

197338

No. SLP 1-115

Bank 5

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FOR AND IN CONSIDERATION of the sum of TEN Dollars

(\$ 10.00)

to the undersigned in hand paid, the receipt whereof is hereby acknowledged.

THE UNDERSIGNED

of the County of Davis State of Utah

hereinafter called Grantor,

do hereby grant to SALT LAKE PIPE LINE COMPANY, a Nevada corporation, hereinafter called Grantee, the right of way from time to time to lay, construct, reconstruct, replace, renew, repair, maintain, operate, change the size of, increase the number of, and remove pipe lines and appurtenances thereof, for the transportation of oil, petroleum, gas, gasoline, water or other substances, or any thereof, and to erect, install, maintain, operate, repair, renew, add to and remove telegraph, tele- phone or power lines and appurtenances thereof on a single line of poles or underground, as Grantee from time to time and place to place may elect, with the right of ingress and egress in and from the same, over and through, under or along that

certain parcel of land situate in Davis County, State of Utah and described as follows: to-wit:

NO EXACT LOCATION

That certain parcel of land owned by the Grantor in the Southeast quarter of Section Two, Township Four North, Range Two West (SE 1/4 of Sec. 2, T. 4 N., R. 2 W.), Salt Lake Meridian, within the boundaries shown on the ownership plat on file in the office of the County Recorder of said County, and bounded on the east by the Union Pacific Railroad, and the county road, on the west by lands of Robert A. Moss.

The route selected by Grantee for the first pipe line laid hereunder shall be the center line of a strip of land Sixteen and One Half (16 1/2) feet wide within which all additional lines, as provided for here-

said lines may, in so far as the interests of Grantor extend therein, be laid, erected, installed and maintained across roads, streets, alleys, ditches and canals that intersect or are adjacent to the described property or are appurtenant thereto.

Where said land is under cultivation said pipe lines shall be laid so that the tops thereof are at least eighteen (18) inches beneath the surface of the ground. At all other points said pipe lines shall be buried, excepting that where they cross water courses or projecting ledges of rock they may be laid above the surface.

Grantee shall have the right to trim trees or portions thereof overhanging said strip of land whenever in the opinion of Grantee the same shall be necessary or proper in the exercise of the pole rights herein granted.

Grantor reserves the right to use and enjoy said premises, provided that Grantor shall not construct or maintain the whole or any part of any structure on said strip of land or in any manner impair or interfere with the present or prospective exercise of any of the rights herein granted.

Grantee hereby agrees to pay any damages to Grantor's crops, fences or buildings which may be caused by Grantee hereunder; said damages, if not mutually agreed upon, to be ascertained and determined by three disinterested persons, one thereof to be appointed by Grantor, one by Grantee, and the third by the two so appointed as aforesaid. The award of such three persons or any two of them shall be final and conclusive.

The provisions hereof shall inure to the benefit of and be binding upon the parties hereto, their respective heirs, execu- tors, administrators, successors and assigns.

IN WITNESS WHEREOF, these presents are hereby signed this 10th day of July, 1949.

WITNESSES:

Victor R. Haef

STATE OF Utah)
COUNTY OF Davis) ss.

On this 10th day of July, 1949, before me personally appeared L. M. Nelson and

known to me and known by me to be the person described in and who executed and whose name is subscribed to the within instrument, and acknowledged to me that he executed the same freely and voluntarily for the use and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day, month and year first in this certificate written.

My commission expires September 10, 1949

Notary Public for

JUL 27 1949

Residing at Clearfield, Utah

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LEAF L. NELSON

Margaret J. Cannon, Cyp