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## NOTICE OF CLAIM OF THEEST

Pursuant to Section 57-9-4, U.C.A., 1953, International Smelting and Refining Company, a Montana corporation, qualified to do business in Utah, hereby gives notice of its intent to preserve and keep effective the interest it has by virtue of that certain perpetual easement created by the recorded instrument identified in Exhibit "A", attached hereto and made a part hereof, affecting the land described in said exhibit.

DATED this 6 day of October, 1971.

INTERNATIONAL SMELTING AND REFINING COMPANY

By Cott M. Matheson

Its Attorney

STATE OF UTAH ) : ss COUNTY OF SALT LAKE )

SCOTT M. MATHESON, being first duly sworn, on oath deposes and says: That he is the signer of the foregoing Notice; that he has read the same, and that he knows the contents thereof to be true except as to those matters alleged on information and belief, and that as to such matters he believes them to be true.

Coorn Matheson

On the 6th day of October, 1971, personally appeared before me SCOTT M. MATHESON, who duly acknowledged to me that he is the attorney for International Smelting and Refining Company executing the foregoing instrument on behalf of said corporation.

Subscribed and sworn to before me this 6th day of October, 1971.

NOTARY PUBLIC

Residing at Salt Lake City, Utah

My Commission expires:

September 20, 1975

## EXHIBIT "A"

That EASEMENT AND OPTION between SAMUEL JOHNSON and CLARA S. JOHNSON, his wife, and UTAH CONSOLIDATED MINING COMPANY, dated October 19, 1908, and recorded on October 20, 1908 at Book "B" of Liens & Leases, Page 438, Records of Tooele County, Utah, and covering the following described real property located in Tooele County, Utah, to-wit:

The Southwest Quarter of SECTION 4, TOWNSHIP 3 SOUTH, RANGE 4 WEST of the Salt Lake Meridian; containing 160 acres of land.

Together with 16 shares of the Capital Stock of the Middle Canyon Irrigation Company, thereunto belonging.

ALSO, the Improvements thereon.

ALSO, Commencing at the Southwest Corner of the Northeast Quarter of SECTION 21, in said TOWNSHIP and RANGE, Extending thence North 76 rods; thence East 70 rods; thence South 76 rods; thence West 70 rods to the place of beginning; containing 33.25 acres.