

Entry No. 008371
Indexed ✓✓
Abstracted ✓
Reg. Fee 71.50

QUITCLAIM DEED

STATE OF UTAH }
COUNTY OF CARBON } SS
FILED AND RECORDED FOR
Kaiser Coal Corp.
(Leases & Records)

JUN 17 10 29 AM '85

BOOK 250 OF RECORDS
PAGE 93-128

ANN B. O'BRIEN
COUNTY RECORDER

THIS QUITCLAIM DEED made this 20th day of June,
1985, by THE CARBON COUNTY RAILWAY COMPANY, a corporation of
the State of Utah, whose address is 135 Jamison Lane, P.O. Box
68, Monroeville, Pennsylvania 15146, hereinafter referred to
as "Grantor";

WITNESSETH: That in consideration of payment by
Kaiser Coal Corporation, a corporation of the State of
Delaware, 102 South Tejon, Suite 800, Colorado Springs,
Colorado 60903, hereinafter referred to as "Grantee", of Fifty
Thousand Dollars (\$50,000), in hand paid, the receipt whereof
is hereby acknowledged, and Grantee's further agreement to pay
Grantor additional consideration in the amount of Two Hundred
and Fifty Thousand Dollars (\$250,000) pursuant to that certain
Option to Purchase Property and Real Estate dated December 11,
1984, between Grantor and Kaiser Steel Corporation (hereinafter
the "Option Agreement"), THE CARBON COUNTY RAILWAY COMPANY does
hereby grant, convey, assign and quitclaim to Grantee, without
warranty of title (except as provided in Section 5 of the
Option Agreement), all right, title and interest of the
Grantor, in and to all those lands, including cuts and fills
thereon, slopes, slope rights, draining ditches, culverts and
other drainage facilities, buildings and hereditaments thereon,
situated in Carbon County and Emery County in the State of
Utah, which lands are more particularly described as set forth

on Exhibit "A" attached hereto, and including those certain rights-of-way granted pursuant to the provisions of the Act of March 3, 1875 (18 Stat. 482) as set forth in Exhibits "B" and "C" attached hereto, and subject to the exceptions set forth in Exhibit "D" attached hereto.

TOGETHER with all buildings and improvements thereupon erected, made or being, and all and every of the rights, alleys, ways, waters, privileges, appurtenances and advantages to the same belonging, or in anywise appertaining, and all of Grantor's interest in any and all agreements of any nature which affect the Property herein conveyed, including any and all parcels of land abutting or contiguous to the aforesaid right-of-way, in and to which the Grantor has any right, title or interest.

TO HAVE AND TO HOLD the premises aforesaid, with the privileges and appurtenances thereunto belonging, to Grantee, Grantee's successors and assigns forever.

Except as provided in and to the extent provided for in Section 5 of the Option Agreement, this conveyance is made subject to:

(a) Statutory and municipal or other governmental restrictions, if any, as to the use of the land and buildings conveyed herein;

(b) Any state of facts that an accurate survey and inspection of the premises would disclose;

(c) Any brook, stream, drainage ditch or sewer, crossing or bounding the premises;

(d) Public streets and roadways dedicated and in place as of the date first above written;

(e) Any and all contracts, agreements or commitments which affect the Property herein conveyed and which run with title to lands, including but not limited to:

(i) that certain Quitclaim Deed dated December 30, 1950 between Geneva Steel Company, as Grantor, and Carbon County Railway Company, as Grantee, and recorded February 9, 1951 as Entry No. 60144, in Book 15-C, at page 324, in the records of the Carbon County, Utah Recorder;

(ii) that certain Instrument of Conveyance, Transfer and Assignment, dated December 31, 1946 between Geneva Steel Company, as Grantor, and Carbon County Railway Company, as Grantee, and recorded October 20, 1948, as Entry No. 53178, in Book 12 of Misc., at Page 606, in the records of the Carbon County, Utah Recorder, and recorded October 26, 1948 as Entry No. 72492 in Book D of Miscellaneous at Page 222 in the records of the Emery County, Utah Recorder;

(iii) that certain Quitclaim Deed dated August 14, 1928 between Duncan MacVichie and Pearl D. MacVichie as Grantors, and Carbon County Railroad Company, as Grantee, and recorded in Book 3M at Page 409 in the records of the Carbon County, Utah Recorder;

(iv) that certain Easement dated February 3, 1923 between Fred Paternoster and Gioseppina Paternoster, Ralph A. McBroom and Annette McBroom as Grantors, and Carbon County Railway Company, as Grantee, and recorded in Book 3M at Page 399 in the records of the Carbon County, Utah Recorder;

(v) that certain Instrument of Conveyance dated October 26, 1949 between Reconstruction Finance Corporation, as Grantor, and Carbon County Railway Company, as Grantee, recorded in Book 15-A at Page 45 in the records of the Carbon County, Utah Recorder; and

(vi) that certain Quit Claim Deed dated October 28, 1954 between Industrial Plants Corporation, as Grantor, and Carbon County Railway Company, as Grantee, recorded in Book 30 at Page 94 in the records of the Carbon County, Utah Recorder.

(f) The rights of tenants and users of any existing electrical transmission lines, telephone lines, wirelines or pipelines in, on, over, under and across the premises.

From time to time, at the request of Grantee, Grantor will execute and deliver to Grantee such other instruments of conveyance, transfer and assignment and take such other action as Grantee may reasonably require to more effectively convey, transfer to, and vest in Grantee, and to put Grantee in possession of the property delivered to Grantee hereunder.

IN WITNESS WHEREOF, THE CARBON COUNTY RAILWAY COMPANY, pursuant to due corporate authority, has caused its name to be

signed hereto by its officer hereunto duly authorized and its corporate seal, duly attested, to be hereunto affixed, as of the day and year first above written.

WITNESSES: THE CARBON COUNTY RAILWAY COMPANY

Bery Martin

By *D. H. Hoffman*
Its President

Patricia S. Weston

ATTEST:

W. C. Teiper
Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA)
: ss.
COUNTY OF ALLEGHENY)

On the 20th day of May, 1985, personally appeared before me D. H. Hoffman, who, being by me duly sworn, did say that he is the President of CARBON COUNTY RAILWAY COMPANY, that said instrument was signed in behalf of said corporation by authority of its by-laws or a resolution of its board of directors, and said D. H. Hoffman acknowledged to me that said corporation executed the same.

Joseph Teiper
NOTARY PUBLIC
Residing at: Pittsburgh, Pa.

My Commission Expires:

DECEMBER 15, 1988
MY COMMISSION EXPIRES
PITTSBURGH, ALLEGHENY COUNTY, PA.
JOSEPH M. TELLEP, Notary Public

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EXHIBIT A

Attached to and made a part of Quitclaim Deed from Carbon County Railway Company, Grantor, to Kaiser Coal Corporation, Grantee, dated May 20, 1985.

PARCEL NO. 1

That portion of the Carbon County Railway Company Right-of-Way located in:

Township 15 South, Range 13 East, SLM

• Section 11: NE $\frac{1}{4}$ NW $\frac{1}{4}$

more specifically described in that certain Quit Claim Deed from Duncan MacVichie and Pearl D. MacVichie to Carbon County Railroad Company dated August 14, 1928, recorded in Book 3M at Page 409 of the records of Carbon County, Utah, as follows:

A right of way for a railroad, said right of way being 100 feet wide and extending through the Northeast Quarter of the Northwest Quarter of Section 11, Township 15 South, Range 13 East, SLB&M, being a tract of land, the boundaries of which are located parallel to and 50 feet distant from the following described center line:

Beginning at a point on the south side of the Sunnyside Branch of the Denver & Rio Grande Railroad, which is 910 feet easterly along said Denver & Rio Grande Railroad right of way from mile-post No. 13, which said point is 812 feet south and 2356 feet east of the Northwest corner of the said Section 11, Township 15 South, Range 13 East, SLB&M; thence on an 8°

curve to the right 272.5 feet; thence South 50°40' East 124.8 feet; to the east boundary line of the said Northeast Quarter of the Northwest Quarter, Section 11, Township 15 South, Range 13 East, SLB&M, being all of the said land for a distance of 50 feet each side of the said center line between the said right of way of the Denver & Rio Grande Railroad and the eastern boundary line of the said 40-acre tract, containing 0.912 acres, more or less.

PARCEL NO. 2

That portion of the Carbon County Railway Company Right-of-Way located in:

Township 15 South, Range 13 East, SLM

· Section 11: SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$

more specifically described in that certain conveyance from George Orfanakis and Elvera L. Orfanakis to Carbon County Railway Co.; dated June 7, 1943; recorded in Book 3W at Page 179 of the records of Carbon County, Utah, as follows:

A strip of land 50 feet wide on the northwesterly side of 50 and 150 feet wide on the southeasterly side of the center line of the main track of the Carbon County Railway Company as now relocated and proposed to be constructed over and across the Southeast quarter of the Northwest quarter and the Northeast quarter of the Southwest quarter of Section 11, Township 15 South, Range 13 East, SLB&M, in Carbon County, State of Utah, said center line and widths of right of way being described as follows:

Beginning at the point of intersection of said center line with the East line of said Southeast quarter of the Northwest quarter of said Section 11, distant 2540 feet southerly from the North quarter corner of said section; thence southwesterly with a width of 50 feet on the northwesterly side and 150 feet on the southeasterly side of said described center line on curve to right with radius of 716.78 feet (8°00' curve) 219.6 feet; thence southwesterly on tangent to above-described curve

358.4 feet; thence continuing southwesterly on above tangent with right of way 50 feet wide on each side of said center line 143.7 feet; thence southwesterly on curve to left with radius of 955.37 feet (6°00' curve) 625 feet; thence southwesterly on tangent to last described curve 170 feet to a point in the easterly line of right of way of The Denver and Rio Grande Western Railroad Company for its proposed relocated Sunnyside Branch main track - said point being about 620 feet South and about 1400 feet East from the West quarter corner of said Section 11, saving and excepting therefrom that part of the

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above-described right of way within said North-east quarter of the Southwest quarter of Section 11, which is a portion of a certain 4.99 acre tract owned by the Columbia Steel Company - the right of way hereby conveyed having a net area of 4.4 acres, more or less.

PARCEL NO. 3

That portion of the Carbon County Railway Company Right-of-Way located in:

Township 15 South, Range 13 East, SLM

• Section 11: NE $\frac{1}{4}$

more specifically described in that certain Deed from David Menotti and Mary Menotti to Carbon County Railway Company dated March 25, 1959; recorded in Book 61 at Page 66 of the records of Carbon County, Utah, as follows:

A strip of land 100 feet wide, the boundaries being parallel to and 50 feet on each side of the following described center line of the main track of Carbon County Railway Company as now constructed over and across the Northeast Quarter of Section 11, Township 15 South, Range 13 East, Salt Lake Meridian, said center line being described as follows:

Beginning at the intersection of the center line of railroad with the North-South center line of Section 11, Township 15 South, Range 13 East, SLB&M, which intersection is Station 19+81.4, a point on an 8° curve left of the railroad survey bearing 2540 feet, more or less, Southerly from the North Quarter corner of said Section 11; thence around said 8° curve left 168.1 feet to point of tangent; thence North 43°42' East on tangent 170.4 feet to Station 23+19.9, beginning of a 7° curve right; thence around said 7° curve right 235.7 feet on Station 25+55.6, point of tangent; thence on tangent North 60°12' East 1056.8 feet to Station 36+12.4, beginning of a 7°30' curve right; thence around said 7°30' curve right 419.6 feet to Station 40+32.0, point of tangent, which is an equation point and equals Station 27+49.0 for stationing ahead; thence on tangent South 88°20' East 926.0

feet to the intersection of the East boundary of the Northeast Quarter of said Section 11, which is Station 36+75.0 of the railroad survey, and which point bears 1550 feet, more or less, Southerly from the Northeast corner of said Section 11.

Together with such additional land required for excavation and embankment slopes, cuts, fills and culverts, the area so required being estimated at 1 acre, more or less.

PARCEL NO. 4

An associated property of the Carbon County Railway Company to the Right-of-Way, located in:

Township 15 South, Range 13 East, SLM

• Section 11: NE $\frac{1}{4}$ SW $\frac{1}{4}$

more specifically described in that certain Quit Claim Deed from Geneva Steel Co. to Carbon County Railway Co.; dated December 30, 1950; recorded in Book 15-C at Page 324, records of Carbon County, Utah, as follows:

A tract of land 100 feet in width, the boundaries of said tract being 50 feet distant from and parallel to the center line of the main line of the Carbon County Railway Company as the same is now constructed over, upon and across the northerly portion of a parcel of land situate in the Northeast Quarter of the Southwest Quarter of Section 11, Township 15 South, Range 13 East, SLB&M, which parcel of land is described as follows:

Beginning at a point 3371.5 feet South and 2022.6 feet East of the Northwest corner of Section 11, Township 15 South, Range 13 East, of the SLB&M; thence North 50°58' West 184.3 feet; thence South 41°32' West 560 feet; thence South 49°48' West 252 feet, more or less, to the Western Boundary of the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 11, thence North along boundary for a distance of 200 feet; thence North 49°48' East 252 feet; thence North 41°32' East 560 feet; thence North 59°42' East 166 feet; thence North 23° East 400 feet; thence South 00°00' West 400 feet; thence South 23° West 400 feet, more or

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less, to point of beginning, containing .25 acres, more or less.

PARCEL NO. 5

That portion of the Carbon County Railway Company Right-of-Way located in:

Township 15 South, Range 13 East, SLM

Section 1: S $\frac{1}{2}$ SE $\frac{1}{4}$
Section 12: NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$

more specifically described in that certain Quit Claim Deed from Geneva Steel Co. to Carbon County Railway Co. dated December 30, 1950; recorded in Book 15-C at Page 324, records of Carbon County, Utah, as follows:

A tract of land 180 feet wide, the boundaries of said tract being 30 feet Northerly and 150 feet Southerly from and parallel to the center line of the main track of the Carbon County Railway Company as the same is now constructed over, across and upon the NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 12, Township 15 South, Range 13 East, SLB&M, and the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 1, Township 15 South, Range 13 East, SLB&M; said center line being described as follows (station points referred to being those on the said line of Railroad of Carbon County Railway Company):

Beginning at center line Station 36+75, which point is the intersection of the Railroad center line, and the West boundary line of Section 12, Township 15 South, Range 13 East, SLB&M, and bears Southerly 1550 feet, more or less, from the NW corner of said Section 12; thence South 88°11' East 165.8 feet to station 38+40.8 P.C. of a 4° curve left; thence around said 4° curve left 865.8 feet to station 47+06.6 P.T.; thence North 57°11' East 2572.8 feet to Station 72+79.4 P.C. of a 7° curve right; thence around said 7° curve right 621.4 feet to Station 79+00.8 P.T.; thence South 79°19' East 475.5 feet to Station 83+76.3 P.C. of a 6° curve left; thence around said 6° curve left 233.6 feet to Station 86+09.9 P.T.; thence North 86°40' East 868.1 feet to Station 94+78, which is the intersection of the East boundary of said

Section 1 above, Township and Range, at 230 feet, more or less, Northerly from the SE corner of said Section 1, containing 23.98 acres, more or less, subject to the following reservations and exceptions unto Geneva Steel Company, its successors and assigns, of the following easements or rights at or in the locations described, subject to relocation as set forth in said Quitclaim Deed:

- (1) At railroad Station 72+45, an easement across the right of way for an underground water line which enters the right of way from the South and bears North 25°37' West 109 feet, more or less; thence North 26°26' East.
- (2) At railroad Station 77+16, an easement across the right of way for an underground water line which enters the right of way from the North and bears South 2°14' West 132 feet, more or less; thence bears South 63°00' West.
- (3) At railroad Station 80+44, an easement across the right of way for an 8-inch water line which bears North 23°30' East.
- (4) At railroad Station 74+00, the Columbia Steel Company by Right of Way Deed dated November 20, 1944 granted to the Utah State Road Commission a perpetual right of way for highway purposes. This instrument was recorded on March 6, 1945, in Book 3-Y Miscellaneous Records at Page 134, Carbon County Recorder's Office.
- (5) Grantor further reserves the right to install water collection boxes through that portion of the railroad right of way which extends through the spring area.

PARCEL NO. 6

That portion of the Carbon County Railway Company Right-of-Way located in:

Township 15 South, Range 14 East, SLM

- Section 17: W½SW¼, SE½SW¼
- Section 20: N½NW¼

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more specifically described in that certain Quit Claim Deed from Geneva Steel Company to Carbon County Railway Company dated December 30, 1950; recorded in Book 15-C at Page 324, records of Carbon County, Utah, as follows:

A tract of land varying in width on each side of the center line of Carbon County Railway Company's railroad extending from Columbia Junction to Columbia, Carbon County, Utah, as the same is now constructed over, across and upon the $W\frac{1}{2}$ of the $SW\frac{1}{4}$, and the $SE\frac{1}{4}$ of the $SW\frac{1}{4}$ of Section 17, and the $N\frac{1}{2}$ of the $NW\frac{1}{4}$ of Section 20, all in Township 15 South, Range 14 East, SLB&M, in Carbon County, Utah, said center line and width of right of way being described as follows (station points except as otherwise stated being on Carbon County Railway Company's line between Columbia Junction and Columbia, Carbon County, Utah):

Beginning at Station 210+88 on said railroad which is the point of intersection with the east-west center line of said Section 17, Township 15 South, Range 14 East, SLB&M, and which point bears 572 feet easterly, more or less, from the west quarter corner of said Section 17:

Thence South $32^{\circ}53'$ East 183 feet to Station 212+71 P.O.T. with a width of 50 feet, being 25 feet on each side of said center line;

Thence with a width of 25 feet easterly and extending westerly to the easterly boundary of the Right of Way and Easement described under Parcel No. 5 and being that portion lying between Station 1+66 point of beginning and Station 16+64 of the Horse Canyon Branch, South $32^{\circ}53'$ East 125.9 feet to Station 213+96.9 P.C. of an 8° curve left; thence around said 8° curve left 250.6 to Station 216+47.5 P.T.; thence South $52^{\circ}56'$ 154.5 feet to Station 218+02.0 P.C. of a 12° curve right; thence around said 12° curve right 636.1 feet to Station 224+38.1 P.T.; thence with a width of 40 feet easterly and extending westerly to the easterly boundary of the Right of Way and Easement as described under Parcel No. 5 and being that portion lying between Station 1+66 point of beginning and Station 16+64 of the Horse Canyon Branch, South $23^{\circ}24'$ West 108.7 feet to station 225+46.8 P.C. of a

12° curve left; thence around said 12° curve left 329.2 feet to station 228+76 P.O.C.

Thence with a width of 65 feet, being 40 feet easterly and 25 feet westerly around said 12° curve left 166.4 feet to Station 230+42.4 P.T., thence South 36°04' East 199.6 feet to station 232+42 P.O.T.

Thence with a width of 55 feet, being 30 feet easterly and 25 feet westerly South 36°04' East 154.0 feet to Station 233+96 P.C. of a 10° curve right; thence around said 10° curve right 54 feet to Station 234+50 P.O.C.

Thence with a width of 105 feet, being 30 feet easterly and 75 feet westerly around said 10° curve right 141 feet to Station 235+91 P.O.C.

Thence with a width of 83 feet, being 8 feet easterly and 75 feet westerly around said 10° curve right 126.0 feet to Station 237+17 P.O.C.

Thence with a width of 33 feet being 8 feet easterly and 25 feet westerly around said 10° curve right 31.7 feet to Station 237+48.7 P.T.; thence South 0°48' East 791.8 feet to station 245+40.5 P.C. of a 10° curve right; thence around said 10° curve right 282.3 feet to Station 248+22.8 P.T.; thence South 27°26' West 402.2 feet to Station 252+25 P.C. of a 14° curve right; thence around said 14° curve right 150 feet to Station 253+75, containing 4.81 acres, more or less, subject to all of the terms, conditions, and restrictions therein contained, and subject to the reservations and exceptions unto Geneva Steel Company, its successors and assigns, of the following easements or rights at or in the locations described, subject to relocation as set forth in said Quitclaim Deed:

- (1) At railroad Station 222+97, an easement across the right of way for the Utah Power and Light Company overhead electric power line which bears South 71°26' East.
- (2) At railroad Station 227+30, an easement across the right of way for an overhead electric power line which bears South 89°30' East.

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- (3) At railroad Station 227+61, an easement across the right of way for the underground Columbia Water Main which bears South 89°19' West.
- (4) At railroad Station 228+72, an easement for an overhead electric light line which enters the right of way from the west and bears South 32°37' East to a terminating point 24 feet opposite railroad Station 231+61.
- (5) At railroad Station 232+23, an easement across the right of way for an underground sprinkling line which bears North 55°27' East.
- (6) At railroad Station 232+68, an easement for an underground fire line, including a fire hydrant and hose rack. The fire line enters the right of way from the east for a distance of 6 feet, thence continues SE and leaves right of way opposite railroad Station 235+00.
- (7) At railroad Station 235+46, an easement across the right of way for an overhead electric power and telephone line which bears South 61°48' West.
- (8) At railroad station 235+66, an easement for an underground water line which enters the right of way from the east and bears South 70°17' West for a distance of about 37 feet, thence continues Northwest and leaves the right of way opposite railroad station 234+ 42.
- (9) At railroad station 237+53, an easement across the right of way for a road which bears South 80°11' East.
- (10) Between railroad stations 237+53 and 239+97, an easement West of the sand spur track for dumping sand and other materials.
- (11) At railroad station 239+97, an easement across the right of way for an underground Boney tunnel and track which bears South 89°12' West.

PARCEL NO. 7

That portion of the Carbon County Railway Company Right-of-Way located in:

Township 15 South, Range 14 East, SLM

Section 17: $W\frac{1}{2}SW\frac{1}{4}$
Section 20: $N\frac{1}{2}NW\frac{1}{4}$

and more specifically described in that certain Quitclaim Deed dated December 30, 1950 from Geneva Steel Company to Carbon County Railway Company, recorded in Book 15C at page 324, records of Carbon County, Utah, as follows:

A tract of land varying in width on each side of the center line of Carbon County Railway Company's railroad extending from Columbia to Horse Canyon as the same is now constructed over, across and upon the $W\frac{1}{2}$ of the $SW\frac{1}{4}$ of Section 17, and the $N\frac{1}{2}$ of the $NW\frac{1}{4}$ of Section 20, all in Township 15 South, Range 14 East, SLB&M, in Carbon County, Utah; said center line and widths are described as follows (station points, except as otherwise state, being on Carbon County Railway Company's line extending to Horse Canyon):

Beginning at Station 1+66 of said railroad, which point bears South $77^{\circ}27'$ East 678.6 feet from the $W\frac{1}{2}$ corner of Section 17, Township 15 South, Range 14 East, SLB&M, and which point also bears South $62^{\circ}51'$ West 7.5 feet from Station 212+71 of Carbon County Railway Company's railroad extending from Columbia Junction to Columbia, Carbon County, Utah;

Thence with a width of 30 feet, being 15 feet on each side of the railroad center line, South $27^{\circ}09'$ East 67.6 feet to Station 2+33.6 P.C. of a 6° curve left; thence around said 6° curve left 166.4 feet to Station 4+00 P.O.C.;

Thence with a width of 50 feet, being 25 feet on each side of the railroad center line, continuing around said 6° curve left 153.6 feet to Station 5+53.6 P.T.; thence South $46^{\circ}21'$ East 129.2 feet to Station 6+82.8 P.C. of a 12° curve right; thence around said 12° curve right 451.2 feet to Station 11+ 34 P.T.; thence South $7^{\circ}48'$ West 407.7 feet to Station 15+41.7 P.C. of a 6° curve left; thence around said 6° curve left

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330.0 feet to Station 18+71.7 P.T.; thence South 12°00' East 953.3 feet to Station 28+25 P.O.T. which is the intersection of the south boundary of Section 17, Township 15 South, Range 14 East, SLB&M, from which point the southwest corner of said Section 17 bears westerly 1282 feet, more or less; thence South 12°00' East 275 feet to station 31+00 P.O.T.;

Thence with a width of 100 feet, being 50 feet on each side of the railroad center line, South 12°00' East 33.1 feet to Station 31+33.1 P.C. of a 10° curve right; thence around said 10° curve right 797.5 feet to Station 39+30.6 P.T.; thence South 67°45' West 560.6 feet to Station 44+91.2 P.C. of a 12° curve left; thence around said 12° curve left 278.8 feet to Station 47+70 P.O.C., which is the intersection of the south boundary line of the Geneva Steel Company property and which point is on the south boundary of the NW¼ of the NW¼ of Section 20, Township 15 South, Range 14 East, SLB&M, at 305 feet, more or less, easterly from the southwest corner of said NW¼ of the NW¼ of said Section 20, containing 7.09 acres, more or less.

PARCEL NO. 8

That portion of the Carbon County Railway Company Right-of-Way located in:

Township 15 South, Range 14 West, SLM

• Section 6: Lot 7

more specifically described in that certain Easement from Fred Paternoster and Gioseppina Paternoster, Ralph A. McBroom and Annette McBroom to Carbon County Railway Company dated February 3, 1923; recorded in Book 3M at Page 399, records of Carbon County, Utah:

A tract of land 148.5 feet (9 rods) wide, the boundaries of which are parallel to and 74.25 feet (4.5 rods) distant from the center line of railroad as constructed, described as follows:

Beginning at Station 94+78 of the Survey, which is the intersection of the west boundary line of Section 6, Township 15 South, Range 14

East, SLB&M, at a distance of 321.25 feet northerly from the southwest corner of said

Section 6 - thence north $86^{\circ}31'$ east 80.7 feet to Station 95+58.7 P.C.; thence around a 10° curve right 691.3 feet to the intersection of the south boundary line of said Section 6, at a distance of 633 feet easterly from the southwest corner of said Section 6, and which is Station 102+50 P.O.C.

The above described tract is contained within the boundary lines of Lot 7 of said Section 6, and contains 2.632 acres.

PARCEL NO. 9

That portion of the Carbon County Railway Company Right-of-Way located in:

Township 15 South, Range 14 East, SML

• Section 7: $W\frac{1}{2}$

and more specifically described in that certain Instrument of Conveyance dated October 26, 1949 from Reconstruction Finance Corporation to Carbon County Railway Company; recorded in Book 15-A at Page 45, records of Carbon County, Utah, as follows:

A strip of land 200 feet wide lying in the West Half of Section 7, Township 15 South, Range 14 East, Salt Lake Meridian, the boundaries of which are parallel to and 100 feet distant at right angles from the following described center line:

Beginning at a point on the North boundary line of said Section 7, which point is Station 102+50.0 P.O.C. of the railroad center line survey, and said point bearing Easterly 633 feet, more or less, from the Northwest corner of said Section 7, and said point being on a 10° curve right of the survey, the tangent to curve at this point bearing South $24^{\circ}12'$ East; thence continuing on same curve right 455.9 feet in a Southerly direction to Station 107+05.9 P.T.; thence South $21^{\circ}23'$ West 245.5 feet to Station 109+51.4 P.C., beginning of an 8° curve left; thence around said 8° curve left 354.2

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feet to Station 113.05.6 P.T.; thence South 6°57' East 2782.6 feet to Station 140+88.2 P.C., beginning of a 4° curve left; thence around said 4° curve left 962.5 feet to Station 150+50.7 P.T.; thence South 45°27' East 889.3 feet to Station 159+40.0 P.O.T., which is the intersection of the South boundary line of said Section 7, Township 15 South, Range 14 East, this point bearing Westerly 610 feet, more or less, from the South quarter corner of said Section 7.

The above described tract of land is bounded on the North and South by the North and South boundary lines, respectively, of Section 7, Township 15 South, Range 14 East, Salt Lake Meridian, and is bounded on the East and West by those certain tracts of land situate in said Section 7, heretofore conveyed by Reconstruction Finance Corporation to Kaiser & Frazer Parts Corporation and to Geneva Steel Company, respectively, by deeds bearing date February 17, 1949 (effective January 30, 1948) and December 19, 1946, respectively.

PARCEL NO. 10

An associated property of the Carbon County Railway Company to the Right-of-Way, located in:

Township 15 South, Range 14 East, SLM

•Section 17: SW¼, S½NW¼

more specifically described in that certain Quit Claim Deed from Industrial Plants Corporation to Carbon County Railway Company dated October 28, 1954; recorded in Book 30 at Page 94, records of Carbon County, Utah, as follows:

Beginning on the East right of way line of the Carbon County Railroad, which point bears N. 78°37' West 604.1 feet from the South quarter corner of Section 7, Township 15 South, Range 14 East, SLB&M; thence North 44°33' East 50.0 feet; thence North 45°27' West 400.0 feet; thence North 40°33' West 351.2 feet; thence North 45°27' West 75.0 feet to the P.C. of a 4° 35' curve right; thence around said curve right 840.1 feet to the P.T.; thence North 6°57' West 1300.0 feet; thence South 83°03' West 80.0 feet to the East right-of-way of the Carbon County Railway:

thence along said East R.O.W., South 6°57' East 1300.0 feet to the P.C. of a 4°18' curve left; thence along said curve left 895.3 feet to the P.T.; thence South 45°27' East 825.0 feet to the place of beginning, containing 5.1 acres.

PARCEL NO. 11

That portion of the Carbon County Railway Company Right-of-Way located in:

Township 15 South, Range 14 East, SLM

.Section 20: S½NW¼, SW¼
.Section 29: NW¼

and more specifically described in that certain Instrument of Conveyance, Transfer and Assignment from Geneva Steel Company to Carbon County Railway Company dated December 31, 1946; recorded in Book 12 at page 606, records of Carbon County, Utah, as follows:

A Parcel of Land 400 feet wide being 200 feet each side of the following described center line:

Beginning at railroad Station 47+70.00 which point is the intersection of the North boundary of the SW¼ of NW¼ of Section 20, Township 15 South, Range 14 East, SLB&M, and bears 305 feet, more or less, Easterly from the Northwest corner of the said SW¼ of NW¼ of Section 20 and which point is on a 12° curve left;

thence around said 12° curve left 659.0 feet to Station 54+29.0 P.T.;

thence South 44°47' East 1199.7 feet to Station 66+28.7 P.C. of a 2° curve left;

thence around said 2° curve left 465.9 feet to Station 70+94.6 P.T.;

thence South 54°06' East 303.1 feet to Station 73+97.7 P.C. of a 10° curve right;

thence around said 10° curve right 900.0 feet to Station 82+97.7 P.T.;

Exhibit A
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thence South 35°54' West 1003.1 feet to
Station 93+00.8 P.C. of a 6° curve left;

thence around said 6° curve left 319.1
feet to Station 96+19.9 P.T.;

thence South 16°45' West 175.1 feet to
Station 97+95. P.O.T. which is the intersection
of the South Section line of Section 20, above
Township and Range, at 1125 feet Easterly from
the Southwest corner of said Section 20;

thence South 16°45' West 1654.0 feet to
Station 114+49.0 P.C. of a 6° curve right;

thence around said 6° curve right 459.5
feet to Station 119+08.5 P.T.;

thence South 44°19' West 304.3 feet to
Station 122+12.8 P.C. of a 6° curve left;

thence around said 6° curve left 372.8
feet to Station 125+85.6 P.T.; which is the
intersection of the East-West center line of
Section 29, Township 15 South, Range 14 East,
SLB&M, and which point bears 30 feet, more or
less, Easterly from the West quarter corner of
said Section 29.

The above described parcel of land is 7815.6
feet in length by 400 feet in width and contains
71.77 acres.

PARCEL NO. 12

That portion of the Carbon County Railway Company Right-
of-Way located in:

Township 15 South, Range 14 East, SLM

' Section 32: W $\frac{1}{2}$ W $\frac{1}{2}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$

and more specifically described in that certain Instrument of
Conveyance, Transfer and Assignment from Geneva Steel Company
to Carbon County Railway Company dated December 31, 1946;
recorded in Book 12 at Page 606, records of Carbon County,
Utah, as follows:

A right-of-way 400 feet wide, being 200 feet each side of the following described center line:

Beginning at Station 152+90.0 P.O.C. of a 12° curve left, which is the intersection of the North boundary of Section 32, Township 15 South, Range 14 East, SLB&M, at 5 feet, more or less, Easterly from the Northwest corner of said Section 32;

thence around said 12° curve left 50.3 feet to Station 153+40.3 P.T.;

thence South 15°13' East 872.0 feet to Station 162+12.3 P.C. of a 6° curve right;

thence around said 6° curve right 261.1 feet to Station 164+73.4 P.T.;

thence South 0°27' West 403.6 feet to Station 168+77.0 P.C. of a 6° curve left;

thence around said 6° curve left 1072.7 feet to Station 179+49.7 P.T.;

thence South 63°55' East 389.4 to Station 183+39.1 P.C. of a 12° curve right;

thence around said 12° curve right 1070.2 feet to Station 194+09.3 P.T.;

thence South 64°31' West 170.3 feet to Station 195+79.6 P.C. of a 10° curve left;

thence around said 10° curve left 254.2 feet to Station 198+33.8 P.T.;

thence South 39°06' West 715.6 feet to Station 205+49.4 P.C. of an 8° curve left;

thence around said 8° curve left 563.7 feet to Station 211+13.1 P.T.;

thence South 6°0' East 754.9 feet to Station 218+68.0 P.O.T. which is the intersection of the South Section line of Section 32, Township 15 South, Range 14 East, which is the boundary line between Carbon and Emery County, above Township and Range, at 286 feet Easterly from the Southwest corner of said Section 32.

Exhibit A
Page 17 of 22

The above described parcel of land is 6578.0 feet in length and contains 60.4 acres.

PARCEL NO. 13

An associated property of the Carbon County Railway Company to the Right-of-Way located in:

Township 15 South, Range 14 East, SLM

*Section 7: Lots 1, 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{2}$, W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$

and more specifically described in that certain Instrument of Conveyance, Transfer and Assignment dated December 31, 1946 from Geneva Steel Company to Carbon County Railway Company, recorded in Book 12 at page 606, records of Carbon County, Utah, as follows:

A Parcel of Land, which constitutes the railroad Interchange Yard, described as follows, to-wit:

Commencing at the South closing corner between Sections 7 and 18, on the Range line between Range 13 E and Range 14 E, in Township 15 S. SLB&M as established by the 1899 survey of the General Land Office;

thence North 0°23' East 89.8 feet along said Range line to the closing corner between Sections 12 and 13 on said Range line established by the 1899 survey of the General Land Office;

thence North 0°23' East 2574.0 feet along said Range line to the East quarter corner of Section 12 on said Range line established by the 1899 survey reestablished by the 1942 survey of the General Land Office;

thence North 0°16' East 2566.08 feet along said Range line to the North closing corner between Sections 7 and 6 on said Range line established by a Dependent Resurvey of Boundaries of Section 6, T. 15 S., Range 14 E., by the General Land Office in 1942. The original closing corner established by the 1899 Survey of the General Land Office is located South 89°27' West 17.82 feet from said corner and was marked "Witness Point" by the 1942 survey;

thence North 89°27' East 516.62 feet along the Section line between Sections 6 and 7 to a point of intersection of said Section line and the Westerly right-of-way line of the Carbon County Railroad,

said point being located on the arc of a 473.7 feet radius curve and 100 feet from the center line of said railroad;

thence following Southerly around the arc of said 473.7 radius curve 404.9 feet to a point located 100 feet at right angles to and Westerly from station 107+05.9 of the Carbon County Railroad, said station being a P.T. of a 10° curve to the right;

thence South 21°23' West 245.4 feet along a line 100 feet from and parallel to the center line of said railroad to a point at right angles from station 109+51.4, said station being the P.C. of an 8° curve left;

thence Southerly along and around the arc of a 816.8 foot radius curve 100 feet from and parallel to the center line of said railroad 403.83 feet to a point located at right angles from station 113+05.9 P.T. of said railroad center line;

thence South 6°57' East 2782.6 feet along a line 100 feet from and parallel to the center line of said railroad to a point at right angles from station 140+88.2, said station being the P.C. of a 4° curve left;

thence along and around the arc of a 1532.7 foot radius curve 100 feet from and parallel to the center line of said railroad 1031.3 feet to a point located at right angles from station 150+50.7 P.T. of said railroad center line;

thence South 45°27' East 779.5 feet along a line 100 feet from and parallel to the center line of said railroad to a point at right angles from station 158+30.2 of said railroad center line and which point is a point of intersection of the Section line between Sections 7 and 18 and the Westerly right-of-way line of said railroad;

thence North 89°59' West along said Section line 1768.0 feet more or less to the point of beginning, and containing 70.85 acres, more or less.

Subject to the reservation to Geneva Steel Company of the following easement, as set forth in said Instrument of Conveyance, Transfer and Assignment:

Exhibit A
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Commencing at a point on the Westerly boundary of said parcel located Southerly 840 ft. more or less from the Northwest corner of said parcel; thence S 47°05' E 607.0 feet; thence S 6°57' E 1708 feet to a point which is the beginning of the center line of said reserved easement; said center line extends thence S 6°57' E 2320 feet more or less to a point on the Southerly boundary of said parcel, which point is 980.0 feet more or less from the Southwest corner thereof, said corner being also the Southwest corner of Section 7, Township 15 S, Range 14 E., SLB&M.

PARCEL NO. 14

That portion of the Carbon County Railway Company Right-of-Way located in:

Township 16 South, Range 14 East, SLM

Section 4: S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 5: SE $\frac{1}{4}$ SE $\frac{1}{4}$

and more specifically described in that certain Instrument of Conveyance, Transfer and Assignment dated December 31, 1946 from Geneva Steel Company to Carbon County Railway Company; recorded in Book D at Page 222, records of Emery County, Utah, as follows:

A Parcel of Land for a railroad right-of-way, having a center line described as follows:

Beginning at Station 272+45.0 P.O.C. of a 6° curve left on the railroad between the Carbon County Railroad and Geneva Coal Mine, which Station is at the intersection of the South boundary of the Northeast quarter of the Southeast quarter of Section 5, Township 16 South, Range 14 East, SLB&M; which Station bears Westerly 380 feet, more or less, from the Southeast corner of said Northeast quarter of the Southeast quarter of said Section 5;

thence around said 6° curve left 1111.9 feet to Station 283+56.9 P.T.;

thence South 80°07' East 1792.8 feet to Station 301+49.7 P.C. of a 7° curve left;

thence around said 7° curve left 295.3 feet to Station 304+45.0 P.T.;

thence North 81°31' East 85.8 feet to
Station 305+30.8 P.C. of a 9° curve left;

thence around said 9° curve left 111.1
feet to Station 306+41.9 P.T.;

thence North 71°31' East 122.1 feet to
Station 307+64.0 P.C. of a 10° curve left;

thence around said 10° curve left 196.0
feet to Station 309+60.0 P.T.;

thence North 51°55' East 248.3 feet to
Station 312+08.3 P.C. of a 7° curve left;

thence around said 7° curve left 202.4
feet to Station 314+10.7 P.T.;

thence North 37°45' East 91.3 feet to
Station 315+02.0 P.C. of a 12° curve right;

thence around said 12° curve right 266.7
feet to Station 317+68.7 P.T.

The above described center line of railroad
is 4523.7 feet in length.

The widths of said parcel are as follows:

- (a) From Station 272+45.0 to Station
298+54.0; 200 feet on each side of
center line;
- (b) From Station 298+54.0 to Station
299+92.0; 14 feet on the right side
of center line and 100 feet on the
left side thereof;
- (c) From Station 299+92.0 to Station
304+45.0; 14 feet on the right side
of center line and 8.5 feet on the
left side thereof;
- (d) From Station 304+45.0 to Station
311+92.0; 33 feet on the right side
of center line and 8.5 feet on the
left side thereof;
- (e) From Station 311+92.0 to Station
315+92.0; 15 feet on the right side
of center line and 8.5 feet on the
left side thereof;

Exhibit A
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- (f) From Station 315+92.0 to Station 317+68.7; 7.0 feet on the right side of center line and 8.5 feet on the left side thereof.

The above described parcel of land contains 25.5 acres, more or less and subject to the following easements reserved in Geneva Steel Company which are subject to relocation, as set forth in said Instrument of Conveyance, Transfer and Assignment:

- (a) At railroad station 298+00.0, station 299+56.0 and station 303+39.0, easements across the parcel for overhead electric power lines.
- (b) At railroad station 298+74.0, an easement on the parcel for a truck road and space for a turn-around for trucks.
- (c) At railroad station 298+74.0, easements (a) for a concrete-lined trench enclosing a truck scale mechanism; (b) for the maintenance, repair and use of truck scale facilities; (c) for ingress and egress to a scale house; and (d) for the right to use the scale house for the purpose of housing and operating truck scale facilities.
- (d) At railroad station 302+61.0, an easement across the parcel for an underground oil line.
- (e) At railroad station 303+39.0, an easement across the parcel for an underground water line for the purpose of fire protection.
- (f) Approximately at railroad station 303+50.0, an easement across the parcel for a roadway.

PARCEL NO. 15

That portion of the Carbon County Railway Company Right-of-Way located in:

Township 15 South, Range 14 East, SLM

·Section 29: $W\frac{1}{2}SW\frac{1}{4}$
·Section 30: $E\frac{1}{2}SE\frac{1}{4}$

Township 16 South, Range 14 East, SLM

Section 5: Lots 2,7,9,10
 $NE\frac{1}{4}SE\frac{1}{4}$

and more specifically described as part of the centerline description of the railway extension in Right-of-Way from the United States to Carbon County Railway Company dated October 13, 1950, Serial No. SL-066777 (unrecorded), Carbon County, Utah, as identified in those certain Field Notes of the entire Railway Route from Columbia, Carbon County, Utah to Geneva Mine, Horse Canyon, Emery County, Utah dated March 24, 1947, contained in the SL-066777 Case File.

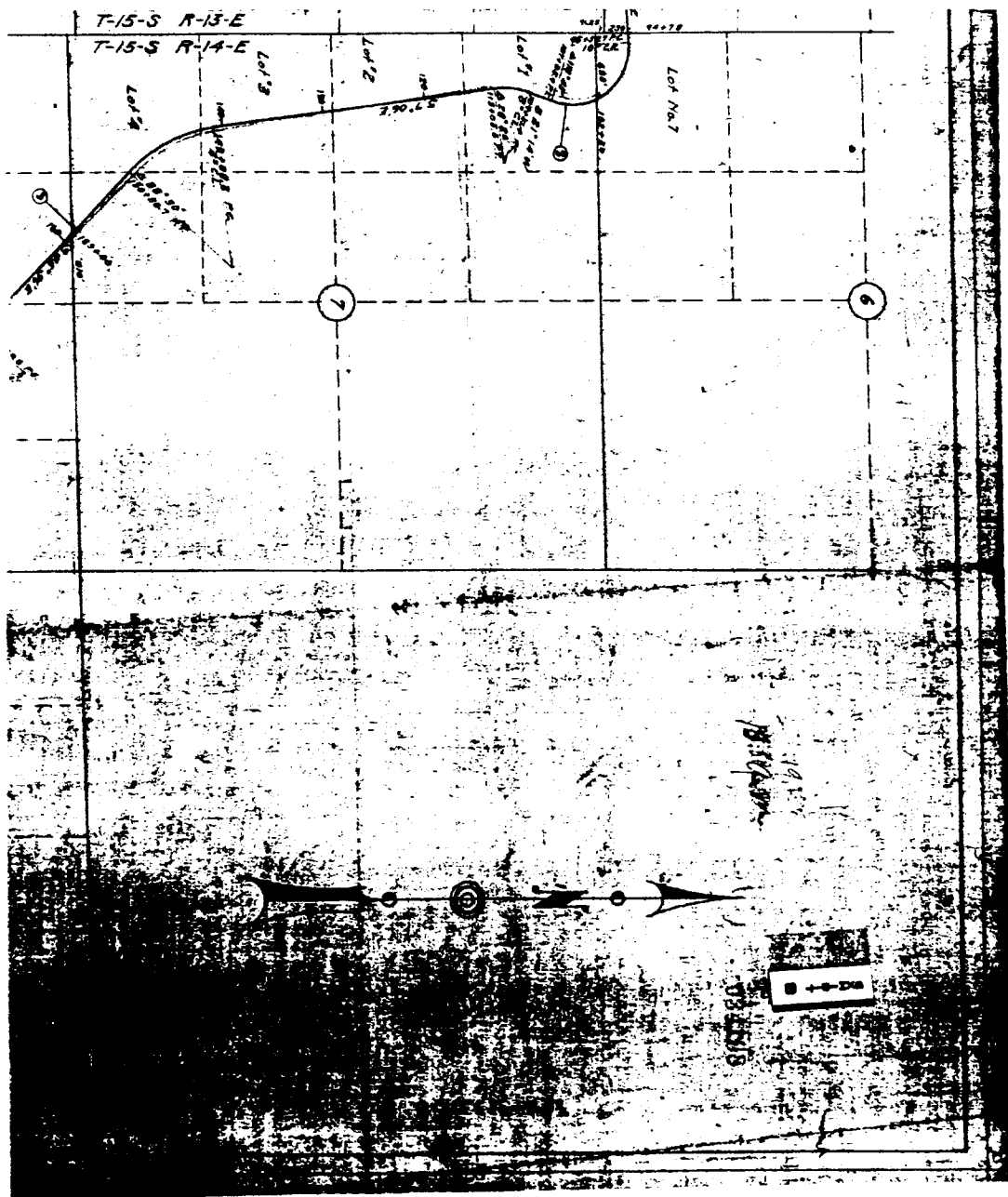
PARCEL NO. 16

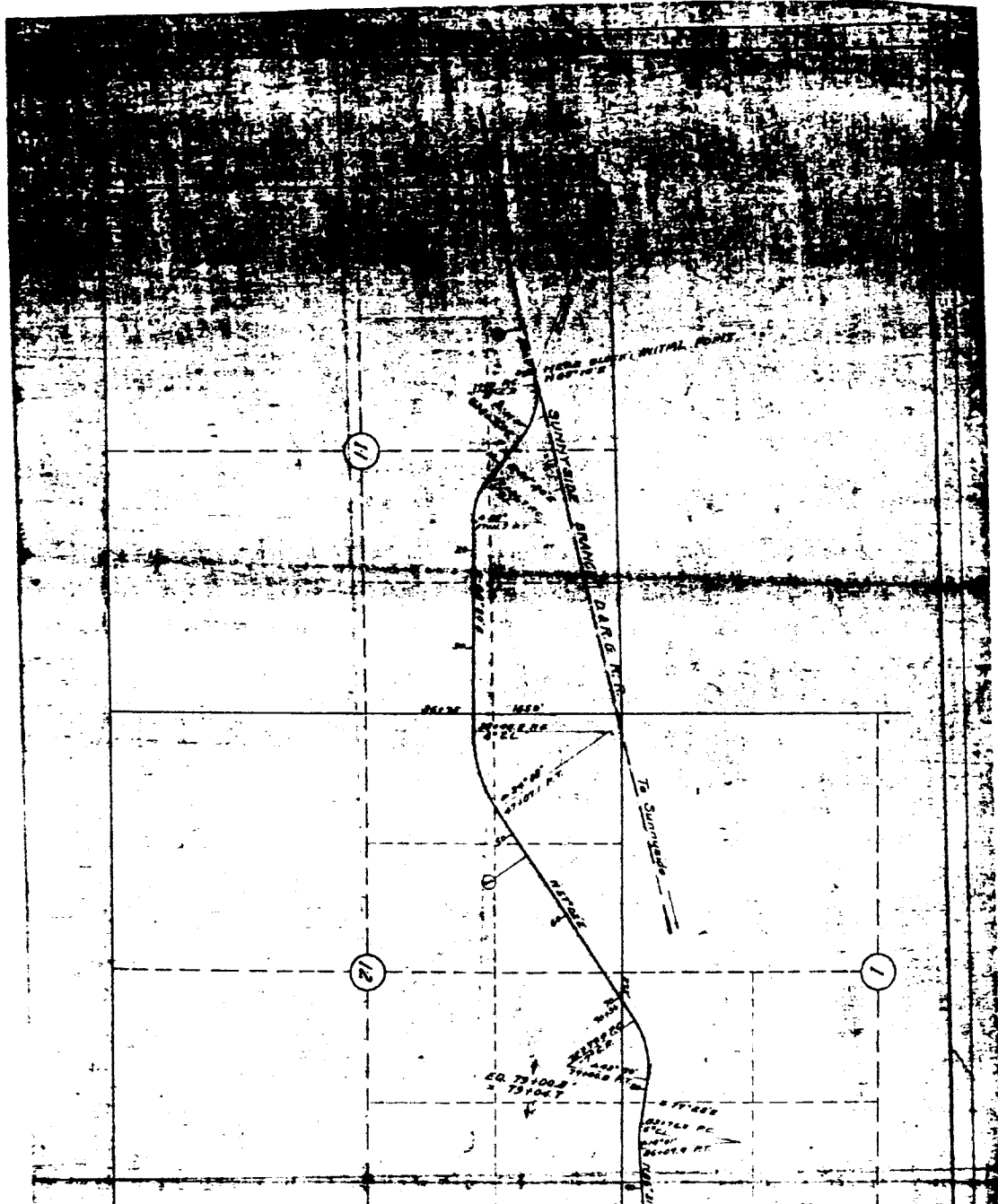
That portion of the Carbon County Railway Company Right-of-Way located in:

Township 15 South, Range 14 East, SLM

·Section 17: $SW\frac{1}{4}NW\frac{1}{4}$
·Section 18: $NE\frac{1}{4}NW\frac{1}{4}$, $N\frac{1}{2}NE\frac{1}{4}$, $SE\frac{1}{4}NE\frac{1}{4}$

more specifically shown on Map entitled "Amended Definite Location, Carbon County Railway Company Right of Way" dated March 24, 1924, filed for that certain Right-of-Way approved by the United States November 19, 1924 under Serial No. SL-034138, Carbon County, Utah.





PRESIDENT'S CERTIFICATE

I am president of the GARDEN COUNTY...
...of the said railway...
...of the said railway...
...of the said railway...

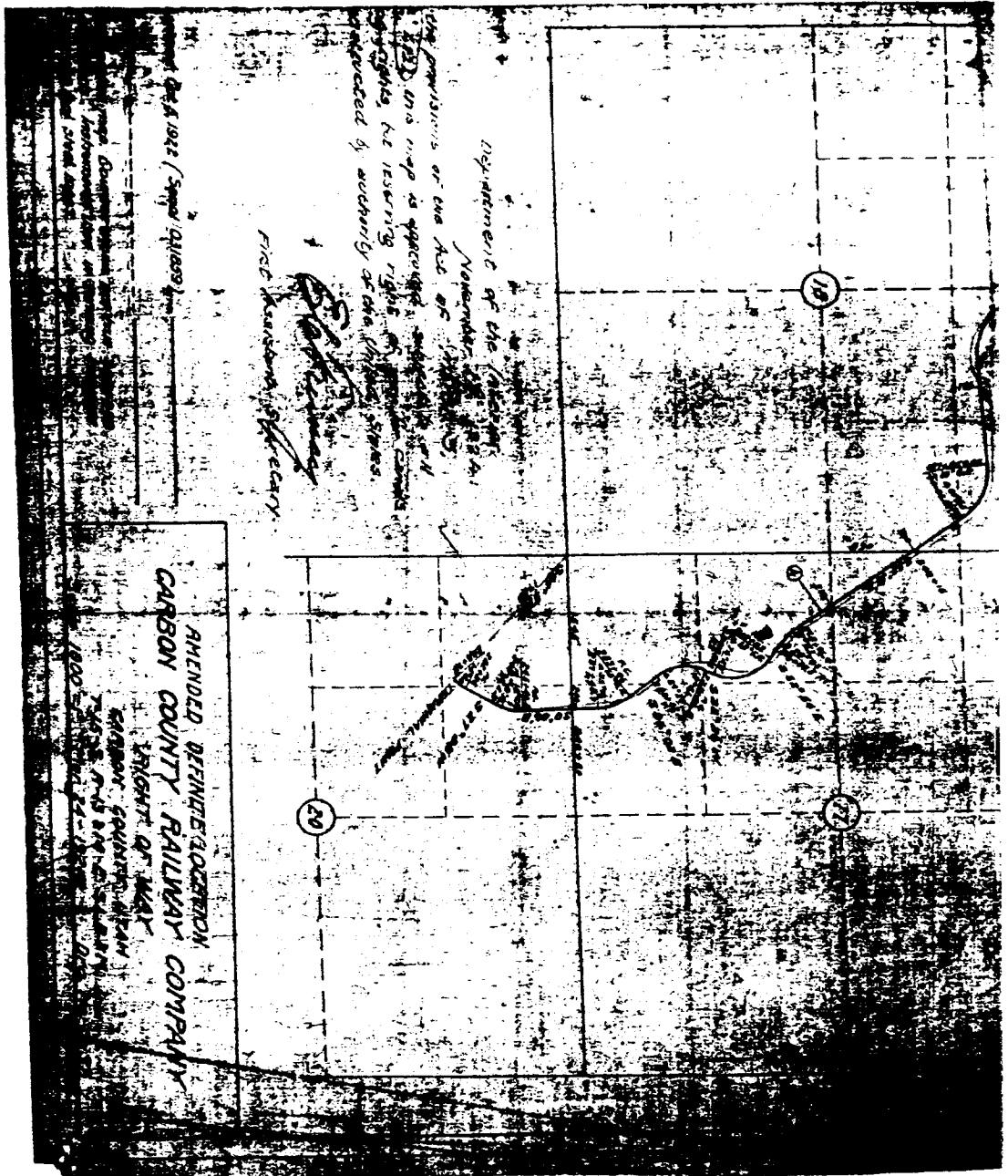
[Signature]
President of the Garden County Railway Company

NOTE ON UTM
...of the said railway...
...of the said railway...
...of the said railway...



[Signature]
Secretary





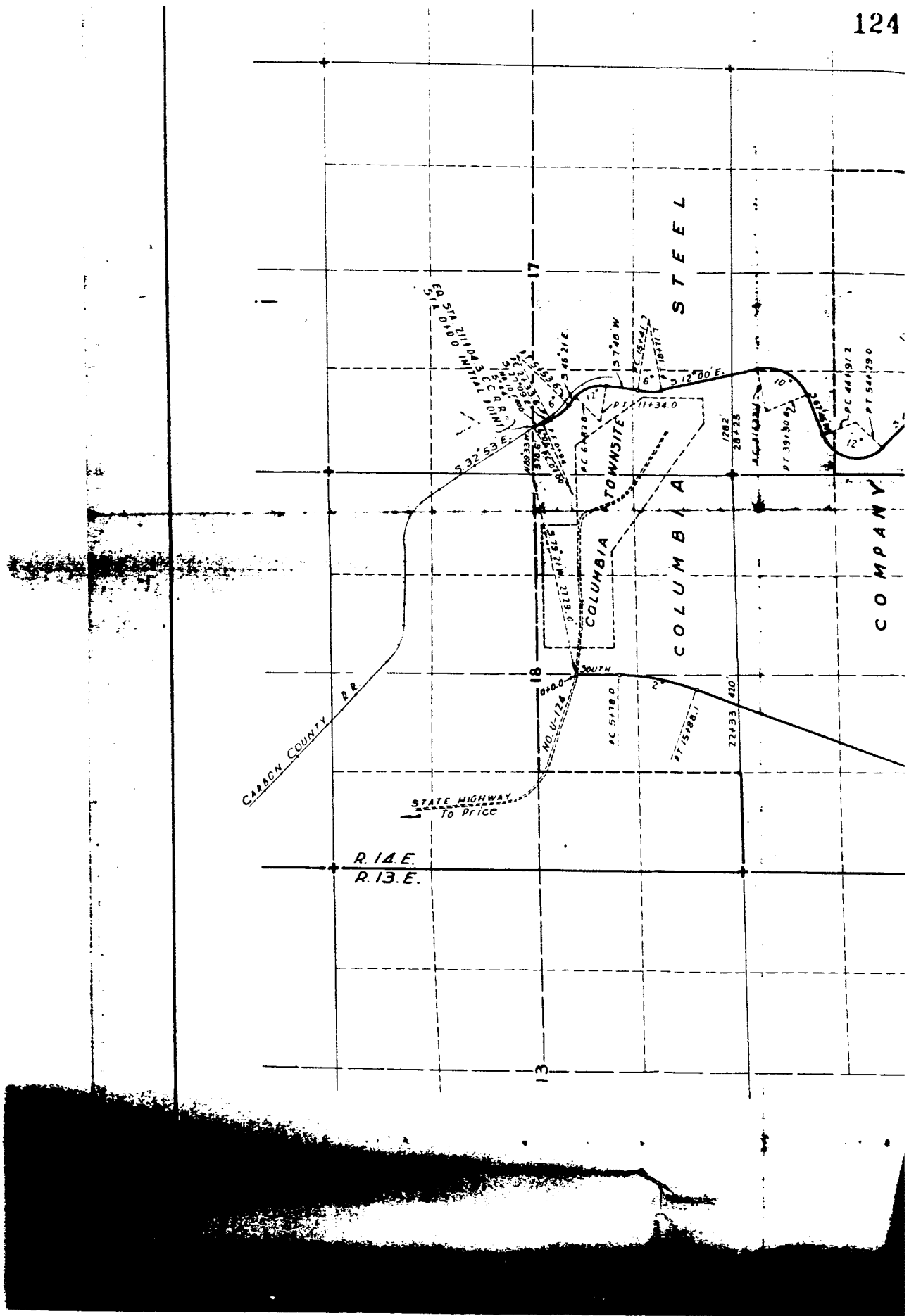
Department of the Interior
November 1890

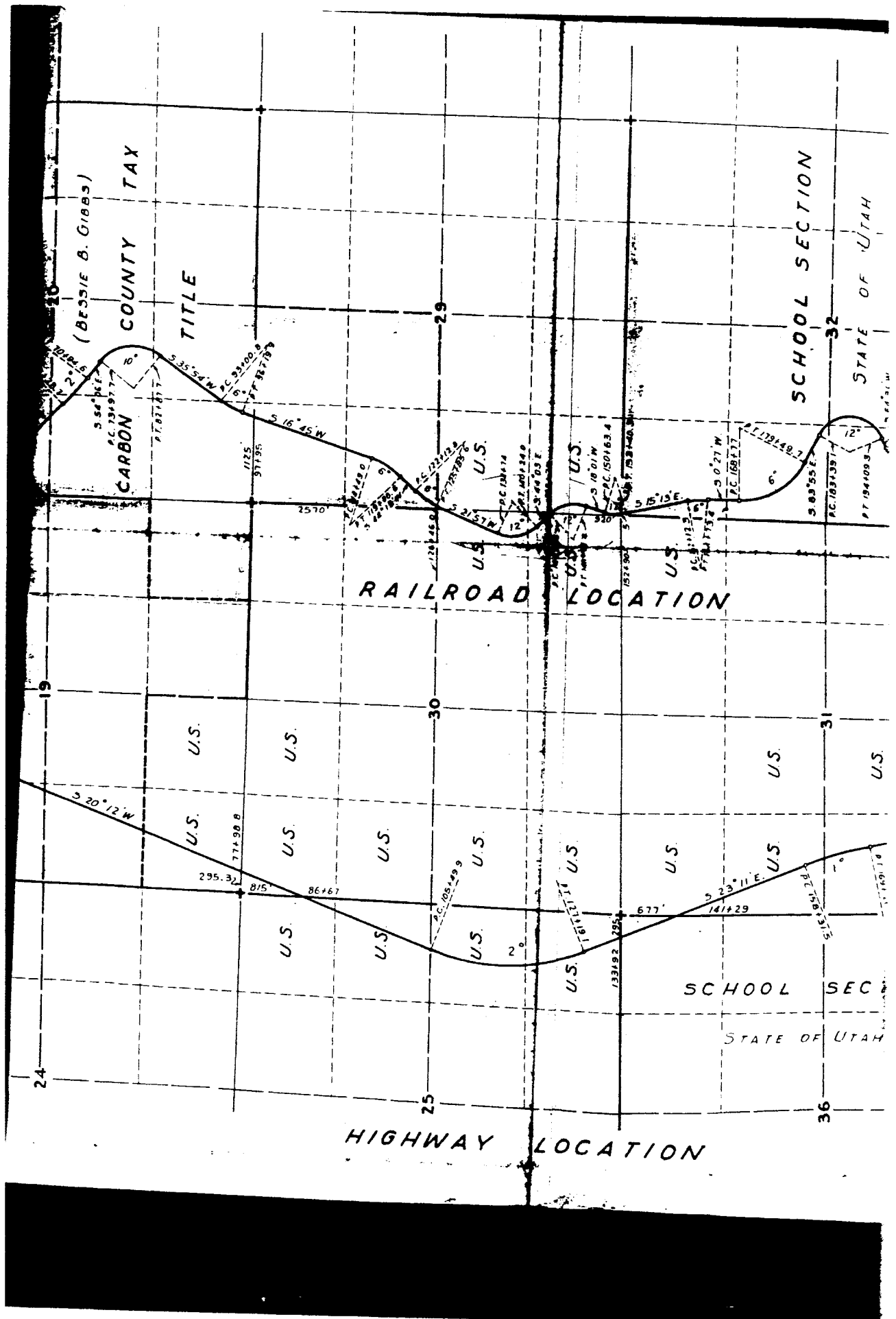
The provisions of the Act of
February 22, 1887, are hereby
observed, the reserving rights
conferred by authority of the
United States.

Ed. J. ...
Field Engineer

AMENDED DEPENDENT
CARBON COUNTY RAILWAY COMPANY
RIGHT OF WAY
MAY 1890

Map of Carbon County, Wyoming,
showing the proposed Carbon County
Railway Company right-of-way.





CARBON COUNTY TAX
(BESSIE B. GIBBS)

TITLE

RAILROAD LOCATION

SCHOOL SECTION

STATE OF UTAH

HIGHWAY LOCATION

SCHOOL SECTION

STATE OF UTAH

CARBON COUNTY
EMERY COUNTY

P. 16.5
P. 16.5.

*As shown on plan
4/2/42*

1111
C

MARK	READ	DESCRIPTION	MAT'L	EST AMT
BILL OF MATERIAL				
COLUMBIA STEEL COMPANY ACTING FOR AND ON BEHALF OF DEFENSE PLANT CORPORATION PLANCOR 301 ENGINEERING DIVISION GENEVA WORKS CHICAGO, ILLINOIS				
FINAL LOCATION OF RAILROAD & HIGHWAY COLUMBIA TO GENEVA MINE				
DRAWN		<i>Robertson</i>	6-12-42	
CHECKED		<i>Jacobs</i>	6-12-42	
APPROVED FOR SAFETY				
APPROVED				
SCALE: 1/4" = 1000 FT.				
845-1				

DATE	REVISIONS	CHECKED

EXHIBIT "D"U.S. Steel-Owned Terminal Property

A tract of land situated in the Southwest quarter of Section 17, Township 15 South, Range 14 East, Salt Lake Base & Meridian, more particularly described in that certain Warranty Deed from Carbon County Railway Company to United States Steel Corporation dated May 15, 1957, recorded in Book 47 at Page 238, records of Carbon County, Utah as follows:

Commencing on the point of intersection of the East-West subdivision line and the Westerly boundary line of Section 17, Township 15 South, Range 14 East, Salt Lake Base & Meridian; thence South 35° 28' East, 2464.57 feet distant to a point located on the centerline of the mainline track (Railroad Engineer's Station 234+50) in the Carbon County Railway right-of-way, said point also being located on the arc of a curve of said centerline; thence South 59° 20' West and along the radius of said centerline curve 18.00 feet distant to the true point of beginning of this description; thence South 59° 20' West along said radius 57 feet distant to a point; thence Southeasterly along the arc of a curve to the right having a radius of 497.96 feet (the chord which bears South 17° 19' East is 229.96 feet in length) an arc distance of 232.05 feet; thence North 86° 02' East 57.00 feet distant; thence Northwesterly along the arc of a curve to the left having a radius of 554.96 feet (the chord which bears North 17° 19' West is 256.28 feet in length) an arc distance of 258.61 feet to the true point of beginning; containing 0.32 acres, more or less.