

3-70

1370147

Recorded APR 29 1954 at 2:37 P.M.  
Request of H.M. Hill Pipe Line Dept Ut  
Fee Paid. Hazel Taggart Chase. Oil  
Recorder, Salt Lake County, Utah  
\$ 3.70 By H.M. Hill Deputy  
Book 1083 Page 159 Ref.

RIGHT OF WAY CONVEYANCE PO Box 898 City.

FOR AND IN CONSIDERATION OF the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration to the undersigned in hand paid, the receipt whereof is hereby acknowledged, HARVEY C. WOODBURY and LUCILLE C. WOODBURY, husband and wife, of the County of Salt Lake, State of Utah, hereinafter called Grantor, do hereby grant to UTAH OIL REFINING COMPANY, a Utah 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, with the right of ingress and egress to and from the same, over and through, under or along, that certain parcel of land situate in Salt Lake County, State of Utah, and described as follows, to wit:

That portion of Section 23, Township 1 North, Range 1 West, Salt Lake Base and Meridian, described as follows:

A strip of land 24 feet in width over that certain parcel of land conveyed by the Portland Cement Company of Utah to the Grantor herein, by deed dated March 30, 1953, and recorded June 17, 1953, as Entry No. 1333809, in Book 1015 at Page 112 at office of County Recorder of Salt Lake County, Utah.

The center line of said 24-foot strip of land is located one foot Westerly from the following described course:

BEGINNING at a point which is West 519.6 feet and South 4° 36' East a distance of 112.8 feet from the Witness Corner for the North Quarter Corner of Section 23, the Witness Corner being located 58 feet West of the True North Quarter Corner of Section 23. The said point of beginning also lies on the property line common to the property of Harvey C. and Lucille C. Woodbury and the property of the Utah State Road Commission:



PROOF READ

THENCE, South 4°36' East for a distance of 1107.2 feet along the centerline of the existing 6" steel pipe line to a point of left deflection;

THENCE, South 4°43' East for a distance of 1422 feet more or less along the centerline of the existing 6" steel pipe line to a point on the South Line of the Northwest Quarter of Section 23, this line also being the property line common to the property of Harvey C. and Lucille C. Woodbury and the Stauffer Sand and Gravel Company, and the end of this description.

The right of way herein conveyed contains within its bounds all of the rights of Way previously granted to Grantee by Grantor's predecessors; and part of the consideration for this conveyance is the agreement by Grantee to accept the foregoing strip of land as a description of all of its rights of way over land of Grantor in said Section 23; and Grantee by accepting this conveyance does so agree.

The boundary lines of said strip of land shall be lengthened or shortened at their extremities to conform to the boundary lines of said lands of Grantor.

Said lines may, insofar 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.

Said pipe lines shall be laid so that the tops thereof are at least eighteen (18) inches beneath the surface of the ground.

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, except that Grantor may install natural gas mains, water mains, sewer lines, fill material, railroad trackage, roads and surfacing material or any of them, and may use same in a normal and reasonable manner, and no such improvements shall be considered a "structure" or "impairment" of rights of Grantee; provided, however, that all such metallic pipe lines, where they cross over or under Grantee's pipe line, shall be so constructed that there shall be a distance of not less than one foot between such pipe lines and Grantee's pipe line at place of crossing.

Grantee hereby agrees to pay for damages which may be caused by Grantee hereunder in respect to Grantor's crops, fences, surfacing, or other improvements now or hereafter situated on the premises; 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.

Notwithstanding any provision to the contrary herein contained, Grantee covenants and agrees as part of the consideration for this conveyance that in the event Grantor installs roads, railroad spurs or trackage across the 24-foot strip of land hereinbefore described, the Grantee will, at its expense, encase and/or lower any and all of Grantee's pipe lines which traverse the lands of Grantor in said Section 23, and Grantee will otherwise comply with all standard crossing requirements; and Grantee further agrees that construction of such roads, railroad spurs or trackage is not hereby forbidden.

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

IN WITNESS WHEREOF, these presents are hereby signed this 26<sup>th</sup> day of October, 1953.

WITNESS:

Wallace R. Woodbury  
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Harvey C. Woodbury  
Lucille C. Woodbury

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

On the 26<sup>th</sup> day of OCTOBER, 1953, personally appeared before me Harvey C. Woodbury and Lucille C. Woodbury, the signers of the above instrument, who duly acknowledged to me that they executed the same.

WITNESS my hand and notarial seal.

Wallace R. Woodbury  
Notary Public

My commission expires 12/21/53 Residing at Salt Lake City, Utah

