

3952740

CORRECTIVE RIGHT OF WAY AND EASEMENT GRANT

BRICKYARD DEVELOPERS, a General Partnership, by EXCEL INTERFINANCIAL CORPORATION, General Partner; Grantor, does hereby convey and warrant to MOUNTAIN FUEL SUPPLY COMPANY, a Corporation of the State of Utah, Grantee, its successors and assigns, for the sum of ONE DOLLAR (\$1.00) and other good and valuable considerations, receipt of which is hereby acknowledged, a right of way and easement sixteen (16) feet in width to lay, maintain, operate, repair, inspect, protect, remove and replace pipelines, valves, valve boxes and other gas transmission and distribution facilities (hereinafter collectively called "facilities") through and across the following described land and premises situated in Salt Lake County, State of Utah, to-wit: Those certain strips of land in the project or development described below and lying along the center lines as shown on the attached Plat, designated Exhibit A, and which is dated 10th day of May, A. D. 1984, and as said Plat and Exhibit may be amended or revised from time to time, said Plat and Exhibit by this reference being made a part hereof, representing that certain condominium or mobile home project or development known as THE BRICKYARD PLAZA, in the vicinity of 1100 East 3195 South, Salt Lake City, Utah,

Beginning at a point at the Northwest Corner of Lot 2 of Block 27, Ten Acre Plat "A", Big Field Survey, thence running S.89°48'44"W. 33.25 feet, thence N.0°03'25"E. 33.95 feet, thence S.89°48'44"W. 357.97 feet, thence N.0°14'E. 914.43 feet, thence S.89°48'44"W. 236.00 feet, thence N.0°14'E. 200.97 feet, thence N.89°48'44"E. 623.91 feet, thence S.0°03'48"W. 17.78 feet, thence S.89°56'E. 325.00 feet, thence S.82°45'E. 131.00 feet, thence S.0°21'E. 122.60 feet, thence N.89°35'E. 284.40 feet, thence S.42°15'E. 784.14 feet, thence S.25°10'30"E. 160.68 feet, thence on a curve to the left with a radius of 50.00 feet for a distance of 54.83 feet, thence N.88°00'W. 517.70 feet, thence N.65°30'W. 138.60 feet, thence on a curve to the right with a radius of 800.00 feet a distance of 328.12 feet, thence N.42°00'W. 263.60 feet, thence on a curve to the left with a radius of 240.00 feet a distance of 753.98 feet, thence S.42°00'E. 64.17 feet, thence on a curve to the right with a radius of 400.00 feet a distance of 293.65 feet, thence S.0°03'46"W. 123.67 feet to the point of beginning.

TO HAVE AND TO HOLD the same unto the said Mountain Fuel Supply Company, its successors and assigns, so long as such facilities shall be maintained, with the right of ingress and egress to and from said right of way to maintain, operate, repair, inspect, protect, remove and replace the same. During temporary periods Grantee may use such portion of the property along and adjacent to said right of way as may be reasonably necessary in connection with construction, maintenance, repair, removal or replacement of the facilities. The said Grantor shall have the right to use the said premises except for the purposes for which this right of way and easement is granted to the said Grantee, provided such use does not interfere with the facilities or any other rights granted the Grantee hereunder.

The Grantor shall not build or construct nor permit to be built or constructed any building or other improvement over or across said right of way, nor change the contour thereof without written consent of Grantee. This right of way grant shall be binding upon and inure to the benefit of the successors and assigns of Grantor and the successors and assigns of the Grantee, and may be assigned in whole or in part by Grantee.

Grantee hereby acknowledges that this is a Corrective Right of Way and Easement to that certain Right of Way and Easement Grant dated January 11, 1980 and recorded February 19, 1980 in the office of the County Recorder of Salt Lake County, in Book 5049 at Pages 272, 273, 274, 275, 276, 277, 278, 279, 280 and 281 and that by acceptance hereof, Grantee hereby relinquishes all right, title and interest to the property acquired in this prior easement which is not covered hereby.

It is hereby understood that any parties securing this grant on behalf of the Grantee are without authority to make any representations, covenants or agreements not herein expressed.

IN WITNESS WHEREOF the Grantor has caused its partnership name to be hereunto affixed this 29th day of May, 1984.

BRICKYARD DEVELOPERS

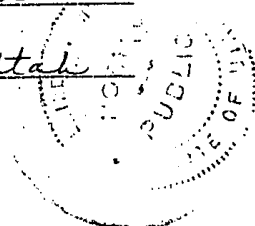
By Gary B. Sabin
Gary B. Sabin, President of
EXCEL INTERFINANCIAL CORPORATION,
General Partner

STATE OF UTAH)
) : ss.
County of Utah)

On the 29th day of May, 1984, personally appeared before me, GARY B. SABIN, who being duly sworn, did say that he is President of EXCEL INTERFINANCIAL CORPORATION, a General Partner of BRICKYARD DEVELOPERS, and that the foregoing instrument was signed on behalf of said partnership by authority of the articles of partnership, and said GARY B. SABIN acknowledged to me that said partnership duly executed the same.

Elaine D. Nelson
Notary Public
Residing at Provo, Utah

My commission expires:
10/6/86



101
95
S. D. D.
Scott Director

JUN 11 10 26 AM '84
RECORDED
SALT LAKE COUNTY
KATIE L. OIXON
RECORDS
MOUNTAIN FUEL SUPPLY CO.
REQ. OF DEP.
\$

BURK 5563 PAGE 1300

RETURN TO:
MOUNTAIN FUEL SUPPLY COMPANY
P.O. BOX 11368
SALT LAKE CITY, UT. 84139
ATTENTION: LINDA JOHNSON



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EXHIBIT 'A'
ALL RIGHTS OF WAY TO BE
16' IN WIDTH WITH CENTER OF
RIGHT OF WAY TO BE THE
SAME AS PROPOSED GAS
CAUTION
DO NOT INSTALL GAS MAIN
CLOSER THAN 6 FT. TO ANY
STRUCTURE

CORRECTIVE EASEMENT OF EXHIBIT 'A', R/W IN DESCRIBED AS FOLLOWS:
BEGINNING AT A POINT AT THE NW CORNER OF LOT 2 OF BLOCK 27; 10 ACRES
PLAT 'A'; BIG FIELD SURVEY; THENCE S 89°48'44" W 33.25 FEET; THENCE
N 0°03'25" E 33.95 FEET; THENCE S 89°48'44" W 33.25 FEET; THENCE
N 0°14' E 914.43 FEET; THENCE S 89°48'44" W 236.00 FEET; THENCE
N 0°14' E 200.97 FEET; THENCE N 89°48'44" W 236.00 FEET; THENCE
S 0°03'48" W 17.78 FEET; THENCE S 89°56' E 325.00 FEET; THENCE S 82°45' E
131.00 FEET; THENCE S 0°21' E 122.60 FEET; THENCE N 89°35' E 284.40 FEET;
THENCE S 42°15' E 784.14 FEET; THENCE S 25°10'30" E 160.68 FEET; THENCE
ON A CURVE TO THE LEFT WITH A RADIUS OF 50.00 FEET & DISTANCE OF 54.83
FEET; THENCE N 89°00' W 517.70 FEET; THENCE N 65°30' W 138.60 FEET;
THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 800.00 FEET & DISTANCE
OF 328.12 FEET; N 42°00' W 263.60 FEET; ON A CURVE TO THE LEFT WITH A

MOUNTAIN FUEL SUPPLY COMPANY
PROPOSED REPLACEMENT/RETIREMENT OF MAIN
SCALE 1"=30'

THIS JOB IS DUE TO A CONFLICT WITH
PROPOSED CONSTRUCTION.
THIS JOB IS REIMBURSABLE.
TIME & MATERIAL CHARGED TO:
BRICKYARD PLAZA
117Z BRICKYARD RD.
SLC, UT 84106 486-8468
RESPONSIBLE PERSON: JOHN BARRY
TO BE BILLED BY RIGHT-OF-WAY DEPT.

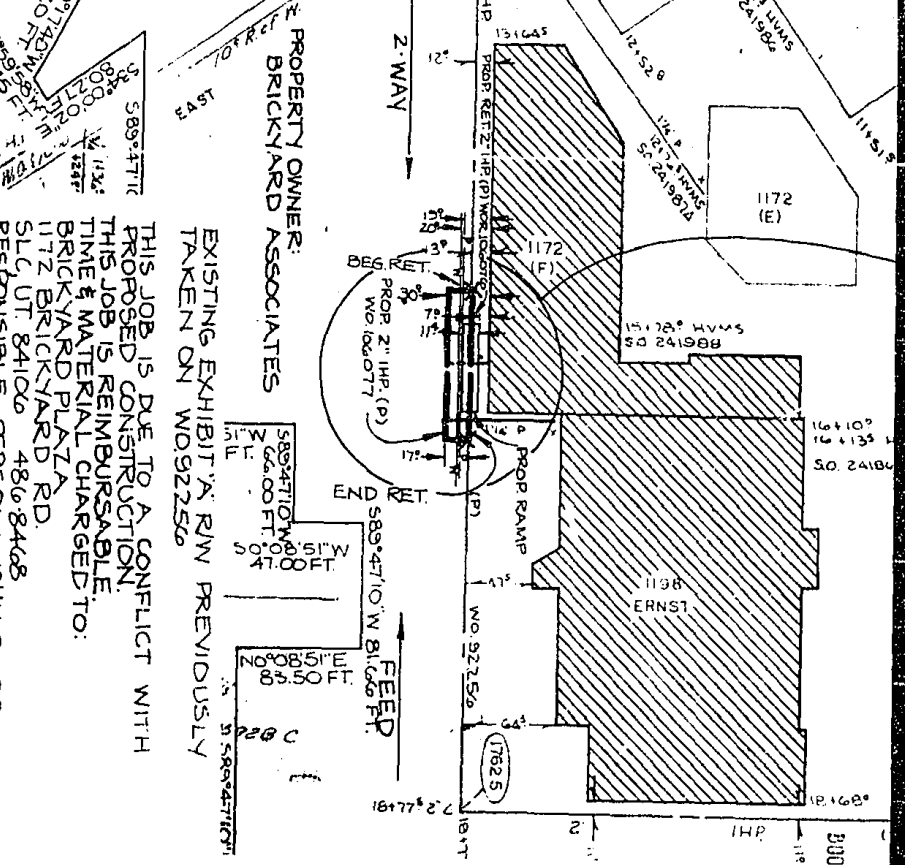
PROPERTY OWNER:
BRICKYARD ASSOCIATES

EXISTING EXHIBIT 'A' R/W PREVIOUSLY
TAKEN ON W092256

PROJECT ITEM
CITY/CO SALT LAKE CITY AREA SALT LAKE
JOB LOCATION 117Z EAST BRICKYARD RD
CHECKED BY [Signature] DRAWN BY PARRAZY
DATE 5-10-84 MAP(S) S.H.

**CORRECTIVE EASEMENT OF
RIGHT OF WAY APPLICATION**

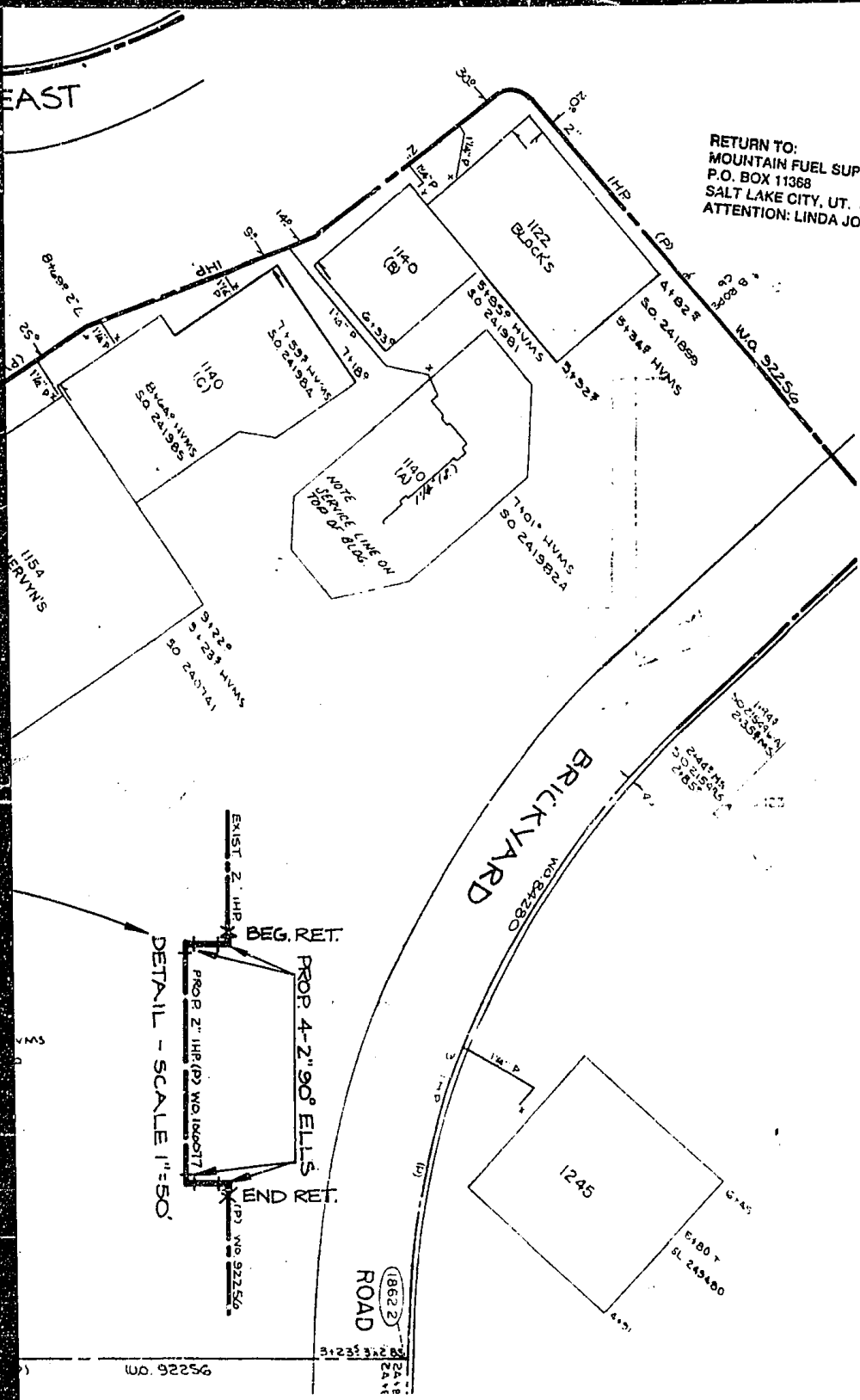
DRAWING NO. 1302-117Z-117Z-117Z



| | | |
|-------------------------|--------|-----|
| 589°47'10" W 81°00' FT. | M.L.L. | 110 |
| 589°47'10" W 66°00' FT. | M.L.L. | 105 |
| 589°47'10" W 66°00' FT. | M.L.L. | 100 |
| 589°47'10" W 66°00' FT. | M.L.L. | 95 |
| 589°47'10" W 66°00' FT. | M.L.L. | 90 |
| 589°47'10" W 66°00' FT. | M.L.L. | 85 |
| 589°47'10" W 66°00' FT. | M.L.L. | 80 |
| 589°47'10" W 66°00' FT. | M.L.L. | 75 |
| 589°47'10" W 66°00' FT. | M.L.L. | 70 |
| 589°47'10" W 66°00' FT. | M.L.L. | 65 |
| 589°47'10" W 66°00' FT. | M.L.L. | 60 |
| 589°47'10" W 66°00' FT. | M.L.L. | 55 |
| 589°47'10" W 66°00' FT. | M.L.L. | 50 |
| 589°47'10" W 66°00' FT. | M.L.L. | 45 |
| 589°47'10" W 66°00' FT. | M.L.L. | 40 |
| 589°47'10" W 66°00' FT. | M.L.L. | 35 |
| 589°47'10" W 66°00' FT. | M.L.L. | 30 |
| 589°47'10" W 66°00' FT. | M.L.L. | 25 |
| 589°47'10" W 66°00' FT. | M.L.L. | 20 |
| 589°47'10" W 66°00' FT. | M.L.L. | 15 |
| 589°47'10" W 66°00' FT. | M.L.L. | 10 |
| 589°47'10" W 66°00' FT. | M.L.L. | 5 |
| 589°47'10" W 66°00' FT. | M.L.L. | 0 |

EAST

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