

Recorded at the request of
Kern River Gas Transmission Company

When Recorded Mail to:
Kern River Gas Transmission Company
1615 West 2200 South, Suite C
Salt Lake City, UT 84119
Attn: Cynthia Lowrey

8249786
05/31/2002 02:32 PM 23.00
Book - 8604 Pg - 2527-2533
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
KERN RIVER GAS TRANSMISSION
SUITE C
1615 W 2200 S
SLC UT 84119
BY: TAS, DEPUTY - WI 7 P.

508-5381

Assessor Parcel Number 27-31-400-011 and 27-32-300-011

AMENDMENT TO RIGHT-OF-WAY and EASEMENT CONTRACT

This Right-of-Way Contract Amendment ("Amendment") is dated this 20 day of May, 2002, by and between Kern River Gas Transmission Company, located at P.O. Box 58900, Salt Lake City, Utah 84158-0900 ("Grantee"), and Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints, a Utah Corporation Sole, whose address is 50 E. North Temple St, # 2200, Salt Lake City, UT 84150 ("current Grantor").

RECITALS:

- A. Whereas, by that certain Right-of-Way Contract filed 11/13/92, "The Contract", Land Number 268W, recorded in the records of Salt Lake County, Book 6554, Page 1420 Daro E. Hamilton, as Grantor, and by that certain Right-of-Way Contract filed 11/13/92, "The Contract", Land Number 268.01W, recorded in the records of Salt Lake County, Book 6554, Page 1414, Daro E. Hamilton, Vea Jean Hamilton, and Kevin Daro Hamilton, as Grantors, granted and conveyed unto Grantee a right-of-way on, over and through certain real property situated in Salt Lake County, State of Utah, as described and identified in the Contract.
- B. Whereas, the undersigned Grantor ~~warrants that~~ ^{is} it is now the owner in fee simple of the following ~~the~~ described property:

TOWNSHIP 3 SOUTH, RANGE 1 WEST OF THE SALT LAKE BASE AND MERIDIAN

Section 32: Beginning at the Southwest Corner and running thence along the Section line South 89°48'52" East 1117.90 feet; thence North 322.00 feet; thence South 89°48'52" East 210.15 feet; thence North 00°16'34" East 991.16 feet; thence North 89°53'00" West 1324.84 feet; thence North 00°20'55" East 1311.57 feet; thence North 89°30'59" West 2095.80 feet to the Easterly Right of Way Line of the Jacobs-Welby Canal; and running thence along said Right of Way Line the following three (3) courses: (1) South 00°38' 55" East 1493.47 feet; (2) South 21°52'55" East 350.61 feet; (3) South 11°42'45" East 437.62 feet; thence North 89°50'20" East 344.31 feet; thence South 00°14'25" West 388.63 feet, to a point on the section line; thence North 89°46'30" West, along the section line, 263.41 feet to the Easterly Right of Way Line of the Jacobs-Welby Canal; and running thence along said Right of Way Line the following six (6) Courses: (1) South 03°53'10" West 755.00 feet; Tract # K-UT-SL-268W & K-UT-SL-268.01W

BK8604PG2527

(2) South 04°33'25" East 554.80 feet; (3) South 22°35'20" East 502.80 feet; (4) South 06°51'15" East 103.96 feet; (5) South 00°05'15" East 614.86 feet; (6) South 20°42'10" East 82.69 feet; thence North 61°50' 00" East 72.51 feet; thence South 81°34'00" East 103.21 feet; thence North 00°55'45" East 2099.63 feet; thence South 89°46'30" East 10.80 feet; thence North 00°14'05" West 445.85 feet; thence South 89°46'30" East 1326.42 feet to the point of beginning.

Basis of bearing was South 89°48'52" East between the Southwest Corner and the South Quarter corner of said Section.

AGREEMENT:

NOW THEREFORE, for and in consideration of the mutual promises contained in this Amendment, Grantor grants to Grantee an amendment as described below:

1. The parties desire and agree to amend the Contract to allow construction of an additional pipeline and appurtenances. The additional pipeline will be located approximately 25-feet from the existing pipeline and the right-of-way configuration will be 25-feet from the edge of the right-of-way to each pipeline and 25-feet between pipelines. The total width of the right-of-way easement for the pipelines is 75-feet. See Exhibit "A" attached hereto and made a part hereof.
2. The parties agree that in the event that Grantee determines that its pipeline is in need of repair, maintenance or replacement, Grantee will use its best efforts not to disturb Grantors improvements within the 75-foot easement area.

This Amendment will be binding upon and inure to the benefit of the heirs, successors and assigns of the parties to this Amendment.

Except as amended, all terms, conditions and provisions of the existing Right-of-Way Contract will remain and continue in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment as of this 28 day of MAY, 2002.

ATTEST:

Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints, a Utah Corporation
Sole

By: _____

By: TERRY F. RUDD

AUTHORIZED AGENT

Title _____

Title _____



KERN RIVER GAS TRANSMISSION COMPANY

Paula Reuter
Attorney-in-Fact

Tract # K-UT-SL-268W & K-UT-SL-268.01W

BK8604 PG2528

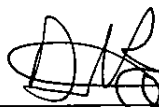
ACKNOWLEDGMENT

STATE OF UTAH)

COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 28 day of MAY, 2002, by TERRY F. RUDD, **AUTHORIZED AGENT** FOR Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah corporation sole.

My Commission Expires:



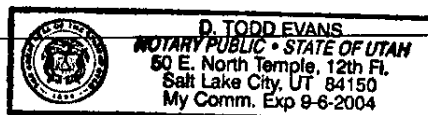
Notary Public in and for

09-06-04

SALT LAKE

County,

State of UTAH



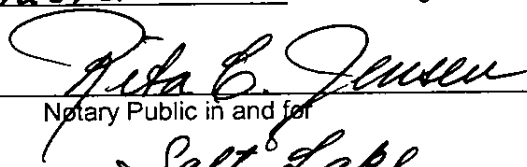
ACKNOWLEDGMENT---ATTORNEY-IN-FACT

STATE OF Utah)

COUNTY OF Salt Lake)

On this 29th day of January, 2002, Paula Rueter, personally appeared before me and being by me duly sworn, did say that she/he is the Attorney-in-Fact of Kern River Gas Transmission Company, and that the Agreement was signed on behalf of Kern River Gas Transmission Company and said Paula Rueter acknowledged to me that she/he as such Attorney-in-Fact executed the same.

My Commission Expires:



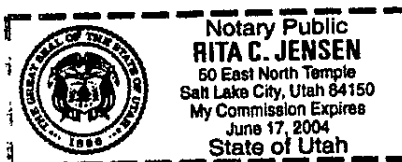
Notary Public in and for

6/17/2004

Salt Lake

County,

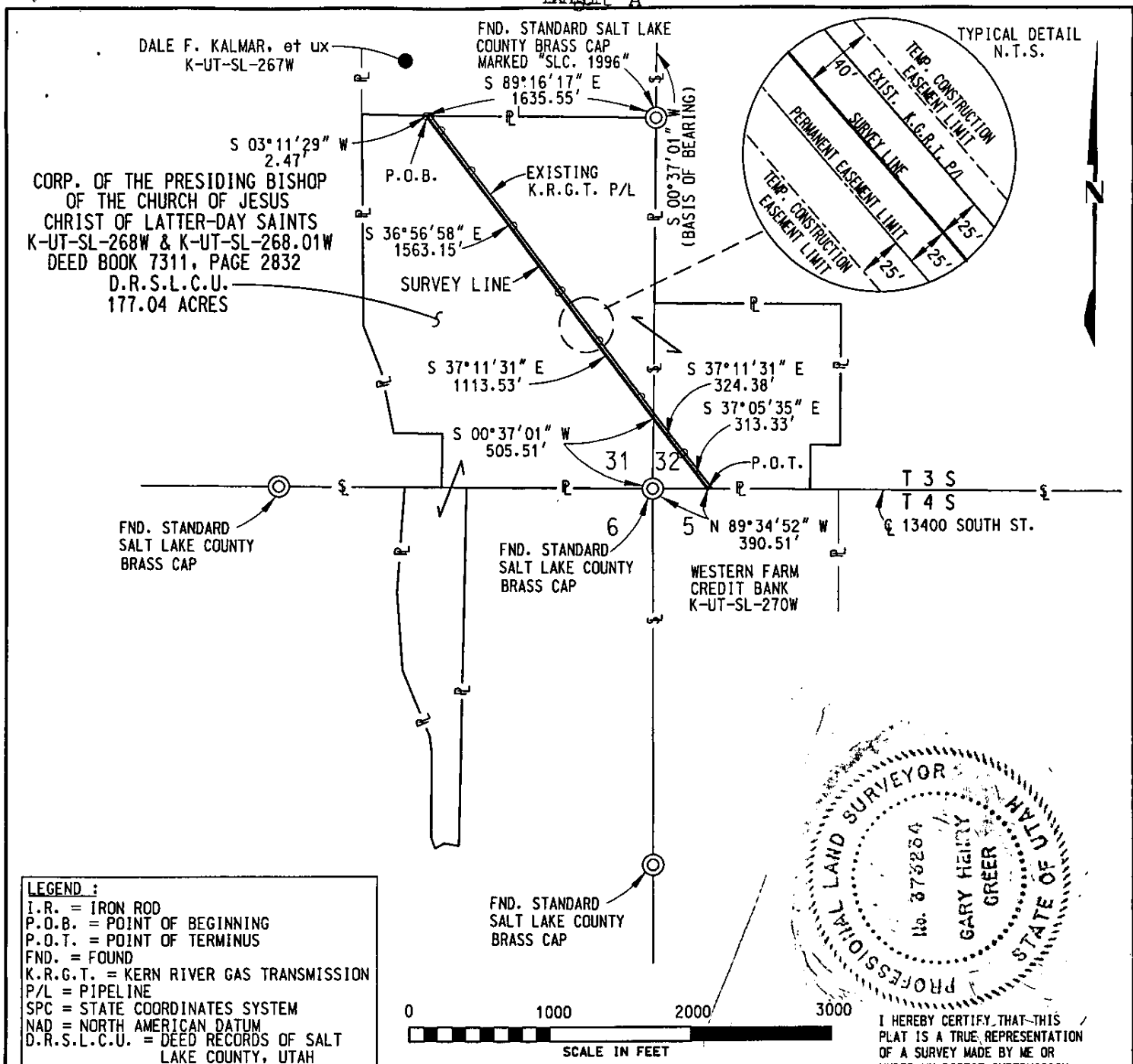
State of Utah



Tract # K-UT-SL-268W & K-UT-SL-268.01W

BR8604PG2529

Exhibit "A"



I HEREBY CERTIFY THAT THIS
PLAT IS A TRUE REPRESENTATION
OF A SURVEY MADE BY ME OR
UNDER MY DIRECT SUPERVISION.

GARY HENRY GREER PLS #373234
PROFESSIONAL LAND SURVEYOR

- NOTES:**

1. BEARINGS AND DISTANCES ARE BASED ON THE "UTAH COORDINATE SYSTEM 1983 CENTRAL ZONE", DERIVED FROM GPS METHODS. SCALE FACTOR OF 0.999745661 APPLIED TO RODDAGE AND ACREAGE.
2. BASIS OF BEARING EAST LINE OF SECTION 31 BEING S 00°37'01" W
3. EASEMENT SURVEY AUGUST 2001.
4. PREPARED BY: UNIVERSAL ENSCO, INC. 1811 BERING DR. HOUSTON, TX. 77057


DRAWING NO.			REFERENCE TITLE				KERN RIVER GAS TRANSMISSION COMPANY PROPERTY PLAT PERMANENT, TEMPORARY CONST. & A.T.W.S. EASEMENTS CROSSING PROPERTY OF CORP. OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS T 3 S - R 1 W, SECTIONS 31 & 32 SALT LAKE COUNTY, UTAH					
NO.	DATE	BY	REVISION DESCRIPTION	W.O. NO.	CHK.	APP.	DRAWN BY:	UE1	DATE:	01-11-2002	ISSUED FOR BID:	SCALE: 1" = 1000'
							CHECKED BY:	UE1	DATE:	01-11-2002	ISSUED FOR CONSTRUCTION:	
							APPROVED BY:		DATE:		DRAWING NUMBER:	K-UT-SL-268-268.01W SHEET 1
											2TIMEZ 2PATHX	OF 1

Exhibit "A"

CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST
OF LATTER-DAY SAINTS
SALT LAKE COUNTY, UTAH
L.L. No. K-UT-SL-268-268.01W
SHEET 1 OF 3

A (25) FOOT WIDE PERMANENT EASEMENT

Being a twenty five (25) foot wide permanent easement lying twenty five (25) feet Southwesterly of the following description Survey line, also following an existing Kern River 36" pipeline.

Said (25) foot wide permanent easement extending over, through and across a portion of certain 177.04 acre tract conveyed to Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints and being located in the Southeast Quarter of Section 31 and the Southwest Quarter of the Southwest Quarter of Section 32, Township 3 South, Range 1 West, Salt Lake Base and Meridian, Salt Lake County, Utah, and the Northeast Quarter of Section 6, Township 4 South, Range 1 West, Salt Lake Base and Meridian, Salt Lake County, Utah. Said 177.04 acre tract being more particularly described in Deed Book 7311, Page 2832 of the Deed Records of Salt Lake County, Utah, said Survey line being more particularly described as follows:

Beginning at a point on the North line of said 177.04 acre tract from which a standard Salt Lake County Brass Cap marked "SLC. 1996" found marking the East Quarter corner of said Section 31 bears South $89^{\circ}16'17''$ East, a distance of 1635.55 feet;

THENCE South $03^{\circ}11'29''$ West, a distance of 2.47 feet to a point;

THENCE South $36^{\circ}56'58''$ East, a distance of 1563.15 feet to a point;

THENCE South $37^{\circ}11'31''$ East, a distance of 1113.53 feet to a point on the East line of said Section 31, from which a standard Salt Lake Brass Cap found marking the Southeast corner of said Section 31 bears South $00^{\circ}37'01''$ West a distance of 505.51 feet;

THENCE South $37^{\circ}11'31''$ East, a distance of 324.38 feet to a point;

THENCE South $37^{\circ}05'35''$ East, a distance of 313.33 feet to a point of terminus on the South line of said 177.04 acre tract and being the South line of said Section 32, from which a standard Salt Lake County Brass Cap found marking said Southeast corner of said Section 31 bears North $89^{\circ}34'52''$ West a distance of 390.51 feet. Said easement being 201.02 rods in length and contains 1.90 acres of land.

BK8604 PG2531

Exhibit "A"

CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST
OF LATTER-DAY SAINTS (Continued)
SALT LAKE COUNTY, UTAH
L.L. No. K-UT-SL-268-268.01W
SHEET 2 OF 3

TEMPORARY CONSTRUCTION EASEMENT

Being a twenty five (25) foot wide strip of land, adjoined to and parallel with the Southwesterly line of the herein described permanent easement, and a forty (40) foot wide strip of land, adjoined to and parallel with the Survey line of the herein described permanent easement, extending and shortening the side lines of the temporary construction easement at the beginning and termination to intersect with the North and South lines of said 177.04 acre tract and containing a total of 4.95 acres of land.

ADDITIONAL TEMPORARY WORK SPACE

Being a fifty (50) foot wide strip of land, being adjoined to and parallel with the Southwesterly line of the herein described temporary construction easement, beginning at the intersection of the North line of said 177.04 acre tract and the Southwesterly line of the herein described temporary construction easement, and extending 143.59 feet in a Southeasterly direction, extending and shortening the side lines of the additional temporary work space to intersect with the North line of said 177.04 acre tract, and contains 0.18 acres.

Being a forty (40) foot wide strip of land, being adjoined to and parallel with the Northeasterly line of the herein described temporary construction easement, beginning at the intersection of the North line of said 177.04 acre tract and the Northeasterly line of the herein described temporary construction easement, and extending 126.46 feet in a Southeasterly direction, extending and shortening the side lines of the additional temporary work space to intersect with the North line of said 177.04 acre tract, and contains 0.10 acres.

Being a fifty (50) foot wide strip of land, being adjoined to and parallel with the Southwesterly line of the herein described temporary construction easement, beginning at a point 29.00 feet Northwesterly from the intersection of the South line of said 177.04 acre tract and the Southwesterly line of the herein described temporary construction easement, and extending 188.45 feet in a Northwesterly direction extending and shortening the side lines of the additional temporary work space, and contains 0.19 acres of land.

BK8604 PG2532

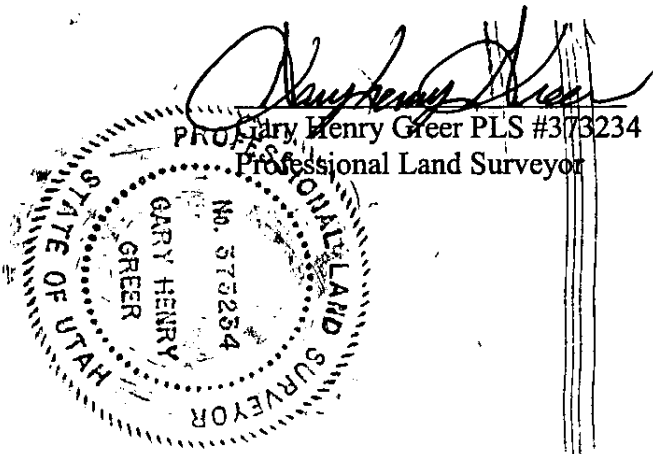
Exhibit "A"

CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST
OF LATTER-DAY SAINTS (Continued)
SALT LAKE COUNTY, UTAH
L.L. No. K-UT-SL-268-268.01W
SHEET 3 OF 3

Being a forty (40) foot wide strip of land, being adjoined to and parallel with the Northeasterly line of the herein described temporary construction easement, beginning at a point 29.00 feet Northwesterly from the intersection of the South line of said 177.04 acre tract and the Northeasterly line of the herein described temporary construction easement, and extending 150.00 feet in a Northwesterly direction extending and shortening the side lines of the additional temporary work space, and contains 0.15 acres of land.

Job #4701.700
Reference Drawing K-UT-SL-268-268.01W
Basis of bearing East line of Section 31 being S 00°37'01" W

Date: 1-22-07



BK8604PG2533