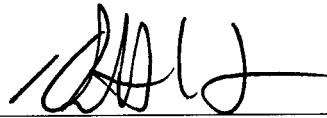


MARCH 1, 2010

THE DIRECTOR OF THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION TOOK FORMAL ACTION ON MARCH 1, 2010, IN THE TRUST LANDS ADMINISTRATION OFFICE, 675 EAST 500 SOUTH, SUITE 500, SALT LAKE CITY, UTAH 84102-2818, ON THE MINERAL, SURFACE, DEVELOPMENT, LEGAL, AUDITING, AND FEE WAIVER BUSINESS MATTERS AS INDICATED AND WHICH BECOME EFFECTIVE AT 6:00 P.M. ON MARCH 1, 2010.

THESE MINUTES INCLUDE MINERAL ACTIONS AS LISTED ON PAGES 1 TO 9; SURFACE ACTIONS AS LISTED ON PAGES 10 TO 28; DEVELOPMENT ACTIONS AS LISTED ON PAGES 28 TO 39; LEGAL ACTIONS AS LISTED ON PAGE 39; AUDITING ACTIONS AS LISTED ON PAGES 39 TO 40; AND ACTIONS CONTAINING FEE WAIVERS AS LISTED ON PAGE 40.

THESE MINUTES ARE DEEMED THE FINAL AGENCY ACTION CONCERNING THESE MATTERS AND MAY BE 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, MARCH 15, 2010. APPEALS NOT FILED BY THAT TIME WILL NOT BE ACCEPTED AND THE MATTERS WILL BE CONSIDERED UNAPPEALABLE.



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



LESLIE M. WARNER, RECORDS OFFICER

ARCHIVES APPROVAL NO. 7990209

MINERAL ACTIONS

PARTIAL RELINQUISHMENT OF LANDS HELD UNDER ML 51281 – METALLIFEROUS MINERALS (SCH)

By letter received on February 18, 2010, Kyle Kimmerle, the lessee of record of Metalliferous Minerals Lease ML 51281, has requested partial relinquishment of lands held under the lease agreement. Land relinquished and land retained is as follows:

<u>RELINQUISHED LAND:</u>	<u>T32S, R23E, SLB&M.</u> SEC. 2: LOTS 11(40.00), 12(40.00), S½N½, S½	San Juan 560.00 Acres
	<u>T38S, R14E, SLB&M.</u> SEC 2: LOTS 1(39.86), 2(39.74), 3(39.62), 4(39.50), S½N½, S½ [ALL]	San Juan 638.72 Acres
<u>RETAINED LAND:</u>	<u>T37S, R14E, SLB&M.</u> SEC. 36: ALL	San Juan 640.00 Acres

Upon recommendation of Mr. Stokes, the Director approved the partial relinquishment of land from Metalliferous Minerals Lease ML 51281 as outlined above.

TOTAL ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES

Upon recommendation of Ms. Garrison, the Director approved the assignment of the leases listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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: <i>RECORD TITLE:</i> <i>EOG RESOURCES, INC. – 100%</i>	OWNERSHIP AFTER ASSIGNMENT: <i>RECORD TITLE:</i> <i>KERR-MCGEE OIL & GAS ONSHORE LP – 100%</i>
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...ML 3140.5 (SCH)...ML 3141 (SCH)....ML 3142 (SCH)...ML 3282 (SCH)....

OPERATING RIGHTS ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Base of Green River Formation (4822') to 7126 feet in part of lands: N½ Sec. 12, T10S, R22E, SLB&M., in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

***BASE OF GREEN RIVER FORMATION (4822')
TO 7126 FEET***

T10S, R22E, SLB&M.

SEC. 12: N½

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

***BASE OF GREEN RIVER FORMATION (4822')
TO 7126 FEET***

T10S, R22E, SLB&M.

SEC. 12: N½

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...UO-1197-A-ST (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Surface to 6956 feet in and to the leases listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO 6956 FEET

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO 6956 FEET

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...UO-1480-ST (SCH)....UO-1480-A-ST (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Base of Green River Formation (4822') to 7150 feet in part of lands: SE¼NE¼ NW¼, W½NE¼ Sec. 13, T10S, R22E, SLB&M., in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

***BASE OF GREEN RIVER FORMATION (4822')
TO 7150 FEET***

T10S, R22E, SLB&M.

SEC. 13: SE¼NE¼, NW¼, W½NE¼

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

***BASE OF GREEN RIVER FORMATION (4822')
TO 7150 FEET***

T10S, R22E, SLB&M.

SEC. 13: SE¼NE¼, NW¼, W½NE¼

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...UO-8512-ST (SCH)....

OPERATING RIGHTS ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES (CONTINUED)

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Base of Green River Formation (4822') to 7150 feet in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

BASE OF GREEN RIVER FORMATION (4822')

TO 7150 FEET

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

BASE OF GREEN RIVER FORMATION (4822')

TO 7150 FEET

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...UO-8512-A-ST (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Surface down to 7078 feet in and to the leases listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

KERR-MCGEE OIL & GAS ONSHORE LP - 100%

OPERATING RIGHTS:

SURFACE TO 7078 FEET

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

OPERATING RIGHTS:

SURFACE TO 7078 FEET

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 3140.5 (SCH)....ML 3140.5-A (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Surface to Base of Green River Formation (4822') in and to the leases listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO BASE OF GREEN RIVER FORMATION (4822')

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO BASE OF GREEN RIVER FORMATION (4822')

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

... ML 3141-A (SCH)....ML 3282-A (SCH)....

OPERATING RIGHTS ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES (CONTINUED)

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Surface to Base of Green River Formation (4822') in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

OPERATING RIGHTS:

***SURFACE TO BASE OF GREEN RIVER
FORMATION (4822')***

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

OPERATING RIGHTS:

***SURFACE TO BASE OF GREEN RIVER
FORMATION (4822')***

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 3141 (SCH)...

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Surface to Base of Green River Formation (4822'), **ALSO**, assignment of 66.667% interest in operating rights from Base of Green River Formation (4822') to 6656 feet in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

OPERATING RIGHTS:

***SURFACE TO BASE OF GREEN RIVER
FORMATION (4822')***

EOG RESOURCES, INC. – 100%

***BASE OF GREEN RIVER FORMATION (4822')
TO 6656 FEET***

***EOG RESOURCES, INC. – 66.667%,
KERR-MCGEE OIL & GAS ONSHORE LP – 33.333%***

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

OPERATING RIGHTS:

***SURFACE TO BASE OF GREEN RIVER
FORMATION (4822')***

***KERR-MCGEE OIL & GAS ONSHORE LP – 100%
BASE OF GREEN RIVER FORMATION (4822')
TO 6956 FEET***

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 3142 (SCH)...

OPERATING RIGHTS ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES (CONTINUED)

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Surface to Base of Green River Formation (4822'), **ALSO**, assignment of 66.667% interest in operating rights from Base of Green River Formation (4822') to 6656 feet in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

***SURFACE TO BASE OF GREEN RIVER
FORMATION (4822')***

EOG RESOURCES, INC. – 100%

***BASE OF GREEN RIVER FORMATION (4822')
TO 6656 FEET***

EOG RESOURCES, INC. – 66.667%,

KERR-MCGEE OIL & GAS ONSHORE LP – 33.333%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

***SURFACE TO BASE OF GREEN RIVER
FORMATION (4822')***

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

***BASE OF GREEN RIVER FORMATION (4822')
TO 6956 FEET***

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 3142-A (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Base of Green River Formation (4822') to 7475 feet in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

***BASE OF GREEN RIVER FORMATION (4822')
TO 7475 FEET***

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

***BASE OF GREEN RIVER FORMATION (4822')
TO 7475 FEET***

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 21510 (SCH)....

OPERATING RIGHTS ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES (CONTINUED)

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Base of Green River Formation (4822') to 6956 feet in part of lands: Lot 4, 6, 7, 8, Sec. 31, T9S, R21E, SLB&M., in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

BASE OF GREEN RIVER FORMATION (4822')

TO 6956 FEET

T9S, R21E, SLB&M.

SEC. 31: LOTS 4, 6, 7, 8

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

BASE OF GREEN RIVER FORMATION (4822')

TO 6956 FEET

T9S, R21E, SLB&M.

SEC. 31: LOTS 4, 6, 7, 8

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 22446 (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Base of Green River Formation (4822') to 6825 feet in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

BASE OF GREEN RIVER FORMATION (4822')

TO 6825 FEET

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

BASE OF GREEN RIVER FORMATION (4822')

TO 6825 FEET

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 22447 (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Base of Green River Formation (4822') to 7275 feet in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

ATLANTIC RICHFIELD COMPANY – 100%

OPERATING RIGHTS:

BASE OF GREEN RIVER FORMATION (4822')

TO 7275 FEET

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

ATLANTIC RICHFIELD COMPANY – 100%

OPERATING RIGHTS:

BASE OF GREEN RIVER FORMATION (4822')

TO 7275 FEET

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 22650 (SCH)....

OPERATING RIGHTS ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES (CONTINUED)

Upon recommendation of Ms. Garrison, the Director approved the assignment of 66.667% interest in operating rights from Base of Green River Formation (4822') to 7061 feet in part of lands: Lots 3, 6, 7, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, T10S, R22E, SLB&M., **ALSO**, assignment of 100% interest in operating rights from Base of Green River Formation (4822') to 7061 feet in part of lands: Lots 4, 5, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, T10S, R22E, SLB&M., in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

ATLANTIC RICHFIELD COMPANY – 100%

OPERATING RIGHTS:

***BASE OF GREEN RIVER FORMATION (4822')
TO 7061 FEET***

T10S, R22E, SLB&M.

SEC. 2: LOTS 3, 6, 7, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$

EOG RESOURCES, INC. – 66.667%.

KERR-MCGEE OIL & GAS ONSHORE LP-33.333%

T10S, R22E, SLB&M.

SEC. 2: LOTS 4, 5, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

ATLANTIC RICHFIELD COMPANY – 100%

OPERATING RIGHTS:

***BASE OF GREEN RIVER FORMATION (4822')
TO 7061 FEET***

T10S, R22E, SLB&M.

SEC. 2: LOTS 3, 4, 5, 6, 7, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$,

SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 22651 (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Surface down to 7292 feet in part of lands: W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, (S $\frac{1}{2}$) Sec. 24, T10S, R22E, SLB&M., in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO 7292 FEET

T10S, R20E, SLB&M.

SEC. 24: S $\frac{1}{2}$

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO 7292 FEET

T10S, R20E, SLB&M.

SEC. 24: S $\frac{1}{2}$

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 22790 (SCH)....

OPERATING RIGHTS ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES (CONTINUED)

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Surface down to Base of Green River Formation (4822'), **ALSO**, assignment of 66.667% interest in operating rights from Base of Green River Formation (4822') to 6185 feet in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO BASE OF GREEN RIVER FORMATION (4822')

EOG RESOURCES, INC. – 100%

BASE OF GREEN RIVER FORMATION (4822') TO 6185 FEET

EOG RESOURCES, INC. – 66.667%,

KERR-MCGEE OIL & GAS ONSHORE LP – 33.333%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO 6185'

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 22791 (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Surface down to 6141 feet in part of lands: W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ (E $\frac{1}{2}$) Sec. 19, T10S, R21E, SLB&M., in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO 6141 FEET

T10S, R21E, SLB&M.

SEC. 19: E $\frac{1}{2}$

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO 6141 FEET

T10S, R21E, SLB&M.

SEC. 19: E $\frac{1}{2}$

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 22792 (SCH)....

OPERATING RIGHTS ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES (CONTINUED)

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Surface down to 7222 feet in part of lands: Lots 1, 2, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 30, T10S, R21E, SLB&M., in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO 7222 FEET

T10S, R21E, SLB&M.

SEC. 30: LOTS 1, 2, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO 7222 FEET

T10S, R21E, SLB&M.

SEC. 30: LOTS 1, 2, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 22793 (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of 100% interest in operating rights from Surface down to 6956 feet in part of lands: Lot 5 Sec. 31, T9S, R21E, SLB&M., in and to the lease listed below to Kerr-McGee Oil & Gas Onshore LP, 1099 18th Street, Suite 1800, Denver, CO 80202-1918, by EOG Resources, Inc. 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:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO 6956 FEET

T9S, R21E, SLB&M.

SEC. 31: LOT 5

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

SURFACE TO 6956 FEET

T9S, R21E, SLB&M.

SEC. 31: LOT 5

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

...ML 22934 (SCH)....

SURFACE ACTIONS

GRAZING PERMITS

GRAZING PERMIT NOS. 22943-09 AND 23252 (PARTIAL ASSIGNMENT OF GP 22943-09 & GP 23252 TO GP 57)

Gillmor Ranching LLC, c/o Luke Gillmor, 617 East 1650 South, Bountiful, UT 84010, has requested the Trust Lands Administration's permission to assign the below acreage and the associated 68 AUMs in the above referenced grazing permits to GP 57 in the name of Georgia Monroe, HR 70 Box 8, Ophir, Utah 84071.

GP 23252

<u>T5S, R4W, SLB&M</u>	<u>Acres</u>	<u>AUMS</u>
Section 29: S½NW¼, SW¼, N½SE¼, SE¼SE¼	360.00	28

GP 22943-09

<u>T5S, R4W, SLB&M</u>	<u>Acres</u>	<u>AUMS</u>
Section 32: N½, N½SE¼, SW¼SE¼, SW¼	600.00	40

The permit administrator has had this legal description reviewed by the GIS Group.

GP 57 will now contain 2,718.45 acres and 174 AUMs. GP 23252 will now contain 4,682.18 acres and 306 AUMs. GP 22943-09 will now contain 640.00 acres and 40 AUMs.

The assignment fee in the amount of \$70 has been submitted. Tooele County. School Fund.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the partial assignment of GP 22943-09 & GP 23252.

GRAZING PERMIT NO. 22914-09 (PARTIAL ASSIGNMENT AND APPROVAL OF NEW GRAZING PERMIT NO. 22914-09A)

Franklin O'Driscoll, P.O. Box 964, Gunnison, UT 84634, has requested the Trust Lands Administration's permission to partially assign 28.70% interest in the above referenced grazing permit to Trevor J. O'Driscoll, P.O. Box 964, Gunnison, UT 84634. In order to facilitate the assignment, the following three sections will be removed from GP 22914-09 and added to a new grazing permit, GP 22914-09A, in the name of Trevor J. O'Driscoll, as follows:

GP 22914-09A:

<u>T23S, R14E, SLB&M</u>	
Section 32: All	640.00 Acres

GRAZING PERMIT NO. 22914-09 (PARTIAL ASSIGNMENT AND APPROVAL OF NEW GRAZING PERMIT NO. 22914-09A) (CONTINUED)

T24S, R14E, SLB&M

Section 2: All 641.60 Acres

Section 16: All 640.00 Acres

The permit administrator has had this legal description reviewed by the GIS Group.

GP 22914-09 will now have 4,758.56 acres and 187 AUMs. GP 22914-09A will have 1,921.60 acres and 76 AUMs.

The assignment fee in the amount of \$76.00 has been submitted. Emery County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the partial assignment of GP 22914-09 and approved the new grazing permit, GP 22914-09A.

GRAZING PERMIT NO. 22382-08 (ASSIGNMENT)

Rodney E. Leavitt and Helen D. Leavitt, P.O. Box 8, Gunlock, UT 84733, have requested the Trust Lands Administration's permission to assign 100% interest in the above referenced grazing permit to Jarold R. Leavitt and Edward L. Bowler as Tenants in Common, 1636 S. Stone Cliff Drive, St. George, UT 84790. The assignment fee in the amount of \$30.00 has been submitted. Washington County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the assignment of GP 22382-08.

GRAZING PERMIT NO. 22752-99 (ASSIGNMENT)

Ralph Leonard and Randy Leonard, 66070 Ogden Road, Montrose, CO 81401, have requested the Trust Lands Administration's permission to assign 100% interest in the above referenced grazing permit to Poverty Mesa L.L.L.P., 9474 South River Road, Olathe, CO 81425. The assignment fee in the amount of \$30.00 has been submitted. Grand County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the assignment of GP 22752-99.

GRAZING PERMIT NO. 22280-08 (ASSIGNMENT)

Ralph Leonard and Randy Leonard, 66070 Ogden Road, Montrose, CO 81401, have requested the Trust Lands Administration's permission to assign 100% interest in the above referenced grazing permit to Poverty Mesa L.L.L.P., 9474 South River Road, Olathe, CO 81425. The assignment fee in the amount of \$94.00 has been submitted. Grand County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the assignment of GP 22280-08.

GRAZING PERMIT NO. 22280-08 (RELEASE OF COLLATERAL ASSIGNMENT)

The Equitable Life Assurance Society, c/o Land Lease Agri-Business, South Central Region, P.O. Box 410379, St. Louis, MO 63141-0379, has released the collateral assignment on GP 22280-08 in the name of Ralph Leonard and Randy Leonard, 66070 Ogden Road, Montrose, CO 81401. Grand County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the release of the collateral assignment on GP 22280-08.

GRAZING PERMIT NO. 22752-99 (RELEASE OF COLLATERAL ASSIGNMENT)

The Equitable Life Assurance Society, c/o Land Lease Agri-Business, South Central Region, P.O. Box 410379, St. Louis, MO 63141-0379, has released the collateral assignment on GP 22752-99 in the name of Ralph Leonard and Randy Leonard, 66070 Ogden Road, Montrose, CO 81401. Grand County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the release of the collateral assignment on GP 22752-99.

GRAZING PERMIT NO. 22752-99 (COLLATERAL ASSIGNMENT)

Poverty Mesa L.L.L.P., 9474 South River Road, Olathe, CO 81425, has requested the Trust Lands Administration's permission to collaterally assign the above referenced grazing permit to AXA Equitable Life Insurance Company, c/o Rabo AgriFinance, One City Place Drive, Suite 200, St. Louis, MO 63141. The collateral assignment fee in the amount of \$50.00 has been submitted. Grand County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the collateral assignment of GP 22752-99.

GRAZING PERMIT NO. 22280-08 (COLLATERAL ASSIGNMENT)

Poverty Mesa L.L.L.P., 9474 South River Road, Olathe, CO 81425, has requested the Trust Lands Administration's permission to collaterally assign the above referenced grazing permit to AXA Equitable Life Insurance Company, c/o Rabo AgriFinance, One City Place Drive, Suite 200, St. Louis, MO 63141. The collateral assignment fee in the amount of \$50.00 has been submitted. Grand County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the collateral assignment of GP 22280-08.

RANGE IMPROVEMENT PROJECTS**RANGE IMPROVEMENT PROJECT NO. RIP 317 - THREE YEAR EXTENSION OF TERM FOR GP 21933-02**

APPLICANT'S NAME AND ADDRESS:

G-Bar Ranch Inc. – c/o Brant George
P.O. Box 39
Kanosh, UT 84637

LEGAL DESCRIPTION OF LANDS DIRECTLY AFFECTED:

T23S, R7W, SLB&M

Section 36: NW¼

T23S, R8W, SLB&M

Section 16: All

T24S, R7W, SLB&M

Section 2: All

T24S, R8W, SLB&M

Section 2: All

The permit administrator has had this legal description reviewed by the GIS Group.

COUNTY: Millard

FUND: School

REQUESTED/PROPOSED ACTION:

The applicant proposes to install 1.5 miles of 1.5 inch diameter pipeline, four water troughs, and one mile of fence (trust lands portion of project). The fence will be completed on 160 acres of trust lands in Section 36 listed above. This range improvement project is designed to distribute water across the allotment so livestock can make a more even and proper use of the rangeland and to make more forage available for livestock. This project involves BLM administered lands and is being coordinated with the BLM through the Natural Resources Conservation Service ("NRCS").

RELEVANT FACTUAL BACKGROUND:

On December 13, 2007, the applicant submitted a proposal for this range improvement project. A search of the Agency's records was made to determine the status of the area involved. The grazing permit of record on the affected area is GP 21933-02, which is the name of the above listed applicant. Two mineral leases for geothermal (ML 51317 and ML 51319) and one native seed collecting contract (TA 846) are on record and will not be affected by this proposed project. One right of way (ROW 3104) for Kern River gas pipeline, one easement (ESMT 461) for fiber optics line, and two Class B County Road claims (PRED 744 and ESMT 1476) are on record within the project boundary; coordination with the grantees and County will occur during pipeline construction so as to have no effect on these uses and structures.

This project was submitted to the Resource Development Coordinating Committee ("RDCC") on January 3, 2008. RDCC submitted a statement on January 30, 2008, stating that "the State Planning Coordinator's Office has reviewed this proposal and has not received any comments from State agencies to date."

A cultural resource survey was conducted by the NRCS. All cultural resource sites are being avoided or mitigated as required by the NRCS Archaeologist.

RANGE IMPROVEMENT PROJECT NO. RIP 317 - THREE YEAR EXTENSION OF TERM FOR GP 21933-02 (CONTINUED)

Funding of this project will be provided by the applicant (\$9,000.00) and the NRCS (\$9,000.00). The \$9,000.00 from the applicant will be amortized. Following is a flat rate amortization schedule (NRCS Schedule) for this project if the Agency cancels the grazing permit before these projects are fully amortized. If the permittee sells or allows the permit to expire or to be canceled due to its own failure, then the amortization schedule will be canceled.

Project	Project Cost	Project Life	Year Completed	Yearly Amortized Deduction	Year Fully Amortized
Fence	\$3,000	30	2010	\$100/year	2040
Pipeline	\$4,000	20	2010	\$200/year	2030
Four Troughs	\$2,000	10	2010	\$200/year	2020

EVALUATION OF THE FACTS:

The proposed range improvement is not located on land affected by (a) or (b) of R850-50-1100(5). The proposed water development and fence fill a critical need for livestock management and control and will enhance the value of the range. Pursuant to Administrative Rule R850-50-600, the expiration term for GP 21933-02 will be extended three years to June 30, 2020.

Based on the above information and upon recommendation by Mr. Ron Torgerson, the Director approved the construction of Range Improvement Project No. 317. This summary will constitute the Record of Decision.

RIGHTS OF ENTRY

RIGHT OF ENTRY NO. 5429

On February 17, 2010, Mr. Lou Brown, pursuant to R850-41-200, and in accordance with direction and delegation of authority, approved the request of Color Country Endurance Ride, c/o Marian I. Parker, Ride Manager, P.O. Box 211, Toquerville, UT 84774, to occupy the following described trust land located within Washington County for a Recreational Endurance Horse Ride on April 9, 10, and 12, 2010.

T43S, R13W SLB&M

Section 16: Within

Section 32: Within

T43S, R12W SLB&M

Section 32: Within

The fee for this right of entry is \$200.00 plus a \$50.00 processing fee and a \$50.00 application fee, totaling \$300.00. The permit term begins on April 9, 2010, and expires on April 12, 2010. School Fund. Washington County.

This item was submitted by Mr. Lou Brown for record-keeping purposes.

EASEMENTS**EASEMENT NO. 1500 (APPROVAL)****APPLICANT'S NAME AND ADDRESS:**

Newfield Production Company
 10530 S. County Rd. 33
 Myton, Utah 84052

LEGAL DESCRIPTION:

Township 8 South, Range 17 East, SLB&M

Section 32: Lots 8, 9, 10, 11, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ (within)

A 30 foot wide pipeline easement located in Section 32, T8S, R17E, SLB&M, the width of said easement being 15 feet on each side of the centerline. The centerline of said easement being more particularly described as follows:

Beginning at a point in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, T8S, R17E, SLB&M, which bears N 76°06'59" W 2175.85 feet from the east $\frac{1}{4}$ corner of said section; thence S 88°49'21" W 91.24 feet; thence N 75°48'07" W 117.38 feet; thence S 15°36'49" E 96.64 feet; thence S 04°05'24" E 76.09 feet; thence S 22°13'36" E 743.07 feet; thence S 18°50'53" E 164.67 feet; thence S 08°50'51" E 124.96 feet; thence S 00°16'16" W 105.86 feet; thence S 04°48'17" E 181.57 feet; thence S 01°32'17" E 92.85 feet; thence S 10°13'59" E 98.61 feet; thence S 04°57'30" E 97.72 feet; thence S 09°26'01" E 95.28 feet; thence S 18°12'17" E 94.26 feet; thence S 25°26'06" E 137.46 feet to a point in Lot 10 of said section which bears N 33°40'30" E 1474.03 feet from the south $\frac{1}{4}$ corner of said section; thence continuing S 21°07'44" E more or less 364.76 feet to the northeast line of Mining Claim 39; also beginning at a point which bears N 41°45'48" E 963.44 feet from the said south $\frac{1}{4}$ corner of Section 32; thence N 74°30'55" E more or less 96.72 feet to the southwest line of said Mining Claim 39; thence commencing at the point of beginning S 74°30'55" W 96.72 feet; thence S 80°13'30" W 101.97 feet; thence S 74°51'12" W 97.66 feet; thence S 80°46'27" W 118.38 feet; thence S 86°10'16" W 139.13 feet; thence S 79°46'00" W 137.22 feet; thence S 77°37'25" W 114.65 feet; thence S 72°17'42" W 131.28 feet; thence S 63°14'54" W 106.27 feet; thence S 48°32'43" W 122.55 feet; thence S 49°55'03" W 151.44 feet; thence S 55°14'44" W 150.47 feet; thence S 55°18'14" W 140.85 feet; thence S 59°42'14" W 141.57 feet; thence S 60°18'32" W 140.97 feet; thence S 65°29'35" W 109.81 feet to a point on the south line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said section, which bears S 88°53'46" W 1067.67 feet from the south $\frac{1}{4}$ corner of said section. The side lines of said described easement being shortened or elongated to meet the Grantor's property lines. Basis of bearings is the south line of said Section 32, which is taken from G.P.S. observations to bear N 88°53'46" E a measured distance of 2641.95 feet. Total length of easement is 4683.37 feet. Contains 3.23 acres more or less.

Also, beginning at a point in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 9) of Section 32, T8S, R17E, SLB&M, which bears N 46°11'15" W 1791.04 feet from the southeast corner of said section, thence S 20°59'36" E 121.59 feet; thence S 28°34'18" E 869.78 feet; thence S 35°37'47" E 113.46 feet; thence S 58°35'50" E 143.27 feet; thence S 58°32'36" E 264.55 feet; thence S 63°07'03" E 140.00 feet to a point on the south line of the said SE $\frac{1}{4}$ SE $\frac{1}{4}$, which bears S 88°53'46" W 294.02 feet from the said southeast corner of said section. The side lines of said described easement being shortened or elongated to meet the Grantor's property lines. Basis of bearings is the south line of the said Section 32, which is taken from G.P.S. observations to bear N 88°53'46" E. Total length of easement is 1652.65 feet. Contains 1.14 acres more or less.

The easement administrator has had this legal description reviewed by the GIS Group.

COUNTY: Duchesne

ACRES: 4.37

FUND: School

EASEMENT NO. 1500 (APPROVAL) (CONTINUED)**PROPOSED ACTION:**

The applicant has requested a non-exclusive easement to construct, operate, repair, and maintain a buried 6" water pipeline and a buried 10" water pipeline located within T8S, R17E, Sec. 32, in Duchesne County. The 6" pipeline will be used to transport produced water to the State 7-32-8-17 water injection well. The 10" pipeline will tie into an existing pipeline in Section 10, T9S, R17E, on BLM administered lands and will serve as a main trunk for the applicant's water injection system in the area. The proposed pipelines will both be installed alongside existing roads. The proposed easement corridor is 6,346.02 feet long and 30 feet wide, containing 4.37 acres. The applicant has also requested a 50 foot wide temporary easement for use during the construction phase of the project. The requested term of the easement is 30 years.

RELEVANT FACTUAL BACKGROUND:

The subject "Application to Purchase an Easement" was received on May 6, 2009. It was submitted for the Agency's review on June 23, 2009, and was accepted by the Director on July 7, 2009.

The proposed easement was sent to the Resource Development Coordinating Committee ("RDCC"), the Uintah Basin Association of Governments, and the Duchesne County Commission for review on May 6, 2009. The following comments were received from the RDCC:

Utah Division of Air Quality:

"The proposed 6" and 12" water pipeline project in Duchesne County is subject to R307-205-5: Fugitive Dust, of the Utah Air Quality rules, due to the fugitive dust that is generated during the excavating phases of the project. These rules apply to construction activities that disturb an area greater than 1/4 acre in size. A permit, known as an Approval Order, is not required from the Executive Secretary of the Air Quality Board, 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/code/r307/r307.htm."

Utah Geological Survey:

"There are known significant vertebrate fossil localities recorded in our files in or near the project area, and the Eocene Uintah Formation that is exposed here has the potential for yielding additional 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 project area has been surveyed for cultural resources by Montgomery Archaeological Consultants (U-09-MQ-0143b,s).

The project area has been surveyed for paleontological resources by Wade E. Miller, consulting paleontologist (report dated April 8, 2009).

EVALUATION OF FACTS:

The comments submitted through the RDCC have been evaluated and the Agency's response was as follows:

Utah Division of Air Quality:

"The applicant has been informed of the comments submitted by the Utah Division of Air Quality. Furthermore, our easement agreement requires that the Grantee comply with the provisions of all Federal, State, County, and Municipal laws, ordinances, and regulations which are applicable to the subject tract and operations covered by the easement."

EASEMENT NO. 1500 (APPROVAL) (CONTINUED)

Utah Geological Survey:

"A paleontological survey of the proposed easement corridor has been conducted by Wade E. Miller, Consulting Paleontologist (Report dated April 8, 2009). Some trace fossils and a small piece of unidentified mammal bone was found near the proposed pipeline. None of these were considered to be of scientific value. Therefore, it was recommended that no paleontological restrictions be placed upon the project. The applicant has been instructed that if any paleontological resources are found during construction, a qualified paleontologist should be notified immediately to evaluate the discovery."

The applicant has been notified of the comments received from the RDCC as well as the Agency's response.

The Agency's Archaeology staff has reviewed the cultural resource documents submitted in support of the proposed easement and has granted cultural resource clearance for the project with a finding of "Historic Properties Not Affected."

The Agency's staff paleontologist has reviewed the paleontological survey submitted in support of the proposed easement. The survey identified some trace fossils and a small piece of unidentified mammal bone near the project corridor; however, none of these were considered to be of scientific value. Therefore, no paleontological restrictions will be placed upon the development of the project. If any significant paleontological resources are found during construction, the applicant has been instructed to notify a qualified paleontologist immediately to evaluate the discovery.

The lands underlying the project area have been leased for metalliferous minerals. In order to protect the potential for mining these minerals, a relocation clause will be included in the easement agreement.

Upon recommendation of Mr. Chris Fausett, the Director approved the applicant's request for a non-exclusive easement. The term of the easement will be for 30 years beginning March 1, 2010, and expiring February 29, 2040. The application fee of \$750.00 and the easement rental assessment of \$4,615.29 have been submitted. The administrative fee required pursuant to R850-40-1800 has been paid in a one-time payment of \$1,000.00.

EASEMENT NO. 1527 (APPROVAL)**APPLICANT'S NAME AND ADDRESS:**

Kerr McGee Oil and Gas Onshore LP
c/o Anadarko Petroleum Corporation
P.O. Box 173779
Denver, Colorado 80217-3779

LEGAL DESCRIPTION:

Township 10 South, Range 23 East, SLB&M
Section 2: SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

Power Line "A" Easement:

A 40 foot wide easement, being 20 feet on either side of its centerline, along with an additional 50 foot wide temporary construction easement, said temporary easement being 25 feet on either side of the 40 foot easement, said centerline being more particularly described as follows:

EASEMENT NO. 1527 (APPROVAL) (CONTINUED)

Beginning at a point in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2, T10S, R23E, SLB&M, which bears N 14°49'36" W 424.15 feet from the south $\frac{1}{4}$ corner of said Section 2; thence N 00°00'14" W 66.64 feet to a point in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 2, which bears N 12°49'41" W 488.87 feet from the south $\frac{1}{4}$ corner of said Section 2. Basis of bearings is a G.P.S. observation. Contains 0.06 acres more or less.

Power Line "B" Easement:

A 40 foot wide easement, being 20 feet on either side of its centerline, along with an additional 50 foot wide temporary construction easement, said temporary easement being 25 feet on either side of the 40 foot easement, said centerline being more particularly described as follows:

Beginning at a point in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2, T10S, R23E, SLB&M, which bears N 72°28'13" W 1,118.99 feet from the southeast corner of said Section 2; thence N 53°32'42" E 272.27 feet to a point in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 2, which bears N 59°32'08" W 983.86 feet from the southeast corner of said Section 2. Basis of bearings is a G.P.S. observation. Contains 0.25 acres more or less.

The easement administrator has had this legal description reviewed by the GIS Group.

COUNTY: Uintah

ACRES: 0.31

FUND: School

PROPOSED ACTION:

The applicant has requested a non-exclusive easement to construct, operate, repair, and maintain two power lines. Both proposed power lines originate from existing power lines located within the lease boundaries for the Diablo Compressor Station (SULA 1507), which is operated by the applicant, and both lines will be energized at 35 kV. Power Line "A" is 66.64 feet long, will be buried, and will be used to service the Bonanza evaporation pond (SULA 1474). Power Line "B" is 272.27 feet long, will be an overhead line, and will be used to service an existing radio tower (SULA 1577). The entire easement corridor is 338.91 feet long and 40 feet wide, containing 0.31 acres. The applicant has also requested an additional 50 foot wide temporary easement for use during the construction phase of the project. The requested term of the easement is 30 years.

RELEVANT FACTUAL BACKGROUND:

The subject "Application to Purchase an Easement" was received on September 17, 2009. It was submitted for the Agency review on September 21, 2009, and was accepted by the Director on October 8, 2009.

The proposed easement was sent to the Resource Development Coordinating Committee ("RDCC"), the Uintah Basin Association of Governments, and the Uintah County Commission for review on September 21, 2009. The following comments were received from the RDCC:

Department of Environmental Quality/Division of Air Quality:

"The proposed project in Uintah County may be subject to R307-205-5: Fugitive Dust, of the Utah Air Quality Rules, due to the fugitive dust that is generated during the excavating phases of the project. These rules apply to construction activities that disturb an area greater than $\frac{1}{4}$ acre in size. A permit, known as an Approval Order, is not required from the Executive Secretary of the Air Quality Board, 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/code/r307/r307.htm."

EASEMENT NO. 1527 (APPROVAL) (CONTINUED)

The following comment was submitted by the Uintah County Commission:

"Thank you for the opportunity to comment on the construction, operation, maintenance, and repair by Kerr McGee Oil & Gas Onshore LP, of two short power line segments, located in T10S, R23E, Sec. 2: SE¹/₄SW¹/₄, SE¹/₄SE¹/₄ (within) in Uintah County. Both power lines originate from existing power lines located within the lease boundaries for the Diablo Compressor Station operated by Kerr McGee and both lines would be energized at 35 kV. Power line segment "A", 66.64 feet long, will be buried and service the Bonanza evaporation pond. Power line segment "B", 272.27 feet long, will be an overhead line, and will be used to service an existing radio tower. The entire easement corridor is 338.91 feet long and 40 feet wide, containing 0.31 acres. An additional 50 foot wide temporary easement, during the construction phase of the project, has been requested.

"Uintah County supports this action, keeping ground disturbance caused by excavation, increase in traffic, equipment, dust, and noise emissions during construction at a minimum.

"We ask that Kerr McGee Oil & Gas Onshore, LP contact Uintah County's Planning & Zoning Department for the necessary County permits and the Uintah County Road Department for permits and regulations when crossing County roads.

"We have no further comments at this time but reserve the right to comment at a later date, if warranted."

The project area has been surveyed for cultural resources by Montgomery Archaeological Consultants (U-06-MQ-0353b,s).

The project area has been surveyed for paleontological resources by Intermountain Paleo-Consulting (Report No. 09-163).

EVALUATION OF FACTS:

The comments submitted through the RDCC have been evaluated and the Agency's response was as follows:

Utah Division of Air Quality:

"The applicant has been informed of the comments submitted by the Utah Division of Air Quality. Furthermore, our easement agreement requires that the Grantee comply with the provisions of all Federal, State, County, and Municipal laws, ordinances, and regulations which are applicable to the subject tract and operations covered by the easement."

The applicant has been notified of the comments received from the RDCC and Uintah County as well as the Agency's response.

The Agency's Archaeology staff has reviewed the cultural resource documents submitted in support of the proposed easement and has granted cultural resource clearance for the project with a finding of "Historic Properties Not Affected."

The Agency's staff paleontologist has reviewed the paleontological survey that was submitted in support of the proposed easement and concurs with the recommendation that no paleontological restrictions be placed on the development of the project.

EASEMENT NO. 1527 (APPROVAL) (CONTINUED)

In order to mitigate the impact of the power lines on potential future oil shale extraction from the lands underlying the easement, the easement document will contain a relocation clause.

Upon recommendation of Mr. Chris Fausett, the Director approved the applicant's request for a non-exclusive easement. The term of the easement will be for 30 years beginning March 1, 2010, and expiring February 29, 2040. The application fee of \$750.00 and the easement rental assessment of \$369.72 have been submitted. The administrative fee required pursuant to R850-40-1800 has been paid in a one-time payment of \$1,000.00.

SPECIAL USE LEASE AGREEMENTS**SPECIAL USE LEASE AGREEMENT NO. 1410 (CREDIT OF OVER-PAYMENT OF SUBLEASE RENTALS)**

SULA 1410 is issued to Goldenstate Towers, LLC, c/o Crown Castle USA Inc., 2000 Corporate Drive, Canonsburg, PA 15317. The lessee has requested that above-referenced telecommunication lease, for a cell and communication tower, be credited for overpayments of sublease rental amount occurring from December 2005 to November 30, 2008. Staff has reviewed the information from the lessee as well as the lease terms and payment record, and concurs that there was an overpayment of sublease rental in the amount of \$17,844.40. There is supporting information in the lease file.

The lessee has requested that the overpayment be applied toward future lease rental amounts for the December 2009 and December 2010 rental payments until the credit is used. The lessee initially proposed either a refund or an open credit to be applied to future rentals, but would prefer an open credit toward future rentals. Staff recommends a credit of \$17,844.40 be approved, to be applied as follows:

December 1, 2009 payment: A \$9,460.00 credit to satisfy the December 1, 2009, rental.

December 1, 2010 payment: A remaining credit of \$8,384.00 to be credited toward the anticipated December 1, 2010, payment of \$9,460.00.

Fund: School County: Rich

Upon recommendation of Mr. Gary Bagley, the Director approved the above-described credit of lease rentals for Special Use Lease Agreement No. 1410.

ISSUANCE OF PATENTS (CONTINUED)

PRE SALE NO.: 8309
CERTIFICATE OF SALE NO.: 26433
SALE DATE: June 28, 2007
PATENT NO.: 20166
PATENT DATE: February 8, 2010

The Certificate of Sale was assigned by the original purchaser, James O. Carter, to RobbersRoost Investments, LLC, on January 11, 2010, and recorded in the January 19, 2010, Director's Minutes.

ISSUED TO:

RobbersRoost Investments, LLC
302 South Main Street, Suite A
Logan, UT 84790

LEGAL DESCRIPTION:

Township 13 North, Range 7 West, SLB&M
Section 32: Lots 1-4, E $\frac{1}{2}$ W $\frac{1}{2}$, E $\frac{1}{2}$ (All)

ACRES: 639.74, m/1

COUNTY: Box Elder

FUND: School

PRE SALE NO.: 6710
CERTIFICATE OF SALE NO.: 24285
SALE DATE: December 4, 1990
PATENT NO.: 20135
PATENT DATE: February 2, 2010

ISSUED TO:

Jeff Sitterud
P.O. Box 896
Huntington, Utah 84528

LEGAL DESCRIPTION:

Township 17 South, Range 9 East, SLB&M
Section 32: N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$

ACRES: 10.00, m/1

COUNTY: Emery

FUND: School

ISSUANCE OF PATENTS (CONTINUED)

PRE SALE NO.: 8434
 CERTIFICATE OF SALE NO.: 26490
 SALE DATE: October 10, 2008
 PATENT NO.: 20148
 PATENT DATE: February 2, 2010

ISSUED TO:

Karl Knapp and Paula Knapp
 20151 State Route 89
 Markleeville, CA 96120

LEGAL DESCRIPTION:

Township 31 South, Range 23 East, SLB&M
 Section 36: S $\frac{1}{2}$ SW $\frac{1}{4}$

ACRES: 80.00, m/l

COUNTY: San Juan

FUND: School

PRE SALE NO.: 7317-A
 CERTIFICATE OF SALE NO.: 24852
 SALE DATE: June 18, 1999
 PATENT NO.: 20099
 PATENT DATE: February 1, 2008

ISSUED TO:

Jacob Jeremiah Stevens
 P.O. Box 790235
 Virgin, UT 84779

LEGAL DESCRIPTION:

Township 40 South, Range 11 West, SLB&M
 Section 32: Lots 1-4, W $\frac{1}{2}$ NE $\frac{1}{4}$

ACRES: 195.93, m/l

COUNTY: Washington

FUND: School

Subject to a 50-foot wide right of way and utility easement for the benefit of the Trust Lands Administration, its successors-in-interest, assigns, lessees and permittees, said easement being centered upon an existing dirt road within the Northeast Quarter of Section 32, Township 40 South, Range 11 West, Salt Lake Base and Meridian, being more particularly described as follows:

Beginning at a point which lies S 0°23'01" E 906.25 feet along the section line from the Northeast Corner of Section 32, Township 40 South, Range 11 West, Salt Lake Base and Meridian, and running thence S 0°23'01" E 50.01 feet along said section line to a point on a curve to the left, the radius point of which bears S 1°32'21" W 15.00 feet distant; thence Southwesterly along the arc of said curve through a central angle of 88°13'57", a distance of 23.10 feet to the point of tangency; thence S 3°18'24" W 98.44 feet to the point of a 125.00 foot radius curve to the right; thence Southwesterly along the arc of said curve through a central angle of 41°00'58", a distance of 89.48 feet to the point of tangency; thence S 44°19'22" W 84.80 feet to the point of a 275.00 foot radius curve to the right; thence Southwesterly along the arc of said curve through a central angle of 13°20'23", a

ISSUANCE OF PATENTS (CONTINUED)PRE SALE NO.: 7317-ACERTIFICATE OF SALE NO.: 24852 (continued)

distance of 64.03 feet to the point of tangency; thence S 57°39'44" W 387.28 feet to the point of a 225.00 foot radius curve to the right; thence Southwesterly along the arc of said curve through a central angle of 20°02'07", a distance of 78.68 feet to the point of a 125.00 foot radius reverse curve to the left; thence Southwesterly along the arc of said curve through a central angle of 51°49'47", a distance of 113.08 feet to the point of a 250.00 foot radius reverse curve to the right; thence Southwesterly along the arc of said curve through a central angle of 36°21'58", a distance of 158.68 feet to the point of tangency; thence S 62°14'02" W 103.73 feet to the point of a 175.00 foot radius curve to the right; thence Southwesterly along the arc of said curve through a central angle of 26°32'32", a distance of 81.07 feet to the point of a 75.00 foot radius reverse curve to the left; thence Southwesterly along the arc of said curve through a central angle of 59°01'17", a distance of 77.26 feet to the point of tangency; thence S 29°45'16" W 204.30 feet to the point of a 525.00 foot radius curve to the right; thence Southwesterly along the arc of said curve through a central angle of 9°56'58", a distance of 91.17 feet to the point of tangency; thence S 39°42'15" W 145.64 feet to the point of a 175.00 foot radius curve to the right; thence Southwesterly along the arc of said curve through a central angle of 35°38'59", a distance of 108.89 feet to the point of tangency; thence S 75°21'14" W 75.94 feet to the point of a 200.00 foot radius curve to the right; thence Southwesterly and Northwesterly through a central angle of 68°19'10", a distance of 238.48 feet to the point of a 125.00 foot radius reverse curve to the left; thence Northwesterly along the arc of said curve through a central angle of 19°53'58", a distance of 43.41 feet to the point of tangency; thence N 56°13'34" W 165.80 feet to the point of a 125.00 foot radius curve to the left; thence Northwesterly and Southwesterly along the arc of said curve through a central angle of 80°58'59", a distance of 176.68 feet to the point of tangency; thence S 42°47'27" W 62.74 feet to the point of a 125.00 foot radius curve to the right; thence Southwesterly along the arc of said curve through a central angle of 24°53'50", a distance of 54.32 feet to the point of tangency; thence S 67°41'17" W 30.98 feet to the point of a 75.00 foot radius curve to the left; thence Southwesterly along the arc of said curve through a central angle of 37°03'30", a distance of 48.51 feet to the point of tangency; thence S 30°37'47" W 56.73 feet to the point of a 275.00 foot radius curve to the right; thence Southwesterly along the arc of said curve through a central angle of 16°44'13", a distance of 80.33 feet to the point of tangency; thence S 47°21'59" W 17.21 feet to the point of a 215.00 foot radius curve to the right; thence Southwesterly and Northwesterly along the arc of said curve through a central angle of 78°30'38", a distance of 294.61 feet to the point of a 75.00 foot radius reverse curve to the left; thence Northwesterly and Southwesterly along the arc of said curve through a central angle of 56°10'46", a distance of 73.54 feet to the point of tangency; thence S 69°41'51" W 63.66 feet to the point of a 275.00 foot radius curve to the right; thence Southwesterly along the arc of said curve through a central angle of 11°56'05", a distance of 57.28 feet to the point of a 225.00 foot radius reverse curve to the left; thence Southwesterly along the arc of said curve through a central angle of 30°43'15", a distance of 120.64 feet to the point of a 225.00 foot radius reverse curve to the right; thence Southwesterly and Northwesterly along the arc of said curve through a central angle of 49°14'12", a distance of 193.35 feet to the point of tangency; thence N 79°51'06" W 65.44 feet to the point of a 225.00 foot radius curve to the left; thence Northwesterly and Southwesterly along the arc of said curve through a central angle of 31°46'28", a distance of 124.78 feet to the point of tangency; thence S 68°22'26" W 108.35 feet to a point on the center section line of said Section 32; thence N 0°05'04" W 53.75 feet along said center section line; thence N 68°22'26" E 88.62 feet to the point of a 275.00 foot radius curve to the right; thence Northeasterly and Southeasterly along the arc of said curve through a central angle of 31°46'28", a distance of 152.51 feet to the point of tangency; thence S 79°51'06" E 65.44 feet to the point of a 175.00 foot radius curve to the left; thence Southeasterly and Northeasterly along the arc of said curve through a central angle of 49°14'12", a distance of 150.39 feet to the point of a 275.00 foot radius reverse curve to the right; thence Northeasterly along the arc of said curve through a central angle of 30°43'15", a distance of 147.45 feet to the point of a 225.00 foot radius reverse curve to the left; thence Northeasterly along the arc of said curve through a central angle of 11°56'05", a distance of 46.87 feet to the point of tangency; thence N

ISSUANCE OF PATENTS (CONTINUED)PRE SALE NO.: 7317-ACERTIFICATE OF SALE NO.: 24852 (continued)

69°41'51" E 63.66 feet to the point of a 125.00 foot radius curve to the right; thence Northeasterly and Southeasterly along the arc of said curve through a central angle of 56°10'46", a distance of 122.56 feet to the point of a 165.00 foot radius reverse curve to the left; thence Southeasterly and Northeasterly along the arc of said curve through a central angle of 78°30'38", a distance of 226.09 feet to the point of tangency; thence N 47°21'59" E 17.21 feet to the point of a 225.00 foot radius curve to the left; thence Northeasterly along the arc of said curve through a central angle of 16°44'13", a distance of 65.73 feet to the point of tangency; thence N 30°37'47" E 56.73 feet to the point of a 125.00 foot radius curve to the right; thence Northeasterly along the arc of said curve through a central angle of 37°03'30"; a distance of 80.85 feet to the point of tangency; thence N 67°41'17" E 30.98 feet to the point of a 75.00 foot radius curve to the left; thence Northeasterly along the arc of said curve through a central angle of 24°53'50", a distance of 32.59 feet to the point of tangency; thence N 42°47'27" E 62.74 feet to the point of a 175.00 foot radius curve to the right; thence Northeasterly and Southeasterly along the arc of said curve through a central angle of 80°58'59", a distance of 247.35 feet to the point of tangency; thence S 56°13'34" E 165.80 feet to the point of a 175.00 foot radius curve to the right; thence Southeasterly along the arc of said curve through a central angle of 19°53'58", a distance of 60.78 feet to the point of a 150.00 foot radius reverse curve to the left; thence Southeasterly and Northeasterly along the arc of said curve through a central angle of 68°19'10.11, a distance of 178.86 feet to the point of tangency; thence N 75°21'14" E 75.94 feet to the point of a 125.00 foot radius curve to the left; thence Northeasterly along the arc of said curve through a central angle of 35°38'59", a distance of 77.78 feet to the point of tangency; thence N 39°42'15" E 145.64 feet to the point of a 475.00 foot radius curve to the left; thence Northeasterly along the arc of said curve through a central angle of 9°56'58" a distance of 82.48 feet to the point of tangency; thence N 29°45'16" E 204.30 feet to the point of a 125.00 foot radius curve to the right; thence Northeasterly along the arc of said curve through a central angle of 59°01'17", a distance of 128.76 feet to the point of a 125.00 foot radius reverse curve to the left; thence Northeasterly along the arc of said curve through a central angle of 26°32'32", a distance of 57.91 feet to the point of tangency; thence N 62°14'02" E 103.73 feet to the point of a 200.00 foot radius curve to the left; thence Northeasterly along the arc of said curve through a central angle of 36°21'58", a distance of 126.94 feet to the point of a 175.00 foot radius reverse curve to the right; thence Northeasterly along the arc of said curve through a central angle of 51°49'47", a distance of 158.31 feet to the point of a 175.00 foot radius reverse curve to the left; thence Northeasterly along the arc of said curve through a central angle of 20°02'07", a distance of 61.19 feet to the point of tangency; thence N 57°39'44" E 387.28 feet to the point of a 225.00 foot radius curve to the left; thence Northeasterly along the arc of said curve through a central angle of 13°20'23", a distance of 52.38 feet to the point of tangency; thence N 44°19'22" E 84.80 feet to the point of a 75.00 foot radius curve to the left; thence Northeasterly along the arc of said curve through a central angle of 41°00'58", a distance of 53.69 feet to the point of tangency; thence N 3°18'24" E 98.44 feet to the point of a 65.00 foot radius curve to the right; thence Northeasterly along the arc of said curve through a central angle of 86°45'12", a distance of 98.42 feet to the point of beginning.

Subject also to a 50 foot wide right of way and utility easement for the benefit of the Trust Lands Administration, its successors-in-interest, assigns, lessees and permittees, said easement being centered upon an existing dirt road within the Northeast Quarter of Section 32, Township 40 South, Range 11 West, Salt Lake Base and Meridian, being more particularly described as follows:

Beginning at a point which lies S 0°23'01" E 1549.69 feet along the section line from the Northeast Corner of Section 32, Township 40 South, Range 11 West, Salt Lake Base and Meridian, and running thence S 0°23'01" E 84.37 feet along said section line; thence S 42°39'06" W 191.29 feet to the point of a 275.00 foot radius curve to the right; thence Southwesterly along the arc of said curve through a central angle of 14°21'17", a distance of 68.90 feet to the point of a 175.00 foot radius reverse curve to the left; thence Southwesterly along the arc of said

ISSUANCE OF PATENTS (CONTINUED)PRE SALE NO.: 7317-ACERTIFICATE OF SALE NO.: 24852 (continued)

curve through a central angle of $53^{\circ}51'31''$, a distance of 164.50 feet to the point of tangency; thence $S 3^{\circ}08'52''$ W 131.06 feet to the point of a 275.00 foot radius curve to the right; thence Southwesterly along the arc of said curve through a central angle of $11^{\circ}43'40''$, a distance of 56.29 feet to the point of tangency; thence $S 14^{\circ}52'32''$ W 104.11 feet to the point of a 275.00 foot radius curve to the left; thence Southwesterly along the arc of said curve through a central angle of $9^{\circ}51'58''$, a distance of 47.35 feet to the point of tangency; thence $S 5^{\circ}00'35''$ W 104.22 feet to the point of a 225.00 foot radius curve to the left; thence Southwesterly and Southeasterly along the arc of said curve through a central angle of $32^{\circ}18'05''$, a distance of 126.85 feet to the point of tangency; thence $S 27^{\circ}17'31''$ E 73.76 feet to a point on the westerly edge of the existing pavement of Kolob Reservoir Road; thence $S 55^{\circ}25'16''$ W 50.41 feet along said edge of pavement; thence $N 27^{\circ}17'31''$ W 80.16 feet to the point of a 275.00 foot radius curve to the right; thence Northwesterly and Northeasterly along the arc of said curve through a central angle of $32^{\circ}18'05''$, a distance of 155.04 feet to the point of tangency; thence $N 5^{\circ}00'35''$ E 104.22 feet to the point of a 325.00 foot radius curve to the right; thence Northeasterly along the arc of said curve through a central angle of $9^{\circ}51'58''$, a distance of 55.96 feet to the point of tangency; thence $N 14^{\circ}52'32''$ E 104.11 feet to the point of a 225.00 foot radius curve to the left; thence Northeasterly along the arc of said curve through a central angle of $11^{\circ}43'40''$, a distance of 46.05 feet to the point of tangency; thence $N 3^{\circ}08'52''$ E 131.06 feet to the point of a 225.00 foot radius curve to the right; thence Northeasterly along the arc of said curve through a central angle of $53^{\circ}51'31''$, a distance of 211.50 feet to the point of a 225.00 foot radius reverse curve to the left; thence Northeasterly along the arc of said curve through a central angle of $14^{\circ}21'17''$, a distance of 56.37 feet to the point of tangency; thence $N 42^{\circ}39'06''$ E 198.42 feet to the point of a 200.00 foot radius curve to the left; thence Northeasterly along the arc of said curve through a central angle of $15^{\circ}49'28''$, a distance of 55.24 feet to the point of beginning.

Subject also to a 50 foot wide right of way and utility easement for the benefit of the Trust Lands Administration, its successors-in-interest, assigns, lessees and permittees, said easement being centered on a road constructed in August 1999 within the Northeast Quarter of Section 32, Township 40 South, Range 11 West, Salt Lake Base and Meridian, being more particularly described as follows:

Beginning at a point which lies $S 0^{\circ}23'01''$ E 2582.02 feet along the section line and West 269.88 feet from the Northeast Corner of Section 32, Township 40 South, Range 11 West, Salt Lake Base and Meridian, said point being also on the westerly edge of the existing pavement of the Kolob Reservoir Road, and running thence $S 55^{\circ}25'16''$ W 50.41 feet along said edge of pavement; thence $N 27^{\circ}17'31''$ W 155.15 feet to the point of a 175.00 foot radius curve to the left; thence Northwesterly along the arc of said curve through a central angle of $6^{\circ}06'19''$, a distance of 18.65 feet to the point of tangency; thence $N 33^{\circ}23'50''$ W 126.62 feet to the point of a 525.00 foot radius curve to the right; thence Northwesterly along the arc of said curve through a central angle of $10^{\circ}46'33''$, a distance of 98.74 feet to the point of a 475.00 foot radius reverse curve to the left; thence Northwesterly along the arc of said curve through a central angle of $6^{\circ}13'25''$, a distance of 51.60 feet to the point of a 525.00 foot radius reverse curve to the right; thence Northwesterly along the arc of said curve through a central angle of $20^{\circ}14'21''$, a distance of 185.45 feet to the point of a 475.00 foot radius reverse curve to the left; thence Northwesterly along the arc of said curve through a central angle of $5^{\circ}19'20''$, a distance of 44.12 feet to the point of tangency; thence $N 13^{\circ}55'41''$ W 177.62 feet to the point of a 525.00 foot radius curve to the right; thence Northwesterly along the arc of said curve through a central angle of $5^{\circ}41'21''$, a distance of 52.13 feet to the point of tangency; thence $N 8^{\circ}14'20''$ W 148.10 feet to the point of a 20.00 foot radius curve to the left; thence Northwesterly and Southwesterly along the arc of said curve through a central angle of $127^{\circ}53'31''$, a distance of 57.34 feet to a point of cusp on a curve to the left, the radius point of which bears $N 46^{\circ}07'51''$ W, 250.00 feet distant; thence Northeasterly along the arc of said curve through a central angle of $18^{\circ}00'05''$, a distance of 78.55 feet to the point

ISSUANCE OF PATENTS (CONTINUED)PRE SALE NO.: 7317-ACERTIFICATE OF SALE NO.: 24852 (continued)

of a 125.00 foot radius reverse curve to the right; thence Northeasterly along the arc of said curve through a central angle of 6°02'44", a distance of 13.19 feet to a point of cusp on a curve to the right, the radius point of which bears S 37°57'30" W, 75.00 feet distant; thence Southeasterly along the arc of said curve through a central angle of 43°48'10", a distance of 57.34 feet to the point of tangency; thence S 8°14'20" E 179.59 feet to the point of a 475.00 foot radius curve to the left; thence Southeasterly along the arc of said curve through a central angle of 5°41'21", a distance of 47.17 feet to the point of tangency; thence S 13°55'41" E 177.62 feet to the point of a 525.00 foot radius curve to the right; thence Southeasterly along the arc of said curve through a central angle of 5°19'20", a distance of 48.77 feet to the point of a 475.00 foot radius reverse curve to the left; thence Southeasterly along the arc of said curve through a central angle of 20°14'21", a distance of 167.79 feet to the point of a 525.00 foot radius reverse curve to the right; thence Southeasterly along the arc of said curve through a central angle of 6°13'25", a distance of 57.03 feet to the point of a 475.00 foot radius reverse curve to the left; thence Southeasterly along the arc of said curve through a central angle of 10°46'33", a distance of 89.34 feet to the point of tangency; thence S 33°23'50" E 126.62 feet to the point of a 225.00 foot radius curve to the right; thence Southeasterly along the arc of said curve through a central angle of 6°06'19", a distance of 23.98 feet to the point of tangency; thence S 27°17'31" E 148.76 feet to the point of beginning.

This item was submitted by Ms. Carney for record-keeping purposes.

WATER RIGHTS**WATER RIGHT 97-1954 (CERTIFICATE OF BENEFICIAL USE)**

Water Right 97-1954 is for 2.79 acre feet and is located north of Bullfrog in the Lake Powell area and is used in conjunction with Special Use Lease No. 1167 on the following described trust land:

Township 36 South, Range 11 East, SLB&M
Section 32

The State Engineer has issued a Certificate of Beneficial Use for this water right which is the final step in completing its appropriation. The original Certificate is filed in the Title Document Drawer.

This item submitted by Mr. Wilcox for record-keeping purposes.

WATER RIGHT 97-2132 (CERTIFICATE OF BENEFICIAL USE)

Water Right 97-2132 is for 12.0 acre feet and is located north of Bullfrog in the Lake Powell area and is used in conjunction with Special Use Lease No. 1167 on the following described trust land:

Township 36 South, Range 11 East, SLB&M
Section 32

The State Engineer has issued a Certificate of Beneficial Use for this water right which is the final step in completing its appropriation. The original Certificate is filed in the Title Document Drawer.

This item submitted by Mr. Wilcox for record-keeping purposes.

WATER RIGHT 97-2312 (CERTIFICATE OF BENEFICIAL USE)

Water Right 97-2312 is for 10.0 acre feet and is located north of Bullfrog in the Lake Powell area and is used in conjunction with Special Use Lease No. 1167 on the following described trust land:

Township 36 South, Range 11 East, SLB&M
Section 32

The State Engineer has issued a Certificate of Beneficial Use for this water right which is the final step in completing its appropriation. The original Certificate is filed in the Title Document Drawer.

This item submitted by Mr. Wilcox for record-keeping purposes.

WATER RIGHT 05-2988 (CERTIFICATE OF BENEFICIAL USE)

Water Right 05-2988 is for 4.47 acre feet and is located south of Moab in the “Behind the Rocks” area and is used in conjunction with Grazing Permit No. 20760 on the following described trust land:

Township 27 South, Range 22 East, SLB&M
Section 26

The State Engineer has issued a Certificate of Beneficial Use for this water right which is the final step in completing its appropriation. The original Certificate is filed in the Title Document Drawer.

This item submitted by Mr. Wilcox for record-keeping purposes.

DEVELOPMENT ACTIONS

DEVELOPMENT SUBDIVISION SALE

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

SUBD 10.0 Highland Park Phase 1 Subdivision

This transaction has been executed pursuant to Development Lease DEVL 610.

LEGAL DESCRIPTION: (SUBDIVISION)

Section 18, Township 42.0 S, Range 14.0 W, SLBM
Section 7, Township 42.0 S, Range 14.0 W, SLBM

PURCHASER:

GOLDEN HERITAGE HOMES, INC.
2303 N. CORAL CANYON BLVD., SUITE 200
ST. GEORGE, UT 84780

DEVELOPMENT SUBDIVISION SALE - HIGHLAND PARK PHASE 1 (CONTINUED)

LOT SALE DESCRIPTION:

Desc /	Certificate #	Cert/Sale Dt	Patent #	Patent Dt	Lot Price	Fee	Acreage	Fund	Section
Lot 176	26377-10-176	02/16/10	19928-10-176	07/07/06	\$13,129.87	\$20.00	0.22	SCH	7

This legal description has been reviewed by the GIS Group.

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 James.

RIGHT OF ENTRY 5422 – SUN RIVER FIRE STATION SLOPE ACCESS - CITY OF ST. GEORGE

THE FOLLOWING RIGHT OF ENTRY HAS BEEN EXECUTED:

RIGHT OF ENTRY NO.: 5422
PROJECT: South Block Mile Post 2
PROJECT CODE: SOBLK 001 00
PROJECT MANAGER: Brent Bluth
COUNTY: Washington
FUND: School
TERM: One (1) year
ADMINISTRATION FEE: \$450.00

PERMITTEE:

ST. GEORGE CITY
175 East 200 North
St. George City, UT 84770

DESCRIPTION OF TRANSACTION:

The Trust Lands Administration has issued a temporary right of entry for the purpose of cutting the current slope on the northwest perimeter of the Sun River Fire Station further to the west, which will reduce the amount of material to be excavated by the Trust Lands Administration (the "Trust") upon development of its surrounding land, and will eliminate the need to construct a retaining wall in the parking lot for the new fire station. A retaining wall could hamper grading and increase costs for removal by the Trust in the future. The value of having matching grades exceeds the value of the land, and the cost of additional grading would far exceed the cost of the land. Therefore, the right of entry is granted without cost, other than application and processing fees, as it is necessary to the development of the entire block, and directly benefits our surrounding property. Additional supporting information is available in the Planning and Development file.

**RIGHT OF ENTRY 5422 – SUN RIVER FIRE STATION SLOPE ACCESS - CITY OF ST. GEORGE
(CONTINUED)**

LEGAL DESCRIPTION:

Township 43 South, Range 16 West, SLB&M
Section 23: NW4NE4SE4NE4 (within)

Commencing at the Northeast Corner of Section 23, Township 43 South, Range 16 West, Salt Lake Base and Meridian, and running 1,468.43 feet South 01°15'18" West and 615.72 feet North 88°44'42" West to the most northerly point of the City of St. George Fire Station Property, said point also being the POINT OF BEGINNING; thence along said City Property South 33°18'02" West 243.90 feet to a point on Bluegrass Way; thence along said Bluegrass Way North 56°41'58" West 20.00 feet; thence leaving said Bluegrass Way North 33°18'02" East 243.90 feet; thence South 56°41'58" East 20.00 feet to the POINT OF BEGINNING.

Containing 4,878.00 square feet or 0.11 acres, more or less.

This legal description has been reviewed by the GIS Group.

NUMBER OF ACRES BY COUNTY: 0.11 acres - Washington County

NUMBER OF ACRES BY FUND: 0.11 acres - School

Upon recommendation of Ms. Andrea James, the Director approved this right of entry.

CORRECTION - DEVELOPMENT EXCHANGE NO. 323 UDOT ASSEMBLED LAND EXCHANGE AGREEMENT

IN THE DIRECTOR'S MINUTES OF MAY 11, 2009, PAGES 35 - 43, THE **BENEFICIARY INFORMATION AND LEDGER BALANCE** WAS REPORTED INCORRECTLY AND HAS BEEN CORRECTED AS SHOWN BELOW IN BOLD:

EXCHANGE NO.: 323
DATE OF AGREEMENT: April 29, 2005
TERM: 3 years
DATE OF AMENDMENT: April 29, 2008
EXTENDED TERM: Additional 3 years
PROJECT MANAGER: Elise Erler

EXCHANGE PARTNER:

UTAH DEPARTMENT OF TRANSPORTATION ("UDOT")
1245 South 350 West
Richfield, Utah 84701

DESCRIPTION OF TRANSACTION:

This exchange is facilitated by an Assembled Land Exchange Agreement which allows the parties to exchange lands on a non-simultaneous basis with land values tracked through a ledger and periodically equalized.

THE FOLLOWING PARCELS HAVE BEEN CONVEYED TO UDOT BY PATENT:

CORRECTION - DEVELOPMENT EXCHANGE NO. 323 UDOT ASSEMBLED LAND EXCHANGE AGREEMENT (CONTINUED)

THE OLD WELCOME CENTER:

PATENT NO.: 20076
 PATENT DATE: September 15, 2008
 FUND: School
 COUNTY: Washington

LEGAL DESCRIPTION:

Township 43 South, Range 16 West, SLB&M

Section 24: Within, more particularly described as follows:

Beginning at a point on the Southeasterly Right-of-Way (R/W) line and No-Access (N/A) line of existing freeway Interstate 15 (I-15) which is 148.79 ft. perpendicularly distant easterly from the Northbound (NB) control line of Project No. *HPP-15-1(56)1 at Engineer's Station 546+48.04 (Note: Also 148.00 ft. right of Sta. 1253+50.00, Project No. I-15-1(21)0), said point being located 331.76 ft. S.88°50'21"E. along the Section Line and 2869.66 ft. South from the NW corner of Section 24, T43S, R16W, Salt Lake Meridian, a 1983 BLM brass cap: thence S.89°20'58"E. 922.95 ft. to the centerline of a frontage road at a point on a non-tangent curve; thence southwesterly 127.34 ft. along said centerline along the arc of a 2015.00 ft. radius curve to the right, through a central angle of 3°37'16" (chord bears S.21°09'41"W. 127.32 ft.), to a point of reverse curvature; thence southwesterly 243.56 ft. along said centerline along the arc of a 2000.00 ft. radius curve to the left, through a central angle of 6°58'39" (chord bears S.19°29'00"W. 243.41 ft.); thence N.75°55'25"W. 869.96 ft. to the Southeasterly R/W and N/A line of said I-15 at a point 176.88 ft. perpendicularly distant easterly from said NB control line at Engineer's Station 544+95.85; thence N.16°47'44"E. 137.74 ft. along said R/W and N/A line to a point 148.79 ft. perpendicularly distant easterly of said NB control line at Engineer's Station 546+30.69; thence N.28°34'00"E. 17.35 ft. along said R/W and N/A line to the POINT OF BEGINNING.

Containing 5.229 acres (227,775 sq. ft.), more or less

MINERAL RESERVATIONS:

Excepting and reserving to the State of Utah, for the benefit of the Trust Lands Administration, all coal and other mineral deposits, along with the right for the State, through the Trust Lands Administration or other authorized persons, to prospect for, mine, and remove the deposits.

SURFACE RESERVATIONS:

Subject to any valid, existing easement or right of way of any kind and any right, interest, reservation or exception appearing of record, subject to exceptions and reservations contained in federal patents and clear lists and subject also to all rights of way for ditches, tunnels, and telephone and transmission lines that have been or may be constructed by authority of the United States as provided by Statute; also,

Subject to Development Easement No. 1362, dated June 13, 2008, by and between the State of Utah, acting by and through the School and Institutional Trust Lands Administration, as Grantor, and St. George City, a Utah municipal corporation, as Grantee, for a 20.00-foot wide perpetual easement for the installation, operation, maintenance, repair, and replacement of an underground reuse water line, and rights incidental thereto, as set forth in Instrument recorded June 24, 2008, as Doc. No. 2008025782, Official Washington County records; also,

Subject to a No-access (N/A) line along the westerly boundary previously established in State of Utah Patent No. 20071 recorded as Document No. 20070056627 on November 29, 2007, in the official records of Washington County, State of Utah.

CORRECTION - DEVELOPMENT EXCHANGE NO. 323 UDOT ASSEMBLED LAND EXCHANGE AGREEMENT (CONTINUED)

PURGATORY PARCEL:

PATENT NO.: 20077
 PATENT DATE: September 15, 2008
 FUND: Miners Hospital
 COUNTY: Washington

LEGAL DESCRIPTION:

Township 42 South, Range 14 West, SLB&M

Section 3: All of government Lots 22, 24, and 26, less those portions of government Lots 22, 24, and 26 included in BLM authorization U-094803 Amended for the right-of-way of existing highway State Route 9 (SR-9), the boundary of said parcel being described more particularly as follows:

Beginning at a point on the southeasterly right-of-way (R/W) and limited-access (L/A) line of existing highway State Route 9 (SR-9) which is 280.00 ft. perpendicularly distant southerly from the control line of Project No. NF-16(2) at Engineer's Sta. 90+08.50, which point is 4.56 ft. S.88°37'34"E. along the 1/4 Section line from the West one-quarter corner of Section 3, T42S, R14W, Salt Lake Meridian, a brass cap set in 1974; thence N.51°08'12"E. 191.50 ft. along the R/W and L/A line of said SR-9 to a point 280.00 ft. perpendicularly distant southerly from said project control line at Engineer's Sta. 92+00.00; thence N.34°11'56"E. 209.07 ft. along said R/W and L/A line to a point 219.09 ft. perpendicularly distant southerly from said project control line at Engineer's Sta. 94+00.00; thence N.52°00'15"E. 598.00 ft. along said R/W and L/A line to a point 227.12 ft. radially distant southerly from said project control line at Engineer's Sta. 100+02.88 (Note: Said point is also 200.00 ft. perpendicularly distant southerly from the control line of Project No. F-016-1(1) at Engineer's Sta. 98+61.33 PC); thence northeasterly 2197.22 ft. along the arc of a curve non-concentric to the control line of Project No. NF-16(2), the radius along said R/W and L/A line being 4383.66 ft. to the right, with a chord bearing N.66°22'31"E. 2174.29 ft., to the east line of Gov. Lot 22, of said Section 3, and a point 207.14 ft. radially distant southerly from said project centerline at Engineer's Sta. 123+10.40, and from which point the North 1/4 corner of said Section 3, a BLM BC set in 1978, bears N.00°37'50"E. 744.40 ft. (Note: Said point is also located 200.00 ft. radially distant southerly from the control line of Project F-016-1(1) at Engineer's Sta. 121+58.79 POC); thence leaving said R/W and L/A line S.00°37'50"W. 589.61 ft. to the SE corner of said Gov. Lot 22, a BLM AC set in 1986; thence N.89°00'49"W. 1360.77 ft. to the SW corner of said Gov. Lot 22; thence S.00°31'15"W. 998.90 ft. to the SE corner of said Gov. Lot 26, a BLM aluminum cap set in 1986; thence N.88°37'34"W. 1354.19 ft. along the south line of said Gov. Lot 26 and the 1/4 Section line to the POINT OF BEGINNING.

Containing 31.062 acres (1353073 sq. ft.), more or less

MINERAL RESERVATIONS:

Excepting and reserving to the State of Utah, for the benefit of the Trust Lands Administration, all coal and other mineral deposits, along with the right for the State, through the Trust Lands Administration or other authorized persons, to prospect for, mine, and remove the deposits.

SURFACE RESERVATIONS:

Subject to any valid, existing easement or right of way of any kind and any right, interest, reservation or exception appearing of record, subject to exceptions and reservations contained in federal patents and clear lists and subject also to all rights of way for ditches, tunnels, and telephone and transmission lines that have been or may be constructed by authority of the United States as provided by Statute.

CORRECTION - DEVELOPMENT EXCHANGE NO. 323 UDOT ASSEMBLED LAND EXCHANGE AGREEMENT (CONTINUED)

THE FOLLOWING PARCELS HAVE BEEN CONVEYED TO THE TRUST LANDS ADMINISTRATION BY QUIT CLAIM DEEDS:

THE OLD WELCOME CENTER:

QUIT CLAIM DEED NO.: 01400
 QUIT CLAIM DEED DATE: February 26, 2009
 FUND: School
 COUNTY: Washington

LEGAL DESCRIPTION:

Township 43 South, Range 16 West, SLB&M

Section 24: Within, more particularly described as follows:

A parcel of land situated in the NE $\frac{1}{4}$ of SW $\frac{1}{4}$, and in the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24, Township 43 South, Range 16 West, Salt Lake Meridian, said parcel being described in more detail as follows, to wit:

BEGINNING at a point on the centerline of a frontage road, which point is 1401.41 ft. S.88°50'21"E. along the Section Line and 1472.05 ft. S.0°E. from the NW corner of Section 24, Township 43 South, Range 16 West, Salt Lake Meridian, a 1983 BLM BC; thence S.15°03'11"E. 1001.22 ft. to a point which is 1120.00 ft. perpendicularly distant easterly from the Northbound (NB) lanes control line of Project No. 1-15-1(21)0 at Engineer's Station 1263+45 (Note: Same point is also 1120.79 ft. perpendicularly distant easterly of the NB control line of Ref. Project No. *HPP-15-1(56)1 at Engineer's Station 556+43.04); thence S.28°34'00"W. 480.00 ft. to a point which is 1120.00 ft. perpendicularly distant easterly from the NB control line of Project No. 1-15-1(21)0 at Engineer's Station 1258+65 (Note: Same point is also 1120.79 ft. perpendicularly distant easterly from the NB control line of said Project *HPP-15-1(56)1 at Engineer's Station 551+63.04); thence N.89°20'58"W. 177.05 ft. to a non-tangent point of curvature on the centerline of said frontage road; thence northeasterly 594.10 ft., along said centerline along the arc of a 2015.00 ft. radius curve to the left, through a central angle of 16°53'34" (Note: Chord bears N.10°54'16"E. 591.95 ft.); thence N.02°27'28"E. 805.90 ft. along said centerline to the POINT OF BEGINNING.

The above described parcel of land encloses an area of 5.624 acres (244973 sq. ft.), more or less.

SURFACE RESERVATIONS:

Signs, Billboards, outdoor Advertising structures, or advertising of any kind as defined in Title 23 United States Code, Section 131, shall not be erected, displayed, placed or maintained upon or within this tract, EXCEPT signs to advertise the sale, hire or lease of this tract, or the principal activities conducted on this land.

The grantor reserves rights to use the abutting state property for highway purposes and excludes from this grant any rights to air, light, view and visibility over and across the abutting state property. The Grantee is hereby advised that due to present or future construction on the adjacent highway including, but not limited to, excavation, embankment, structures, poles, signs, walls, fences, and all other activities related to highway construction or which may be permitted within the Highway Right of Way, that air, light, view and visibility may be restricted or obstructed on the above described property.

Together with, and subject to, any and all easements, rights of way, and restrictions appearing of record or enforceable in law and equity.

Junkyards, as defined in Title 23, United States Code, Section 136, shall not be established or maintained on the above described tracts of lands.

CORRECTION - DEVELOPMENT EXCHANGE NO. 323 UDOT ASSEMBLED LAND EXCHANGE AGREEMENT (CONTINUED)

SIENNA HILLS RIGHT OF WAY PARCEL:

QUIT CLAIM DEED NO.: 01399
QUIT CLAIM DEED DATE: February 26, 2009
FUND: School
COUNTY: Washington

LEGAL DESCRIPTION:

Township 42 South, Range 15 West, SLB&M

Section 12: Within, more particularly described as follows:

A parcel of land, situated in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, Township 42 South, Range 15 West, Salt Lake Meridian, the boundary of which is described as follows, to wit:

BEGINNING at a point designated as point "E", which point is 100 ft. perpendicularly distant westerly from Engineer's Sta. 9+24.85, 1-15 Access Road, Project No. *SP-15-1(20)13, said point being located 1748.97 ft. N.01 °05'28"E. along the Quarter Section Line and 49.95 ft. EAST from the South Quarter Corner of said Section 12, T42S, R15W, SLM; thence N.21 °17'04"W. 404.20 ft. to a point designated as point "D", which point is 115.00 ft. radially distant westerly from Engineer's Sta. 13+62.76, said 1-15 Access Road, and also 185.00 ft. perpendicularly distant southerly from Engineer's Sta. 24+08.94, "B" Line, of said Project No. *SP-15-1(20)13; thence N.73°48'53"E. 57.04 ft. to a point designated as point "C", which point is 60.00 ft. radially distant westerly of Engineer's Sta. 13+45.46, said 1-15 Access Road; thence southerly 169.37 ft. along the arc of a 640.00 ft. radius curve to the right, through a central angle of 15°09'47" (chord bears S.23°17'01"E. 168.88 ft.), to a point designated as point "B", which point is 60.00 ft. perpendicularly distant westerly from Engineer's Sta. 11+60.21 PC, said 1-15 Access Road; thence S.15°42'07"E. 235.36 ft. to a point designated as point "A", which point is 60.00 ft. perpendicularly distant westerly from Engineer's Sta. 9+24.85, said 1-15 Access Road; thence S.74°17'53"W. 40.00 ft. to the POINT OF BEGINNING.

The above described parcel encloses an area of 22790 sq. ft. (0.523 acres), more or less.

SURFACE RESERVATIONS:

Signs, Billboards, outdoor Advertising structures, or advertising of any kind as defined in Title 23, United States Code, Section 131, shall not be erected, displayed, placed, or maintained upon or within this tract, EXCEPT signs to advertise the sale, hire or lease of this tract, or the principal activities conducted on this land.

The grantor reserves rights to use the abutting state property for highway purposes and excludes from this grant any rights to air, light, view and visibility over and across the abutting state property. The Grantee is hereby advised that due to present or future construction on the adjacent highway including, but not limited to, excavation, embankment, structures, poles, signs, walls, fences, and all other activities related to highway construction or which may be permitted within the Highway Right of Way, that air, light, view and visibility may be restricted or obstructed on the above property.

Pursuant to Title 72, Chapter 6, Section 117, Utah Code Annotated, 1998, as amended, the tract of land described in attached Exhibit "A" is granted without access to or from the adjoining Interstate Highway 15 over and across the easterly boundary line of said tract of land.

Together with, and subject to, any and all easements, rights of way, and restrictions appearing of record or enforceable in law and equity.

CORRECTION - DEVELOPMENT EXCHANGE NO. 323 UDOT ASSEMBLED LAND EXCHANGE AGREEMENT (CONTINUED)

Junkyards, as defined in Title 23, United States Code, Section 136, shall not be established or maintained on the above described tracts of lands.

In order to RELOCATE the existing Right-of-Way (R/W) and No-Access (NIA) line, and ENABLE THE Utah Department of Transportation ("UDOT") to construct and/or maintain a public highway as an expressway, as contemplated by Title 72, Chapter 6, Section 111, Utah Code Annotated, 1998, as amended; the said UDOT, as Grantor, does hereby release and relinquish the existing RIW and NIA line running from designated point "E" to designated point "D"; and the herein named Grantee, does hereby release and relinquish to said UDOT any and all rights appurtenant to the above described parcel, including all rights of ingress to or egress from said parcel to or from said highway, along the relocated RAN and NIA line running from designated point "A", through designated points "B", "C", and "D".

CEDAR NORTH INTERCHANGE PARCEL 1:

QUIT CLAIM DEED NO.: 01401
 QUIT CLAIM DEED DATE: February 26, 2009
 FUND: **MH 78.83823%, SCH 21.16177%**
 COUNTY: Iron

LEGAL DESCRIPTION:

Township 35 South, Range 11 West, SLB&M

Sections 26 and 35: Within, more particularly described as follows:

A parcel of land situated in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26, and in the N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 35, T35S, R11W, Salt Lake Meridian, said parcel being described as follows, to wit:

BEGINNING at a point on the southeasterly right-of-way (R/W) and limited access (L/A) line, as monumented, of existing highway State Route 130 (SR-130), said point being 100 feet (30.480m) perpendicularly distant southeasterly from the centerline of said highway, Project No. *IM-15-2(38)61, at Engineer's Station 1+848.119(m), said point also described as being located N.89°44'40"W. 656.91 ft. along the Section Line and N.0°E. 86.38 ft. from the NE corner of said Section 35; thence S.72°03'19"E. 0.52 ft.; thence S.17°56'41 "W. 703.56 ft. to the northerly R/W line of Nichols Canyon Road; thence N.87°10'58"W. 610.81 ft. along said northerly R/W line to a non-tangent point of curvature, from which the radius point bears N.2°47'22"E. 163.85 ft.; thence northwesterly 104.67 ft. along said curve to the right, through a central angle of 36°36'07", the chord of which bears N.68°54'34"W. 102.90 ft., to the southeasterly R/W and L/A line, as monumented, of said SR-130 at a point 100 ft. (30.480m) perpendicularly distant southerly from the centerline of said SR-130 at Engineer's Station 1+512.331(m); thence N.56°50'56"E. 1101.67 ft. (335.789m) along the said R/W and L/A line to the POINT OF BEGINNING.

Said Parcel encloses an area of 5.836 acres (254217 sq. ft.), more or less.

(Note: Bearings for the above descriptions are Cedar City Survey bearings. To obtain Project Bearings (UDOT Proj]. *IM-15-2(38)61), rotate 0°59'49" clockwise.)

SURFACE RESERVATIONS:

Subject to an existing storm drain easement in favor of Cedar City, an area of 33891 sq. ft. (0.778 acres).

Signs, Billboards, outdoor Advertising structures, or advertising of any kind as defined in Title 23, United States Code, Section 131, shall not be erected, displayed, placed, or maintained upon or within this tract, EXCEPT signs to advertise the sale, hire or lease of this tract, or the principal activities conducted on this land.

CORRECTION - DEVELOPMENT EXCHANGE NO. 323 UDOT ASSEMBLED LAND EXCHANGE AGREEMENT (CONTINUED)

The grantor reserves rights to use the abutting state property for highway purposes and excludes from this grant any rights to air, light, view and visibility over and across the abutting state property. The Grantee is hereby advised that due to present or future construction on the adjacent highway including, but not limited to, excavation, embankment, structures, poles, signs, walls, fences, and all other activities related to highway construction or which may be permitted within the Highway Right of Way that air, light, view and visibility may be restricted or obstructed on the above property.

Pursuant to Title 72, Chapter 6, Section 117, Utah Code Annotated, 1998, as amended, the above described tract of land is granted without access to or from the adjoining existing highway State Route 130 over and across the westerly boundary line of said tract of land.

Together with, and subject to, any and all easements, rights of way, and restrictions appearing of record or enforceable in law and equity.

Junkyards, as defined in Title 23, United States Code, Section 136, shall not be established or maintained on the above described tracts of lands.

CEDAR NORTH INTERCHANGE PARCEL 2:

QUIT CLAIM DEED NO.: 01403
 QUIT CLAIM DEED DATE: February 26, 2009
 FUND: **MH 78.83823%, SCH 21.16177%**
 COUNTY: Iron

LEGAL DESCRIPTION:

Township 35 South, Range 11 West, SLB&M

Sections 26 and 35: Within, more particularly described as follows:

A parcel of land situated in the S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 26, and in the N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 35, T35S, R11W, Salt Lake Meridian, said parcel being described as follows, to wit:

BEGINNING at a point on the northwesterly right-of-way (R/W) and limited access (LIA) line, as monumented, of existing highway State Route 130 (SR-130), said point being 100 feet (30.480m) perpendicularly distant northwesterly from the centerline of said highway, Project No. *IM-15-2(38)61, at Engineer's Station 1+798.917(m), and said point also described as being located N.89°44'40"W. 901.42 ft. along the Section Line and N.0°E. 164.47 ft. from the SE corner of said Section 26; thence S.56°50'56"W. 932.54 ft. along said R/W and L/A line to the northerly R/W line of Nichols Canyon Road, a 100 ft. wide city street and a non-tangent point of curvature from which the radius point bears S.53°12'50"W. 788.19 ft.; thence northwesterly along said RAN line 290.79 ft. along said curve to the left through a central angle of 21°08'17"; thence N.57°55'27"W. 64.26 ft. along said R/W line to the southeasterly R/W line of Canyon Ranch Drive, a 66 ft. wide city street; thence N.32°05'20"E. 81.16 ft. along said RIW line; thence northeasterly 162.48 ft. along said R/W line along the arc of a 267.00 ft. radius curve to the right, through a central angle of 34°51'59", the chord of which bears N.49°31'19"E. 159.98 ft.; thence N.66°57'19"E. 570.48 ft. along said R/W line; thence S.72°03'19"E. 376.42 ft. to the POINT OF BEGINNING. Said Parcel encloses an area of 6.765 acres (294670 sq. ft.), more or less.

(Note: Bearings for the above descriptions are Cedar City Survey bearings. To obtain UDOT Project *IM-15-2(38)61 bearings, rotate 0°59'49" clockwise.)

CORRECTION - DEVELOPMENT EXCHANGE NO. 323 UDOT ASSEMBLED LAND EXCHANGE AGREEMENT (CONTINUED)

SURFACE RESERVATIONS:

Subject to an existing storm drain easement in favor of Cedar City, an area of 1.531 acres (66685 sq. ft.).

Signs, Billboards, outdoor Advertising structures, or advertising of any kind as defined in Title 23, United States Code, Section 131, shall not be erected, displayed, placed, or maintained upon or within this tract, EXCEPT signs to advertise the sale, hire or lease of this tract, or the principal activities conducted on this land.

The grantor reserves rights to use the abutting state property for highway purposes and excludes from this grant any rights to air, light, view and visibility over and across the abutting state property. The Grantee is hereby advised that due to present or future construction on the adjacent highway including, but not limited to, excavation, embankment, structures, poles, signs, walls, fences, and all other activities related to highway construction or which may be permitted within the Highway Right of Way, that air, light, view and visibility may be restricted or obstructed on the above property.

Pursuant to Title 72, Chapter 6, Section 117, Utah Code Annotated, 1998, as amended, the above described tract of land is granted without access to or from the adjoining existing highway State Route 130 over and across the easterly boundary line of said tract of land.

Together with, and subject to, any and all easements, rights of way, and restrictions appearing of record or enforceable in law and equity.

Junkyards, as defined in Title 23, United States Code, Section 136, shall not be established or maintained on the above described tracts of lands.

CEDAR NORTH INTERCHANGE PARCEL 3:

QUIT CLAIM DEED NO.: 01402
 QUIT CLAIM DEED DATE: February 26, 2009
 FUND: **MH 78.83823%, SCH 21.16177%**
 COUNTY: Iron

LEGAL DESCRIPTION:

Township 35 South, Range 11 West, SLB&M

Sections 26 and 35: Within, more particularly described as follows:

A parcel of land situated in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26, and in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 35, T35S, R11W, Salt Lake Meridian, said parcel being described as follows, to wit:

BEGINNING at a point on the northwesterly right-of-way (R/W) line of Canyon Ranch Drive, a 66 ft. wide Cedar City street, said point being located N.89°44'40"W. 1355.26 ft. along the Section line and N.0°E. 309.43 ft. from the SE corner of Section 26, T35S, R11W, Salt Lake Meridian; thence S.66°57'19"W. 494.53 ft. along said R/W line; thence southwesterly 202.64 ft. along said RIW line along the arc of a 333.00 ft. radius curve to the left, through a central angle of 34°51'59", the chord of which bears S.49°31'19"W. 199.53 ft.; thence S.32°05'20"W. 81.11 ft. along said R/W line to the northeasterly R/W line of Nichols Canyon Road, a 100 ft. wide Cedar City street, and a non-tangent point of curvature; thence northwesterly 289.38 ft. along said R/W line along the arc of a 688.19 ft. radius curve to the right, through a central angle of 24°05'33", the chord of which bears N.45°00'31' W. 287.25 ft. to the southeasterly R/W and No-Access (N/A) line of Interstate Highway 15, at a point 185.00 ft. (56.388m) perpendicularly distant southeasterly from the centerline of said highway, Project *1M-15-2(38)61, at

CORRECTION - DEVELOPMENT EXCHANGE NO. 323 UDOT ASSEMBLED LAND EXCHANGE AGREEMENT (CONTINUED)

Engineer's Station 31 +867.598m; thence N.37°28'38"E. 449.72 ft. parallel to said project centerline and along said R/W and N/A line; thence N.26°13'35"E. 18.75 ft. along said R/W and N/A line to a point 181.34 ft. (55.273m) perpendicularly distant southeasterly from said project centerline at Engineer's Station 32+010.276; thence S.72°03'19"E. 600.37 ft. to the POINT OF BEGINNING. Said Parcel encloses an area of 4.820 acres (209967 sq. ft.), more or less.

(Note: Bearings for the above descriptions are Cedar City Survey bearings. To obtain UDOT Project *IM-15-2(38)61 bearings, rotate 0°59'49" clockwise.)

SURFACE RESERVATIONS:

Subject to an existing power line easement in favor of Utah Power & Light.

Subject to an existing sanitary sewer easement in favor of Cedar City Corporation.

Signs, Billboards, outdoor Advertising structures, or advertising of any kind as defined in Title 23, United States Code, Section 131, shall not be erected, displayed, placed, or maintained upon or within this tract, EXCEPT signs to advertise the sale, hire or lease of this tract, or the principal activities conducted on this land.

The grantor reserves rights to use the abutting state property for highway purposes and excludes from this grant any rights to air, light, view and visibility over and across the abutting state property. The Grantee is hereby advised that due to present or future construction on the adjacent highway including, but not limited to, excavation, embankment, structures, poles, signs, walls, fences, and all other activities related to highway construction or which may be permitted within the Highway Right of Way, that air, light, view and visibility may be restricted or obstructed on the above property.

Pursuant to Title 72, Chapter 6, Section 117, Utah Code Annotated, 1998, as amended, the above described tract of land is granted without access to or from the adjoining Interstate Highway 1-15 over and across the westerly boundary line of said tract of land.

Together with, and subject to, any and all easements, rights of way, and restrictions appearing of record or enforceable in law and equity.

Junkyards, as defined in Title 23, United States Code, Section 136, shall not be established or maintained on the above described tracts of lands.

AS A RESULT OF THE ABOVE DESCRIBED CONVEYANCES, THE FOLLOWING ENTRIES HAVE BEEN MADE ON THE EXCHANGE LEDGER:

All values have been established by independent appraisal.

The Trust Lands Administration to UDOT:

Parcel Name	Value	Fund
Old Welcome Center	\$ 78,450	SCH
Purgatory Parcel	\$3,880,000	MH
Ledger Balance (Future Parcels)	\$1,387,380	SCH
Total	\$5,345,830	

CORRECTION - DEVELOPMENT EXCHANGE NO. 323 UDOT ASSEMBLED LAND EXCHANGE AGREEMENT (CONTINUED)

UDOT to the Trust Lands Administration:

Parcel Name	Value	Fund
Old Welcome Center	\$ 84,360	SCH
Sienna Hills ROW parcel	\$ 340,000	SCH
Cedar North Interchange Parcels	<u>\$4,921,470</u>	MULTI
		(MH 78.83823%, SCH 21.16177%)
Total	\$5,345,830	

Upon recommendation of Elise Erler, the Director approved the above item.

LEGAL ACTIONS

SPECIAL USE LEASE AGREEMENTS

SPECIAL USE LEASE AGREEMENT NO. 1603 (CORRECTION OF ENTITY INFORMATION)

The signature page of Special Use Lease Agreement No. 1603 incorrectly identified Access Solar, LLC, and Access Energy, LLC, as Delaware limited liability companies. Both entities are, or will be, Utah limited liability companies. SULA 1603 was approved on the DA of August 3, 2009.

This item was submitted by Mr. Andrews for record-keeping purposes.

AUDITING ACTIONS

MATERIALS PERMIT MP 320 AUDIT FINDING

Permittee: JCS Construction, Inc.
1293 South Vernal Avenue
Vernal, UT 84078

LANDS AFFECTED:

Township 8 South, Range 20 East, SLB&M
Section 16: LOTS 3(38.00), 4(28.50), 5(10.50), SE4NW4, NW4NW4

COUNTY: UINTAH

ACRES: 157.0 ±

FUND: SCH

MATERIALS PERMIT MP 320 AUDIT FINDING (CONTINUED)

A revenue compliance audit for the period of January 1, 2005, through December 31, 2009, was performed at the permittees office location on January 7, 2010. Preliminary results were transmitted to the permittee on January 11, 2010, identifying additional royalties due SITLA in the amount of \$371,111.88. The Agency has not received any response contesting or disputing the accuracy of the audit findings. Late interest has been assessed through March 1, 2010, according to Agency Administrative Rule R850-300, in the amount of \$67,757.71. Interest will continue to accrue at the rate provided for in Administrative Rule R850-300. The total amount owed as of March 1, 2010, is \$438,869.59.

Therefore, in accordance with administrative rules under R850-8-900, this audit is final and this finding constitutes a Final Agency Action. The permittee must file a written petition within 14 days of the mailing date of a notice issued on the same day of this action requesting an adjudicative proceeding in order to contest this audit finding and Final Agency Action. In the event a petition to appeal the action is not filed in the 14 day time period, the action shall become unappealable.

Beneficiary: School

Upon recommendation of Mr. Carlson, the Director approved this audit finding.

ACTIONS CONTAINING FEE WAIVERS

NONE