

Entry No. 77469

For and in consideration of the sum of Ten and No/100 Dollars (\$10.00) to the undersigned in hand paid, the receipt whereof is hereby acknowledged, Victory Ranches, Inc., a corporation of the State of Utah, of the County of State of hereinafter called "Grantor," do hereby grant, convey and warrant 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, telephone 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 to and from the same, over and through, under or along that certain parcel of land situate in Summit County, State of Utah, and described as follows, to-wit:

Government Lot One (1); the Northeast quarter (NE $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) and the West half (W $\frac{1}{2}$) of the Northeast quarter (NE $\frac{1}{4}$) of Section 30, in Township 2 South of Range 5 East of the Salt Lake Meridian; also

That portion of Section 19, in Township 2 South of Range 6 East of the Salt Lake Meridian, described as follows: Beginning at the Southwest corner of the Southeast quarter (SE $\frac{1}{4}$) of said Section 19; and running thence East 329.4 feet; thence North 43° 47' West 548 feet, more or less, along County Road; thence South 360 feet to the place of beginning; also

That portion of Section 30, in Township 2 South of Range 6 East of the Salt Lake Meridian, described as follows: Beginning at the Northeast corner of the Northwest quarter (NW $\frac{1}{4}$) of said Section 30; and running thence North 362 feet to the South boundary of County Road; thence along the South boundary of County Road North 65° 6' West 480 feet; thence South 3° 38' East 121.5 feet; thence South 50° 43' West 988 feet to the Northwest corner of the Northeast quarter (NE $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of said Section 30; thence East 1320 feet to the place of beginning.

Said lines shall be laid, constructed or erected within a strip of land 16 $\frac{1}{2}$ feet in width across said lands of Grantor, the exact location of said strip of land to be determined by a survey to be made by Grantee, and within one (1) year from date hereof, Grantee shall execute and deposit for record in the Office of the County Recorder of said County an instrument containing the description of the center line of said 16 $\frac{1}{2}$ foot strip of land as determined by said survey. The Grantor expressly grants to Grantee permission for entry upon the said land for the purpose of surveying and locating said strip of land.

For the considerations aforesaid, Grantor further grants to Grantee the right of ingress to and egress from Grantee's right of way on the said lands of Grantor and on adjoining lands by any practicable route or routes across the said lands of Grantor, provided, that Grantee shall, wherever practicable, use said 16 $\frac{1}{2}$ foot strip of land or existing roads or lands.

Said lines may, in so far as the interests of Grantor extend therein, be laid, erected, installed and maintained across road, 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 line or pipe lines or underground wires 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 line or pipe lines or underground wires shall be buried, excepting that where they cross water courses or ledges or strata of rock they may be laid above the surface on such supporting structures as may be desired by Grantee.

Grantee shall have the right to remove or trim trees or portions thereof located on or 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, however, 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.

Grantor may maintain or erect boundary fences, but Grantee may cut said fences and install and maintain good and substantial gates which shall be kept locked with a double locked hasp or chain, the Grantor placing his padlock and the Grantee placing its padlock so that each may unlock said gate without hindrance of the other.

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, executors, administrators, successors and assigns.

IN WITNESS WHEREOF, these presents are hereby signed this 22 day of April 1948.

WITNESSES:

Arthur S. Cowen

VICTORY RANCHES, INC.

Seal

By Madeline A. Werner, Pres

State of New York : : SS
County of New York :

On the 22nd day of April, 1948, personally appeared before me Madeline A. Werner the singer of the above instrument, who duly acknowledged to me that she executed the same,

s, President of Victory Ranches, Inc.

WITNESS my hand and notarial seal
My commission expires *March 30, 1950*
Seal/

Arthur S. Cowan
Notary Public
Residing at New York City.

State of New York:
: SS

No. 18009

County of New York :

I, Archibald R. Watson, County Clerk of the Supreme Court, New York County, a Court of Record having by law a seal, DO HEREBY CERTIFY that Arthur S. Cowan whose name is subscribed to the annexed affidavit, deposition, certificate of acknowledgment or proof, was at the time of taking the same a NOTARY PUBLIC in and for the State of New York, duly commissioned and sworn and qualified to act as such throughout the State of New York; that pursuant to law a commission, or a certificate of his official character, and his autograph signature, have been filed in my office; that as such Notary Public he was duly authorized by the laws of the State of New York to administer oaths and affirmations, to receive and certify the acknowledgment or proof of deeds, mortgages, powers of attorney and other written instruments for lands, tenements and hereditaments to be read in evidence or recorded in this State to protest notes and to take and certify affidavits and depositions; and that I am well acquainted with the handwriting of such Notary Public, or have compared the signature on the annexed instrument with his autograph signature deposited in my office, and believe that the signature is genuine.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 23 day of Apr. 1948.

Seal/

Fee paid 25¢

Archibald R. Watson
County Clerk and Clerk of the Supreme
Court, New York County

Recorded at the request of Salt Lake Pipe Line Co., May 24, A.D. 1948, at 9:30 o'clock A.M.

Mae R. Tree County Recorder

Entry No. 77470 ----- p

CERTIFIED COPY OF CORPORATE RESOLUTIONS:

I, the undersigned, Acting Secretary of VICTORY RANCHES, INC., do hereby certify that, at a special meeting of the Board of Directors of said corporation held at the office of OTTERBOURG, STEINDLER, HOUSTON & ROSEN, 200 Fifth Avenue, New York City, on the 22nd day of April, 1948, at two o'clock in the afternoon, a quorum being then present, the following resolutions were unanimously adopted and recorded in the minute book of said corporation kept by me and are in accord with and pursuant to the Charter and By-Laws of said corporation, and are now in full force and effect, to wit:

"RESOLVED, that the President of this company, be and she hereby is authorized and directed to execute and deliver to the SALT LAKE PIPE LINE COMPANY a right of way agreement, in accordance with the form attached hereto, in consideration of the payment to the corporation of the sum of \$135.00.

"FURTHER RESOLVED, that the President, be and she hereby is authorized and directed to execute any and all other instruments necessary to effectuate the aforesaid right of way agreement."

I further certify that a copy of the right of way agreement referred to in the aforementioned resolutions is attached hereto and made a part hereof.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of this corporation this 22nd day of April, 1948.

Edwin M. Otterbourg

Seal/

I, the undersigned, President of the corporation abovenamed, do hereby certify that the foregoing certificate is, in all respects, true and contains a true copy of the resolutions regularly adopted by the Board of Directors of said corporation in the manner therein stated.

Madeline A. Werner

For and in consideration of the sum of ten and no/100 dollars (\$10.00) to the undersigned in hand paid, the receipt whereof is hereby acknowledged, VICTORY RANCHES, INC., a corporation of the State of Utah, of the County of , State of , hereinafter called "Grantor," do hereby grant, convey and warrant 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, telephone 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 to and from the same, over and through, under or along that certain parcel of land situate in Summit County, State of Utah, and described as follows, to wit:

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