Recorded at the Request of: South Eastern Utah Title Co.

Mail Tax Notice To: W. F. Barnes Corporation. 207 Montgomery St., Suite 125. Montgomery, Alabama, 36104.

OOO59635 Bk00387 Pg00431-00447

ANN B. 0° BRIEN-COUNTY OF CARBON 1997 APR 21 15:34 PM FEE \$236.00 BY REDUEST: SOUTH EASTERN UTAH TITLE CO

# SPECIAL WARRANTY DEED

PENTA CREEKS, L.L.C.
a Utah Limited Liability Company,
and
MAGNIFICENT SEVEN L.L.C.
a Utah Limited Liability Company,

organized and existing under the laws of the State of Utah, with its principal office at Albert Lea, County of Freeborn, State of Minnesota, Grantor, hereby CONVEYS and WARRANTS to

W. F. BARNES CORPORATION, a Florida Corporation

of Montgomery, Alabama, for the sum of ten dollars and other good and valuable consideration, the following described tracts of land in Carbon County, State of Utah, to-wit:

# Attached Attachment A

Grantor warrants the title to said property against the claims of any and all persons claiming or to claim the same or any part thereof, by, through or under grantor.

Subject to easements, reservations and restrictions however evidenced

Witness the hand of said grantors, this . day of .

1997.

Penta Creeks, L.L. C.

a Utah Limited Liability Company

Gregory D. Jensen Member

Steven A. Ladlie, Member

Gary Pestorious, Member

SOUTH EASTERN UTAH TITLE COMPANY CROSER NO. 26,910—C

George W. Dress, Member

Raiph C. Petty, Member

		Magnificent Seven L.L. C., aka Magnificent Seven Limited Liability Company a Utab Limited Liability Company by
		Gregory D. Jensen, Montber
		George W. Dress, Member  Steven A. Ladlie, Member
		Gary Pestorious, Member
STATE OF	{ } \$\$.	
COUNTY OF .	{	
as a member of Penta Cr	ceks L.L.C., a Utah Limitco	e this <u>9</u> day of <u>Good</u> , 1997 by Gregory D. Jensen, d Liability Company, on behalf of the Company, as as a member of ted Liability Company, a Utah Limited Liability Company, on behalf
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		Notary Public

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Notary Public

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# ATTACHMENT I

The land referred to is situated in the State of Utah, County of Carbon, and is described as follows:

### TI4S, RI4E, SLBM

Section 8: SE 1/4 SE 1/4,

EXCEPTING therefrom all coal and other minerals.

Section 9: W 1/2; W 1/2 E 1/2; E 1/2 SE 1/4; SE 1/4 NE 1/4

EXCEPTING therefrom all coal and other minerals.

Section 17: NE 1/4; SE 1/4 NW 1/4; S 1/2 SE 1/4. E1/2SW 1/4, less the surface only of the following \_described portion thereof:

Beg. at a point on the West Right of Way line of an ex- isting roadway in Whitmore Canyon, said point being 872.20 feet East and 755.80 feet North from the SW corner of said Section 17, and running thence S 80 deg. 00' W 240.00 feet; thence N 15 deg. 20' W 147.96 feet; thence N II deg. 00' E 200.55 feet; thence N 74 deg. 40' E 150.00 feet; thence S I5 deg. 20' E along

said road right of way line 350 00 feet to the point of beginning.

Section 20: All Less the following located West of the Whitmore Canyon Road:

# DESCRIPTION OF PROPERTY WEST OF ROAD

# IN SECTION 20

A PARCEL OF LAND LOCATED IN CARBON COUNTY, STATE OF UTAH, WHICH TRAVERSES ACROSS SECTIONS 20, OF TOWNSHIP 14 SOUTH, RANGE 14 EAST, SALT LAKE BASE AND MERIDIAN; AND BEING MORE PARTICULARLY DESCRIBED ACCORDING TO THE FOLLOWING COURSES AND DISTANCES, TO-WIT,

BEGINNING AT A POINT ON THE NORTH LINE OF THE NORTHWEST QUARTER Of SECTION 20, TOWNSHIP 14 SOUTH, RANGE 14 EAST, SALT LAKE BASE AND MERIDIAN, WHICH POINT IS LOCATED NORTH 89 deg 35'27" EAST, 1139.63 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 20, SAID POINT OF BEGINNING IS THE CENTER LINE OF AN EXISTING COUNTY ROAD, THENCE ALONG THE FOLLOWING COURSES AND DISTANCES FOLLOWING THE CENTER LINE OF THE EXISTING COUNTY ROAD; THENCE SOUTH 0 deg.06'25" WEST, 27.92 FEET; THENCE SOUTH 8 deg. 35'21" WEST, 435.09 FEET, THENCE SOUTH 11 deg. 47'33" WEST, 339.97 FEET, THENCE SOUTH 7 deg. 11'17" WEST, 107.76 FEET, THENCE SOUTH 14 deg.07'33" EAST, 52.92 FEET ' THENCE SOUTH 30 deg. 40'45" EAST, 51.62 FEET, THENCE SOUTH 39 deg.41'04" EAST, 116.94 FEET; THENCE SOUTH 42 deg.24'14" EAST, 118.54 FEET,

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THENCE SOUTH 57 deg.09'51" EAST, 73.91 FEET, THENCE SOUTH 64 deg.12'04" EAST, 144.94 FEET, THENCE SOUTH 57 deg.52'21" EAST, 285.97 FEET; THENCE SOUTH 63 deg.59'34" EAST, 314.49 FEET, THENCE SOUTH 63 deg.1 1'37" EAST, 252.20 FEET; THENCE SOUTH 58 deg. 33'48" EAST, 109.37 FEET, THENCE SOUTH 54 deg. 24'42" EAST, 285.18 FEET, THENCE SOUTH 55 deg.35'18" EAST, 105.21 FEET, THENCE SOUTH 44 deg. 25'04" EAST, 66.93 FEET, THENCE SOUTH 32 deg. 01'37" EAST, 56.07 FEET, THENCE SOUTH 16 deg, 11'20" EAST, 182.96 FEET, THENCE SOUTH 14 deg. 37'10" EAST, 1444.71 FEET, THENCE SOUTH 14 deg. 38'13" EAST 730.51 FEET; THENCE SOUTH 2 deg.53'48" EAST, 138.25 FEET; THENCE SOUTH 7 deg.06'01" WEST, 101.71 FEET, THENCE SOUTH 9 deg.14'35" WEST, 106.36 FEET; THENCE SOUTH 11 deg. 14'33" WEST, 189.66 FEET; THENCE SOUTH 12 deg.49'57" WEST, 149.55 FEET, THENCE SOUTH 9 deg. 02'55" EAST, 51.27 FEET, THENCE SOUTH 18 deg. 55'16" EAST 53.99 FEET; THENCE SOUTH 31 deg. 22'46" EAST 117.78 FEET, THENCE SOUTH 41 deg. 33'26" EAST, 178.99 FEET TO THE SOUTH LINE OF SAID SECTION 20, THENCE NORTH 88 deg. 14'57" WEST 623.15 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION 20; THENCE NORTH 89 deg. 04'21 " WEST 2645.18 FEET TO THE SOUTHWEST CORNER OF SAID SECTION 20 THENCE NORTH O deg.40'17"WEST 2639.28 FEET TO THE WEST QUARTER CORNER OF SAID SECTION 20; THENCE NORTH 0 deg. 40'16" WEST 2639.28 FEET TO THE NORTHWEST CORNER OF SAID SECTION 20; THENCE NORTH 89 deg. 35'27" EAST, 1139.63 FEET ALONG THE SECTION LINE TO THE POINT OF BEGINNING.

CONTAINING 289.13 ACRES, MORE OR LESS.

Section 21: E 1/2.

EXCEPTING therefrom all coal.

W 1/2.

Section 22: All.

EXCEPTING therefrom all coal.

Section 23: W 1/2; SE 1/4; SW 1/4 NE 1/4.

EXCEPTING therefrom all coal.

N V2 NE V4; SE V4 NE V4.

Section 24: E 1/2 NE 1/4,

EXCEPTING therefrom all coal, petroleum, gas,

nitrogen and phosphate.

SW 1/4 NW 1/4; E 1/2 SE 1/4,

EXCEPTING therefrom all coal.

NW 1/4 NW 1/4; E 1/2 NW 1/4; SW 1/4 NE 1/4;

W 1/2 SE 1/4; E 1/2 SW 1/4; SW 1/4 SW 1/4.

Section 25: W 1/2 NE 1/4, NE 1/4 NW 1/4; S 1/2 NW 1/4;

W 1/2 SE 1/4; SW 1/4,

EXCEPTING therefrom all coal.

E 1/2 NE 1/4; E 1/2 SE 1/4.

Section 26: All,

EXCEPTING therefrom all coal.

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Section 27: All,

EXCEPTING therefrom all coal.

Section 28: All.

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Section 29: All, less the following located West of the Whitmore Canyon Road:

# DESCRIPTION OF PROPERTY WEST OF ROAD IN SECTION 29

A PARCEL OF LAND LOCATED IN CARBON COUNTY, STATE OF UTAH, WHICH TRAVERSES ACROSS SECTION 29 OF TOWNSHIP 14 SOUTH, RANGE 14 EAST, SALT LAKE BASE AND MERIDIAN, AND BEING MORE PARTICULARLY DESCRIBED ACCORDING TO THE FOLLOWING COURSES AND DISTANCES, TO-WIT;

BEGINNING AT THE NORTHWEST CORNER OF SECTION 29, TOWNSHIP 14 SOUTH, RANGE 14 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE SOUTH 89 deg. 04'21 " EAST 2645.18 FEET TO THE NORTH ONE QUARTER OF SAID SECTION 29, THENCE SOUTH 88 deg.14'57" EAST 623.15 FEET ALONG THE SECTION LINE TO THE CENTER OF THE EXISTING COUNTY ROAD, THENCE ALONG THE FOLLOWING COURSES AND DISTANCES FOLLOWING THE CENTER LINE OF THE EXISTING COUNTY ROAD; THENCE SOUTH 41 deg.33'26" EAST, 254.12 FEET, THENCE SOUTH 38 deg.56'10" EAST 68.72 FEET, THENCE SOUTH 26 deg. 10' 8" EAST, 151.47 FEET, THENCE SOUTH 14 deg.14'47" EAST, 249.34 FEET; THENCE SOUTH 7 deg.32'05" EAST 581.26 FEET, THENCE SOUTH 2 deg. 30'44" EAST, 258.27 FEET, THENCE SOUTH 4 deg. 35'17" WEST 263.48 FEET, THENCE SOUTH 0 deg. 10'14" EAST 170.40 FEET, THENCE SOUTH 4 deg. 47'10" EAST 162.47 FEET, THENCE SOUTH 6 deg. 55'27" EAST 255.08 FEET, THENCE SOUTH 5 deg. 14'09" EAST 137.35 FEET, THENCE SOUTH 2 deg. 40'19" WEST 70.68 FEET, THENCE 6 deg. 25'50" WEST 70.12 FEET, THENCE SOUTH 14 deg. 26'12" WEST 342.34 FEET, THENCE SOUTH 16 deg. 33'29" WEST 687.33 FEET, THENCE SOUTH 17 deg. 31'48" WEST, 553.78 FEET, THENCE SOUTH 13 deg. 25'41" WEST, 139.24 FEET, THENCE SOUTH 6 deg. 01'00" WEST 161.56 FEET, THENCE SOUTH 4 deg. 00'51 " WEST, 449,93 FEET, THENCE SOUTH 6 deg. 37'1 8" WEST, 339.09 FEET TO THE SOUTH LINE OF SAID SECTION 29, THENCE SOUTH 89 deg. 34'26" WEST, 3089.75 FEET ALONG THE SECTION LINE TO THE SOUTHWEST CORNER OF SAID SECTION 29, THENCE NORTH 0 deg. 49'50" WEST, 1319 62 FEET ALONG THE SECTION LINE TO NORTH 0 deg. 49'50" WEST, 1318.63 FEET ALONG THE SECTION LINE TO THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 29, THENCE NORTH 0 deg. 0'34" WEST, 1319.01 FEET TO THE WEST QUARTER CORNER OF SAID SECTION 29, THENCE NORTH 0 deg. 31'49" WEST, 2627.48 FEET ALONG THE SECTION LINE TO THE POINT OF BEGINNING.

CONTAINING 417.04 ACRES, MORE OR LESS.

ALSO LESS, the following from said Section 29:

DESCRIPTON FOR RODEO GROUNDS AT SUNNYSIDE

A Parcel of land located in Carbon County, State of Utah, which is

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in the Southeast Quarter of the Southwest Quarter of Section 29, township 14 South, Range 14 East, Salt Lake Base and Meridian. being further described as follows, with a bearing of North 0 deg. 50'12" West between the Southwest Corner and the West Quarter Corner of said Section 29 used as the Basis of Bearing.

Beginning at a point which is located North 0 deg. 50'1 2" West, 908.51 feet along the Section line and North 89 deg.09'48" East, 3,230.59 feet from the Southwest Corner of Section 29, Township 14 South, Range 14 East, Salt Lake Base and Meridian, said point of beginning is a rebar in a projecting ledge approximately 40 feet East of the Center line of line of an existing County Road: and running thence North 15 deg. 39'05" East, 1, 407.46 feet along the Easterly side o f County Road to a 5/8 inch rebar approximately 1.0 loot South of a telephone pole; thence South 74 deg. 29'40" Fast, 154.06 feet to a rebar; thence South 0 deg. 05'44" West, 904.3 1 feet to a rebar in a projecting ledge thence North 89 deg. 49'49" East, 512.73 feet to an existing fence line at the base of an existing ledge line; thence South 6 deg. 08'32" West, 392.64 feet to a rebar; thence South 88 deg. 47'58" West, 997.60 feet to the point of beginniiig.

Contains 4.81 acres, more or less.

-/ Section 31: Lot 4, LESS the portion thereof within Ridgeway Subdivision;

SE 1/4; SE 1/4 SW 1/4.

15 Section 32: All, Less the following:

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LESS that portion of land conveyed to Sunnyside City described as follows: Beginning at a point 1114.51 feet North and 1629.87 feet East of the SW corner of Section 32, T14S, R14E, SLB&M, said point also being on the North Right-of-Way line of State Highway 123; and running thence N. 27 17 deg. 58' 31" E 117.11 feet, thence N. 77 deg. E 59.73 feet; thence S. 13 deg. E. 100.41 feet to the North R/W line of said Highway, thence S. 77 deg. W. 120.00 feet to the point of beginning. Also Less the following, located West of the Whitmore Canyon Road:

#### DESCRIPTION OF PROPERTY WEST OF ROAD IN SECTION 32

A PARCEL OF LAND LOCATED IN CARBON COUNTY, STATE OF UTAH, WHICH TRAVERSES ACROSS SECTION 32 OF TOWNSHIP 14 SOUTH, RANGE 14 EAST, SALT LAKE BASE AND MERIDIAN, AND BEING MORE PARTICULARLY DESCRIBED ACCORDING TO THE FOLLOWING COURSES AND DISTANCES, TO-WIT,

BEGINNING AT THE NORTHWEST CORNER OF SECTION 32, TOWNSHIP 14 SOUTH RANGE 14 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE NORTH 89 deg. 4'26" EAST, 3089.75 FEET ALONG THE SECTION LINE TO THE CENTER LINE OF AN EXISTING COUNTY ROAD, THENCE ALONG THE FOLLOWING COURSES AND DISTANCES FOLLOWING THE CENTER LINE OF THE EXISTING COUNTY ROAD; THENCE SOUTH 6 deg. 37'18" WEST, 67.67 FEET,

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THENCE SOUTH 13 deg. 08'13" WEST, 69.41 FEET, THENCE SOUTH 33 deg. 02'3 1 " WEST, 320.05 FEET ' THENCE SOUTH 29 deg. 34'09" WEST 83.14 FEET; THENCE SOUTH 14 deg. 28'09" WEST, 88.97 FEET, THENCE SOUTH 8 deg. 36'57" WEST, 87.76 FEET, THENCE SOUTH 8 deg. 50'37" WEST, 266.84 FEET, THENCE SOUTH 10 deg. 22'15" WEST, 490.43 FEET ' THENCE SOUTH 11 deg. 03'34" WEST, 540.64 FEET, THENCE SOUTH 2 deg. 30' 13" WEST, 150.26 FEET, THENCE SOUTH 10 deg. 52'22" EAST, 136.30 FEET, THENCE SOUTH 16 deg. 55'13" EAST, 208.47 FEET, SOUTH 12 deg. 24'1 6" EAST, 102.53 FEET; THENCE SOUTH 4 deg.08'1 8" EAST, 282.53 FEET, THENCE SOUTH 3 deg. 47'00" EAST, 236.67 FEET, THENCE SOUTH 9 deg. 53'38" WEST, 207.29 FEET, THENCE SOUTH 14 deg. 02'10" WEST 451.91 FEET, THENCE SOUTH 26 deg. 55'03" WEST, 167.85 FEET, THENCE SOUTH 54 deg. 24'31" WEST, 151 .37 FEET; THENCE SOUTH 60 deg. 34 deg. 21" WEST, 89.63 FEET TO TITE FORTY ACRE LINE, THENCE SOUTH 89 deg. 12'49" WEST, 2246.77 FEET ALONG THE FORTY ACRE LINE TO THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 32, THENCE NORTH 0 deg. 53'52" WEST, 1319.49 FEET TO THE WEST, 2639.64 FEET ALONG THE SECTION LINE TO THE POINT OF BEGINNING,

CONTAINING 243.29 ACRES, MORE OR LESS.

Also Less the Ambulance Garage Area in the SW quarter of said section.

Section 33: All

Section 34: E 1/2,

EXCEPTING therefrom all coal.

W 1/2.

Section 35: All,

EXCEPTING therefrom all coal.

Section 36: W 1/2, S 1/2 NE 1/4, W 1/2 SE 1/4.

EXCEPTING therefrom all coal.

N 1/2 NE 1/4; E 1/2 SE 1/4.

# TI4S, RISE, SLBM

Section 19: W 1/2 SW 1/4; SE 1/4 SW 1/4.

Section 30: W 1/2.

Section 31: NW I/4 SW I/4.

EXCEPTING therefrom all coal and other minerals. NW 1/4.

# T15S, R13E, SLBM

Section 1: Lot 3; Lot 1, LESS the portion thereof within Ridgeway Subdivision; SW 1/4 NE 1/4,

LESS the following described portion thereof: Beg. at the center of Section 1 and running thence N 0 deg. 15' W 266 feet; N 89 deg. 01' E 164 feet; S 0 deg. 15' E 266 feet; S 89 deg. 01' W 164 feet to beginning; SE 1/4 NW 1/4.

EXCEPTING therefrom all oil, gas and minerals.

Beginning at a point 516.4 feet S 89 deg. 01' W of the E I/4 corner of Section I; thence S 0 deg. 59' E 102.6 feet; thence S 89 deg. 01 W 75 feet along the N r/w of Denver Avenue; thence N 0 deg. 59' W 102.6 feet; thence N 89 deg. 01' E 75 feet

LESS that portion conveyed to Sunnyside City for the Cemetary described as follows: A parcel of land situated in the SE 1/4 of the NE 1/4 and the NE 1/4 of the SE 1/4 of Section 1, T15S, R13E, SLB&M, more particularly described as follows: Beginning at the West 1/4 Corner of Sec. 6, T15S, R14E, SLB&M; running thence S. 89 deg. 05' 55" W., 510.90 feet; thence N. 01 deg. 01' 14" W., 158.19 feet; thence N. 77 deg. 40' 24" E., 527.19 feet; thence S. 0 deg. 18' 05" W., 262.68 feet to the point of beginning.

Also Less from Section 1, that portion South of Highway 123 and North of the Rail Road Right of Way.

Section 2: N 1/2, LESS the D&RGWRR right of way, EXCEPTING therefrom all coal and other minerals.

Section 3: E 1/2 NE 1/4; NE 1/4 SE 1/4;

EXCEPTING therefrom an undivided 15/16 interest in all oil, gas and minerals.

#### TI5S, RI4E, SLBM

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Section 1: Lots 3 and 4; SW 1/4 NE 1/4; SW 1/4 SW 1/4;

EXCEPTING therefrom all coal.

Lots I and 2; SE I/4 NE I/4; E I/2 SE I/4.

Section 2: All,

EXCEPTING therefrom all coal.

Section 3: E 1/2,

EXCEPTING therefrom all coal.

W 1/2.

Section 4: All.

Section 5: All,

EXCEPTING therefrom the portion thereof which is within Sunnyside No.1 Plat, the State Highway #123, and the D&RGW Railroad Right of Way.

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ANN B. O'BRIEN-COUNTY OF CARBON 1997 APR 21 15:34 PM FEE \$236.00 BY REQUEST: SOUTH EASTERN UTAH TITLE CO

Section 6: Lots 1, 2, 3, 4, 5 and 7\*; S 1/2 NE 1/4; SE 1/4 F No.

NW I/4; SE I/4; E I/2 SW I/4.

(\* Option to Environmental Power Corporation)

EXCEPTING therefrom the following described por- tions thereof labelled (a) through

**(k)**:

LESS: a) The following subdivisions:

Sunnyside Subdivision - Plat "A"

Sunnyside Subdivision - Plat "A" (Revised.)

Sunnyside Subdivision - Plat "B"

Sunnyside Subdivision - Plat "C".

Sunnyside No. 1 Plat.

Sunnyside No. 2 Plat.

Sunnyside No. 2 Plat (Revised).

Ridgeway Subdivision.

LESS: b) Beg. atthe SW corner of Lotl9, Blk. 7, SUNNYDALE Amended Plat, according to the official plat thereof and running thence N l deg. 08' W 100 feet to the NE corner of said Lot 19, thence 50.0 feet in an E'ly direction along the arc of a curve to the right whose radius is 377.18 feet; thence N 360.0 feet; thence W 770.0 feet; thence S 540.77 feet; thence E 399.53 feet to the NE corner of Lot 26.

Block 4, SUNNYDALE; thence S 48 deg. 32'55"E 100.0 feet to the SE corner of said Lot 26; thence 49.38 feet in an E'ly direction along the arc of a curve to the left whose radius is 615.00 feet; thence 251.69 feet in an E'ly direction along the arc of a curve to the right whose radius is 277.18 feet (which curve is the N side of Edgehill Dr.) to the point of beginning. (Carbon County School District).

LESS: c) Beg. at a point 2222 feet S and 1214 feet W of the NE corner of said Sec. 6, said point also lying on the S'ly r/wline of State Highway 123, and running thence S 18 deg. 00' E 59 feet; thence S 72 deg. 00' W 84 feet; thence N 18 deg. 00' W 50 feet to said highway r/w line; thence N 72 deg. 00' E along said r/w 84 feet to the point of beginning.

LESS: d) Beg. at a point on the W line of said SW 1/4 NW 1/4 of said Sec. 6, 261 feet N of the SW corner thereof, which point is the SE corner of that certain tract conveyed to Carbon County School District by Deed from Kaiser Steel Corp. dated dated Nov. 8, 1957, and filed for record Nov. 15, 1957 in the office of the Recorder of Carbon County and of record in Book 51 at pages 65, et seq., Official Records of said County, running thence along the E line of said tract N 3 deg. 31' W 331.13 feet to the true point of beginning of the tract herein conveyed, which point is also the SW corner of this tract; thence continuing along the E line of the aforementioned school tract N 3 deg. 31'W 157.2 feet; thence N 72 deg. 35' E 222.5 feet, m/l, to a point on the W'ly boundary line of an

existing road known as Valley View; thence along the W'ly boundary of said existing road S 18 deg. 07' E 150 feet; thence S 72 deg. 35' W 271.4 feet, m/l, to the point of beginning, containing 0.85 acres, m/l. (Church of Jesus Christ of Latter-Day Saints).

LESS: e) Utah State Highway No. 123.

LESS: f) Beg. at a point which is South 2605.18 feet and West 1102.67 feet of the NE corner of Sec. 6, T15S, R14E, SLBM; thence S 71 deg. 14' W 150.00 feet; thence S 18 deg. 46' E 150.00 feet; thence N 71 deg. 14' E 150.00 feet; thence N 18 deg. 46' W 150.00 feet to the point of beginning.

LESS: g) Beg. at the E 1/4 corner of Sec. 6, T15S, R14E, SLBM and running thence S 0 deg. 13'39" W I818.48 feet along the E section line of Sec. 6 to the South right of way line of an existing railroad track; thence NW'ly along a curve to the right with a radius of 450.00 feet, through an angle of 83 deg. 37' 47", for a distance of 656.83 feet having a chord that bears N 40 deg. 27' 18" W 600.05 feet; thence N I deg. 21' 36" E 68.00 feet along the westerly right of way line of an existing railroad tract; thence S 57 deg. Il' 02" W 338.86 feet to an existing 5/8 inch rebar; thence S 66 deg. 15' 45" W 220.17 feet to an existing 5/8 inch rebar; thence S 86 deg. Il' 30" W 261.34 feet to a metal fence post; thence N 4 deg. 41'13" W 264.09 feet to a roof bolt on the west side of a gate in a fence line, thence N l0 deg. 54' 48" W 189.49 feet to a metal fence post; thence N 0 deg. 39' 10" W 254.39 feet to a metal fence post; thence N 10 deg. 09' 48" W 315.48 feet to metal fence post; thence N 6 deg. 32' 57" W 232.70 feet to a roof bolt in an existing fence line; thence N 6 deg. 32' 57" W 65.24 feet to the South right of way line of a Denver & Rio Grande Railroad as described in a certain deed dated July 29, 1912; thence N 71 deg. 27; 00" E 1209.07 feet along the South line of a 50 foot wide right of way for the Denver and Rio Grande Railroad; thence NE'ly along a curve to the left with a radius of 979.93 feet, through an angle of 9 deg. 19' 48" for a distance of 159.57 feet, having a chord that bears N 66 deg. 47' 06" E 159.40 feet to the east line of said Sec. 6; thence S 0 deg.13'39" W 174.12 feet along the east line of Sec. 6, to the point of beginning, and

LESS: h) Beg. at the SE corner of Sec. 6, T15S, R14E, SLBM which is a brass cap; and running thence N 89 deg. 57'59" W 2646.97 feet along the south line of said Sec. 6 to the S 1/4 corner of said Sec. 6; thence S 89 deg. 27' 59" W 1321.87 feet along the south line of said Sec. 6 to the SW corner of the SE 1/4 SW 1/4 of said Sec. 6; thence N 59 deg. 40' 32" E 666.58 feet to a metal fence post; thence N 44 deg. 13' 50" E 430.53 feet to a roof bolt; thence N 59 deg. 09'24" E 167.86 feet to a metal fence post; thence N 63 deg. 51'14" E 188.19 feet to a metal fence post; thence N 60 deg. 15'43" E 335.60 feet to a metal fence post; thence N 21 deg. 00'31" W 34.15 feet to an east brace post in a barbed wire fence; thence N 81 deg. 18' 59" E 1270.98 feet along an existing fence line to a roof bolt; thence N 36 deg. 40' 17" E 152.88 feet along a fence line to a roof bolt; thence S 4 deg. 41' 13" E 264.09 feet to a metal fence post; thence N 86 deg. 11' 30" E 261.34 feet to an existing 5/8 inch rebar; thence N 66 deg. 15' 45" E 220.17 feet to an existing rebar; thence N 57 deg. 11' 02" E 338.86 feet to the west right of way line of an existing railroad right of way; thence S 1 deg. 21' 36" W 68.00 feet along the westerly right of way line of an existing railroad track; thence SE'ly along

a curve to the left with a radius of 450.00 feet, through an angle of 83 deg. 37' 47" for a distance of 656.83 feet having a chord that bears S 40 deg. 27' 18" E 600.05 feet to a point on the east line of said Section 6; thence S 0 deg. 13' 39" W 818.01 feet along the section line to the point of beginning.

LESS: i) Beg. at the W 1/4 corner of Sec. 6, T15S, R14E, SLBM thence N 0 deg. 18' 05" E for a distance of 262.68 feet, thence N 89 deg. 05'55" E for a distance of 75.0 feet, thence S 0 deg. 18' 15" W for a distance of 262.68 feet, thence S 89 deg. (LESS the Railroad Right of Way).

LESS: j) Less that portion of Lot 7 of Sec. 6, T15S, R14E, SLBM, as disclosed in the Deed and Assignment to Intermountain Power Agency. Said portion is the Rail Road Right of Way.

ALSO: Less Lot 7.

LESS: k) LESS that portion conveyed to Sunnyside City for the Cemetary described as follows: A parcel of land situated in the SE 1/4 of the NE 1/4 and the NE 1/4 of the SE 1/4 of Section 1, T15S, R13E, SLB&M, more particularily described as follows: Beginning at the West 1/4 Corner of Sec. 6, T15S, R14E, SLB&M; running thence S. 89 deg. 05' 55" W., 510.90 feet; thence N. 01 deg. 01' 14" W., 158.19 feet; thence N. 77 deg. 40' 24" E., 527.19 feet; thence S. 0 deg. 18' 05" W., 262.68 feet to the point of beginning.

Section 6: ALSO, beg. at the SW corner of the SE 1/4 SW 1/4 of Sec. 6,T15S,R14E,SLBM, which is a brass cap and running thence N 59 deg. 40'32" E 666.58 feet to a metal fence post; thence N 44 deg. 13' 50" E 430.53 feet to a roof bolt; thence N 59 deg. 09' 24" E 167.86 feet to a metal fence post; thence N 63 deg. 51'14" E 188.19 feet to a metal fence post; thence N 60 deg. 15' 43" E 335.60 feet to a metal fence post; thence N 21 deg. 00'31" W 34.5 feet to an east brace post in a barbed wire fence; thence N 81 deg. 18'59" E 1270.98 feet along an existing fence line to a roof bolt; thence N 36 deg. 40' 17" E 152.88 feet along a fence line to a roof bolt; thence N 10 deg. 54' 48" W 189.49 feet to a metal fence post; thence N 0 deg. 39' 10" W 254.39 feet to a metal fence post; thence N 10 deg. 09'48" W 315.48 feet to a metal fence post; thence N 6 deg. 32' 57" W 232.70 feet to a roof bolt in an existing fence line; thence N 6 deg. 32'57" W 65.24 feet to the south right of way line of a Denver and Rio Grande Railroad as described in a certain deed dated July 29, 1912; thence S 71 deg. 27' 00" W 2811.72 feet along the south line of a 50 foot wide right of way for the Denver and Rio Grande Railroad; thence S 0 deg. 50' 04" W 153.50 feet to the NW corner of the SE 1/4 SW1/4 of said Section 6; thence S 0 deg. 50'04" W 1326.02 feet along the west line of the SE 1/4 SW 1/4 of said Sec. 6 to the point of beginning.

ALSO, beginning at the NE corner of Lot 6, and running thence S 50 feet; thence N 89 deg. 57' W 133.7 feet; thence S 69 deg. 30' W 597.1 feet; thence S 46 deg. 37' W 800 feet, m/l, to the intersection with the range line between Ranges l3 East and l4 East; thence N 0 deg. 16' E along said range line 578 feet, m/l, to an intersection with the S'ly r/w line of Utah State Highway No. 123, said point being

on the arc of a 1096.3 feet radius curve to the right; thence NE'ly 754.3 feet around the arc of said curve and along said r/w to an intersection with the E-W quarter section line of said Sec. 6; thence S 89 deg. 57' E 613 feet, m/l, along said quarter section line to the point of beginning, and containing 8 2 acres, m/l.

Sect. 6: All minerals lying below a depth of more than 500 feet below the surface of the following described tract:

Beg. at a point 2222 feet S and 1214 feet W of the NE corner of Sec. 6, said point also lying on the S'ly r/w line of State Highway 123, and running thence S 18 deg. 00' E 59 feet; thence S 72 deg. 00' W 84 feet; thence N 18 deg. 00' W 50 feet to said highway r/w line; thence N 72 deg. 00' E along said r/w 84 feet to the point of beg.

Also, LESS that portion of Section 6, conveyed to Historical Properties Inc., in the Quit Claim Deed recorded November 27, 1996 in Book 381 at page 392.

Also, LESS from Section 6, and Section 7, that tract North of the Railroad Right of Way and South of Highway 123, and that land, described as 25 feet North of a drainage/flood ditch and South to the North boundary of the Subdivisions. Said dtich extends into Section 5.

Section 7: All that land comprising an area of 181.34 acres, m/l, in Lots 1, 2, 3 and 4 and E 1/2 W 1/2 and W 1/2 W 1/2 SE 1/4 of said Sec. 7, lying E of the Carbon County Railroad r/w, the E'ly boundary of said Railroad r/w being 100.0 feet distant from the centerline of said r/w, more particularly described as follows:

Commencing at the intersection of the S line of Sec. 7, T15S, RI4E, SLBM, and the E'ly r/w line of the Carbon County Railroad, said point being more or less S 89 deg. 59' E 2053.10 feet from the South Closing Corner between Sec. 7 and 18 on the range line between Range 13 East and 14 East in T15S, SLBM, as established by the 1899 survey of the General Land Office, thence S 89 deg. 59' E 1233.70 feet to the SE corner of the W 1/2 W 1/2 SE 1/4 of said Sec. 7; thence N 2640.0 feet, m/l, to the NE corner of the W 1/2 W 1/2 SE 1/4 of said Sec. 7; thence N 89 deg. 59' W 660.0 feet, m/l, to the center of said Sec. 7, thence N along the quarter section line 2640.0 feet, m/l, to the N 1/4 corner of said Sec. 7; thence along the section line S 89 deg. 27' E as established by a Dependent Resurvey of the N boundary of said Sec. 7 by the General Land Office in 1942 a distance of 1860.02 feet, m/l, to a point of intersection of said section line and the E'ly r/w line of the Carbon County Railroad said point being located on the arc of a 673.7 feet radius curve right and 100.0 feet E'ly from the centerline of said railroad; thence following S'ly around the arc of said 673.7 feet radius curve 490.0 feet, m/l, to a point located 100.0 feet at right angles to the E'ly from station 107+05.9 of the Carbon County Railroad, said station being at P.T. of a 10 deg. curve to the right; thence S 21 deg. 23' W 245.4 feet along a line 100.0 feet from the parallel to the centerline of said railroad to a point at right angles from Station 109+51.4, said station being the P.C. of an 8 deg. curve left, thence S'ly along and around the arc of a 616.8 feet adius curve 100.0 feet from the parallel to the cont centerline of said railroad 305.0 feet to a point located at right angles from Station II3+05.9

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P.T. of said railroad centerline; thence S 6 deg. 57' E 2782.6 feet along a line 100.0 feet from and parallel to the centerline of said railroad to a point at right angles from Station 140+88.2 said station being the P.C. of a 4 deg. curve left; thence along and around the arc of a 1332.7 feet radius curve 100.0 feet from and parallel to the centerline of said railroad 896.81 feet to a point located at right angles from Station 150+50.7 P.T. of said railroad centerline; thence S 45 deg. 27' E 982.76 feet along a line 100.0 feet from and to the centerline of said railroad to a point at right angles from Station 160+33.66 of said railroad centerline and which point is a point of intersection of said section line between Sections 7 and 18 and the E'ly r/w line of said railroad, said point being the point of beginning.

LESS the following described portions thereof:

Lot 1; NE I/4 NW I/4; N I/2 S I/2 NW I/4.

Section 8: Lots 3 and 4.

EXCEPTING therefrom all coal and other minerals.

Lots 1 and 2; SE I/4 NE I/4; NE I/4 SE I/4;

S 1/2 SE 1/4.

Section 9: All

Section 10: NE 1/4.

EXCEPTING therefrom all coal.

NW I/4; S I/2.

Section 15: W 1/2; N 1/2 NE 1/4.

Section 16: All,

EXCEPTING therefrom the following described portion thereof:

Beg. at the SW corner of said Sec. 16, and running thence N 500 feet; thence E 900 feet; thence S 500 feet; thence W 900 feet to the point of beginning, containing 10.3 acres, more or less.

Section 17: E 1/2 NE 1/4; NE 1/4 SE 1/4.

Section 32: E 1/2 NE 1/4; E 1/2 SE 1/4; SW 1/4 SE 1/4,

EXCEPTING therefrom all coal.

# T15S, R15E, SLBM

116 Section 6: W 1/2, SW 1/4 SE 1/4,

**EXCEPTING** therefrom

Section 7: E 1/2 NW 1/4; NW 1/4 NE 1/4; S 1/2 NE 1/4;

N 1/2 SE 1/4; SE 1/4 SE 1/4,

EXCEPTING therefrom all coal.

Section 8: SW 1/4 SW 1/4.

EXCEPTING therefrom all coal.

Section 17: W 1/2 NW 1/4; SE 1/4 NW 1/4; SW 1/4,

EXCEPTING therefrom all coal.

Section 18: NE I/4 NE I/4,

EXCEPTING therefrom all coal.

Section 20: E 1/2 NW 1/4; NW 1/4 NW 1/4; NW 1/4 SE 1/4;

E 1/2 SW 1/4,

EXCEPTING therefrom all coal.

Section 29: E 1/2 SE 1/4; NW 1/4 SE 1/4,

EXCEPTING therefrom all coal.

All of Lot 18, Block 6, Plat B, SUNNYSIDE SUBDIVISION, as per official plat thereof.

LESS AND EXCEPTING therefrom the following described lands located in CARBON COUNTY which is referred to as the "FOOTPRINT":

Section 32, Township 14 South, Range 14 East, SLB&M:

S 1/2 NW 1/4 SW 1/4 NE 1/4; SW 1/4 SW 1/4 NE 1/4; W 1/2 NE 1/4 NW 1/4 SE 1/4; W 1/2 NW 1/4 SE 1/4; W 1/2 NW 1/4 SE 1/4; W 1/2 NW 1/4 SW 1/4 SE 1/4; S 1/2 SE 1/4 NE 1/4 SW 1/4 SE 1/4 SW 1/4 SE 1/4 SW 1/4 SW 1/4

Section 33, Township 14 South, Range 14 East, SLB&M:

S 1/2 SW 1/4 SW 1/4

Section 4, Township 15 South, Range 14 East, SLB&M:

N 1/2 NW 1/4 NW 1/4

Section 5, Township 15 South, Range 14 East, SLB&M:

NW1/4 NW 1/4 NE 1/4;NE 1/4 NW 1/4 NE 1/4; NW 1/4 NE 1/4 NE 1/4; N 1/2 NE 1/4 NE 1/4 NE 1/4; W 1/2 NW 1/4 NE 1/4 NW 1/4; NE 1/4 NW 1/4 NW 1/4; W 1/2 SE 1/4 NW 1/4 NE 1/4; W 1/2 NW 1/4 NW 1/4; E 1/2 NW 1/4 NW 1/4; SW 1/4 NW 1/4 NW 1/4; W 1/2 E 1/2 NW 1/4 SW 1/4; W 1/2 NW 1/4 SW 1/4; NW 1/4 SW 1/4 SW 1/4

ALSO LESS AND EXCEPTING therefrom the following described lands located in CARBON COUNTY known as the "REFUSE AREA":

Refuse area: T15S, R14E, SLB&M:

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Section 5: S 1/2 SE 1/4 SE 1/4; S 1/2 N 1/2 SE 1/4 SE 1/4

Section 8: N 1/2 NE 1/4 NE 1/4 Section 4: S 1/2 SW 1/4 SW 1/4

ALSO TOGETHER WITH an Easement Estate over and across the following Access Road located in Carbon County and more particularily described as follows:

A 30 foot wide right of way over and across the present road, described as follows: Beginning at a gate on the Road Right of Way in the SE 1/4 SW 1/4 of Section 32, T14S, R14E, SLBM; thence along the present road located in the NW 1/2 NW 1/4 NE 1/4; NE 1/4 NW 1/4 NE 1/4; NW 1/4 NE 1/4 NE 1/4 NE 1/4 NE 1/4 NE 1/4 NE 1/4 of said Section 32.

ALSO LESS AND EXCEPTING therefrom the following described lands located in Carbon County known as the "WELL SITE":

In Section 17, Township 14 South, Range 14 East, SLB&M:

BEGINNING at a point being South 2027.0 feet and West 2704.6 feet from the Northeast corner of Section 17, T14S, R14E, SLB&M; and running thence North 30 deg. 51' 53" East 298.83 feet; thence North 65 deg. 29' 32" East 361.39 feet; thence South 49 deg. 46' 31" East 37.83 feet to the Northwesterly edge of Water Canyon Road; thence (along that edge for the next four calls) South 43 deg. 42' 57" West 173.61 feet; thence South 28 deg. 45' 45" West 143.14 feet; thence South 26 deg. 24' 26" West 169.85 feet; thence South 22 deg. 58' 53" West 110.97 feet; thence North 58 deg. 46' 17" West

ALSO, all right, title and interest to the following Water Rights: #91-3456, 91-4270, 91-78, 91-3526, 91-3530, 91-3169.

RESERVING TO THE GRANTOR the following:

All interest in all other water rights associated or appurtenant to said land.

Rights of ingress and egress for private and commercial purposes, on all existing roadways and trails in the above described properties, which lead to property retained by Grantors.