bears North 76°00' East 197.5 feet; thence continuing North 51°31' West 603.7 feet; thence North 67°04' West 1162.4 feet; thence North 66°00' West 660.0 feet more or less to the North line of the Southwest Quarter Northwest Quarter of said Section 12.

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TRACT 2

Beginning at an existing pole at the Lower Cottonwood Creek Substation, said pole being South 59°43' West 1329.3 feet, more or less, from the center of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence South 87°01' East 1000.7 feet; thence South 88°34' East 262.7 feet; thence North 87°57' East 230.0 feet; thence South 88°29' East 247.6 feet to a Junction Pole which has a tap line which bears North 7°41' West 286.3 feet to a pole on the south line of State Highway 210; thence continuing South 88°29' East 253.9 feet; thence North 88°04' East 247.2 feet; thence South 83°26' East 248.6 feet; thence North 88°44' East 246.0 feet; thence South 89°04' East 202.2 feet; thence South 80°47' East 295.7 feet to the transformer pole at the Main Power Plant; thence North 72°01' East 610.5 feet; thence South 88°50' East 708.6 feet; thence South 88°34' East 375.7 feet; thence South 87°08' East 640.0 feet; thence North 71°19' East 75.0 feet more or less, to the south line of State Highway 210.

TRACT 3

Beginning at an existing span pole on the South side of State Highway 210 in the Southwest quarter of Section 7, said pole being South 58°20' West 1032.5 feet, more or less, from the center of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence South 82°35' East 301.0 feet; thence South 83°23' East 186.2 feet; thence South 84°17' East 355.4 feet; thence South 86°12' East 341.2 feet; thence North 88°23' East 371.2 feet; thence South 83°58' East 744.4 feet; thence North 81°56' East 155.5 feet; thence North 86°38' East 192.2 feet; thence South 83°37' East 176.7 feet; thence South 87°12' East 217.9 feet; thence North 72°12' East 611.8 feet; thence South 76°15' East 375.5 feet; thence South 87°06' East 200.2 feet; thence South 61°23' East 176.4 feet; thence South 85°22' East 814.9 feet; thence South 77°46' East 193.9 feet; thence South 87°30' East 205.0 feet; thence South 85°53' East 221.2 feet; thence North 58°54' East 205.6 feet; thence North 61°09' East 415.9 feet; thence North 85°53' East 378.1 feet; thence North 54°41' East 120.0 feet; more or less, to the South line of State Highway 210. This easement includes the right to maintain, repair, restore and replace a 6" air line located on or below the surface of the ground contained within the foregoing easement.

TRACT 4

Beginning at an existing transformer at a point which is South 52°32' West 1100.5 feet more or less, from the east one quarter corner of Section 8, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence North 57°30' East 18.0 feet; thence North 56°44' East 298.6 feet; thence South 80°43' East 295.4 feet; thence South 87°14' East 1598.2 feet; thence South 50°03' East 167.2 feet; thence South 81°44' East 418.8 feet; thence South 81°38' East 331.5 feet to an existing pole on the Grantor's land at the Upper Little Cottonwood Creek Diversion Dam.

Also beginning at an existing pole which is South 52°32' West 1100.5 feet and North 57°30' East 18.0 feet from the East one quarter of said Section 8, and running thence North 70°14' West 25.0 feet more or less, to the south side of the State Highway 210.

TRACT 5

Beginning at an existing guy pole which is South 33°25' West 918.7 feet, more or less, from the east quarter

corner of said Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, thence running South 22°32' East 160.0 feet more or less, to the south side of Little Cottonwood Creek.

TRACT 6

Beginning at an existing pole on the east side of the plant building which is South 31°45' West 960.3 feet, more or less, from the east quarter corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence North 16°35' West 126.3 feet; thence North 4°37' West 15.0 feet more or less, to the south line of the Whitmore Oxygen Company property.

TRACT 7

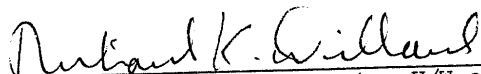
Beginning at an existing pole on the north side of the plant building which is South 37°17' West 994.6 feet, more or less, from the east quarter corner of Section 7, Township 3 South, Range 2 East, Salt Lake Base and Meridian, and running thence North 75°15' West 208.0 feet to a guy pole which has a tap that bears North 11°04' West 100.0 feet; thence North 73°45' West 250.0 feet to an existing light pole.

Also, beginning at the pole described above, and running thence North 50°16' West 140.9 feet to an existing telephone pole.

Together with full right and authority of Grantee, its successors, licensees, lessees, employees, agents, contractors or assigns, of ingress and egress to enter at all times upon said premises to survey, construct, repair, remove, replace, reconstruct, patrol, inspect, improve, enlarge and maintain electric transmission and distribution lines and communication facilities, both overhead and underground, including towers, poles and other supports, together with transformers and other fixtures devices and appurtenances used or useful in connection therewith.

Grantee, its agents, employees, successors and assigns shall not be liable to Grantor, its successors and assigns for any damage to person or property resulting from lawful use of the easement granted herein.

WITNESS the hand of the Grantor, this 15 day of December, 1983.


RICHARD K. DILLARD, Trustee U/W of
Rich Whitmore, Deceased

BOOK 5515 PAGE 997

STATE OF UTAH)
COUNTY OF SALT LAKE) : ss.

On the 15 day of December, 1983, personally appeared before me Richard K. Dillard in his capacity as Trustee of the Marital Trust and the Descendent's Portion Trust U/W of Rich Whitmore, deceased, personally known to me to be the signer of the foregoing instrument, who duly acknowledged to me that he executed the same.

My Commission Expires:
August 25 1984

Samuel D. Wilby
NOTARY PUBLIC
Residing at: Salt Lake City, Utah

21
REC'D OF DEP
DEC 15 4 02 PM '83
KATIE L. DIXON
RECORDER
SALT LAKE COUNTY,
UTAH
Richard Dillard
SCOTT DIXON

BOOK 515 PAGE 998