

ENT 8080 BK 3086 PG 215  
NINA B REID UTAH CO RECORDER BY MB  
1993 FEB 11 4:22 PM FEE 9.50  
RECORDED FOR KERN RIVER GAS TRANSMISSION

AFFIDAVIT OF RIGHT-OF-WAY AND EASEMENT CENTERLINE DESCRIPTION

Kern River Gas Transmission Company, a Texas general partnership, whose address is P. O. Box 58900, Salt Lake City, Utah 84158-0900, hereinafter referred to as "Affiant", is the Grantee of a Non-Exclusive Right-of-Way Easement and Agreement identified as follows:

Grantor: Sunshine Precious Metals, Inc., formerly Sunshine Mining Company, a Delaware corporation, and HMC Mining, Inc., a Utah corporation,  
Dated: May 22, 1991, recorded as Entry Number 22194, in Book 2800, Page 220, public records of Utah County, Utah.

Whereas, Kern River Gas Transmission Company obtained an as-built survey of the permanent pipeline right-of-way and easement after construction. Now therefore, for and in consideration of the mutual covenants, promises and agreements contained in said Non-Exclusive Right-Of-Way Easement and Agreement, Kern River Gas Transmission Company does hereby specify the width and location of such right-of-way and easement as more particularly set forth and described in Exhibits "A" and "B" attached hereto and by this reference specifically made a part hereof.

Affiant states that the description of the hereinabove non-exclusive right-of-way and easement is the surveyed centerline description, and that the description has been recorded.

Executed this 11<sup>th</sup> day of February, 1993.

Kern River Gas Transmission Company

BY: Kenneth L. Claggett  
Kenneth L. Claggett  
Attorney-in-Fact

ACKNOWLEDGEMENT - ATTORNEY-IN-FACT

STATE OF UTAH )  
COUNTY OF SALT LAKE )

On the 11<sup>th</sup> day of February, 1993, Kenneth L. Claggett personally appeared before me and being by me duly sworn, did say that he is the Attorney-in-Fact for Kern River Gas Transmission Company, and that the Affidavit of Right-of-Way and Easement Centerline Description was signed on behalf of Kern River Gas Transmission Company, and said Kenneth L. Claggett acknowledged to me that he as such Attorney-in-Fact executed the same.

My Commission Expires:

4-22-94

Rex Johnson  
Notary Public  
Residing at:

Salt Lake City, Utah

LL# 355W & 355.01W

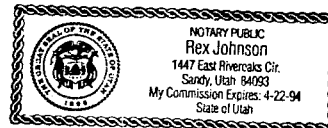


EXHIBIT "A"

Line List No. 355 W  
UTAH COUNTY, UTAH  
As-Built Description

A STRIP OF LAND 50 FEET WIDE ACROSS A PORTION OF THE NORTHEAST QUARTER OF SECTION 18, TOWNSHIP 10 SOUTH, RANGE 1 WEST, SALT LAKE BASE & MERIDIAN, UTAH COUNTY, UTAH, BEING 25 FEET EASTERLY, AND 25 FEET WESTERLY, OF THE CENTERLINE OF AN EXISTING 36-INCH DIAMETER PIPELINE, WHOSE LOCATION SHALL CONTROL SAID RIGHT-OF-WAY AND EASEMENT, BEING FURTHER DESCRIBED BY THE FOLLOWING SURVEY LINE:

BEGINNING AT A POINT LOCATED ON THE NORTH LINE OF SECTION 18, TOWNSHIP 10 SOUTH, RANGE 1 WEST, SALT LAKE BASE & MERIDIAN, UTAH COUNTY, UTAH, SAID POINT BEING NORTH 89°30'16" EAST (BEARINGS ARE BASED ON WYOMING STATE PLANE COORDINATE SYSTEM - WEST ZONE - 1927 DATA) 68.89 FEET ALONG SAID NORTH LINE FROM THE NORTH QUARTER CORNER OF SAID SECTION 18, AND RUNNING THENCE

SOUTH 17°06'26" WEST 215.26 FEET, MORE OR LESS

TO A POINT ON THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 18, SAID POINT BEING SOUTH 1°31'12" EAST 205.21 FEET ALONG SAID WEST LINE FROM THE NORTH QUARTER CORNER OF SAID SECTION 18.

THE RIGHT-OF-WAY LINES OF SAID STRIP OF LAND ARE TO BE ALTERED SO AS TO BEGIN ON THE NORTH LINE OF SAID SECTION 18 AND TO TERMINATE ON THE WEST LINE OF SAID NORTHEAST QUARTER OF SAID SECTION 18.

THE LENGTH OF THE DESCRIBED SURVEY LINE IS 215.26 FEET, CONTAINING 0.247 ACRES, MORE OR LESS.

*HL*  
12/11/92

EXHIBIT "B"

Line List No. 355.01 W  
UTAH COUNTY, UTAH  
As-Built Description

A STRIP OF LAND 50 FEET WIDE ACROSS A PORTION OF THE NORTHWEST QUARTER OF SECTION 18, TOWNSHIP 10 SOUTH, RANGE 1 WEST, SALT LAKE BASE & MERIDIAN, UTAH COUNTY, UTAH, BEING 25 FEET EASTERLY, AND 25 FEET WESTERLY, OF THE CENTERLINE OF AN EXISTING 36-INCH DIAMETER PIPELINE, WHOSE LOCATION SHALL CONTROL SAID RIGHT-OF-WAY AND EASEMENT, BEING FURTHER DESCRIBED BY THE FOLLOWING SURVEY LINE:

BEGINNING AT A POINT LOCATED ON THE EAST LINE OF THE NORTHWEST QUARTER OF SECTION 18, TOWNSHIP 10 SOUTH, RANGE 1 WEST, SALT LAKE BASE & MERIDIAN, UTAH COUNTY, UTAH, SAID POINT BEING SOUTH 1°33'12" EAST (BEARINGS ARE BASED ON WYOMING STATE PLANE COORDINATE SYSTEM - WEST ZONE - 1927 DATA) 205.21 FEET ALONG SAID EAST LINE FROM THE NORTH QUARTER CORNER OF SAID SECTION 18, AND RUNNING THENCE

SOUTH 17°06'27" WEST 157.80 FEET; THENCE  
SOUTH 1°41'49" EAST 359.16 FEET, MORE OR LESS

TO A POINT ON THE SOUTH LINE OF THAT TRACT OF LAND CONVEYED BY WARRANTY DEED RECORDED AS ENTRY NUMBER 33301, IN BOOK 2176, PAGE 468, IN THE OFFICE OF THE UTAH COUNTY RECORDER, STATE OF UTAH, SAID POINT BEING SOUTH 89°24'26" WEST 49.60 FEET ALONG SAID SOUTH LINE FROM THE SOUTHEAST CORNER OF SAID TRACT OF LAND.

THE RIGHT-OF-WAY LINES OF SAID STRIP OF LAND ARE TO BE ALTERED SO AS TO BEGIN ON THE EAST LINE OF SAID NORTHWEST QUARTER OF SAID SECTION 18 AND TO TERMINATE ON THE SOUTH LINE OF SAID TRACT OF LAND.

THE LENGTH OF THE DESCRIBED SURVEY LINE IS 516.96 FEET, CONTAINING 0.593 ACRES, MORE OR LESS.

*PK*  
12/1/22