

JULY 27, 2009

THE DIRECTOR OF THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION TOOK FORMAL ACTION ON JULY 27, 2009, IN THE TRUST LANDS ADMINISTRATION OFFICE, 675 EAST 500 SOUTH, SUITE 500, SALT LAKE CITY, UTAH 84102-2818, ON THE MINERAL, SURFACE, DEVELOPMENT, FEE WAIVER, AND TRUST ACCOUNTING BUSINESS MATTERS AS INDICATED AND WHICH BECAME EFFECTIVE AT 6:00 P.M. ON JULY 27, 2009.

THESE MINUTES INCLUDE MINERAL ACTIONS AS LISTED ON PAGES 1 TO 4; SURFACE ACTIONS AS LISTED ON PAGES 4 TO 27; DEVELOPMENT ACTIONS AS LISTED ON PAGES 28 TO 30; ACTIONS CONTAINING FEE WAIVERS AS LISTED ON PAGES 30 TO 31; AND TRUST ACCOUNTING ACTIONS AS LISTED ON PAGES 31 TO 33.

THESE MINUTES ARE DEEMED THE FINAL AGENCY ACTION CONCERNING THESE MATTERS AND ARE SUBJECT TO REVIEW AND/OR ADJUDICATION PURSUANT TO R850-8 OF THE AGENCY'S RULES. ANY APPEAL OF MATTERS CONTAINED WITHIN THESE MINUTES MUST BE IN WRITING, PURSUANT TO R850-8-1000, AND MUST BE RECEIVED BY THE OFFICE OF THE DIRECTOR BY 6:00 P.M. ON MONDAY, AUGUST 10, 2009. APPEALS NOT FILED BY THAT TIME WILL BE CONSIDERED UNACCEPTABLE AND THE MATTERS WILL BE UNAPPEALABLE.



KEVIN S. CARTER, DIRECTOR
SCHOOL AND INSTITUTIONAL
TRUST LANDS ADMINISTRATION



LESLIE M. WARNER, RECORDS OFFICER

ARCHIVES APPROVAL NO. 7990209

MINERAL ACTIONS

TOTAL ASSIGNMENTS –GILSONITE LEASES

Upon recommendation of Mr. Stokes, the Director approved the assignment of the leases listed below to Lexco Holding, LLC, 582 North Vernal Avenue, P.O. Box 1198, Vernal, UT 84078, by Lexco Inc. No override.

OWNERSHIP BEFORE ASSIGNMENT:

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

RECORD TITLE:

LEXCO INC. – 100%

LEXCO HOLDING, LLC – 100%

...ML 42740 (SCH)...ML 49564 (SCH)....

TOTAL ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES

Upon recommendation of Ms. Garrison, the Director approved the assignment of the leases listed below to EOG Resources, Inc., 600 17th Street, Suite 1000N, Denver, CO 80202, by Turner Petroleum Land Services, Inc. No override, but subject to 7.5% overriding royalty previously reserved. Effective June 1, 2004, the Trust Lands Administration assumes no responsibility in reviewing, collecting, or distributing overriding royalty.

OWNERSHIP BEFORE ASSIGNMENT:

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

RECORD TITLE:

TURNER PETROLEUM LAND SERVICES, INC. – 100%

EOG RESOURCES, INC. - 100%

...ML 50616 (SCH)...ML 50621 (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of the lease listed below to EOG Resources, Inc., 600 17th Street, Suite 1000N, Denver, CO 80202, by Vern Jones. No override.

OWNERSHIP BEFORE ASSIGNMENT:

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

RECORD TITLE:

VERN JONES – 100%

EOG RESOURCES, INC. - 100%

...ML 51587 (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of the lease listed below to Enerplus Resources (USA) Corporation, Wells Fargo Center, 1700 Lincoln Street, Suite 1300, Denver, CO 80203, by Thames River, LLC. No override.

OWNERSHIP BEFORE ASSIGNMENT:

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

RECORD TITLE:

THAMES RIVER, LLC – 100%

ENERPLUS RESOURCES (USA) CORPORATION – 100%

...ML 51430 (SCH)....

INTEREST ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES

Upon recommendation of Ms. Garrison, the Director approved the assignment of 19.32% interest in and to the leases listed below to Headington Oil Company LLC, 7557 Rambler Road, Suite 1100, Dallas, TX 75231, by Whiting Oil and Gas Corporation. No override.

OWNERSHIP BEFORE ASSIGNMENT:**RECORD TITLE:****WHITING OIL AND GAS CORPORATION-100%****OWNERSHIP AFTER ASSIGNMENT:****RECORD TITLE:****WHITING OIL AND GAS CORPORATION – 80.68%,
HEADINGTON OIL COMPANY LLC – 19.32%**

...ML 51405 (SCH)...ML 51406 (SCH)....

OPERATING RIGHTS ASSIGNMENT – OIL, GAS, AND HYDROCARBON LEASE

Upon recommendation of Ms. Garrison, the Director approved the assignment of 32.50% interest in operating rights from Surface to Base of Ferron Formation in part of lands: NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 26; Lots 1, 2, 3, 4, W $\frac{1}{2}$ E $\frac{1}{2}$ Sec. 27; Lots 1, 2, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 34, T17S, R8E, SLB&M., **ALSO**, assignment of 20% interest in operating rights from Surface to Base of Ferron Formation in part of lands: SW $\frac{1}{4}$ Sec. 27, T17S, R8E, SLB&M., in and to the lease listed below to Savoy Energy LLC, P.O. Box 87, Manti, UT 84642, by FL Energy. No override, but subject to previous overrides as reserved. Effective June 1, 2004, the Trust Lands Administration assumes no responsibility in reviewing, collecting, or distributing overriding royalty.

OWNERSHIP BEFORE ASSIGNMENT:**RECORD TITLE:****MERRION OIL & GAS CORP. – 100%*****OPERATING RIGHTS: SURFACE TO BASE OF
FERRON FORMATION******T17S, R8E, SLB&M.******SEC. 26: NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$*** ***SEC. 27: LOTS 1, 2, 3, 4, W $\frac{1}{2}$ E $\frac{1}{2}$*** ***SEC. 34: LOTS 1, 2, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$*** **XTO ENERGY INC.–33.75%,****MERRION OIL & GAS CORPORATION–33.75%,*****FL ENERGY–32.50%******T17S, R8E, SLB&M.******SEC. 27: SW $\frac{1}{4}$*** **CASTLE VALLEY LTD PARTNERSHIP-40%,*****FL ENERGY–20%*,****R.B. DURNING ASSOCIATES INC.-16%,****VECTOR PETROLEUM CORPORATION–10%,****HERITAGE FINANCIAL GROUP INC.–10%,****ZIMMERMAN WELL SERVICE, INC.–4%****OWNERSHIP AFTER ASSIGNMENT:****RECORD TITLE:****MERRION OIL & GAS CORP.-100%*****OPERATING RIGHTS: SURFACE TO BASE OF
FERRON FORMATION******T17S, R8E, SLB&M.******SEC. 26: NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$*** ***SEC. 27: LOTS 1, 2, 3, 4, W $\frac{1}{2}$ E $\frac{1}{2}$*** ***SEC. 34: LOTS 1, 2, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$*** **XTO ENERGY INC.–33.75%,****MERRION OIL & GAS CORPORATION–33.75%,*****SAVOY ENERGY LLC–32.50%******T17S, R8E, SLB&M.******SEC. 27: SW $\frac{1}{4}$*** **CASTLE VALLEY LTD. PARTNERSHIP-40%,*****SAVOY ENERGY LLC–20%*,****R.B. DURNING ASSOCIATES INC.–16%,****VECTOR PETROLEUM CORPORATION–10%,****HERITAGE FINANCIAL GROUP INC.–10%,****ZIMMERMAN WELL SERVICE, INC.–4%**

...ML 48175 (SCH)....

AMENDMENT AND CORRECTION OF OIL, GAS, AND HYDROCARBON LEASES

The following leases are being amended to correct lease Form B-2(3/05) so that it conforms to our rules and regulations and to the Trust Lands Administration Statute. These corrections change the minimum royalties from \$3.00 per acre to twice the annual rental, plus some minor definition changes.

....ML 49878 (SCH)....ML 49879 (SCH)....
 EL PASO E&P COMPANY, LP
 1099 18TH STREET, SUITE 1900
 DENVER, CO 80202-1905

Upon recommendation of Ms. Garrison, the Director approved the above-listed lease amendments.

FIRST AMENDMENT TO ENERGY STORAGE AND DEVELOPMENT LEASE – ML 51573-OBA (SCH)

This office is in receipt of First Amendment to Energy Storage and Development Lease covering the above-numbered lease between the School and Institutional Trust Lands Administration (“Lessor”) and Magnum Holdings, LLC (“Lessee”), 2150 South 1300 East, Suite 500, Salt Lake City, UT 84106, entered into effective as of the 1st day of June, 2009. This lease is amended as follows:

1.1: Elimination and removal of Surplus Lands: (Pursuant to Section 2.8 of original lease)

<u>T15S, R7W, SLB&M.</u> Sec. 35: E½NE¼	<u>Surface and Mineral Acres</u> 80.00 acres
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<u>T15S, R7W, SLB&M.</u> Sec. 36: All	<u>Mineral Acres Only</u> 640.00 acres
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1.2: Addition of Lands: (Pursuant to Section 6.2 (a) of original lease)

<u>T15S, R6W, SLB&M.</u> Sec. 19: E½, SE¼SW¼	<u>Surface and Mineral Acres</u> 360.00 acres
Sec. 30: Lot 5(39.99), N½, SW¼, N½SE¼, SW¼SE¼ [ALL]	639.99 acres

1.3 Number of Surface and Mineral acres included in the leased lands is amended from 2,708 acres to 3,628 acres; and, the reference to the number of mineral only acres in the leased lands is amended from 1,581 acres to 941 acres. (Recital A of original lease).

1.4 Exhibit A “Leased Lands”, and Exhibit D “Project Area Map” attached to the agreement are amended and replace Exhibits A and D of the original lease in their entirety to conform with and reflect the adjustments to the Leased Lands effected by Sections 1.1 and 1.2 of this First Amendment.

1.5 Annual Rental payable by Lessee prior to the Operations Commencement Date is amended from \$25,000 per year to \$35,000 per year. (Sections 4.1 and 4.2 of original lease).

1.6 Minimum Fee payable by Lessee from and after the Operations Commencement Date is amended from \$125,000 per year to \$175,000 per year. (Section 4.8 of original lease).

**FIRST AMENDMENT TO ENERGY STORAGE AND DEVELOPMENT LEASE – ML 51573-OBA (SCH)
(CONTINUED)**

1.7 With exception of the foregoing amendments, the lease and all remaining provisions thereof remain as currently drafted and in full force and effect including, without limitation, Lessor’s reserved rights under Section 2.7 to, among other things, establish new rights of way and easements upon, through, or over the Leased Lands in favor of third parties that will not unreasonably interfere with Lessee’s Authorized Uses under this Lease.

Upon recommendation of Ms. Garrison, the Director approved the above-listed First Amendment.

TERMINATION OF THE COTTONWOOD RIDGE UNIT (SCH)

The State of Utah School and Institutional Trust Lands Administration Office has been furnished with evidence that the Cottonwood Ridge Unit was terminated by the Bureau of Land Management on June 21, 2008, with the same effective date. The unit operator met the drilling obligations, but the obligation well did not prove to be productive of unitized substances.

Lease ML 48659 is terminated from the unit with no additional well production; therefore, the lease will retain its original expiration date of January 31, 2011.

This item is submitted by Ms. Wells for record-keeping purposes only.

S U R F A C E A C T I O N S

GRAZING PERMITS

GRAZING PERMIT NO. 23208 (LIVESTOCK TRESPASS – FINAL AGENCY ACTION)

It has been determined that Clark Lamb, holder of GP 23208, has been allowing his livestock to leave his private lands in John’s Valley and trespass onto trust lands permitted to Hunt Creek LLC under GP 20563. This trespass has been reported as a problem over the last two years. On July 15, 2009, a field inspection revealed 20 head of cattle belonging to the permittee trespassing on trust lands on which he does not hold a permit. This was after a Hunt Creek LLC representative counted 47 pair trespassing on June 20, 2009, and asked the permittee to move the cattle. A certified letter has been sent to the permittee notifying him to pay trespass fees of \$331.50 prior to August 7, 2009. Garfield County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the above described Final Agency Action for livestock trespass under Grazing Permit No. 23208.

GRAZING PERMIT NO. 20480 (CANCELLATION)

Kim Madsen, 340 South 400 West, Manti, UT 84642, has requested cancellation of the above grazing permit because the acreage contained within this permit has been combined into the renewal application GP 20274-90. School Fund. Juab County.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the cancellation of the above referenced grazing permit.

GRAZING PERMIT NO. 20922 (CANCELLATION)

Kim Madsen, 340 South 400 West, Manti, UT 84642, has requested cancellation of the above grazing permit because the acreage contained within this permit has been combined into the renewal application GP 20274-90. School Fund. Juab County.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the cancellation of the above referenced grazing permit.

GRAZING PERMIT NO. 21467-00 (CANCELLATION)

Merrill C. Fillmore, P.O. Box 14, Cleveland, UT 84518, has requested cancellation of the above grazing permit because the acreage contained within this permit has been combined into the renewal application GP 20108-09. Carbon County. School Fund.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the cancellation of the above referenced grazing permit.

GRAZING PERMIT NO. 21542-00 (CANCELLATION)

Merrill C. Fillmore, P.O. Box 14, Cleveland, UT 84518, has requested cancellation of the above grazing permit because the acreage contained within this permit has been combined into the renewal application GP 20108-09. Carbon County. School Fund.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the cancellation of the above referenced grazing permit.

RIGHTS OF ENTRY**RIGHT OF ENTRY NO. 5357 (APPROVAL)**

On July 16, 2009, the School and Institutional Trust Lands Administration received an application from the Town of Castle Valley, HC 64 Box 2705, Castle Valley, UT 84532, to occupy the following described trust land located within Grand County to perform stream bank maintenance for a one-year term:

T25S, R23E, SLB&M

Sec. 9: Within

Because of the heavy rain fall this spring and summer, the Town of Castle Valley requests that the stream bank of Castle Creek be pushed back to make the stream bed as it was. The Division of Water Rights has given its permission. The applicant has paid a \$200.00 rental assessment, a \$50.00 application fee, and a \$50.00 processing charge, totaling \$300.00. Grand County. School Fund. Expiration date: July 15, 2010.

Upon recommendation of Ms. Jeanine Kleinke, the Director approved ROE 5357.

EASEMENTS**RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS)**

In an ongoing effort by staff to update and correct Agency records, it has come to the attention of staff that the above listed rights-of-way are listed as active right-of-way contracts on the Agency's Business System. Agency Legal Counsel has reviewed the documentation pertaining to these rights-of-way and has determined that all right, title, and interest in and to the following described parcels of land were actually conveyed to the State Road Commission of Utah via quit claim deed as listed below.

The Agency's ownership and right-of-way contract records should be corrected and updated to reflect the previous conveyance of these parcels out of Trust ownership.

Right of Way No. 347, Quit Claim Deed No. 1428:

Quit claim deed dated September 5, 1952, by the State of Utah, through and by its State Land Board for the sum of \$44.45. State Road Commission of Utah Parcel No. AA3-8.

LEGAL DESCRIPTION:

Township 21 South, Range 15 East, SLB&M

Section 32: SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ (within)

Land for a highway known as Project No. AA-3 situated in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of Section 32, T21S, R15E, SLM. Said tract of land is 200 feet wide, 100 feet on each side of the center line survey of said project. Said center line is described as follows:

Beginning at the intersection of the east boundary line of said Section 32 and said center line of survey at Engineer's Station 224+25, which point is 131.0 feet east along the south boundary line of said Section 32 and 3871 feet N 40°18' E along said center line of survey, from the S $\frac{1}{4}$ corner of said Section 32; thence S 40°18' W

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 347, Quit Claim Deed No. 1428 (continued):

3871 feet, more or less, to the intersection of said center line of survey at Engineer's Station 262+96.2 and the south boundary line of said Section 32, which point is 131.0 feet east along said south boundary line from said S $\frac{1}{4}$ corner of Section 32, as shown on the official map of said project on file in the office of the State Road Commission of Utah. Above described tract of land contains 17.77 acres, more or less.

ACRES: 17.77

COUNTY: Emery

FUND: School

RESERVATIONS:

Reserving to the State of Utah, all coal and other minerals in the above lands, and to it, or persons authorized by it, the right to prospect for, mine and remove coal and other minerals from the same, upon compliance with the conditions and subject to the limitations of Title 86-Chapter 1, Revised Statutes of Utah 1933 and amendments thereto.

The Grantor also hereby grants permission to the Grantee to locate, construct, and maintain within the Grantor's land, and outside the limits of the highway right-of-way, all drainage ditches, dykes, and wash channel changes necessary to pick up and carry drainage water safely across said highway.

Right of Way No. 347, Quit Claim Deed No. 1429:

Quit claim deed dated September 5, 1952, by the State of Utah, through and by its State Land Board for the sum of \$18.45. State Road Commission of Utah Parcel No. AA3-6.

LEGAL DESCRIPTION:

Township 21 South, Range 15 East, SLB&M
Section 28: SE $\frac{1}{4}$ NE $\frac{1}{4}$ (within)

Land for a highway known as Project No. AA-3 situated in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 28, T21S, R15E, SLM. Said tract of land is 200 feet wide, 100 feet on each side of the center line of survey of said project. Said center line is described as follows:

Beginning at the intersection of the east boundary line of said Section 28 and said center line of survey at Engineer's Station 142+48.6, which point is 1231.7 feet north along said east boundary line, from the E $\frac{1}{4}$ corner of said Section 28; thence S 40°18' W 1615 feet, more or less, to the intersection of said center line of survey at Engineer's Station 158+64 and the south boundary line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, which point is 1231.7 feet north along said east boundary line of said Section 28 and approximately 1615 feet S 40°18' W along said center line of survey from said E $\frac{1}{4}$ corner of Section 28, as shown on the official map of said project on file in the office of the State Road Commission of Utah. Above described tract of land contains 7.37 acres, more or less.

ACRES: 7.37

COUNTY: Emery

FUND: School

RESERVATIONS:

Reserving to the State of Utah, all coal and other minerals in the above lands, and to it, or persons authorized by it, the right to prospect for, mine and remove coal and other minerals from the same, upon compliance with the conditions and subject to the limitations of Title 86-Chapter 1, Revised Statutes of Utah 1933 and amendments thereto.

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 347, Quit Claim Deed No. 1429 (continued):

The Grantor also hereby grants permission to the Grantee to locate, construct, and maintain within the Grantor's land, and outside the limits of the highway right-of-way, all drainage ditches, dykes, and wash channel changes necessary to pick up and carry drainage water safely across said highway.

Right of Way No. 350, Quit Claim Deed No. 1440:

Quit claim deed dated August 28, 1952, by the State of Utah, through and by its State Land Board for the sum of \$64.10. State Road Commission of Utah Parcel No. S171-9.

LEGAL DESCRIPTION:

Township 24 South, Range 19 West, SLB&M

Section 2: S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ (within)

Land for highway known as Project No. S-171 situated in the S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 2, T24S, R19W, SLM. Said tract of land is 150 feet wide, 75 feet on each side of the center line of survey of said project. Said center line is described as follows:

Beginning at the intersection of the south boundary line of said Section 2 and said center line of survey at Engineer's Station 3262+83.5, which point is 1171.6 feet west along said south boundary line from the South $\frac{1}{4}$ corner of said Section 2; thence N 23°17' W, 3722.9 feet to the intersection of said center line of survey at Engineer's Station 3300+06.4 and the west boundary line of said Section 2, which point is 779.8 feet north along said west boundary line from the West $\frac{1}{4}$ corner of said Section 2, as shown on the official map of said project on file in the office of the State Road Commission of Utah. Above described tract of land contains 12.82 acres.

ACRES: 12.82

COUNTY: Millard

FUND: School

RESERVATIONS:

Reserving to the State of Utah, all coal and other minerals, in the above lands, and to it, or persons authorized by it, the right to prospect for, mine and remove coal and other minerals from the same, upon compliance with the conditions and subject to the limitations of Title 86-Chapter 1, Revised Statutes of Utah 1933 amendments thereto.

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor, and the Grantee shall not be liable for any water assessments now due or which shall become due.

The Grantor also hereby grants to the Grantee permission to locate and construct within the Grantor's land and outside the limits of the highway right of way, all irrigation and/or waste water ditches made necessary by the construction of said project. After the above described ditches are constructed, the Grantee is thereafter relieved of all responsibility for the maintenance of said ditches.

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 350, Quit Claim Deed No. 1441:

Quit claim deed dated August 28, 1952, by the State of Utah, through and by its State Land Board for the sum of \$174.90. State Road Commission of Utah Parcel No. S171-10.

LEGAL DESCRIPTION:

Township 23 South, Range 19 West, SLB&M

Section 16: SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ (within)

Land for highway known as Project No. S-171 situated in the SE $\frac{1}{4}$ and the W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 16, T23S, R19W, SLM. Said tract of land is 150 feet wide, 75 feet on each side of the center line of survey of said project. Said center line is described as follows:

Beginning at the intersection of the south boundary line of said Section 16 and said center line of survey at Engineer's Station 3506+71, which point is approximately 795 feet west along said south boundary line, from the SE corner of said Section 16; thence N 23°17' W, 2978.7 feet to a point of tangency with a 0°30' curve to the right; thence Northwesterly 2100 feet, more or less, along the arc of said curve to the intersection of said center line of survey at Engineer's Station 3557+50 and the West boundary line of said NE $\frac{1}{4}$, which point is approximately 560 feet south along said west boundary line of said NE $\frac{1}{4}$ from the N $\frac{1}{4}$ corner of said Section 16, as shown on the official map of said project on file in the office of the State Road Commission of Utah. Above described tract of land contains 17.49 acres more or less.

ACRES: 17.49

COUNTY: Millard

FUND: School

RESERVATIONS:

Reserving to the State of Utah, all coal and other minerals, in the above lands, and to it, or persons authorized by it, the right to prospect for, mine and remove coal and other minerals from the same, upon compliance with the conditions and subject to the limitations of Title 86-Chapter 1, Revised Statutes of Utah 1933 and amendments thereto.

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor and the Grantee shall not be liable for any water assessments now due or which shall become due.

The Grantor also hereby grants to the Grantee permission to locate and construct within the Grantor's land and outside the limits of the highway right of way, all irrigation and/or waste water ditches made necessary by the construction of said project. After the above described ditches are constructed, the Grantee is thereafter relieved of all responsibility for the maintenance of said ditches.

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 350, Quit Claim Deed No. 1442:

Quit claim deed dated August 28, 1952, by the State of Utah, through and by its State Land Board for the sum of \$57.70. State Road Commission of Utah Parcel No. S171-20.

LEGAL DESCRIPTION:

Township 21 South, Range 20 West, SLB&M

Section 36: Lot 2, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ (within)

Land for highway known as Project No. S-171 situated in the S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and Lot 2 of Section 36, T21S, R20W, SLM. Said tract of land is 150 feet wide, 75 feet on each side of the center line of survey of said project. Said center line is described as follows:

Beginning at the intersection of the south boundary line of said Section 36 and said center line of survey at Engineer's Station 4020+49.7, which point is 344.7 feet west along said south boundary line from the SE corner of said Section 36; thence northwesterly, 1387.1 feet along the arc of a 2°00' curve to the left; (Note: Tangent to said curve at the point of beginning bears N 27°42' W); thence N 55°27' W 3984.4 feet, to the intersection of said center line of survey at Engineer's Station 4074+21.2 and the west boundary line of said Section 36, which point is 4538.0 feet west and 3285.6 feet north from said SE corner of Section 36, as shown on the official map of said project on file in the office of the State Road Commission of Utah. Above described tract of land contains 18.50 acres, of which 6.96 acres, more or less, are now occupied by the existing highway. Balance 11.54 acres, more or less.

ACRES: 18.50

COUNTY: Millard

FUND: School

RESERVATIONS:

Reserving to the State of Utah, all coal and other minerals, in the above lands, and to it, or persons authorized by it, the right to prospect for, mine and remove coal and other minerals from the same, upon compliance with the conditions and subject to the limitations of Title 86-Chapter 1, Revised Statutes of Utah 1933 and amendments thereto.

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor and the Grantee shall not be liable for any water assessments now due or which shall become due.

The Grantor also hereby grants to the Grantee permission to locate and construct within the Grantor's land and outside the limits of the highway right of way, all irrigation and/or waste water ditches made necessary by the construction of said project. After the above described ditches are constructed, the Grantee is thereafter relieved of all responsibility for the maintenance of said ditches.

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 354, Quit Claim Deed No. 1443:

Quit claim deed dated February 6, 1953, by the State of Utah, through and by its State Land Board for the sum of \$5.00. State Road Commission of Utah Parcel No. 73-9.

LEGAL DESCRIPTION:

Township 9 South, Range 5 East, SLB&M

Section 32: SE $\frac{1}{4}$ NE $\frac{1}{4}$ (within)

Land for highway known as Project No. F-73 situated in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, T9S, R5E, SLM. Said tract of land is bounded on the southerly side by the northerly right of way line of the D&RGW Railroad, and bounded on the northerly side by a line parallel to and 100 feet perpendicularly distant northerly from the center line of survey of said project. Said center line is described as follows:

Beginning at the intersection of the east boundary line of said Section 32 and said center line of survey at Engineer's Station 501+62, which point is approximately 1650 feet south along said east boundary line of said Section 32 from the NE corner of said Section 32; thence N 87°33' W 161.9 feet to a point of tangency with a 2°00' curve to the right; thence westerly 653.3 feet along the arc of said curve to the intersection of said center line of survey at Engineer's Station 509+77.2, which point is 1537.8 feet south and 779.8 feet west from NE corner of said Section 32, as shown on the official map of said project on file in the office of the State Road Commission of Utah. Above described tract of land contains 1.20 acres, more or less, of which 0.20 acres, more or less, is now occupied by the existing highway. Balance 1.00 acres, more or less.

ACRES: 1.20

COUNTY: Utah

FUND: School

RESERVATIONS:

Reserving to the State of Utah, all coal and other minerals, in the above lands, and to it, or persons authorized by it, the right to prospect for, mine and remove coal and other minerals from the same, upon compliance with the conditions and subject to the limitations of Title 86-Chapter 1, Revised Statutes of Utah 1933 and amendments thereto.

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor and the Grantee shall not be liable for any water assessments now due or which shall become due.

The Grantor also hereby grants to the Grantee permission to locate and construct within the Grantor's land and outside the limits of the highway right of way, all irrigation and/or waste water ditches made necessary by the construction of said project. After the above described ditches are constructed, the Grantee is thereafter relieved of all responsibility for the maintenance of said ditches.

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 355-D, Quit Claim Deed No. 1444:

Quit claim deed dated February 6, 1953, by the State of Utah, through and by its State Land Board for the sum of \$2.45. State Road Commission of Utah Parcel No. AS141-13.

LEGAL DESCRIPTION:

Township 35 South, Range 23 East, SLB&M

Section 32: NW $\frac{1}{4}$ NW $\frac{1}{4}$ (within)

Land for highway known as Project No. AS-141 situated in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, T35S, R23E, SLM. The boundaries of said tract of land are described as follows:

Beginning at the NW corner of said Section 32; thence East 139.4 feet, along the north boundary line of said Section 32; thence S 18°45' W, 434.3 feet to a point on the west boundary line of said Section 32; thence North 408.9 feet, along said west boundary line to the point of beginning as shown on the official map of said project on file in the office of the State Road Commission of Utah. Above described tract of land contains 0.65 acre, of which 0.16 acre is now occupied by the existing highway. Balance 0.49 acre.

ACRES: 0.65

COUNTY: San Juan

FUND: School

RESERVATIONS:

Reserving to the State of Utah, all coal and other minerals, in the above lands, and to it, or persons authorized by it, the right to prospect for, mine and remove coal and other minerals from the same, upon compliance with the conditions and subject to the limitations of Title 86-Chapter 1, Revised Statutes of Utah 1933 and amendments thereto.

Any and all water rights pertaining to the above described land, are hereby reserved by the Grantor, and the Grantee shall not be liable for any water assessments now due or which shall become due.

The Grantor also hereby grants to the Grantee permission to locate and construct within the Grantor's land and outside the limits of the highway right of way all irrigation and/or waste water ditches made necessary by the construction of said project. After the above described ditches are constructed, the Grantee is thereafter relieved of all responsibility for the maintenance of said ditches.

Right of Way No. 402-D, Quit Claim Deed No. 1410:

Quit claim deed dated September 1, 1955, by the State of Utah, through and by its State Land Board for the sum of \$25.00. State Road Commission of Utah Parcel No. AA3-10.

LEGAL DESCRIPTION:

Township 22 South, Range 14 East, SLB&M

Section 33: NE $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

Land for a highway known as Project No. AA-3 situated in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 33, T22S, R14E, SLM. Said tract of land is 100 feet wide, 50 feet on each side of the center line of survey of said project. Said center line is described as follows:

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 402-D, Quit Claim Deed No. 1410 (continued):

Beginning at the intersection of the North boundary line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ and said center line of survey at Engineer's Station 679+25 which point is approximately 520 feet west along said boundary line from the NE corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence S 25°16' E 875.4 feet, to a point of tangency with an 8°00' curve to the right; thence southerly 534.6 feet, along the arc of said curve, to the intersection of said center line of survey at Engineer's Station 693+35 and the south boundary line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, which point is approximately 102 feet west along said south boundary line from the SE corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, as shown on the official map of said project on file in the office of the State Road Commission of Utah. Above described tract of land contains 3.24 acres, of which 0.77 acre, more or less, is now occupied by the existing highway. Balance 2.47 acres, more or less.

ACRES: 3.24

COUNTY: Emery

FUND: School

RESERVATIONS:

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor and the Grantee shall not be liable for any water assessments now due or which shall become due.

Excepting and reserving to the State of Utah all coal, oil, gas, mines, metals, gravel, and all other minerals of whatsoever kind or nature in the above land, and to it, or persons authorized by it, the right to prospect for, mine and remove the same, together with the right to occupy and use so much of the surface of said lands as may be required for all purposes reasonably incident to the mining and removal of said minerals.

Right of Way No. 526-D, Quit Claim Deed No. 1446:

Quit claim deed dated August 16, 1957, by the State of Utah, through and by its State Land Board for the sum of \$134.32. State Road Commission of Utah Parcel No. 0401:17.

LEGAL DESCRIPTION:

Township 28 South, Range 26 East, SLB&M
Section 32: N $\frac{1}{2}$ (within)

A tract of land for highway known as Project No. 0401 situated in the N $\frac{1}{2}$ of the Section 32, T28S, R26E, SLM. Said tract of land is contained within two side lines parallel to and at distances of 75.0 feet on each side of the center line of survey of said project. Said center line is described as follows:

Beginning at the intersection of the west boundary line of said Section 32 and said center line of survey at Engineer's Station 1105+53 which point is approximately 133 feet south along said boundary line from the NW corner of said Section 32; thence S 64°39' E 497.0 feet to Engineer's Station 1110+50.0 Back which equals Engineer's Station 1111+50.0 Ahead; thence continuing S 64°39' E 32.6 feet, to a point of tangency with an 8°00' curve to the left; thence Easterly 293.8 feet along the arc of said 8°00' curve; thence S 88°09' E 888.6 feet to a point of tangency with a 3°00' curve to the left; thence Easterly 303.3 feet along the arc of said 3°00' curve; thence N 82°45' E 120.3 feet, to a point of tangency with a 7°00' curve to the right; thence Easterly 607.6 feet along the arc of said 7°00' curve; thence S 54°43' E 694.0 feet to a point of tangency with a 3°00' curve to the left; thence Easterly 1113.3 feet along the arc of the last said 3°00' curve; thence S 88°07' E 530.0 feet to a point of tangency with a 6°00' curve to the right; thence Easterly 504.5 feet along the arc of said 6°00' curve to the intersection of

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 526-D, Quit Claim Deed No. 1446 (continued):

said center line of survey at Engineer's Station 1162+38 and the east boundary line of said Section 32, which point is approximately 1487 feet south along said east boundary line from the NE corner of said Section 32 as shown on the official map of said project on file in the office of the State Road Commission of Utah. Above described tract of land contains 19.57 acres, of which 2.87 acres, more or less, are now occupied by the existing highway. Balance 16.79 acres, more or less.

ACRES: 19.57

COUNTY: San Juan

FUND: School

RESERVATIONS:

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor and the Grantee shall not be liable for any water assessment now due or which shall become due.

The Grantor also hereby grants to the Grantee permission to locate and construct within the Grantor's land and outside the limits of the highway right of way, all irrigation and/or waste water ditches made necessary by the construction of said project. After the above described ditches are constructed, the Grantee is thereafter relieved of all responsibility for the maintenance of said ditches.

Right of Way No. 563, Quit Claim Deed No. 1447:

Quit claim deed dated April 21, 1958, by the State of Utah, through and by its State Land Board for the sum of \$36.15. State Road Commission of Utah Parcel No. 031-1:36B.

LEGAL DESCRIPTION:

Township 34 South, Range 19 West, SLB&M
Section 36: NE $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

A tract of land for highway known as Project No. 031-1 situated in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36, T34S, R19W, SLM. Said tract of land is contained within two side lines parallel to and at distances of 100.0 feet southwesterly and 100.0 feet northeasterly from the center line of survey of said project. Said center line is described as follows:

Beginning at the intersection of the east boundary line of said Section 36 and said center line of survey at Engineer's Station 1213+00 which point is approximately 555 feet north along said east boundary line from the SE corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence N 58°04' W 525 feet, more or less, to the intersection of said center line of survey at Engineer's Station 1218+24.6 and the southeasterly right of way line of the Union Pacific Railroad, which point is approximately 555 feet north and 525 feet N 58°04' W from said SE corner of said Section 36 as shown on the official map of said project on file in the office of the State Road Commission of Utah. Above described tract of land contains 2.41 acres, more or less.

ACRES: 2.41

COUNTY: Iron

FUND: School

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 563, Quit Claim Deed No. 1447 (continued):

RESERVATIONS:

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor and the Grantee shall not be liable for any water assessment now due or which shall become due.

The Grantor also hereby grants to the Grantee permission to locate and construct within the Grantor's land and outside the limits of the highway right of way, all irrigation and/or waste water ditches made necessary by the construction of said project. After the above described ditches are constructed, the Grantee is thereafter relieved of all responsibility for the maintenance of said ditches.

Right of Way No. 564, Quit Claim Deed No. 1448:

Quit claim deed dated April 21, 1958, by the State of Utah, through and by its State Land Board for the sum of \$46.80. State Road Commission of Utah Parcel No. 031-1:36A.

LEGAL DESCRIPTION:

Township 34 South, Range 19 West, SLB&M
Section 36: NE $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

A tract of land for highway known as Project No. 031-1 situated in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36, T34S, R19W, SLM. Insofar as it lies within said NE $\frac{1}{4}$ SE $\frac{1}{4}$, said tract of land is contained within two side lines parallel to and at distances of 100.0 feet north and 100.0 feet southwesterly from the center line of survey of said project. Said center line is described as follows:

Beginning at the intersection of the northwesterly right of way line of the Union Pacific Railroad and said center line at Engineer's Station 1220+63.0, which point is approximately 645 feet west and 355 feet south from the NE corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence N 58°04' W 283.2 feet to a point of tangency with a 2°00' curve to the left; thence Northwesterly 456 feet, more or less, along the arc of said curve to the intersection of said center line at Engineer's Station 1228+02 and the north boundary line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, which point is approximately 30 feet east along said north boundary line from the NW corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ as shown on the official map of said project on file in the office of the State Road Commission of Utah. Above described tract of land contains 3.12 acres, more or less.

ACRES: 3.12

COUNTY: Iron

FUND: School

RESERVATIONS:

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor and the Grantee shall not be liable for any water assessment now due or which shall become due.

The Grantor also hereby grants to the Grantee permission to locate and construct within the Grantor's land and outside the limits of the highway right of way, all irrigation and/or waste water ditches made necessary by the construction of said project. After the above described ditches are constructed, the Grantee is thereafter relieved of all responsibility for the maintenance of said ditches.

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 517-D, Quit Claim Deed No. 1449:

Quit claim deed dated May 13, 1958, by the State of Utah, through and by its State Land Board for the sum of \$9.12. State Road Commission of Utah Parcel No. 0401:29.

LEGAL DESCRIPTION:

Township 28 South, Range 26 East, SLB&M
Section 32: NW $\frac{1}{4}$ NW $\frac{1}{4}$ (within)

A tract of land for highway known as Project No. 0401 situated in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, T28S, R26E, SLM. Said tract of land is contained within two side lines parallel to and at distances of 75.0 feet northerly and 75.0 feet southerly from the center line of survey of said project. The boundaries of said tract of land are described as follows:

Beginning at the intersection of said northerly side line and the west boundary line of said Section 32, which point is approximately 371 feet south from the NW corner of said Section 32; thence Easterly 9 feet along said northerly side line, which is also along the arc of a 225.0 foot radius curve to the left (Note: Said curve is tangent at the point of beginning to a line bearing N 87°08' E); thence N 84°50'30" E 253.7 feet to a point of tangency with a 1985.1 foot radius curve to the right; thence Easterly 23 feet, more or less, along the arc of said 1985.1 foot radius curve; thence S 64°39' E 180 feet along an existing southwesterly right of way line of said project to a point of tangency with a 791.8 foot radius curve to the left; thence Easterly 324.5 feet along the arc of said 791.8 foot radius curve; thence N 88°03' W 259.4 feet along said southerly side line to a point of tangency with an 1835.1 foot radius curve to the left; thence Westerly 227.6 feet along the arc of said 1835.1 foot radius curve; thence S 84°50'30" W 253.7 feet to a point of tangency with a 375.0 foot radius curve to the right; thence Westerly 22 feet, more or less, along the arc of said 375.0 foot radius curve; thence North 150 feet, more or less, along said west boundary line of Section 32 to the point of beginning as shown on the official map of said project on file in the office of the State Road Commission of Utah. Above described tract of land contains 1.52 acres, more or less.

ACRES: 1.52

COUNTY: San Juan

FUND: School

RESERVATIONS:

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor, and the Grantee shall not be liable for any water assessments now due or which shall become due.

The Grantor also hereby grants to the Grantee permission to locate and construct within the Grantor's land and outside the limits of the highway right of way all irrigation and/or waste water ditches made necessary by the construction of said project. After the above described ditches are constructed, the Grantee is thereafter relieved of all responsibility for the maintenance of said ditches.

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 896-D, Quit Claim Deed No. 1421:

Quit claim deed dated March 17, 1964, by the State of Utah, through and by its State Land Board for the sum of \$26.80. State Road Commission Project No. 70-3:1:A.

LEGAL DESCRIPTION:

Township 22 South, Range 9 East, SLB&M

Section 32: SE $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

A parcel of land in fee for a freeway known as Project No. 70-3, being part of an entire tract of property in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, T22S, R9E, SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at the SE corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence North 321.08 feet along the east line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ to a point 360.00 feet perpendicularly distant northwesterly from the center line of said project at Engineer Station 1516+35.65; thence S 48°07' E 484.05 feet to the south line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence East 362.51 feet along said south line to the point of beginning as shown on the official map of said project on file in the office of the State Road Commission of Utah. The above described parcel of land contains 1.34 acres.

ACRES: 1.34

COUNTY: Emery

FUND: School

RESERVATIONS:

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor, and the Grantee shall not be liable for any water assessments now due or which shall become due.

To enable the Grantee to construct and maintain a public highway as a freeway, as contemplated by Title 27, Chapter 12, Section 96, Utah Code Annotated, 1953, as amended, the Grantor hereby releases and relinquishes to the Grantee any and all rights or easements appurtenant to the Grantor's remaining property by reason of location thereof with reference to said highway, including, without limiting the foregoing, all rights of ingress to, or egress from, the Grantor's remaining property contiguous to the lands hereby conveyed, to or from said highway.

Right of Way No. 896-D, Quit Claim Deed No. 1422:

Quit claim deed dated March 17, 1964, by the State of Utah, through and by its State Land Board for the sum of \$763.80. State Road Commission of Utah Parcel No. 70-3:2:A.

LEGAL DESCRIPTION:

Township 23 South, Range 9 East, SLB&M

Section 2: SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ (within)

A parcel of land in fee for a freeway know as Project No. 70-3, being part of an entire tract of property in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 2, T23S, R9E, SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at a point on the west line of said Section 2, 922.23 feet north from the W $\frac{1}{4}$ corner of said Section 2, which point is also on the center line of said project at Engineer Station 1634+42.07; thence South 209.26 feet along said west line to a point 200.00 feet radially distant southerly from said center line at Engineer Station

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 896-D, Quit Claim Deed No. 1422 (continued):

1633+82.54; thence Northeasterly 1464.95 feet along the arc of a 3064.79 foot radius curve to the left (Note: Tangent to said curve at its point of beginning bears N 73°17' E); thence N 45°54'00" E 751.06 feet to a point of tangency with a 2664.79 foot radius curve to the right; thence Northeasterly 1441.79 feet along the arc of said curve; thence N 76°54'00" E 97.75 feet to the north line of said Section 2; thence West 1498.55 feet along said north line to a point 426.34 feet radially distant northwesterly from said center line at Engineer Station 1658+28.78; thence S 43°37' W 1049.00 feet to a point of tangency with a 2689.24 foot radius curve to the right; thence Southwesterly 1119.36 feet along the arc of said curve to said west line of said Section 2; thence South 355.01 feet along said west line to the point of beginning as shown on the official map of said project on file in the office of the State Road Commission of Utah. The above described parcel of land contains 38.19 acres, more or less.

ACRES: 38.19

COUNTY: Emery

FUND: School

RESERVATIONS:

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor, and the Grantee shall not be liable for any water assessments now due or which shall become due.

To enable the Grantee to construct and maintain a public highway as a freeway, as contemplated by Title 27, Chapter 12, Section 96, Utah Code Annotated, 1953, as amended, the Grantor hereby releases and relinquishes to the Grantee any and all rights or easements appurtenant to the Grantor's remaining property by reason of location thereof with reference to said highway, including, without limiting the foregoing, all rights of ingress to, or egress from, the Grantor's remaining property contiguous to the lands hereby conveyed, to or from said highway.

Right of Way No. 896-D, Quit Claim Deed No. 1423:

Quit claim deed dated March 17, 1964, by the State of Utah, through and by its State Land Board for the sum of \$2,301.80. State Road Commission of Utah Parcel No. 70-3:3:A.

LEGAL DESCRIPTION:

Township 22 South, Range 9 East, SLB&M

Section 36: W½SW¼, S½NW¼, NE¼SW¼, NE¼NW¼, NE¼ (within)

A parcel of land in fee for a freeway known as Project No. 70-3, being part of an entire tract of property in the W½SW¼, S½NW¼, NE¼SW¼, NE¼NW¼, and NE¼ of Section 36, T22S, R9E, SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at a point on the west line of said Section 36, 1288.07 feet north from the SW corner of said Section 36, which point is also on the center line of said project at Engineer Station 1696+40.21; thence North 1125.43 feet along said west line to a point 819.93 feet perpendicularly distant northwesterly from said center line at Engineer Station 1704+22.71; thence N 39°14' E 163.52 feet to a point of tangency with a 3037.98 foot radius curve to the right; thence Northeasterly 987.36 feet along the arc of said curve; thence N 57°51' E 1074.32 feet to a point of tangency with a 2291.83 foot radius curve to the right; thence Northeasterly 523.40 feet along the arc of said curve; thence N 70°52' E 3235.27 feet to the east line of said Section 36; thence South 981.06 feet along said east line to a point 355.77 feet perpendicularly distant southerly from said center line at Engineer Station

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 896-D, Quit Claim Deed No. 1423 (continued):

1758+56.14; thence N 81°23' W 388.71 feet to a point 200.00 feet perpendicularly distant southeasterly from said center line at Engineer Station 1755+00.00; thence S 75°00'00" W 1612.73 feet to a point of tangency with a spiral which is concentric with and 200.00 feet radially distant southerly from a 400.00 foot ten-chord spiral for a 2°30' curve to the left; thence Southwesterly 398.25 feet along the arc of said spiral to a point of tangency with a 2091.83 foot radius curve to the left; thence Southwesterly 683.34 feet along the arc of said curve to a point of tangency with a spiral which is concentric with and 200.00 feet radially distant southeasterly from a 400.00 foot ten-chord spiral for a 2°30' curve to the left; thence Southwesterly 398.25 feet along the arc of said spiral; thence S 46°17'00"W 2887.00 feet to the west line of said Section 36; thence North 274.91 feet along said west line to the point of beginning as shown on the official map of said project on file in the office of the State Road Commission of Utah. The above described parcel of land contains 115.09 acres, more or less.

ACRES: 115.09

COUNTY: Emery

FUND: School

RESERVATIONS:

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor, and the Grantee shall not be liable for any water assessments now due or which shall become due.

To enable the Grantee to construct and maintain a public highway as a freeway, as contemplated by Title 27, Chapter 12, Section 96, Utah Code Annotated, 1953, as amended, the Grantor hereby releases and relinquishes to the Grantee any and all rights or easements appurtenant to the Grantor's remaining property by reason of location thereof with reference to said highway, including, without limiting the foregoing, all rights of ingress to, or egress from, the Grantor's remaining property contiguous to the lands hereby conveyed, to or from said highway.

Right of Way No. 896-D, Quit Claim Deed No. 1424:

Quit claim deed dated March 17, 1963, by the State of Utah, through and by its State Land Board for the sum of \$1,614.60. State Road Commission of Utah Parcel No. 70-30:4:A.

LEGAL DESCRIPTION:

Township 22 South, Range 10 East, SLB&M

Section 32: S½N½, NE¼NE¼, N½SW¼, NW¼SE¼ (within)

A parcel of land in fee for a freeway known as Project No. 70-3, being part of an entire tract of property in the S½N½, NE¼NE¼, N½SW¼, and NW¼SE¼ of Section 32, T22S, R10E, SLB&M. The boundaries of said parcel of land are described as follows:

Beginning at a point on the west line of said Section 32, 8.10 feet south from the W¼ corner of said Section 32, which point is also on the center line of said project at Engineer Station 1817+16.30; thence South 200.24 feet along said west line to a point 200.00 feet radially distant southerly from said center line at Engineer Station 1817+10.44; thence Easterly 111.94 feet along the arc of a 3064.79 foot radius curve to the left (Note: Tangent to said curve at its point of beginning bears N 87°45' E); thence N 85°39' E 3856.88 feet to a point of tangency with a spiral which is concentric with and 200.00 feet radially distant southerly from a 400.00 foot ten-chord spiral for a 3°00' curve to the left; thence Easterly 421.02 feet along the arc of said spiral to a point of tangency with a 2109.86 foot radius curve to the left; thence Northeasterly 926.12 feet along said curve to a point of tangency with

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 896-D, Quit Claim Deed No. 1424 (continued):

a spiral which is concentric with and 200.00 feet radially distant southeasterly from a 400.00 foot ten-chord spiral for a 3°00' curve to the left; thence Northeasterly 92 feet, more or less, along the arc of said spiral to the east line of said Section 32; thence North 1015 feet, more or less, along said east line to a point 573.92 feet perpendicularly distant northwesterly from said center line at Engineer Station 1876+41.29; thence S 26°28' W 357.06 feet; thence S 81°21' W 934.71 feet to a point of tangency with a 1436.23 foot radius curve to the left; thence Westerly 407.35 feet along the arc of said curve; thence S 65°06' W 547.29 feet to a point of tangency with a 2983.98 foot radius curve to the right; thence Southwesterly 1070.63 feet along the arc of said curve; thence S 85°39' W 2217.18 feet to a point of tangency with 2544.79 foot radius curve to the right; thence Westerly 77.74 feet along the arc of said curve to the west line of said Section 32; thence South 320.18 feet along said west line to the point of beginning as shown on the official map of said project on file in the office of the State Road Commission of Utah. The above described parcel of land contains 80.73 acres, more or less.

ACRES: 80.73

COUNTY: Emery

FUND: School

RESERVATIONS:

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor, and the Grantee shall not be liable for any water assessments now due or which shall become due.

To enable the Grantee to construct and maintain a public highway as a freeway, as contemplated by Title 27, Chapter 12, Section 96, Utah Code Annotated, 1953, as amended, the Grantor hereby releases and relinquishes to the Grantee any and all rights or easements appurtenant to the Grantor's remaining property by reason of location thereof with reference to said highway, including, without limiting the foregoing, all rights of ingress to, or egress from, the Grantor's remaining property contiguous to the lands hereby conveyed, to or from said highway.

Right of Way No. 907-D, Quit Claim Deed No. 1418:

Quit claim deed dated January 12, 1966, by the State of Utah, through and by its State Land Board for the sum of \$825.00. State Road Commission of Utah Parcel No. 70-3:1:A.

LEGAL DESCRIPTION:

Township 22 South, Range 12 East, SLB&M
Section 16: S½S½ (within)

A parcel of land in fee for a freeway known as Project No. 70-3, being part of an entire tract of property in the S½S½ of Section 16, T22S, R12E, SLM. Said parcel of land is contained within two side lines parallel to and at distances of 350.0 feet northerly and 200.0 feet southerly from the center line of said project. Said centerline is described as follows:

Beginning at the intersection of the south boundary line of Section 16 and said center line at Engineer Station 2498+77.38, which point is 2482.42 feet east from the SW corner of said Section 16; thence N 78°52' E 2848.02 feet to the intersection of said center line at Engineer Station 2527+25.40 and the east boundary line of said Section 16, which point is 522.63 feet north from the SE corner of said Section 16 as shown on the official map of said project on file in the office of the State Road Commission of Utah. The above described parcel of land contains 41.25 acres, more or less.

ACRES: 41.25

COUNTY: Emery

FUND: School

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 907-D, Quit Claim Deed No. 1418 (continued):

RESERVATIONS:

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor, and the Grantee shall not be liable for any water assessments now due or which shall become due.

The Grantor hereby reserves all gas, oil, coal, and all other minerals and agrees not to extract said gas, oil, coal, and all other minerals from the surface of the above described tract, except upon conditions approved by the Department of Highways.

To enable the Grantee to construct and maintain a public highway as a freeway, as contemplated by Title 27, Chapter 12, Section 96, Utah Code Annotated, 1953, as amended, the Grantor hereby releases and relinquishes to the Grantee any and all rights or easements appurtenant to the Grantor's remaining property by reason of the location thereof with reference to said highway, including, without limiting the foregoing, all rights of ingress to, or egress from, the Grantor's remaining property contiguous to the lands hereby conveyed, to or from said highway.

Right of Way No. 976-D, Quit Claim Deed No. 1210:

Quit claim deed dated July 12, 1965, by the State of Utah, through and by its State Land Board for the sum of \$1,641.60. State Road Commission of Utah Parcel No. 70-3:3:A.

LEGAL DESCRIPTION:

Township 21 South, Range 14 East, SLB&M
Section 36: SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ (within)

A parcel of land in fee for a freeway known as Project No. 70-3, being part of an entire tract of property in the SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36, T21S, R14E, SLB&M. The boundaries of said parcel of land are described as follows:

Beginning on the west line of said SW $\frac{1}{4}$ at a point 100 feet radially distant southeasterly from the center line of said project, which point is also 316.53 feet north from the SW corner of said Section 36; thence North 939 feet to a point 737 feet radially distant northwesterly from the center line of said project; thence N 65°31' E 1149 feet to a point of tangency with a 11,359.16 foot radius curve to the left, said point of tangency is 597.57 feet radially distant northwesterly from the center line of said project at Engineer Station 3410+33.56; thence Northeasterly 2352.62 feet along the arc of said curve; thence N 53°39' E 2756 feet to a point on the east line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$, which point is 350.08 feet radially distant northwesterly from the center line of said project; thence South 558 feet along said east line to a point 100.00 feet perpendicularly distant southeasterly from the center line of said project; thence S 53°30'00" W 4374 feet to a point 100 feet perpendicularly distant southeasterly from the center line of said project at Engineer Station 3414+38.77; thence S 54°18'46" W 1252.67 feet; thence S 65°11'51" W 828 feet to point of beginning as shown on the official map of said project on file in the office of the State Road Commission of Utah. The above described parcel of land contains 82.08 acres, more or less.

ACRES: 82.08

COUNTY: Emery

FUND: School

RESERVATIONS:

Any and all water rights pertaining to the above described land are hereby reserved by the Grantor, and the Grantee shall not be liable for any water assessments now due or which shall become due.

RIGHT OF WAY NOS. ROW 347, ROW 350, ROW 354, ROW 355-D, ROW 402-D, ROW 526-D, ROW 563, ROW 564, ROW 571-D, ROW 907-D, ROW 976-D (CONVEYANCE) (CORRECTION OF AGENCY RECORDS) (CONTINUED)

Right of Way No. 976-D, Quit Claim Deed No. 1210 (continued):

To enable the Grantee to construct and maintain a public highway as a freeway as contemplated by Title 27, Chapter 12, Section 96, Utah Code Annotated, 1953, as amended, the Grantor hereby releases and relinquishes to the Grantee any and all rights or easements appurtenant to the Grantor's remaining property by reason of the location thereof with reference to said highway, including, without limiting the foregoing, all rights of ingress to, or egress from, the Grantor's remaining property contiguous to the lands hereby conveyed, to or from said highway.

This item was submitted by Chris Fausett for record-keeping purposes.

RIGHT OF WAY NO. 896 (RECORDS CORRECTION CONCERNING QUIT CLAIM DEED NO. 1421)

In reviewing Quit Claim Deed No. 1421, dated March 17, 1964, conveying all right, title, and interest in the parcel described below to the State Road Commission of Utah by the State of Utah, through and by its State Land Board, it has been determined that a direction call given in the deed is incorrect.

The Agency's Legal Counsel has determined that an amended deed is not required in instances where the parcel being conveyed by the description can easily be discerned, even with the incorrect direction call. Therefore, the Agency's records for Right of Way No. 896 and this deed should be corrected as follows:

INCORRECT DESCRIPTION:

Township 22 South, Range 9 East, SLB&M
Section 32: SE $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

A parcel of land in fee for a freeway known as Project No. 70-3, being part of an entire tract of property in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, T22S, R9E, SLB&M. The boundaries of said parcel of land are described as:

Beginning at the SE corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence North 321.08 feet along the east line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ to a point 360.00 feet perpendicularly distant northwesterly from the center line of said project at Engineer Station 1516+35.65; thence S 48°07' E 484.05 feet to the south line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence East 362.51 ft. along said south line to the point of beginning as shown on the official map of said project on file in the office of the State Road Commission of Utah. The above described parcel of land contains 1.34 acres.

CORRECTED DESCRIPTION:

Township 22 South, Range 9 East, SLB&M
Section 32: SE $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

A parcel of land in fee for a freeway known as Project No. 70-3, being part of an entire tract of property in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, T22S, R9E, SLB&M. The boundaries of said parcel of land are described as:

RIGHT OF WAY NO. 896 (RECORDS CORRECTION CONCERNING QUIT CLAIM DEED NO. 1421)
(CONTINUED)

Beginning at the SE corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence North 321.08 feet along the east line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ to a point 360.00 feet perpendicularly distant northwesterly from the center line of said project at Engineer Station 1516+35.65; thence S 48°07' W 484.05 feet to the south line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence East 362.51 ft. along said south line to the point of beginning as shown on the official map of said project on file in the office of the State Road Commission of Utah. The above described parcel of land contains 1.34 acres.

Upon recommendation of Chris Fausett, the Director approved the above-listed correction to the Agency records for ROW 896 and Quit Claim Deed No. 1421.

SPECIAL USE LEASE AGREEMENTS

SPECIAL USE LEASE AGREEMENT NO. 1634 (APPROVAL)

APPLICANT'S NAME AND ADDRESS:

Ute Energy, LLC
P. O. Box 789
7074 East 900 South
Fort Duchesne, Utah 84026

APPLICATION TYPE: INDUSTRIAL
TERMS: 30 years
BEGINNING DATE: August 1, 2009
ENDING DATE: July 31, 2039
NEXT REVIEW DATE: August 1, 2014

FIRST YEAR RENTAL:	\$ 12, 500.00
APPLICATION FEE:	\$ 250.00
LEASE PROCESSING:	\$ 700.00
<u>ADVERTISING FEE:</u>	<u>\$ 85.50</u>
TOTAL SUBMITTED:	\$ 13, 535.50

LEGAL DESCRIPTION:

Township 9 South, Range 18 East, SLB&M
Section 16: SW $\frac{1}{4}$ NW $\frac{1}{4}$ (within)

Beginning at a point in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, T9S, R18E, SLB&M, which bears N 01°48'07" E 631.28 ft from the West Quarter Corner of said Section 16, thence S 89°33'54" E 466.72 ft; thence N 00°26'55" E 466.65 ft; thence N 89°52'56" W 469.46 ft; thence S 00°06'41" W 464.06 ft to the point of beginning. Basis of bearings is a GPS observation.

Containing 5.00 acres, more or less.

COUNTY: Uintah

ACRES: 5.00

FUND: School

PROPOSED ACTION:

The applicant proposes to construct, operate, and maintain a natural gas compressor facility, identified as the Three Rivers Phase III Compressor Facility. The term of the special use lease agreement will be 30 years.

RELEVANT FACTUAL BACKGROUND:

The facility will consist of a 5-acre compressor site that will transport gas from offset production areas into the recently installed Three Rivers pipeline operated by Questar Gas Management within Uintah County. The proposed Three Rivers Phase III compressor site will consist of up to five compressors and associated treating equipment. The facility will compress and treat existing production from the offset Federal, State, and Ute Indian Tribe lease holdings to more favorable markets in Utah and Colorado.

SPECIAL USE LEASE AGREEMENT NO. 1634 (APPROVAL) (CONTINUED)

The Resource Development Coordinating Committee ("RDCC"), the Uintah Basin Association of Governments, and the Uintah County Commission were contacted on February 26, 2009. Comments were received from Utah Division of Air Quality and the Utah Geological Survey, as follows.

Utah Division of Air Quality:

"The proposed construction and operation of a natural gas compressor station in Uintah County, will require a permit, known as an Approval Order, from the Executive Secretary of the Air Quality Board. A permit application, known as a Notice of Intent (NOI), should be submitted to the Executive Secretary at the Utah Division of Air Quality at 150 N. 1950 W., Salt Lake City, Utah 84116, for review according to R307-401: Permit: Notice of Intent and Approval Order, of the Utah Air Quality Rules. The guidelines for preparing a NOI are available on-line at <http://www.airquality.utah.gov/Permits/FORMS/NOIGuide8.pdf>.

"In addition, the project is subject to R307-205-5, Fugitive Dust, since the project could have a short-term impact on air quality due to the fugitive dust that could be generated during the excavation and construction phases of the project. An Approval Order is not required solely for the control of fugitive dust, but steps need to be taken to minimize fugitive dust, such as watering and/or chemical stabilization, providing vegetative or synthetic cover, or windbreaks. A copy of the rules may be found at www.rules.utah.gov/publicat/codoe/r307/r307.htm"

Utah Geological Survey:

"Although there are no paleontological localities recorded in our files for this project area, the Eocene Uinta Formation that is exposed here has the potential for yielding significant vertebrate fossil localities. The office of the State Paleontologist, therefore, recommends that a paleontological survey be conducted for this project and its easements by a paleontologist with a valid permit."

The Uintah County Commission also provided the following comments:

"Ground disturbance, increase in traffic, equipment, dust, and noise emissions during construction should be kept at a minimum."

"Please contact the Uintah County Planning/Building & Zoning Department for the necessary County permits, and the Uintah County Road Department for permits and regulations when encroaching onto County roads."

A cultural survey was completed by Montgomery Archaeological Consultants, Moab, Utah. State of Utah Antiquities Project No. U-04-MQ-0109s. The report is dated April 16, 2004, and titled, "CRI for Inland Resources of Sections 2 & 16, T9S, R18E, on Eight Mile Flat in Uintah County, Utah." No sites were located in the proposed lease area; therefore, no further cultural work is required. Cultural clearance is given with a finding of no historic properties affected by this lease action.

A paleontological survey was conducted by Stephen D. Sandau, paleontologist for Intermountain Paleo-Consulting on February 17, 2008. The report, Number 09-38, was dated March 2, 2009. No vertebrate fossils were discovered during the survey. Therefore, it is recommended that no paleontological restrictions be placed on the development of the project. Should fossil material be discovered during construction, a qualified paleontologist should be contacted to evaluate the discovery.

The lease will contain a clause to address the cultural concerns within the project area in Article 5 of the lease agreement.

SPECIAL USE LEASE AGREEMENT NO. 1634 (APPROVAL) (CONTINUED)**EVALUATION OF FACTS:**

Competing applications were solicited pursuant to R850-30-500(2) and no competing applications were received. The lease will have a clause providing for escalation of the annual rental at the end of each five-year period, utilizing the Board-approved index.

This action does not warrant the time and expense necessary to complete a full narrative record of decision. Therefore, this summary will constitute the record of decision.

Upon recommendation of Mr. Kurt Higgins, the Director approved the issuance of SULA 1634 with a beginning base rental of \$12,500.00. The term of the lease will be 30 years, with a five-year rental review pursuant to R850-30-400.

SPECIAL USE LEASE AGREEMENT NO. 1635 (APPROVAL)**APPLICANT'S NAME AND ADDRESS:**

Kevin Carroll
11850 S Hwy 191, Suite A-10
Moab, UT 84532

LEGAL DESCRIPTION:

Township 26 South, Range 22 East, SLB&M
Section 35: NE $\frac{1}{4}$ SW $\frac{1}{4}$

Beginning at point on the center 1/4 section line S 00°00'30" W 13.30 feet from the center 1/4 corner of said Section 35; thence S 00°00'30" W 1119.43 feet along the center 1/4 section line; thence S 58°41'10" W 42.55 feet; thence N 31°18'50" W 956.28 feet; thence N 58°41'10" E 624.48 feet to the point of beginning.

COUNTY: San Juan ACRES: 7.32 FUND: School

LEASE TYPE: AGR

PROPOSED ACTION:

Issue an agricultural special use lease, for the purpose of growing alfalfa hay or other crops. The lessee will use his own shares of water from the Ken's Lake system for irrigation. The pressurized irrigation line will be buried and the crops will be watered using a wheel line. The lessee will be authorized to plow, disk, level, plant, and harvest crops from the subject property. Trust land not in production must be seeded to dry-land grasses or vegetation to prevent soil erosion from wind and water. The applicant must inspect for noxious weeds and provide adequate eradication of noxious weeds if they are found on the lease site. No storage of vehicles or equipment is allowed on the lease site.

RELEVANT FACTUAL BACKGROUND:

The application for a lease was received on February 26, 2009. The Director accepted the application on March 24, 2009.

A public notice was published according to rule and sent to all existing permittees, lessees, and adjoining landowners. No competing applications or comments were received. The application was submitted for review by the Resource Development Coordinating Committee ("RDCC") on April 16, 2009. No comments were received from RDCC. Notice was also sent to the Southeastern Association of Local Governments and San Juan County; only favorable comments were received.

SPECIAL USE LEASE AGREEMENT NO. 1635 (APPROVAL) (CONTINUED)

The applicant entered the property in trespass in April and started farming. To resolve this trespass, Right of Entry No. 5326 was issued on May 4, 2009, to allow for farming until this Special Use Lease was approved. The applicant submitted a payment of \$600.00 for Right of Entry No. 5326 for the four months of trespass.

An archaeological survey was completed on the subject property. No cultural resources were found.

EVALUATION OF FACTS:

The applicant submitted a sealed bid proposal for SULA 1635 in the amount of \$600.00. The application is for 7.32 acres. The bid amount equals \$81.97 per acre. The value of the subject property is estimated to be \$15,000.00 per acre for a total value of \$109,800.00. This amount, multiplied by the accepted rate of 3.25%, is more than the amount bid by the applicant. Pursuant to Board Policy and R850-30-400(2), the applicant's bid of \$600.00 per year is acceptable only upon the determination that it is in the best interests of the Beneficiaries and provided that the lease contains a termination clause. While the proposed annual rental is less than the market value of the subject property, it is significantly greater than most, if not all, of the comparable agricultural leases in the Agency portfolio. The bid amount is also greater than the amount that would be received under a crop-share arrangement, especially as the applicant is furnishing the water for this project. Therefore, as the applicant has agreed to the inclusion of the termination clause, this application satisfies the requirements of the above mentioned policy and rule. The fees, which are due prior to the issuance of a lease, are as follows:

Application fee:	\$ 250.00
Advertising	\$ 100.00
Lease processing	\$ 700.00
First year's rental	<u>\$ 600.00</u>
Total	\$1,650.00

The requested term of the lease is 20 years. The lease will contain language allowing for a rental review every five years. The beginning date of this lease will be July 15, 2009. The expiration date of this lease will be July 15, 2029. The first rental review will be due July 1, 2014.

As there were no competing applications, this action does not warrant the time and expense necessary to complete a full narrative record of decision. Based on this evaluation, this summary will constitute the record of decision.

Upon recommendation of Mr. Ron Torgerson, the Director approved SULA 1635.

SPECIAL USE LEASE AGREEMENT NO. 1469 (SUBLEASE CANCELLATION)

Michael K. Hall and Thomas E. Hall, 3177 Jackson Ave., Ogden, UT 84403, have requested the cancellation of the sublease to Arnell Wells, 1244 North Main, Willard, UT 84340. Box Elder County. School Fund.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the cancellation of the sublease for SULA 1469.

SPECIAL USE LEASE AGREEMENT NO. 1576 (CANCELLATION OF LEASE)

Special Use Lease Agreement No. 1576 was approved on the Director's Minutes dated May 30, 2008, in the name of Aurora Gathering LLC, 1401 – 17th Street, Suite 700, Denver, CO 80202. The lessee has requested that this lease be canceled. The plans for that area never developed, and Aurora Gathering LLC has never used the land for any purpose. They have made no assignment nor subleased any part of the lease, and have no plans to use the property in the future. No fees will be refunded. Uintah County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director approved the cancellation of SULA 1576.

SPECIAL USE LEASE NO. 1576 (RELEASE OF SURETY BOND)

Special Use Lease Agreement No. 1576 in the name of Aurora Gathering LLC, 1401 – 17th Street, Suite 700, Denver, CO 80202, is being canceled at the lessee's request. The plans for that area never developed, and Aurora Gathering LLC has never used the land for any purpose. The lessee has requested that Surety Bond No. B004575, submitted for SULA 1576 in the amount of \$5,000.00, be released. Uintah County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director approved the release of the surety bond submitted for SULA 1576.

SPECIAL USE LEASE AGREEMENT NO. 909 (RECLAMATION BOND)

Pursuant to Paragraph 13 of the lease agreement, Northwest Pipeline Corp., c/o Land Resources Dept., P.O. Box 58900, MS 3M1, Salt Lake City, UT 84158-0900, has submitted Surety Bond No. 6643915. The bonding company is Safeco Insurance Company of America, 1001 4th Avenue, Ste. 1700, Seattle, WA 98154. The reclamation bond is for \$5,000.00 and will remain in full force and effect until released by the Trust Lands Administration. Grand County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director accepted the performance bond submitted for SULA 909.

SPECIAL USE LEASE AGREEMENT NO. 1486 (RECLAMATION BOND)

Pursuant to Paragraph 14 of the lease agreement, Northwest Pipeline Corp., 295 Chipeta Way, Attn. Lands Dept., Salt Lake City, UT 84108-1222, has submitted Surety Bond No. 6643914. The bonding company is Safeco Insurance Company of America, 1001 4th Avenue, Ste. 1700, Seattle, WA 98154. The reclamation bond is for \$5,000.00 and will remain in full force and effect until released by the Trust Lands Administration. Rich County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director accepted the performance bond submitted for SULA 1486.

SPECIAL USE LEASE AGREEMENT NO. 1588 (RECLAMATION BOND)

Pursuant to Paragraph 14 of the lease agreement, Northwest Pipeline Corp., 295 Chipeta Way, Attn. Lands Dept., Salt Lake City, UT 84108-1222, has submitted Surety Bond No. 6643913. The bonding company is Safeco Insurance Company of America, 1001 4th Avenue, Ste. 1700, Seattle, WA 98154. The reclamation bond is for \$5,000.00 and will remain in full force and effect until released by the Trust Lands Administration. Grand County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director accepted the performance bond submitted for SULA 1588.

DEVELOPMENT ACTIONS

DEVELOPMENT SUBDIVISION SALE

THE FOLLOWING SALE HAS BEEN EXECUTED AND A PATENT ISSUED FOR:

SUBD 12.0 Estates at Hidden Valley Phase 1

This transaction has been executed pursuant to Development Lease DEVL 754.

LEGAL DESCRIPTION: (SUBDIVISION)

Section 18, Township 43.0 S, Range 15.0 W, SLBM

PURCHASER:

IVORY SOUTHERN, LLC
3143 SOUTH 840 EAST
SAINT GEORGE, UT 84790

LOT SALE DESCRIPTION:

Desc /	Certificate #	Cert/Sale Dt	Patent #	Patent Dt	Lot Price	Fee	Acres	Fund	Section
Lot 19	26417-12-19	07/17/09	19989-12-19	01/31/07	\$40,975.00	\$100.00	0.17	SCH	18

LIST MINERAL RESERVATIONS:

Subject to a reservation to the State of all coal and other mineral deposits along with the right for the State or other authorized persons to prospect for, mine, and remove the deposits.

LIST SURFACE RESERVATIONS:

Subject to an easement across the property for utilities as shown on the recorded plat map; also,

Subject to any valid, existing rights of way of any kind and any right, interest, reservation or exception appearing of record, and subject also to all rights of way for ditches, tunnels, and telephone and transmission lines that have been or may be constructed by the United States as provided by statute; also,

Subject to the Covenants, Conditions, and Restrictions that have been recorded for the subdivision.

This item was submitted for record-keeping purposes by Andrea L. James.

EASEMENT AGREEMENT (PRED 754)

THE FOLLOWING EASEMENT WAS RESERVED TO THE TRUST LANDS ADMINISTRATION IN C25613:

PROJECT:	Shadow Ridge
PROJECT MANAGER:	Douglas O. Buchi
PROJECT CODE:	GWRES 001 00
FUND:	Miners Hospital
COUNTY:	Washington
EASEMENT RESERVED IN:	Patent No. 19551
DATE OF PATENT:	July 9, 2002

GRANTOR:

STONEFIELD, INCORPORATED
164 Hubbard Way
Reno, Nevada 89502

LEGAL DESCRIPTION:

Township 42 South, Range 14 West, SLB&M
Section 4: Within, as follows:

Beginning at a point which is North 89°44'56" East 808.76 feet and North 00°00'00" East 262.08 feet from the Northeast corner of Section 8, Township 42 South, Range 14 West, Salt Lake Base and Meridian, thence North 33°49'11" West 52.00 feet along a radial line to a point on the arc of a 1371.00 foot radius curve concave to the left, Northeasterly 57.11 feet along the arc of said curve through a central angle of 02°23'11" to the point of curvature of a 20.00 foot radius curve concave to the left, the radius point of which bears North 36°12'22" West, thence Northeasterly and Northwesterly 32.10 feet along the arc of said curve through a central angle of 91°57'04" to the point of tangency; thence North 38°09'27" West 100.49 feet to a point on the arc of a 1250.00 foot radius curve concave to the left, the radius point of which bears North 36°57'56" West, said point also being a point on the southeasterly right-of-way line of Telegraph Road; thence along said southeasterly right-of-way Line Northeasterly 52.00 feet along the arc of said curve through a central angle of 02°23'01" the radius point of which bears North 39°20'57" West; thence South 38°09'27" East 130.77 feet to the point of curvature of a 400.75 foot radius curve concave to the left; thence Southeasterly 42.30 feet along the arc of said curve through a central angle of 06°02'51" to a point from which the radius point bears North 45°47'43" East, said point also being a point on the arc of a 1423.00 foot radius curve concave to the right, the radius point of which bears North 39°17'39" West; thence Southwesterly 135.96 feet along the arc of said curve through a central angle of 05°28'28" to a point from which the radius point bears North 33°49'11" West and to the point of beginning. Contains 2.75 acres more or less.

Such easement shall run with and encumber the land in perpetuity for the benefit of the adjoining property managed by the Trust Lands Administration, including the following described land owned by the Trust Lands Administration:

Beginning at the Northeast corner of Section 8, Township 42 South, Range 14 West, Salt Lake Base and Meridian, and running thence North 00°23'32" West 173.82 feet to a point on the arc of a 1150.00 foot radius curve concave to the right, the radius point of which bears South 12°03'33" East, said point also being a point on the southeasterly right-of-way line of Telegraph Road; thence along said southeasterly right-of-way Line in the following three (3) courses: Northeasterly 36.70 feet along the arc of said curve through a central angle of 01°49'42" to the point of tangency; thence North 79°46'09" East 207.23 feet to the point of curvature of a 1250.00 foot radius curve concave to the left, thence Northeasterly 514.63 feet along the arc of said curve through a central angle of 23°35'20" to a point from which the radius point bears North 33°49'11" West; thence South 33°49'11" East 268.00 feet; thence South 60°37'19" East 370.00 feet to the south section line of said Section 4; thence along said south section line South 89°44'56" West 1184.06 feet to the point of beginning. Contains 5.94 acres.

EASEMENT AGREEMENT (PRED 754) (CONTINUED)

DESCRIPTION OF TRANSACTION:

This easement was reserved to the Trust Lands Administration to maintain access to remaining trust lands.

Upon recommendation of Douglas O. Buchi, the Director accepted Easement No. PRED 754.

ACTIONS CONTAINING FEE WAIVERS

SPECIAL USE LEASE AGREEMENT NO. 982 - AMENDMENT NO. 1 (APPROVAL)

Amendment No. 1 to Special Use Lease Agreement No. 982 to Anschutz Wasatch Gathering System, Inc., 555 Seventeenth Street, Ste. 2400, Denver, CO 80202, is being issued to correct an error in the original legal description contained in the lease agreement. The legal description in its current form should be deleted in its entirety and replaced with the following:

Township 8 North, Range 8 East, SLB&M

Section 16: Within Lot 4, more particularly described as:

Commencing at the Southwest Corner of said Section 16; thence N 01°31'57" W 501.29 feet along the west line of said section; thence N 88°28'03" E 75.45 feet to the point of beginning; thence N 01°32'46" W 135.00 feet; thence N 88°27'14" E 30.00 ft. to the west line of the pipeline easement; thence continuing N 88°27'14" E 70.00 feet; thence S 01°32'46" E 135.00 feet; thence S 88°27'14" W 70.00 feet to the west line of said pipeline easement; thence S 88°27'14" W 30.00 feet to the point of beginning.

Said parcel contains approximately 0.31 acres, more or less.

This error in the legal description was noticed by the GIS group while creating the digital plat map survey. The original survey submitted by the lessee contained the correct legal description; however, in preparing the original lease an incorrect legal description was inadvertently incorporated into the lease document. Therefore, the \$400.00 amendment fee should be waived. Rich County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director approved Amendment No. 1 to SULA 982 and hereby waived the \$400.00 amendment fee.

SPECIAL USE LEASE AGREEMENT NO. 1030 – AMENDMENT NO. 2 (APPROVAL)

Amendment No. 2 to Special Use Lease Agreement No. 1030 to Questar Pipeline Company, 1140 West 200 South, P.O. Box 45360, Salt Lake City, Utah 84145-0360, is being issued to correct an error in the legal description contained in Amendment No. 1 of the lease agreement. The legal description attached to Amendment No. 1 omitted a coordinate. The legal description in Amendment No. 1 is hereby deleted and replaced in its entirety by the following:

Township 15 South, Range 9, East, SLB&M

Section 1: Within NW¼NW¼

Commencing at the Northwest corner of the Northwest quarter of the above referenced Section 1; thence N 89°52'44" East, 854.22 feet; thence South 04°22'40" East, 4.11 feet to the point of beginning; thence South 04°22'40" East, 100.00 feet; thence South 86°07'08" West, 100 feet, thence North 04°22'40" West, 100.00 feet; thence North 86°07'08" East 100 feet to the point of beginning. Containing 0.23 acres more or less. Basis of bearing: North 89°52'44" East between the Northwest corner and the North Quarter corner of said Section 1, derived by GPS surveys, both points being 1940 SLO brass caps.

This error in the legal description was noticed by the GIS group while creating the digital plat map survey. The original survey submitted by the lessee contained the correct legal description; however, in preparing Amendment No. 1 to the lease, the coordinate was inadvertently omitted. Therefore, the \$400.00 amendment fee should be waived. Carbon County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director approved Amendment No. 2 to SULA 1030 and hereby waived the amendment fee.

TRUST ACCOUNTING ACTIONS

CANCELED MINERAL LEASES

The following mineral leases were not paid on or before the cancellation date of 7/9/2009. Certified notices were mailed.

<u>LEASE #</u>	<u>LESSEE NAME</u>	<u>BENE</u>	<u>COUNTY</u>	<u>TYPE</u>
ML 45899	RETAMCO OPERATING INC.	SCH	UINT	OGH
ML 45900	RETAMCO OPERATING INC.	SCH	UINT	OGH
ML 49323	WOLVERINE CORPORATION	RES	SANP	OGH
ML 49324	WOLVERINE CORPORATION	RES	SANP	OGH
ML 49325	WOLVERINE CORPORATION	RES	SANP	OGH
		SCH	SANP	OGH
		MH	SANP	OGH
ML 49329	WOLVERINE CORPORATION	SCH	JUAB	OGH
		PB	JUAB	OGH
ML 49368	WOLVERINE CORPORATION	MH	SEVR	OGH
		SCH	SEVR	OGH
		IB	SEVR	OGH

CANCELED MINERAL LEASES (CONTINUED)

<u>LEASE #</u>	<u>LESSEE NAME</u>	<u>BENE</u>	<u>COUNTY</u>	<u>TYPE</u>
ML 49369	WOLVERINE CORPORATION	SCH	SEVR	OGH
		MH	MLRD	OGH
ML 49370	WOLVERINE CORPORATION	IB	SEVR	OGH
		MH	SEVR	OGH
		SCH	SEVR	OGH
		USH	SEVR	OGH
		DEAF	SEVR	OGH
ML 49732	KEE NEZ RESOURCES, LLC	SCH	SANJ	MM
ML 49739	URESK, JACK	SCH	WSTH	OGA
ML 49745	URESK, JACK	SCH	WSTH	OGA
		RES	WSTH	OGA
ML 49776	RETAMCO OPERATING, INC.	SCH	UINT	OGA
ML 49789	RETAMCO OPERATING, INC.	SCH	UINT	OGA
ML 49891	UOS ENERGY LLC	SCH	UINT	BS/AS
ML 49899	NEUTRON ENERGY, INC.	SCH	EMRY	MM
ML 49900	NEUTRON ENERGY, INC.	SCH	EMRY	MM
ML 49901	NEUTRON ENERGY, INC.	SCH	EMRY	MM
ML 49902	NEUTRON ENERGY, INC.	SCH	EMRY	MM
ML 49903	NEUTRON ENERGY, INC.	SCH	EMRY	MM
ML 49904	NEUTRON ENERGY, INC.	SCH	EMRY	MM
ML 49905	NEUTRON ENERGY, INC.	SCH	EMRY	MM
ML 49906	NEUTRON ENERGY, INC.	SCH	EMRY	MM
ML 49907	NEUTRON ENERGY, INC.	SCH	EMRY	MM
ML 49908	NEUTRON ENERGY, INC.	SCH	EMRY	MM
ML 49909	NEUTRON ENERGY, INC.	SCH	EMRY	MM
		SCH	WAYN	MM
ML 49910	NEUTRON ENERGY, INC.	SCH	WAYN	MM
ML 49911	NEUTRON ENERGY, INC.	SCH	WAYN	MM
ML 49912	NEUTRON ENERGY, INC.	SCH	WAYN	MM
ML 49913	NEUTRON ENERGY, INC.	SCH	WAYN	MM
ML 49914	NEUTRON ENERGY, INC.	SCH	WAYN	MM
ML 49915	NEUTRON ENERGY, INC.	SCH	WAYN	MM
ML 49926	EKKER, EVERETT	SCH	GARF	MM
ML 50322	GARFIELD RESOURCES I LLC	SCH	PIUT	MM
ML 50394	TAYLOR, MACK	SCH	BEAV	MM
ML 50796	KLURFELD, GREG	SCH	UINT	OGA
ML 50797	KLURFELD, GREG	SCH	UINT	OGA
ML 50844	JONES, VERN	RES	GARF	OGA
ML 40845	JONES, VERN	RES	GARF	OGA
ML 50853	ENERGY METALS CORPORATION (US)	SCH	EMRY	MM
ML 50858	CRAPO, LOY	SCH	JUAB	GS/FS
ML 50902	BAITIS, HARTMUT W.	SCH	EMRY	MM
ML 50903	BAITIS, HARTMUT W.	SCH	EMRY	MM
ML 50913	EKKER, DENNIS	SCH	WAYN	MM

CANCELED MINERAL LEASES (CONTINUED) (CONTINUED)

<u>LEASE #</u>	<u>LESSEE NAME</u>	<u>BENE</u>	<u>COUNTY</u>	<u>TYPE</u>
ML 50914	EKKER, DENNIS	SCH	WAYN	MM
ML 51331	TIPTON, DARYN	RES	UINT	MM

Upon recommendation of Mr. Gritzmacher, Budget Manager, the Director approved the cancellation of the above-listed mineral leases for non-payment.

PAID CERTIFICATE OF SALE

<u>CERT #</u>	<u>NAME</u>	<u>BENE</u>	<u>DATE PAID</u>
C 26490	KNAPP, KARL & PAULA	SCH	6/29/2009

INTEREST RATES

Following are the current and past year prime rates:

CURRENT YEAR:	3.25%
ONE YEAR AGO:	5.00%