

AMENDMENT TO EXCLUSIVE RIGHT-OF-WAY AND EASEMENT AGREEMENT

STATE OF UTAH)
) ss.
COUNTY OF MORGAN)

68104
8/16/93 9:17A
KERN RIVER SERVICE CORP.
\$ 30.00
P. J. WARD
P. J. WARD

WHEREAS, by that certain Exclusive Right-of-Way and Easement Agreement executed the 30th day of November, 1989, by Darlene F. Mortenson, as Grantor, and recorded in Morgan County, Utah, in Volume M73, Page 287, as Entry Number 58569, Darlene F. Mortenson granted to Kern River Gas Transmission Company, a Texas general partnership, as Grantee, an exclusive right-of-way and easement over and through certain real property situated in Morgan County, State of Utah, to wit:

Township 2 North, Range 3 East, S.L.B. & M.

Section 4: All of Lots 1, 2, 3, 4, 5, 6, 7, 10, 11, 12 and a portion of Lot 13

WHEREAS, Darlene F. Mortenson authorized Kern River Gas Transmission Company to perform a survey of the pipeline location after construction, and,

WHEREAS, Darlene F. Mortenson, as Grantor, and Kern River Gas Transmission Company, as Grantee, desire to amend the said Exclusive Right-of-Way and Easement Agreement by recording the survey description in the Records of Morgan County, Utah.

NOW THEREFORE, for and in consideration of the mutual covenants, promises and agreements contained in the aforesaid Exclusive Right-of-Way and Easement Agreement, Darlene F. Mortenson, Grantor and Kern River Gas Transmission Company, Grantee, do hereby amend said Exclusive Right-of-Way and Easement Agreement in certain particulars as follows:

- a) The actual centerline survey description of the seventy-five foot (75') wide right-of-way and easement is particularly set forth and described in Exhibit "A" attached hereto and by this reference specifically made a part hereof.
- b) Kern River Gas Transmission Company, Grantee, expressly retains and reserves the right of ingress and egress to and from and access on and along said right-of-way and easement including access on and along existing roads crossing lands owned by Grantor for the uses and purposes of and for which said right-of-way and easement was granted.

LL# 58W & 59W

Except as hereby amended, said Exclusive Right-of-Way and Easement Agreement dated November 30, 1989, is hereby ratified and confirmed in all respects and is in full force and effect.

Witness the execution hereof this 29th day of July, 1993.

By: Darlene F. Mortenson
Darlene F. Mortenson

KERN RIVER GAS TRANSMISSION COMPANY


By: Richard D. Yeamans
Richard D. Yeamans
Attorney-in-Fact

ACKNOWLEDGEMENT - INDIVIDUAL

STATE OF UTAH)
COUNTY OF MORGAN)

On the 30TH day of July, 1993, personally appeared before me Darlene F. Mortenson, the signor of the above Amendment To Exclusive Right-of-Way and Easement Agreement, and who acknowledged to me that she executed the same.

My commission expires:
July 17, 1993

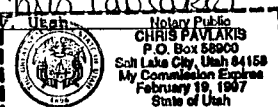
Evelyn S. Giles
Notary Public
Residing at: Morgan, Utah


ACKNOWLEDGEMENT - ATTORNEY-IN-FACT

STATE OF UTAH)
COUNTY OF SALT LAKE)

On the 29th day of July, 1993, Richard D. Yeamans personally appeared before me and being by me duly sworn, did say that he is Attorney-in-Fact for Kern River Gas Transmission Company, and that the Amendment To Exclusive Right-of-Way and Easement Agreement was signed on behalf of Kern River Gas Transmission Company, and said Richard D. Yeamans acknowledged to me that he as such Attorney-in-Fact executed the same.

My Commission Expires:
February 19, 1997

Notary Public
Residing at: Salt Lake City, Utah
Chris Pavlakis
Notary Public
CHRIS PAVLAKIS
P.O. Box 58900
Salt Lake City, Utah 84159
My Commission Expires
February 19, 1997
State of Utah


Amendment 58W

EXHIBIT "A"

Line List No. 58W
Morgan County, Utah
As-Built Description

A STRIP OF LAND 75 FEET WIDE ACROSS A PORTION OF LOTS 6-7 AND 11, SECTION 4, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, MORGAN COUNTY, UTAH, BEING 50 FEET NORTHERLY AND 25 FEET SOUTHERLY OF THE CENTERLINE OF AN EXISTING 36-INCH DIAMETER PIPELINE, AS IT MAY EXIST, AND WHOSE LOCATION SHALL CONTROL SAID RIGHT-OF-WAY AND EASEMENT, AND SAID CENTERLINE OF PIPE BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EAST LINE OF LOT 7, SECTION 4, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, MORGAN COUNTY, UTAH, SAID POINT BEING SOUTH 0°11'03" WEST (BEARINGS ARE BASED ON UTAH STATE PLANE COORDINATE SYSTEM - NORTH ZONE - 1927 DATUM) 1621.26 FEET AND NORTH 46°06'12" WEST 56.22 FEET AND NORTH 82°46'57" WEST 1299.86 FEET MORE OR LESS FROM THE NORTHEAST CORNER OF SAID SECTION 4, AND RUNNING THENCE:

NORTH 82°46'57" WEST 214.03 FEET, THENCE
SOUTH 80°38'33" WEST 1038.64 FEET, THENCE
SOUTH 61°20'57" WEST 1584.89 FEET, MORE OR LESS,

TO A POINT ON THE WEST LINE OF LOT 11, OF SAID SECTION 4, SAID POINT BEING NORTH 0°07'50" EAST 1353.39 FEET AND NORTH 89°45'31" EAST 1306.30 FEET AND NORTH 0°18'29" EAST 976.85 FEET FROM THE WEST QUARTER CORNER OF SAID SECTION 4.

THE RIGHT-OF-WAY LINES OF SAID STRIP OF LAND ARE TO BE ALTERED SO AS TO BEGIN ON THE EAST LINE OF LOT 7 AND TO EXTEND TO AND TERMINATE ON THE WEST LINE OF LOT 11.

THE LENGTH OF SAID DESCRIBED CENTERLINE IS 2837.56 FEET, CONTAINING 4.89 ACRES, MORE OR LESS.

morgan.58W

Feb 11/2013

EXHIBIT "A"

LINE LIST NO. 59W
MORGAN COUNTY, UTAH
AS-BUILT DESCRIPTION

A STRIP OF LAND 75' FEET WIDE ACROSS A PORTION OF LOTS 12 AND 13, SECTION 4, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, MORGAN COUNTY, UTAH, BEING 37.5 FEET EASTERLY AND 37.5 FEET WESTERLY OF THE CENTERLINE OF AN EXISTING 36-INCH DIAMETER PIPELINE, AS IT MAY EXIST, AND WHOSE LOCATION SHALL CONTROL SAID RIGHT-OF-WAY AND EASEMENT, AND SAID CENTERLINE OF PIPE BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EAST LINE OF LOT 12, SECTION 4, TOWNSHIP 2 NORTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN, MORGAN COUNTY, UTAH, SAID POINT BEING NORTH 29°22'20" EAST (BEARINGS ARE BASED ON UTAH STATE PLANE COORDINATE SYSTEM - NORTH ZONE - 1927 DATUM) 2680.27 FEET FROM THE WEST QUARTER CORNER OF SAID SECTION 4, AND RUNNING THENCE:

SOUTH 61°20'57" WEST 20.45 FEET; THENCE
SOUTH 74°08'01" WEST 971.75 FEET; THENCE
SOUTH 57°59'25" WEST 133.24 FEET; THENCE
SOUTH 30°37'08" WEST 118.72 FEET; THENCE
SOUTH 4°25'48" WEST 465.89 FEET; THENCE
SOUTH 17°45'37" WEST 399.67 FEET; THENCE
SOUTH 22°37'23" WEST 73.83 FEET, MORE OR LESS

TO A POINT ON THE WEST LINE OF LOT 13 OF SAID SECTION 4, SAID POINT BEING NORTH 0°07'50" EAST 974.21 FEET FROM SAID WEST QUARTER CORNER OF SAID SECTION 4.

THE RIGHT-OF-WAY LINES OF SAID STRIP OF LAND ARE TO BE ALTERED SO AS TO BEGIN ON THE EAST LINE OF LOT 12 AND EXTEND TO AND TERMINATE ON THE WEST LINE OF LOT 13.

THE LENGTH OF SAID DESCRIBED CENTERLINE IS 2183.55 FEET CONTAINING 3.76 ACRES, MORE OR LESS.

Handwritten signature