

6761958

When Recorded Return to:
Grantees
9066 S. 4000 W.
West Jordan, Utah 84088

6761958
10/10/97 4:53 PM 12.00
NANCY WORKMAN
RECORDER, SALT LAKE COUNTY, UTAH
MERIDIAN TITLE
REC BY: Z JOHANSON DEPUTY - WI

RIGHT OF WAY/EASEMENT

WELBY LAND MANAGEMENT COMPANY, a Utah General Partnership, the Undersigned, GRANTOR, (and each and all of them if more than one) for good and valuable consideration, do hereby grant and convey to KENDEL VAUGHN MALMSTROM, GRANTEE, its successors, assigns, lessees, licensees and agents, a perpetual Right of Way for ingress and egress and public utilities to construct, reconstruct, operate, maintain and remove such facilities as Grantee may require upon, over, under and across the following described land which the Grantor owns or in which the Grantor has any interest, in Salt Lake County, Utah, to wit:

Beginning at a point 225.54 feet North and 1268.88 feet West from the East Quarter Corner of Section 6, Township 3 South, Range 1 West, Salt Lake Base and Meridian on the Northwesterly right of way line of the old Bingham Highway and running thence North 19 degrees 42'14" West 1951.75 feet to the D&RG East Property line; thence South 0 degrees 13'00" West 96.92 feet along said property line; thence South 19 degrees 42'14" East 1860.24 feet to the Northwesterly line of the old Bingham Highway; thence along the Northwesterly right of way line North 70 degrees 58'18" East 33 feet to the point of beginning.

Grantee shall have the right of ingress and egress over and across the land of the Grantor to and from the above-described property and the right to clear and keep cleared all trees and other obstructions. Grantee shall be responsible for all damage caused to Grantor arising from Grantee's exercise of the rights and privileges herein granted.

The Grantor reserves the right to occupy, use, and cultivate said Easement for all purposes not inconsistent with, nor interfering with the rights herein granted.

The rights, conditions and provisions of this easement shall inure to the benefit of and be binding upon the heirs, executors, administrators, successors and assigns of the respective parties hereto.

In witness whereof, the grantors have executed this instrument this 10th day of October, 1997.

56433

BK 7780 PG 0660

GRANTOR:

WELBY LAND MANAGEMENT COMPANY, a Utah General Partnership

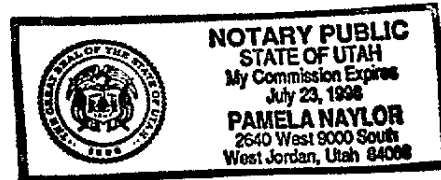
Florence A. Diamond
FLORENCE A. DIAMOND, Gen. Partner

Mary C. Lemitz
MARY C. LEMITZ, General Partner

Willard R. Malmstrom
WILLARD R. MALMSTROM, Gen. Partner

Mildred L. Malmstrom
MILDRED L. MALMSTROM, G. Ptnr

Franklin J. Malmstrom
FRANKLIN J. MALMSTROM, Gen. Partner



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

The foregoing instrument was acknowledged before me this 10th day of October, 1997 by FLORENCE A. DIAMOND, MARY C. LEMITZ, WILLARD R. MALMSTROM, MILDRED L. MALMSTROM and FRANKLIN J. MALMSTROM the General Partners of WELBY LAND MANAGEMENT COMPANY, a Utah General Partnership, who duly acknowledge to me that said instrument was executed by authority.

Pamela Naylor
NOTARY PUBLIC

BK7780P60661