

NOTICE OF CLAIM OF INTEREST

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 6th day of October, 1971.

INTERNATIONAL SMELTING AND REFINING COMPANY

By

Scott M. Matheson

Scott 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.

Scott M. Matheson

Scott M. 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.

Pearl Heilbrunn

NOTARY PUBLIC

Residing at Salt Lake City, Utah

My Commission expires:

September 20, 1975

EXHIBIT "A"

That EASEMENT and OPTION between JOSEPH A. KAUFFMAN and LILLY L. KAUFFMAN, his wife, and UTAH CONSOLIDATED MINING COMPANY, dated October 17, 1908, and recorded October 17, 1908, in Book "B" of Liens & Leases, page 435, Records of Tooele County, Utah, and covering the following-described real property located in Tooele County, Utah, to wit:

Lot Four (4) and the North Half of Lot Three (3), Block Thirty (30), Plat "A", Tooele City Survey; containing 1.87 acres. TOGETHER with all improvements thereon. Also 8 shares of the Capital Stock of the Middle Canyon Irrigation Co.

ALSO, Lots One (1) and Two (2) and the South Half of Lot Three (3), Block Thirty (30), Plat "A", Tooele City Survey, containing 3-1/8 acres. TOGETHER with all improvements thereon. Also 20 shares of the Capital Stock of the Middle Canyon Irrigation Co.

ALSO, Lots One (1) and Two (2), Block Twenty-nine (29), Plat "A", Tooele City Survey, containing 2.52 acres. TOGETHER with 4 shares of the Capital Stock of the Middle Canyon Irrigation Co.

ALSO, the South Half of Lot Three (3) in Block Twenty-nine (29), Plat "A", Tooele City Survey, containing 5/8 of an acre of land. TOGETHER with 2 shares of the Capital Stock of the Middle Canyon Irrigation Co.

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