


APRIL 26, 2010

THE DIRECTOR OF THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION TOOK FORMAL ACTION ON APRIL 26, 2010, IN THE TRUST LANDS ADMINISTRATION OFFICE, 675 EAST 500 SOUTH, SUITE 500, SALT LAKE CITY, UTAH 84102-2818, ON THE MINERAL, SURFACE, DEVELOPMENT, AND FEE WAIVER BUSINESS MATTERS AS INDICATED AND WHICH BECOME EFFECTIVE AT 6:00 P.M. ON APRIL 26, 2010.

THESE MINUTES INCLUDE MINERAL ACTIONS AS LISTED ON PAGES 1 TO 5; SURFACE ACTIONS AS LISTED ON PAGES 5 TO 26; DEVELOPMENT ACTIONS AS LISTED ON PAGES 27 TO 31; AND ACTIONS CONTAINING FEE WAIVERS AS LISTED ON PAGE 31.

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, MAY 10, 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

MATERIALS PERMIT NO. 318 (EXPIRATION)

Materials Permit No. 318 expired on April 14, 2010. All obligations of the Permittee to be performed prior to the expiration of this permit shall not cease upon the expiration of this permit and shall continue as obligations until they are fully performed. All clauses of the permit which require performance beyond the expiration date shall survive the expiration of this permit. However, upon expiration of this permit, the rights of the Permittee and all persons, firms, corporations, and entities claiming rights under Permittee, in and to the permitted premises and all improvements thereon, unless specified otherwise in this permit, shall cease.

PERMITTEE:

BROWN BROTHERS CONSTRUCTION
P.O. BOX 249
LOA, UT 84747

AFFECTED LANDS:

Township 36 South, Range 11 East, SLB&M.
Section 32: N½NW¼ – THAT PORTION WEST OF HIGHWAY 276

COUNTY: GARFIELD

ACRES: 70.0 ±

FUND: SCH

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

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

MATERIALS PERMIT NO. 320 (TERMINATION)

Materials Permit No. 320 was terminated on April 15, 2010. All obligations of the Permittee to be performed prior to the termination of this permit shall not cease upon the termination of this permit and shall continue as obligations until fully performed. All clauses of the permit which require performance beyond the termination date shall survive the termination of this permit. However, upon termination of this permit, the rights of Permittee and all persons, firms, corporations, and entities claiming rights under Permittee, in and to the permit premises and all improvements thereon, unless specified otherwise in this permit, shall cease.

PERMITTEE:

JCS CONSTRUCTION, INC.
1255 SOUTH VERNAL AVENUE
VERNAL, UT 84078

AFFECTED LANDS:

Township 8 South, Range 20 East, SLB&M.
Section 16: LOTS 3(38.00), 4(28.50), 5(10.50), SE¼NW¼, NW¼NW¼

MATERIALS PERMIT NO. 320 (TERMINATION) (CONTINUED)

COUNTY: UINTAH

ACRES: 157.0 ±

FUND: SCH

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

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

MATERIALS PERMIT NO. 458-OBA (APPROVAL)

APPLICANT:

STAKER & PARSON COMPANIES
2350 SOUTH 1900 WEST
OGDEN, UT 84409

AFFECTED LANDS:

Township 4 South, Range 20 East, SLB&M.

Section 25: NW¹/₄, NW¹/₄SW¹/₄

Section 34: SW¹/₄SW¹/₄NW¹/₄NE¹/₄, W¹/₂SW¹/₄NE¹/₄, S¹/₂NE¹/₄NW¹/₄, SE¹/₄NW¹/₄NW¹/₄, E¹/₂SE¹/₄NW¹/₄,
E¹/₂W¹/₂SE¹/₄NW¹/₄, E¹/₂NE¹/₄SW¹/₄, NE¹/₄NW¹/₄NE¹/₄SW¹/₄, W¹/₂NW¹/₄SE¹/₄

COUNTY: UINTAH

ACRES: 325.0±

FUND: SCH

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

PROPOSED ACTION:

Applicant proposes to mine common sand and gravel on the affected lands.

RELEVANT FACTUAL BACKGROUND:

Staker & Parson Companies desire to combine two active material permits for sand and gravel; MP 369 within Section 25 and MP 368 within Section 34 described above as the affected lands.

Combining the two materials permits on a non-competitive basis required approval by the Board of Trustees, Utah School and Institutional Trust Lands Administration. The Board approved this action to combine the two permits on March 18, 2010, and authorized the Director to issue a non-competitive materials permit to Staker & Parson Companies containing standard Trust Lands' materials permit terms and conditions.

EVALUATION OF FACTS:

The Trust Lands Administration may issue materials permits or convey profits a prendre or similar interests on trust lands where the Trust Lands Administration deems it consistent with land use plans and Trust responsibilities. Mining of sand and gravel is a historic use of the subject lands and an appropriate use of the lands pursuant to R850-23-200.

The permit has a twelve (12) year permit term with an option to extend the permit term up to an additional five (5) years. The additional five years would be allowed if deemed necessary to recover any remaining resources as may be found within the permit premises or to complete reclamation of the site following mining operations. The permit term is consistent with the requirements of R850-23-400.

MATERIALS PERMIT NO. 458-OBA (APPROVAL) (CONTINUED)

The permit contains a clause allowing for the periodic review and upward readjustment of the royalty rate pursuant to R850-23-400. The minimum royalty rate will be set at \$0.45 per ton of ordinary sand and gravel materials with a provision to allow the Agency to evaluate and adjust the royalty rate as necessary, but not more frequently than a 12 month period. The royalty rates set for commodities from this site are consistent with royalty rates for other material permit sites on trust lands in Uintah County, Utah. Advance minimum royalties are set at 180,000 tons per year. Rental is \$10 per acre. These rates reflect fair market value for the materials and meet the requirements of R850-23-300.

Upon recommendation of Mr. Harden, the Director approved the issuance of Materials Permit MP 458-OBA for a primary term of twelve (12) years.

TOTAL ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES

Upon recommendation of Ms. Garrison, the Director approved the assignment of the leases listed below to Questar Exploration & Production Company, 1050 17th Street, Suite 500, Denver, CO 80265, by Petro-Canada Resources (USA) Inc. No override, but subject to 5.5% overriding royalty previously reserved. Effective June 1, 2004, the Trust Lands Administration assumes no responsibility in reviewing, collecting, or distributing overriding royalty.

OWNERSHIP BEFORE ASSIGNMENT:

RECORD TITLE:

PETRO-CANADA RESOURCES (USA) INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

**QUESTAR EXPLORATION & PRODUCTION
COMPANY - 100%**

....ML 48503 (SCH)....ML 48659 (SCH)....ML 49061 (SCH: 120.00; IB: 40.00)....ML 49062 (SCH)....
....ML 49967 (SCH)....ML 49970 (SCH)....

OPERATING RIGHTS ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES

Upon recommendation of Ms. Garrison, the Director approved the assignment of 66.666667% interest in operating rights from Base of Green River Formation to 6637 feet in part of lands: E½SE¼, NE¼ Sec. 29, T9S, R21E, SLB&M, 240.00 acres, **ALSO**, assignment of 100% interest in operating rights from base of Green River Formation (4822') to 6637 feet in part of lands: W½SE¼ Sec. 29, T9S, R21E, SLB&M., 80.00 acres, 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 overriding royalties 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 (4822') TO 6637 FEET

T9S, R22E, SLB&M.

SEC. 29: E½SE¼, NE¼

EOG RESOURCES INC. – 66.666667%,

KERR-MCGEE OIL & GAS ONSHORE

LP - 33.333333%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

BASE OF GREEN RIVER (4822') TO 6637 FEET

T9S, R22E, SLB&M.

SEC. 29: E½SE¼, NE¼

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

BASE OF GREEN RIVER FORMATION (4822') TO

6637 FEET

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

***BASE OF GREEN RIVER FORMATION (4822') TO
6637 FEET***

T9S, R22E, SLB&M.

SEC. 29: W¹/₂SE¹/₄

EOG RESOURCES INC. – 100%

T9S, R22E, SLB&M.

SEC. 29: W¹/₂SE¹/₄

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

....UO-1207-ST (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 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 overriding royalties 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 3282 (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 6809 feet in part of lands: N¹/₂SE¹/₄, NE¹/₄ Sec. 32, T9S, R20E, SLB&M., 240.00 acres, 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 overriding royalties 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:

***ALL FORMATIONS BETWEEN BASE OF GREEN
RIVER FORMATION (4822') AND 6809 FEET***

EOG RESOURCES INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

GILMAN A. HILL – 100%

OPERATING RIGHTS:

***ALL FORMATIONS BETWEEN BASE OF GREEN
RIVER FORMATION (4822') AND 6809 FEET***

KERR-MCGEE OIL & GAS ONSHORE LP – 100%

....ML 21509 (SCH)....

CORRECTIONS OF DIRECTOR'S MINUTES OF APRIL 12, 2010 - ML 40922, AND ML 49914 – OIL, GAS, AND HYDROCARBON (SCH)

The Director, on April 12, 2010, noted the name conversion of Parallel Petroleum Corporation with and into Parallel Petroleum LLC covering numerous leases. One of the lease numbers, ML 40922, was listed incorrectly. The correct lease number is ML 49022.

Also, on April 12, 2010, the Director approved the total assignment of several leases to Vern Jones by Parallel Petroleum, LLC. One of the leases was listed as ML 49914, the correct lease number is ML 49114.

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

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

GRAZING PERMITS

GRAZING PERMIT NO. 22338-08 (RELINQUISHED)

Scott Bartholomew, P.O. Box 300506, Fayette, UT 84630, has requested to have the above grazing permit relinquished as of June 30, 2010. The above permit has been combined into GP 22518-10 which will become effective July 1, 2010. School Fund. Sanpete County.

Upon recommendation from Mr. Scott Chamberlain, the Director approved the relinquishment of GP 22338-08.

GRAZING PERMIT NO. 22809-01 (RELINQUISHMENT)

Wallace R. Mathis or Darryl G. Hafen, 233 South 300 West, St. George, UT 84770, submitted a letter asking that the above referenced grazing permit be relinquished as they can no longer make use of it. Washington County. School Fund.

Upon recommendation of Mr. Ronald Torgerson, the Director approved the relinquishment of GP 22809-01.

GRAZING PERMIT NO. 21079 (ASSIGNMENT)

Santa Clara Cattle Association, 2932 Santa Clara Drive, Santa Clara, UT 84765, has requested the Trust Lands Administration's permission to assign 100% interest in the above referenced grazing permit to Wallace R. Mathis and Darryl G. Hafen, 233 South 300 West, St. George, UT 84770. 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 21079.

GRAZING PERMIT NO. 20175-09 (PARTIAL ASSIGNMENT TO GP 21079)

Santa Clara Cattle Association, 2932 Santa Clara Drive, Santa Clara, UT 84765, has requested the Trust Lands Administration's permission to partially assign GP 20175-09 to Wallace R. Mathis and Darryl G. Hafen, 233 South 300 West, St. George, UT 84770. The following acreage (1,920.00 acres) should be added to GP 21079 to facilitate this assignment:

T42S, R18W, SLB&M

Sec. 36: All 640.00 Acres – 27 AUMs

T43S, R18W, SLB&M

Sec. 2: All 640.00 Acres – 27 AUMs

Sec. 16: All 640.00 Acres – 27 AUMs

The permit administrator has had these legal descriptions reviewed by the GIS Group.

GP 20175-09 will now contain 5,492.20 acres and 236 AUMs. GP 21079 will now contain 2,092.83 acres and 88 AUMs.

The assignment fee in the amount of \$81.00 has been submitted. Washington County. School Fund.

Upon recommendation of Mr. Torgerson, the Director approved the partial assignment from GP 20175-09 to GP 21079.

GRAZING PERMIT NO. 23302-B09 (ASSIGNMENT)

Welby Finlinson Family Trust, 85 North 200 East, Delta, UT 84624, has requested the Trust Lands Administration's permission to assign 100% interest in the above referenced grazing permit to Arlyn and Terry Finlinson as trustees for The Arlyn and Terry Finlinson Family Living Trust, 85 North 200 East, Delta, UT 84624. The assignment fee in the amount of \$30.00 has been submitted. Juab County. School Fund.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the assignment of GP 23302-B09.

GRAZING PERMIT NO. 22032-02 (NON-USE AND CREDIT OF AUM ASSESSMENT)

Jordan W. Hatch, P.O. Box 858, Huntington, UT 84528, has requested 100% non-use, due to drought during 2009, on GP 22032-02. Chad Hunter of the BLM has verified these drought conditions. Mr. Hatch would like a credit for 502.50 AUMs on his next year's billing. The \$20.00 non-use fee will be deducted from this credit (502.50 AUMs X \$3.86/AUM = \$1,939.65, less \$20.00 nonuse fee = **\$1,916.65 credit**). Beaver County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the non-use and credit of fees for GP 22032-02.

RIGHTS OF ENTRY**RIGHT OF ENTRY NO. 5434 (APPROVAL)**

On March 4, 2010, the School and Institutional Trust Lands Administration received an application, pursuant to R850-41-200, from MossBack Productions/MossBack Guides & Outfitters, 123 West High Sierra Drive, Elk Ridge, UT 84651, to occupy all trust land located within the State of Utah for guiding and videoing, except for those lands subject to existing leases or permits which grant access control, and those lands that have been withdrawn or may be withdrawn by order of the Director. The term of this permit will be one year beginning July 1, 2010, and ending June 30, 2011.

The fee for this right of entry is \$200.00, a \$50.00 application fee, and a \$50.00 permit processing fee, totaling \$300.00. Funding: School = 96.68%, USU = 0.83%, Deaf = 0.16%, USH = < 0.01%, Blind = 0.01%, MH = 0.18%, NS = 0.16%, PB = < 0.01%, SYDC = < 0.01%, RES = 1.26%, SM = 0.21%, UNIV = 0.51%.

Upon recommendation of Mr. Lou Brown, the Director approved ROE 5434 for a one-year term.

RIGHT OF ENTRY NO. 5465 (APPROVAL)

On April 13, 2010, the School and Institutional Trust Lands Administration received an application from Dreamride, LLC, P.O. Box 1137, Moab, UT 84532, to occupy all trust land located within the State of Utah, except for those lands subject to existing leases or permits that grant access control, and those lands that have been withdrawn or may be withdrawn by order of the Director, to conduct commercial bicycle tours for a one-year term.

The fee for this right of entry is \$200.00 plus a \$50.00 application fee and a \$50.00 processing fee, totaling \$300.00. Beginning date: April 1, 2010. Expiration date: March 31, 2011. Funding: School = 96.68%, USU = 0.83%, Deaf = 0.16%, USH = < 0.01%, Blind = 0.01%, MH = 0.18%, NS = 0.16%, PB = < 0.01%, SYDC = < 0.01%, RES = 1.26%, SM = 0.21%, UNIV = 0.51%.

Upon recommendation of Ms. Jeanine Kleinke, the Director approved Right of Entry No. 5465 for a one-year term.

EASEMENTS**EASEMENT NO. 939, AMENDMENT NO. 1 (APPROVAL)****APPLICANT'S NAME AND ADDRESS:**

Beehive Telephone Company, Inc.
2000 East Sunset Road
Lakepoint, Utah 84074

ORIGINAL LEGAL DESCRIPTION:

Township 6 North, Range 18 West, SLB&M
Section 16: W½W½ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

EASEMENT NO. 939, AMENDMENT NO. 1 (APPROVAL) (CONTINUED)

Commencing at a point being South 88°43'50" East 666.89 feet, more or less, from the Southwest corner of Section 16, Township 6 North, Range 18 West, SLB&M, to the point of beginning, thence North 0°50'32" East 749.99 feet, more or less, thence North 2°51'54" East 178.43 feet, more or less, thence North 5°29'2" East 146.5 feet, more or less, thence North 8°26'37" East 2912.97 feet, more or less, thence North 10°52'2" East 279.12 feet, more or less, thence North 15°33'54" East 270.58 feet, more or less, thence North 16°35'25" East 811.98 feet, more or less, ending at a point along the Northern boundary of said Section 16. Containing 1.96 acres, more or less.

Township 7 North, Range 18 West, SLB&M

Section 2: Lot 4 (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 0°28'28" West 555.89 feet, more or less, from the Northwest corner of Section 2, Township 7 North, Range 18 West, SLB&M, to the point of beginning, thence North 56°30'54" East 569.57 feet, more or less, thence North 56°18'40" East 404.95 feet, more or less, ending at a point along the Northern boundary of said Section 2. Containing .357 acre, more or less.

Township 7 North, Range 18 West, SLB&M

Section 16: SE¹/₄NE¹/₄, E¹/₂SE¹/₄ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following survey line:

Commencing at a point being North 88°20'46" West 1271.62 feet, more or less, from the Southeast corner of Section 16, Township 7 North, Range 18 West, SLB&M, to the point of beginning, thence North 17°48'38" East 1297.00 feet, more or less, thence North 18°5'48" East 248.81 feet, more or less, thence North 20°6'16" East 163.62 feet, more or less, thence North 22°43'58" East 161.31 feet, more or less, thence North 25°37'15" East 1659.77 feet, more or less, ending at a point along the Eastern boundary of said Section 16. Containing 1.296 acres, more or less.

Township 7 North, Range 18 West, SLB&M

Section 32: SE¹/₄NE¹/₄, E¹/₂SE¹/₄ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 0°55'13" West 2403.02 feet, more or less, from the Northeast corner of Section 32, Township 7 North, Range 18 West, SLB&M, to the point of beginning, thence South 23°38'6" West 389.51 feet, more or less, thence South 22°21'33" West 208.83 feet, more or less, thence South 19°39'49" West 213.44 feet, more or less, thence South 20°47'30" West 946.84 feet, more or less, thence South 19°11'1" West 307.24 feet, more or less, thence South 18°20'11" West 389.74 feet, more or less, thence South 17°13'7" West 480.22 feet, more or less, ending at a point along the Southern boundary of said Section 32. Containing 1.07 acres, more or less.

EASEMENT NO. 939, AMENDMENT NO. 1 (APPROVAL) (CONTINUED)**Township 8 North, Range 18 West, SLB&M**Section 36: W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being North 57°2'29" West 6127.13 feet, more or less, from the Southeast corner of Section 36, Township 8 North, Range 18 West, SLB&M, to a point of beginning, thence North 56°11'47" East 56.92 feet, more or less, thence North 44°55'6" East 53.82 feet, more or less, thence North 33°29'32" East 48.04 feet, more or less, thence North 23°51'4" East 85.56 feet, more or less, thence North 9°32'21" East 264.82 feet, more or less, thence North 10°25'31" East 1752.79 feet, more or less, ending at a point along the Northern boundary of said Section 36. Containing .83 acre, more or less.

Also, commencing at a point being North 0°38'3" West 538.41 feet, more or less, from the Southeast corner of said Section 36, to a point of beginning, thence North 58°2'24" West 747.28 feet, more or less, thence North 58°34'31" West 1892.78 feet, more or less, thence North 58°25'13" West 1118.98 feet, more or less, thence North 58°35'58" West 1955.07 feet, more or less, thence North 52°29'48" West 52.08 feet, more or less, thence North 43°34'31" West 22.38 feet, more or less, thence North 35°54'13" West 20.51 feet, more or less, thence North 26°21'49" West 18.57 feet, more or less, thence North 19°21'57" West 55.17 feet, more or less, ending at a point where it meets the beginning point of the above described centerline. Containing 2.16 acres, more or less.

Township 10 North, Range 18 West, SLB&MSection 32: NE $\frac{1}{4}$ NE $\frac{1}{4}$ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 1°17'37" West 171.19 feet, more or less, from the Northeast corner of Section 32, Township 10 North, Range 18 West, SLB&M, to the point of beginning, thence North 76°42'39" West 97.49 feet, more or less, thence North 72°3'59" West 100.28 feet, more or less, thence North 69°15'46" West 156.54 feet, more or less, thence North 68°58'44" West 195.56 feet, more or less, ending at a point along the Northern boundary of said Section 32. Containing .20 acre, more or less.

Township 11 North, Range 15 West, SLB&MSection 2: Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being North 88°54'40" West 1766.33 feet, more or less, from the Northeast corner of Section 2, Township 11 North, Range 15 West, SLB&M, to the point of beginning, thence South 16°12'31" West 1447.14 feet, more or less, thence South 16°13'50" West 4092.50 feet, more or less, ending at a point along the Southern boundary of said Section 2. Containing 2.03 acres, more or less.

Township 13 North, Range 11 West, SLB&MSection 32: W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following survey line:

EASEMENT NO. 939, AMENDMENT NO. 1 (APPROVAL) (CONTINUED)

Commencing at a point being South 89°45'57" West 3315.40 feet, more or less, from the Southeast corner of Section 32, Township 13 North, Range 11 West, SLB&M, to a point of beginning, thence North 13°18'18" West 22.30 feet, more or less, thence North 72°34'44" East 41.04 feet, more or less, thence North 16°57'22" West 63.55 feet, more or less, thence North 25°21'54" West 17.45 feet, more or less, thence North 19°53'4" West 745.77 feet, more or less, thence North 19°59'13" West 1533.23 feet, more or less, thence North 19°0'12" West 310.17 feet, more or less, thence North 17°59'35" West 121.52 feet, more or less, thence North 15°45'50" West 233.09 feet, more or less, thence North 10°57'57" West 174.15 feet, more or less, thence North 7°56'0" West 184.32 feet, more or less, thence North 7°53'41" West 2092.63 feet, more or less, ending at a point along the Northern boundary of said Section 32. Containing 2.03 acres, more or less.

Also, commencing at a point being North 0°25'53" East 42.12 feet, more or less, from the Southeast corner of said Section 32, to a point of beginning, thence North 88°31'22" West 1617.34 feet, more or less, thence North 88°43'56" West 1302.84 feet, more or less, thence North 89°23'21" West 105.24 feet, more or less, thence South 89°30'52" West 90.67 feet, more or less, thence North 88°44'11" West 25.69 feet, more or less, thence North 85°33'8" West 65.52 feet, more or less, thence North 81°34'24" West 72.72 feet, more or less, thence North 83°5'11" West 43.39 feet, more or less, ending at a point where it meets the point of beginning of the above described centerline. Containing 1.22 acres, more or less.

Township 13 North, Range 13 West, SLB&M

Section 32: NW¹/₄NW¹/₄ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 0°26'21" West 14.00 feet, more or less, from the Northeast corner of Section 31, Township 13 North, Range 13 West, SLB&M, to the point of beginning, thence South 89°33'39" East 1350.16 feet, more or less, ending at a point along the Eastern boundary line of Section 32. Containing .49 acre, more or less.

Township 13 North, Range 15 West, SLB&M

Section 32: NW¹/₄NE¹/₄, S¹/₂NE¹/₄, NE¹/₄SE¹/₄ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 0°50'58" West 3181.60 feet, more or less, from the Northeast corner of Section 32, Township 13 North, Range 15 West, SLB&M, to the point of beginning, thence North 51°38'5" West 191.73 feet, more or less, thence North 48°29'3" West 155.13 feet, more or less, thence North 46°13'6" West 106.84 feet, more or less, thence North 41°21'43" West 70.51 feet, more or less, thence North 36°59'13" West 115.30 feet, more or less, thence North 33°20'47" West 65.83 feet, more or less, thence North 32°39'20" West 528.33 feet, more or less, thence North 31°29'10" West 350.62 feet, more or less, thence North 27°37'22" West 168.09 feet, more or less, thence North 31°58'14" West 162.68 feet, more or less, thence North 35°11'16" West 213.18 feet, more or less, thence North 36°5'26" West 190.25 feet, more or less, thence North 38°8'50" West 127.78 feet, more or less, thence North 46°43'44" West 90.10 feet, more or less, thence North 50°31'12" West 165.01 feet, more or less, thence North 47°56'14" West 52.91 feet, more or less, thence North 45°22'30" West 105.61 feet, more or less, thence North 41°23'43" West 279.10 feet, more or less, thence North 37°56'1" West 174.35 feet, more or less, thence North 38°52'41" West 229.29 feet, more or less, thence North 41°39'11" West 120.46 feet, more or less, thence North 45°40'56" West 156.67 feet, more or less, thence North 45°23'25" West

EASEMENT NO. 939, AMENDMENT NO. 1 (APPROVAL) (CONTINUED)

74.91 feet, more or less, thence North 41°31'24" West 85.63 feet, more or less, thence North 39°13'34" West 48.90 feet, more or less, thence North 38°17'9" West 106.14 feet, more or less, thence North 37°38'20" West 71.77 feet, more or less, ending at a point along the Northern boundary of said Section 32. Containing 1.54 acres, more or less.

Township 13 North, Range 17 West, SLB&M

Section 16: E½SE¼ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being North 87°31'22" West 123.06 feet, more or less, from the Southeast corner of Section 16, Township 13 North, Range 17 West, SLB&M, to the point of beginning, thence North 52°29'45" East 158.48 feet, more or less, ending at a point along the Eastern boundary of said Section 16. Containing .05 acre, more or less.

Township 13 North, Range 17 West, SLB&M

Section 32: W½NE¼, SW¼SW¼, E½SW¼, NW¼SE¼ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 88°59'47" East 44.25 feet, more or less, from the Northwest corner of Section 5, Township 12 North, Range 17 West, SLB&M, to the point of beginning, thence North 26°50'34" East 693.97 feet, more or less, thence North 28°8'30" East 58.70 feet, more or less, thence North 31°39'52" East 58.55 feet, more or less, thence North 35°14'40" East 60.39 feet, more or less, thence North 38°56'48" East 64.27 feet, more or less, thence North 42°16'16" East 281.89 feet, more or less, thence North 45°15'44" East 438.01 feet, more or less, thence North 48°26'3" East 958.50 feet, more or less, thence North 47°44'27" East 195.10 feet, more or less, thence North 43°52'0" East 129.39 feet, more or less, thence North 38°43'46" East 64.05 feet, more or less, thence North 34°51'17" East 63.61 feet, more or less, thence North 30°51'8" East 63.40 feet, more or less, thence North 27°3'20" East 63.22 feet, more or less, thence North 21°6'55" East 127.40 feet, more or less, thence North 14°51'1" East 65.08 feet, more or less, thence North 10°57'47" East 135.57 feet, more or less, thence North 8°54'30" East 2508.90 feet, more or less, ending at a point along the Northern boundary of Section 32, Township 13 North, Range 17 West, SLB&M. Containing 2.21 acres, more or less.

Township 13 North, Range 18 West, SLB&M

Section 16: W½SW¼ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 88°42'32" East 1214.32 feet, more or less, from the Southwest corner of Section 16, Township 13 North, Range 18 West, SLB&M, to the point of beginning, thence North 5°56'28" West 48.16 feet, more or less, thence North 5°2'52" West 60.54 feet, more or less, thence North 3°1'22" West 197.53 feet, more or less, thence North 6°55'58" East 24.66 feet, more or less, thence North 2°35'3" East 157.85 feet, more or less, thence North 2°0'7" East 72.81 feet, more or less, thence North 0°17'35" West 38.25 feet, more or less, thence North 4°52'6" West 109.18 feet, more or less, thence North 9°22'56" West 64.13 feet, more or less, thence North 15°49'37" West 103.64 feet, more or less, thence North 21°59'51" West 95.95 feet, more or less,

EASEMENT NO. 939, AMENDMENT NO. 1 (APPROVAL) (CONTINUED)

thence North 26°8'29" West 126.95 feet, more or less, thence North 29°51'51" West 307.55 feet, more or less, thence North 30°27'3" West 163.17 feet, more or less, thence North 33°38'54" West 27.50 feet, more or less, thence North 40°21'55" West 158.10 feet, more or less, thence North 44°3'46" West 97.49 feet, more or less, thence North 49°46'57" West 83.26 feet, more or less, thence North 56°19'16" West 96.75 feet, more or less, thence North 62°44'3" West 71.65 feet, more or less, thence North 67°57'49" West 119.53 feet, more or less, thence North 70°50'9" West 85.84 feet, more or less, thence North 74°53'46" West 85.92 feet, more or less, thence North 75°31'4" West 125.37 feet, more or less, ending at a point along the Western boundary of said Section 16. Containing .92 acre, more or less.

COUNTY: Box Elder

ACRES: 18.363

FUND: School

AMENDED LEGAL DESCRIPTION:

Township 6 North, Range 18 West, SLB&MSection 16: W $\frac{1}{2}$ W $\frac{1}{2}$ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 88°43'50" East 666.89 feet, more or less, from the Southwest corner of Section 16, Township 6 North, Range 18 West, SLB&M, to the point of beginning, thence North 0°50'32" East 749.99 feet, more or less, thence North 2°51'54" East 178.43 feet, more or less, thence North 5°29'2" East 146.5 feet, more or less, thence North 8°26'37" East 2912.97 feet, more or less, thence North 10°52'2" East 279.12 feet, more or less, thence North 15°33'54" East 270.58 feet, more or less, thence North 16°35'25" East 811.98 feet, more or less, ending at a point along the Northern boundary of said Section 16. Containing 1.96 acres, more or less.

Township 7 North, Range 18 West, SLB&M

Section 2: Lot 4 (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 0°28'28" West 555.89 feet, more or less, from the Northwest corner of Section 2, Township 7 North, Range 18 West, SLB&M, to the point of beginning, thence North 56°30'54" East 569.57 feet, more or less, thence North 56°18'40" East 404.95 feet, more or less, ending at a point along the Northern boundary of said Section 2. Containing .357 acre, more or less.

Township 7 North, Range 18 West, SLB&MSection 16: SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following survey line:

Commencing at a point being North 88°20'46" West 1271.62 feet, more or less, from the Southeast corner of Section 16, Township 7 North, Range 18 West, SLB&M, to the point of beginning, thence North 17°48'38" East 1297.00 feet, more or less, thence North 18°5'48" East 248.81 feet, more or less, thence North 20°6'16" East 163.62 feet, more or less, thence North 22°43'58" East 161.31 feet, more or less, thence North 25°37'15" East 1659.77 feet, more or less, ending at a point along the Eastern boundary of said Section 16. Containing 1.296 acres, more or less.

EASEMENT NO. 939, AMENDMENT NO. 1 (APPROVAL) (CONTINUED)Township 7 North, Range 18 West, SLB&MSection 32: SE¹/₄NE¹/₄, E¹/₂SE¹/₄ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 0°55'13" West 2403.02 feet, more or less, from the Northeast corner of Section 32, Township 7 North, Range 18 West, SLB&M, to the point of beginning, thence South 23°38'6" West 389.51 feet, more or less, thence South 22°21'33" West 208.83 feet, more or less, thence South 19°39'49" West 213.44 feet, more or less, thence South 20°47'30" West 946.84 feet, more or less, thence South 19°11'1" West 307.24 feet, more or less, thence South 18°20'11" West 389.74 feet, more or less, thence South 17°13'7" West 480.22 feet, more or less, ending at a point along the Southern boundary of said Section 32. Containing 1.07 acres, more or less.

Township 8 North, Range 18 West, SLB&MSection 36: W¹/₂NW¹/₄, SE¹/₄NW¹/₄, NE¹/₄SW¹/₄, NW¹/₄SE¹/₄, S¹/₂SE¹/₄ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being North 57°2'29" West 6127.13 feet, more or less, from the Southeast corner of Section 36, Township 8 North, Range 18 West, SLB&M, to a point of beginning, thence North 56°11'47" East 56.92 feet, more or less, thence North 44°55'6" East 53.82 feet, more or less, thence North 33°29'32" East 48.04 feet, more or less, thence North 23°51'4" East 85.56 feet, more or less, thence North 9°32'21" East 264.82 feet, more or less, thence North 10°25'31" East 1752.79 feet, more or less, ending at a point along the Northern boundary of said Section 36. Containing .83 acre, more or less.

Also, commencing at a point being North 0°38'3" West 538.41 feet, more or less, from the Southeast corner of said Section 36, to a point of beginning, thence North 58°2'24" West 747.28 feet, more or less, thence North 58°34'31" West 1892.78 feet, more or less, thence North 58°25'13" West 1118.98 feet, more or less, thence North 58°35'58" West 1955.07 feet, more or less, thence North 52°29'48" West 52.08 feet, more or less, thence North 43°34'31" West 22.38 feet, more or less, thence North 35°54'13" West 20.51 feet, more or less, thence North 26°21'49" West 18.57 feet, more or less, thence North 19°21'57" West 55.17 feet, more or less, ending at a point where it meets the beginning point of the above described centerline. Containing 2.16 acres, more or less.

Township 10 North, Range 18 West, SLB&MSection 32: NE¹/₄NE¹/₄ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 1°17'37" West 171.19 feet, more or less, from the Northeast corner of Section 32, Township 10 North, Range 18 West, SLB&M, to the point of beginning, thence North 76°42'39" West 97.49 feet, more or less, thence North 72°3'59" West 100.28 feet, more or less, thence North 69°15'46" West 156.54 feet, more or less, thence North 68°58'44" West 195.56 feet, more or less, ending at a point along the Northern boundary of said Section 32. Containing .20 acre, more or less.

EASEMENT NO. 939, AMENDMENT NO. 1 (APPROVAL) (CONTINUED)

Township 11 North, Range 15 West, SLB&M

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

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being North 88°54'40" West 1766.33 feet, more or less, from the Northeast corner of Section 2, Township 11 North, Range 15 West, SLB&M, to the point of beginning, thence South 16°12'31" West 1447.14 feet, more or less, thence South 16°13'50" West 4092.50 feet, more or less, ending at a point along the Southern boundary of said Section 2. Containing 2.03 acres, more or less.

Township 13 North, Range 11 West, SLB&M

Section 32: W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following survey line:

Commencing at a point being South 89°45'57" West 3315.40 feet, more or less, from the Southeast corner of Section 32, Township 13 North, Range 11 West, SLB&M, to a point of beginning, thence North 13°18'18" West 22.30 feet, more or less, thence North 72°34'44" East 41.04 feet, more or less, thence North 16°57'22" West 63.55 feet, more or less, thence North 25°21'54" West 17.45 feet, more or less, thence North 19°53'4" West 745.77 feet, more or less, thence North 19°59'13" West 1533.23 feet, more or less, thence North 19°0'12" West 310.17 feet, more or less, thence North 17°59'35" West 121.52 feet, more or less, thence North 15°45'50" West 233.09 feet, more or less, thence North 10°57'57" West 174.15 feet, more or less, thence North 7°56'0" West 184.32 feet, more or less, thence North 7°53'41" West 2092.63 feet, more or less, ending at a point along the Northern boundary of said Section 32. Containing 2.03 acres, more or less.

Also, commencing at a point being North 0°25'53" East 42.12 feet, more or less, from the Southeast corner of said Section 32, to a point of beginning, thence North 88°31'22" West 1617.34 feet, more or less, thence North 88°43'56" West 1302.84 feet, more or less, thence North 89°23'21" West 105.24 feet, more or less, thence South 89°30'52" West 90.67 feet, more or less, thence North 88°44'11" West 25.69 feet, more or less, thence North 85°33'8" West 65.52 feet, more or less, thence North 81°34'24" West 72.72 feet, more or less, thence North 83°5'11" West 43.39 feet, more or less, ending at a point where it meets the point of beginning of the above described centerline. Containing 1.22 acres, more or less.

Township 13 North, Range 13 West, SLB&M

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

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 0°26'21" West 14.00 feet, more or less, from the Northeast corner of Section 31, Township 13 North, Range 13 West, SLB&M, to the point of beginning, thence South 89°33'39" East 1350.16 feet, more or less, ending at a point along the Eastern boundary line of Section 32. Containing .49 acre, more or less.

EASEMENT NO. 939, AMENDMENT NO. 1 (APPROVAL) (CONTINUED)Township 13 North, Range 13 West, SLB&MSection 32: W $\frac{1}{2}$ W $\frac{1}{2}$ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the described centerline, across a portion of the W $\frac{1}{2}$ W $\frac{1}{2}$ of Section 32, Township 13 North, Range 13 West, SLB&M, being more particularly described as follows:

Commencing at a point being the northwest corner of Section 32, thence N89°17'24"E along the north section line of said Section 32, a distance of 845.33 feet, more or less, to the true point of beginning; thence S02°53'25"E 2838.16 feet, more or less, thence S06°18'48"E 96.63 feet, more or less, thence S15°04'56"E 318.26 feet, more or less, thence S01°40'28"W 42.17 feet, more or less, thence S14°11'38"W 455.85 feet, more or less, thence S05°57'38"W 129.35 feet, more or less, thence S09°10'51"E 130.84 feet, more or less, thence S31°04'17"E 460.71 feet, more or less, thence S17°23'40"E 161.14 feet, more or less, thence S08°43'33"E 464.74 feet, more or less, thence S06°29'15"E 126.10 feet, more or less, thence S81°23'54"W 32.02 feet, more or less, thence S06°29'15"E 240.16 feet, more or less, to a point of terminus at a point along the southern boundary line of Section 32. Containing 2.02 acres, more or less.

Township 13 North, Range 15 West, SLB&MSection 32: NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 0°50'58" West 3181.60 feet, more or less, from the Northeast corner of Section 32, Township 13 North, Range 15 West, SLB&M, to the point of beginning, thence North 51°38'5" West 191.73 feet, more or less, thence North 48°29'3" West 155.13 feet, more or less, thence North 46°13'6" West 106.84 feet, more or less, thence North 41°21'43" West 70.51 feet, more or less, thence North 36°59'13" West 115.30 feet, more or less, thence North 33°20'47" West 65.83 feet, more or less, thence North 32°39'20" West 528.33 feet, more or less, thence North 31°29'10" West 350.62 feet, more or less, thence North 27°37'22" West 168.09 feet, more or less, thence North 31°58'14" West 162.68 feet, more or less, thence North 35°11'16" West 213.18 feet, more or less, thence North 36°5'26" West 190.25 feet, more or less, thence North 38°8'50" West 127.78 feet, more or less, thence North 46°43'44" West 90.10 feet, more or less, thence North 50°31'12" West 165.01 feet, more or less, thence North 47°56'14" West 52.91 feet, more or less, thence North 45°22'30" West 105.61 feet, more or less, thence North 41°23'43" West 279.10 feet, more or less, thence North 37°56'1" West 174.35 feet, more or less, thence North 38°52'41" West 229.29 feet, more or less, thence North 41°39'11" West 120.46 feet, more or less, thence North 45°40'56" West 156.67 feet, more or less, thence North 45°23'25" West 74.91 feet, more or less, thence North 41°31'24" West 85.63 feet, more or less, thence North 39°13'34" West 48.90 feet, more or less, thence North 38°17'9" West 106.14 feet, more or less, thence North 37°38'20" West 71.77 feet, more or less, ending at a point along the Northern boundary of said Section 32. Containing 1.54 acres, more or less.

Township 13 North, Range 17 West, SLB&MSection 16: E $\frac{1}{2}$ SE $\frac{1}{4}$ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being North 87°31'22" West 123.06 feet, more or less, from the Southeast corner of Section 16, Township 13 North, Range 17 West, SLB&M, to the point of beginning, thence North 52°29'45" East 158.48 feet, more or less, ending at a point along the Eastern boundary of said Section 16. Containing .05 acre, more or less.

EASEMENT NO. 939, AMENDMENT NO. 1 (APPROVAL) (CONTINUED)Township 13 North, Range 17 West, SLB&MSection 32: W $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 88°59'47" East 44.25 feet, more or less, from the Northwest corner of Section 5, Township 12 North, Range 17 West, SLB&M, to the point of beginning, thence North 26°50'34" East 693.97 feet, more or less, thence North 28°8'30" East 58.70 feet, more or less, thence North 31°39'52" East 58.55 feet, more or less, thence North 35°14'40" East 60.39 feet, more or less, thence North 38°56'48" East 64.27 feet, more or less, thence North 42°16'16" East 281.89 feet, more or less, thence North 45°15'44" East 438.01 feet, more or less, thence North 48°26'3" East 958.50 feet, more or less, thence North 47°44'27" East 195.10 feet, more or less, thence North 43°52'0" East 129.39 feet, more or less, thence North 38°43'46" East 64.05 feet, more or less, thence North 34°51'17" East 63.61 feet, more or less, thence North 30°51'8" East 63.40 feet, more or less, thence North 27°3'20" East 63.22 feet, more or less, thence North 21°6'55" East 127.40 feet, more or less, thence North 14°51'1" East 65.08 feet, more or less, thence North 10°57'47" East 135.57 feet, more or less, thence North 8°54'30" East 2508.90 feet, more or less, ending at a point along the Northern boundary of Section 32, Township 13 North, Range 17 West, SLB&M. Containing 2.21 acres, more or less.

Township 13 North, Range 18 West, SLB&MSection 16: W $\frac{1}{2}$ SW $\frac{1}{4}$ (within)

An easement, 16 feet in width, being 8 feet on the right side and 8 feet on the left side of the following described survey line:

Commencing at a point being South 88°42'32" East 1214.32 feet, more or less, from the Southwest corner of Section 16, Township 13 North, Range 18 West, SLB&M, to the point of beginning, thence North 5°56'28" West 48.16 feet, more or less, thence North 5°2'52" West 60.54 feet, more or less, thence North 3°1'22" West 197.53 feet, more or less thence North 6°55'58" East 24.66 feet, more or less, thence North 2°35'3" East 157.85 feet, more or less, thence North 2°0'7" East 72.81 feet, more or less, thence North 0°17'35" West 38.25 feet, more or less, thence North 4°52'6" West 109.18 feet, more or less, thence North 9°22'56" West 64.13 feet, more or less, thence North 15°49'37" West 103.64 feet, more or less, thence North 21°59'51" West 95.95 feet, more or less, thence North 26°8'29" West 126.95 feet, more or less, thence North 29°51'51" West 307.55 feet, more or less, thence North 30°27'3" West 163.17 feet, more or less, thence North 33°38'54" West 27.50 feet, more or less, thence North 40°21'55" West 158.10 feet, more or less, thence North 44°3'46" West 97.49 feet, more or less, thence North 49°46'57" West 83.26 feet, more or less, thence North 56°19'16" West 96.75 feet, more or less, thence North 62°44'3" West 71.65 feet, more or less, thence North 67°57'49" West 119.53 feet, more or less, thence North 70°50'9" West 85.84 feet, more or less, thence North 74°53'46" West 85.92 feet, more or less, thence North 75°31'4" West 125.37 feet, more or less, ending at a point along the Western boundary of said Section 16. Containing .92 acre, more or less.

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

COUNTY: Box Elder

ACRES: 20.383

FUND: School

EASEMENT NO. 939, AMENDMENT NO. 1 (APPROVAL) (CONTINUED)**PROPOSED ACTION:**

The applicant has requested to amend Easement No. 939 in order to allow for the construction, operation, repair, and maintenance of an additional segment of buried fiber optics communication line within T13N, R13W, Sec. 32. This additional line will allow the applicant to extend its service capabilities to additional customers. The proposed new line will run alongside an existing county-maintained road and will be buried 4 feet deep along the shoulder of the road. The proposed easement amendment corridor is 5,496.13 feet long and 16 feet wide, containing 2.02 acres. The entire easement corridor, as amended, will now contain a total of 20.383 acres. The term of the easement will remain 30 years with an expiration date of May 31, 2038.

RELEVANT FACTUAL BACKGROUND:

The application to amend Easement No. 939 was received on March 31, 2010. It was submitted for the Agency's review on March 31, 2010, and was accepted by the Director on April 19, 2010.

Easement No. 939 was originally issued effective June 1, 2008, for a buried fiber optics communication line. The easement was issued for a 30 year term with an expiration date of May 31, 2038.

Pursuant to the Agency's Memorandum of Understanding with the Resource Development Coordinating Committee ("RDCC"), easements located within a county road right-of-way are exempt from RDCC review. Since this proposed easement is located entirely within a county road right-of-way, it was exempt from review by the RDCC.

The project area has been surveyed for cultural resources by Bighorn Archaeological Consultants (U-10-HO-0085b,p,s).

EVALUATION OF FACTS:

The Agency's Archaeology staff has reviewed the cultural resource documents submitted in support of the proposed easement amendment. No cultural resources were found within the project area; therefore, cultural resource clearance has been granted for the project with a finding of "No Historic Properties Affected."

Upon recommendation of Mr. Chris Fausett, the Director approved the applicant's request for Amendment No. 1 to Easement No. 939. The term of the easement remains 30 years beginning June 1, 2008, and expiring May 31, 2038. The amendment fee of \$400.00 and the easement rental assessment of \$1,998.59 have been submitted.

SPECIAL USE LEASE AGREEMENTS**SPECIAL USE LEASE AGREEMENT NO. 1462 (RELINQUISHMENT OF LEASE AND RELEASE OF RECLAMATION BOND)**

XTO Energy Inc., Land Obligations, 110 West 7th Street, Fort Worth, TX 76102-7018, has requested that Special Use Lease Agreement No. 1462 be relinquished. Due to economic conditions, the two wells were never drilled and remain undrilled to date.

Corporate Surety Bond No. 105054845, effective January 7, 2008, in the amount of \$5,000.00 was submitted by XTO Energy Inc. as a reclamation bond for this site. This bond is now being released. Emery County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director approved the relinquishment of SULA 1462 and release of the \$5,000.00 bond being held for this lease.

SPECIAL USE LEASE AGREEMENT NO. 1647 (RECLAMATION BOND)

Pursuant to Paragraph 10.4 of the lease agreement, Kerr-McGee Oil & Gas Onshore LP, P.O. Box 173779, Denver, CO 80217-3779, has submitted Corporate Surety Bond No. SUR0002573. The bonding company is Argonaut Insurance Company, 13100 Wortham Center Drive, Ste. 290, Houston, TX 77065. The reclamation bond is for \$5,000.00 and will remain in full force and effect until released by the Trust Lands Administration. Uintah County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director accepted the bond submitted for SULA 1647.

SPECIAL USE LEASE AGREEMENT NO. 1648 (RECLAMATION BOND)

Pursuant to Paragraph 10.4 of the lease agreement, Kerr-McGee Oil & Gas Onshore LP, P.O. Box 173779, Denver, CO 80217-3779, has submitted Corporate Surety Bond No. SUR0002574. The bonding company is Argonaut Insurance Company, 13100 Wortham Center Drive, Ste. 290, Houston, TX 77065. The reclamation bond is for \$5,000.00 and will remain in full force and effect until released by the Trust Lands Administration. Uintah County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director accepted the bond submitted for SULA 1648.

SPECIAL USE LEASE AGREEMENT NO. 1649 (RECLAMATION BOND)

Pursuant to Paragraph 10.4 of the lease agreement, Kerr-McGee Oil & Gas Onshore LP, P.O. Box 173779, Denver, CO 80217-3779, has submitted Corporate Surety Bond No. SUR0002575. The bonding company is Argonaut Insurance Company, 13100 Wortham Center Drive, Ste. 290, Houston, TX 77065. The reclamation bond is for \$5,000.00 and will remain in full force and effect until released by the Trust Lands Administration. Uintah County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director accepted the bond submitted for SULA 1649.

SPECIAL USE LEASE AGREEMENT NO. 1668 (RECLAMATION BOND)

Pursuant to Paragraph 10.4 of the lease agreement, Kerr-McGee Oil & Gas Onshore LP, P.O. Box 173779, Denver, CO 80217-3779, has submitted Corporate Surety Bond No. SUR0002572. The bonding company is Argonaut Insurance Company, 225 West Washington, 6th Floor, Chicago, IL 60606. The reclamation bond is for \$5,000.00 and will remain in full force and effect until released by the Trust Lands Administration. Uintah County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director accepted the bond submitted for SULA 1668.

SPECIAL USE LEASE AGREEMENT NO. 646 (FIVE-YEAR REVIEW)

SULA 646 is leased to Robert Holt Farms, Inc., P.O. Box 130, Enterprise, UT 84725-0130. This is an agricultural lease in Iron County. School Fund.

1. ANNUAL RENTAL:

The five-year review date for this lease is January 1, 2010. The subject property is used for growing crops. Based on an analysis of the lease rental pursuant to Board policy, it has been determined that an appraisal is not warranted. The CPI adjusted rental is greater than the preliminary market value rental estimate. Therefore, it is recommended that the CPI index be used to adjust the annual rental from \$5,910.00 per year to \$6,720.00 per year, effective January 1, 2010. A certified notice was sent to inform the lessee of the date of this action and the

SPECIAL USE LEASE AGREEMENT NO. 646 (FIVE-YEAR REVIEW) (CONTINUED)

right to oppose and/or appeal the action. The lessee submitted an appeal letter on April 6, 2010, stating that the CPI adjusted rental using a 30% increase is above and beyond the 6.2% increase he has been tracking over a three-year period. The lessee was sent an additional letter correcting the lessee's interpretation of the adjustment, showing that it was a 13.63% increase over a five-year review period, and again informing the lessee of his appeal rights of this decision. No further comments have been received.

New lease fee: \$6,720.00

Acres in lease: 1,040.00

Rental per acre: \$6.46

Farmable acres: 720.00

Rental per farmable acre: \$9.33

2. **DUE DILIGENCE:**

The development allowed by the lease has occurred. It is recommended that the lease be kept in force.

3. **PROPER USE:**

The leased premises are being used in accordance with the lease agreement.

4. **ADEQUATE INSURANCE AND BOND COVERAGE:**

Insurance coverage is not required by the lease agreement. A bond is allowed by the lease at the discretion of the Agency.

5. **ESTABLISHMENT OF WATER RIGHTS:**

There are no Agency-owned water rights associated with this lease.

6. **POLLUTION AND SANITATION REGULATIONS:**

The Trust Lands Administration is unaware of any violations of valid sanitation and pollution regulations as prescribed by any governmental agency having jurisdiction. There is no evidence of underground storage tanks on the premises.

7. **GIS REVIEW:**

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

8. **NEXT ASSESSMENT DATE:**

The next assessment date will be January 1, 2015.

Upon recommendation of Mr. Ron Torgerson, the Director approved the five-year review for SULA 646.

SPECIAL USE LEASE AGREEMENT NO. 702 (THREE-YEAR REVIEW)

SULA 702 is a commercial lease issued to LB Moab Land, LLC, 187 Albasoro Road, Telluride, CO 81435. The lease parcel is located near the Sand Flats Recreation Area just outside of Moab in Grand County. School Fund.

1. **ANNUAL RENTAL:**

The three (3) year review date for this lease is May 1, 2010. The subject lease was issued for the use of a convention center, overnight room accommodations, health spa, greenhouses, restaurant, and lounge. The lease provides for rental adjustments every three years. An appraisal was obtained for the subject property and adjoining SITLA lands in 2006. The appraisal was done by a certified appraiser. Based on an analysis of the

SPECIAL USE LEASE AGREEMENT NO. 702 (THREE-YEAR REVIEW) (CONTINUED)

lease rental pursuant to Board policy, it has been determined that an updated appraisal is not warranted. Based upon the board-approved index for this type of lease, it is recommended that the lease fee be increased from \$7,800.00 per year to \$7,940.00 per year, effective May 1, 2010. A certified notice was sent to the lessee. No response was received.

New lease fee: \$7,940.00

Acres in lease: 80.00

Rental per acre: \$99.25

2. **DUE DILIGENCE:**

The development allowed by this lease has not been fully completed. However, Mike Hill assigned the lease in December 31, 2006, to LB Moab Land, LLC ("LBML"). LBML now desires to convert the current lease into a residential housing development lease with some of the same commercial and overnight rental accommodations as stipulated in the original lease. LBML has been doing the necessary due diligence needed to annex the subject property with required zoning and entitlements into Moab City limits. They hope to break ground by the end of 2011.

3. **PROPER USE:**

The leased premises are not being used in accordance with all of the provisions as stated in the lease. However, the new lessee is working hard toward putting all the proper uses on the subject property as soon as the housing market improves.

4. **ADEQUATE BOND COVERAGE:**

Currently, there is very little infrastructure on the subject property, and the infrastructure that is on the property appears to be in relatively good condition, so no bond has been required to date. However, the lessee has been required to provide four million dollars (\$4,000,000.00) of liability insurance for the lease naming SITLA as co-insured.

5. **ESTABLISHMENT OF WATER RIGHTS:**

Water Right No. 05-2190, in the amount of 1.6 acre feet, is in the name of the Trust Lands Administration. Water usage for the future residential/commercial development on the subject property will be made available by Moab City once the annexation is completed.

6. **POLLUTION AND SANITATION REGULATIONS:**

A phase one environmental study was done by LB Moab Land, LLC, in 2006, and no apparent pollution and sanitation issues were identified; the property and its uses haven't changed since the 2006 study was performed.

7. **GIS REVIEW:**

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

8. **NEXT REVIEW:**

The next annual review date is May 1, 2013.

Upon recommendation of Mr. Bryan Torgerson, the Director approved the three-year review for SULA 702.

SPECIAL USE LEASE AGREEMENT NO. 1292 (THREE-YEAR REVIEW)

SULA 1292 is a telecommunications lease issued to SBA Towers II, LLC, 5900 Broken Sound Parkway, NW, Boca Raton, FL 33487. The lease site is located in Grand County. School Fund.

1. ANNUAL BASE RENTAL:

The three-year review date for this lease is May 1, 2010. The subject property is used for a communication tower, primarily for cellular telephone purposes. The agreement provides for periodic increases in the rental amount. Based on Paragraph 4 of the lease agreement, staff is recommending an inflationary based (CPI) increase of the annual base rental from \$6,000.00 per year to \$6,390.00 per year, effective May 1, 2010. This increase is to maintain the base rental at fair market value. A certified notice was sent to inform the lessee of this action. No response has yet been received.

Subleasing: Any subleasing revenue assessed is in addition to the annual base rental amount discussed above. There are subleases co-located on this facility and subleasing amounts are paid on a revenue share basis of 25% of gross revenue as set forth in Lease Amendment No. 1. The lessee pays subleasing revenues which are reviewed on an ongoing basis and not specifically detailed in this three-year review.

Preliminary Estimate of Land Value: \$2,500.00 (Based on \$500.00 per acre).

New Annual Base Rental Amount: \$6,390.00

Acres in Lease: 5.00 acres. Most of the acreage is a buffer zone; only 0.23 acre is exclusive lease area.

Rental Amount / Acre: \$1,278.00

The existing communication lease site is considered the highest and best use of a small parcel of this type of land. The difference in the fair market value of the subject parcel and the surrounding lands valued as raw lands vs. the highest and best use return as a communication site is significant.

2. DUE DILIGENCE AND PROPER USE:

The development allowed by the lease has occurred. It is recommended that the lease be kept in force. The leased premises are being used in accordance with the agreement.

3. ADEQUATE INSURANCE AND BOND COVERAGE:

The lessee has current and adequate insurance coverage on the lease site. There is a \$10,000.00 cash bond on the site which is deemed to be adequate.

4. ESTABLISHMENT OF WATER RIGHTS:

There are no water rights associated with this agreement.

5. POLLUTION AND SANITATION REGULATIONS:

The Trust Lands Administration is unaware of any violations of valid sanitation and pollution regulations as prescribed by any governmental agency having jurisdiction. There is no evidence of underground storage tanks on the premises.

6. LEASE SITE DESCRIPTION:

The lease administrator has completed a review of the legal description for this communication site with the GIS Group. No errors were found. A new map has been created for the data base.

7. NEXT REVIEW DATE:

The next review date will be May 1, 2013.

Upon recommendation of Mr. Gary Bagley, the Director approved the three-year review for SULA 1292.

SPECIAL USE LEASE AGREEMENT NO. 1293 (THREE-YEAR REVIEW)

SULA 1293 is a telecommunications lease issued to SBA Towers II, LLC, 5900 Broken Sound Parkway, NW, Boca Raton, FL 33487. The lease site is located in Grand County. School Fund.

1. **ANNUAL BASE RENTAL:**

The three-year review date for this telecommunications lease is May 1, 2010. The subject property is used for a communication tower, primarily for cellular telephone purposes. The agreement provides for periodic increases in the rental amount. Based on Paragraph 4 of the lease agreement, staff is recommending an inflationary based (CPI) increase of the annual base rental from \$6,000.00 per year to \$6,390.00 per year, effective May 1, 2010. This increase is to maintain the base rental at fair market value. A certified notice was sent to inform the lessee of this action. No response has yet been received.

Subleasing: Any subleasing revenue assessed is in addition to the annual base rental amount discussed above. There are subleases co-located on this facility and subleasing amounts are paid on a revenue share basis of 25% of gross revenue as set forth in Lease Amendment No. 1. The lessee pays subleasing revenues which are reviewed on an ongoing basis and not specifically detailed in this three year review.

Preliminary Estimate of Land Value: \$2,500.00 (Based on \$500.00 per acre).

New Annual Base Rental Amount: \$6,390.00

Acres in Lease: 5.00 acres. Most of the acreage is a buffer zone; only 0.23 acre is exclusive lease area.

Rental Amount / Acre: \$1,278.00

The existing communication lease site is considered the highest and best use of a small parcel of this type of land. The difference in the fair market value of the subject parcel and the surrounding lands valued as raw lands vs. the highest and best use return as a communication site is significant.

2. **DUE DILIGENCE AND PROPER USE:**

The development allowed by the lease has occurred. It is recommended that the lease be kept in force. The leased premises are being used in accordance with the agreement.

3. **ADEQUATE INSURANCE AND BOND COVERAGE:**

The lessee has current and adequate insurance coverage on the lease site. There is a \$10,000.00 cash bond on the site which is deemed to be adequate.

4. **ESTABLISHMENT OF WATER RIGHTS:**

There are no water rights associated with this agreement.

5. **POLLUTION AND SANITATION REGULATIONS:**

The Trust Lands Administration is unaware of any violations of valid sanitation and pollution regulations as prescribed by any governmental agency having jurisdiction. There is no evidence of underground storage tanks on the premises.

6. **LEASE SITE DESCRIPTION:**

The lease administrator has completed a review of the legal description for this communication site with the GIS Group. No errors were found. A new map has been created for the data base.

7. **NEXT REVIEW DATE:**

The next review date will be May 1, 2013.

Upon recommendation of Mr. Gary Bagley, the Director approved the three-year review for SULA 1293.

SPECIAL USE LEASE AGREEMENT NO. 1294 (THREE-YEAR REVIEW)

SULA 1294 is a telecommunications lease issued to SBA Towers II, LLC, 5900 Broken Sound Parkway, NW, Boca Raton, FL 33487. The lease site is located in Grand County. School Fund.

1. **ANNUAL BASE RENTAL:**

The three-year review date for this telecommunications lease is May 1, 2010. The subject property is used for a communication tower, primarily for cellular telephone purposes. The agreement provides for periodic increases in the rental amount. Based on Paragraph 4 of the lease agreement, staff is recommending an inflationary based (CPI) increase of the annual base rental from \$6,000.00 per year to \$6,390.00 per year, effective May 1, 2010. This increase is to maintain the base rental at fair market value. A certified notice was sent to inform the lessee of this action. No response has yet been received.

Subleasing: Any subleasing revenue assessed is in addition to the annual base rental amount discussed above. There are subleases co-located on this facility and subleasing amounts are paid on a revenue share basis of 25% of gross revenue as set forth in Lease Amendment No. 1. The lessee pays subleasing revenues which are reviewed on an ongoing basis and not specifically detailed in this three year review.

Preliminary Estimate of Land Value: \$2,500.00 (Based on \$500.00 per acre).

New Annual Base Rental Amount: \$6,390.00

Acres in Lease: 5.00 acres. Most of the acreage is a buffer zone; only 0.23 acre is exclusive lease area.

Rental Amount / Acre: \$1,278.00

The existing communication lease site is considered the highest and best use of a small parcel of this type of land. The difference in the fair market value of the subject parcel and the surrounding lands valued as raw lands vs. the highest and best use return as a communication site is significant.

2. **DUE DILIGENCE AND PROPER USE:**

The development allowed by the lease has occurred. It is recommended that the lease be kept in force. The leased premises are being used in accordance with the agreement.

3. **ADEQUATE INSURANCE AND BOND COVERAGE:**

The lessee has current and adequate insurance coverage on the lease site. There is a \$10,000.00 cash bond on the site which is deemed to be adequate.

4. **ESTABLISHMENT OF WATER RIGHTS:**

There are no water rights associated with this agreement.

5. **POLLUTION AND SANITATION REGULATIONS:**

The Trust Lands Administration is unaware of any violations of valid sanitation and pollution regulations as prescribed by any governmental agency having jurisdiction. There is no evidence of underground storage tanks on the premises.

6. **LEASE SITE DESCRIPTION:**

The lease administrator is in the process of completing a review of the legal description for this communication site with the GIS Group. This will be completed by May 1, 2010, and an updated map will be processed.

7. **NEXT REVIEW DATE:**

The next review date will be May 1, 2013.

Upon recommendation of Mr. Gary Bagley, the Director approved the three-year review for SULA 1294.

SPECIAL USE LEASE AGREEMENT NO. 1305 (THREE-YEAR REVIEW)

SULA 1305 is a telecommunications lease issued to Union Telephone Company, Inc. P.O. Box 160, Mountain View, WY 82939. The lease site is located in Rich County. School Fund.

1. **ANNUAL BASE RENTAL:**

The three-year review date for this telecommunications lease is June 1, 2010. The subject property is used for an internal microwave and mobile radio tower on trust lands on Rex Peak in the Crawford Mountains. The agreement provides for periodic increases in the rental amount. Based on Paragraph 4b of the lease agreement, the use of the comparable market lease rentals may be used to help determine rental increases; therefore, it is recommended that the annual base rental be increased from \$4,800.00 per year to \$5,600.00 per year, effective June 1, 2010. A certified notice was sent to inform the lessee of this action. No response has yet been received.

Subleasing: Any subleasing revenue assessed is in addition to the annual base rental amounts discussed above. There are no known sublessees co-located on this facility.

Preliminary Estimate of Land Value: \$100.00 (Based on \$400.00 per acre).

New Annual Base Rental Amount: \$5,600.00

Acres in Lease: 0.23

Rental Amount / Acre: \$24,347.00

The existing communication lease site is considered the highest and best use of a small parcel of this type of land. The difference in the fair market value of the subject parcel and the surrounding lands valued as raw lands vs. the highest and best use return as a communication site is significant.

2. **DUE DILIGENCE AND PROPER USE:**

The development allowed by the lease has occurred. The site has been there for a long time and appears to still be in compliance with the terms of the lease.

3. **ADEQUATE INSURANCE AND BOND COVERAGE:**

The lessee is a Wyoming Corporation registered to do business in the State of Utah. It is currently insured. The lessee has also provided a \$5,000 bond on the site as provided for in the lease.

4. **ESTABLISHMENT OF WATER RIGHTS:**

There are no water rights associated with this agreement.

5. **POLLUTION AND SANITATION REGULATIONS:**

The Trust Lands Administration is unaware of any violations of valid sanitation and pollution regulations as prescribed by any governmental agency having jurisdiction. There is no evidence of underground storage tanks on the premises.

6. **LEASE SITE DESCRIPTION:**

The lease administrator is reviewing this lease description with the GIS Group. The review will be completed, and a new map created, by May 1, 2010.

7. **NEXT REVIEW DATE:**

The next review date will be June 1, 2013.

Upon recommendation of Mr. Gary Bagley, the Director approved the three-year review for SULA 1305.

SPECIAL USE LEASE AGREEMENT NO. 1416 (FIVE-YEAR REVIEW)

SULA 1416 is a telecommunications lease issued to Union Pacific Railroad Company, Attn. Mike Wallman MS 0640, 1400 Douglas St., Omaha, NE 68179. The lease site is located in Tooele County. School Fund.

1. **ANNUAL BASE RENTAL:**

The five-year review date for this telecommunications lease is May 1, 2010. The subject property is used for an internal microwave and mobile radio tower on trust lands in the Tintic Mountains. The agreement provides for periodic increases in the rental amount. Based on Paragraph 4c of the lease agreement, the use of the comparable market lease rentals may be used to help determine rental increases; therefore, it is recommended that the annual base rental be increased from \$2,200.00 per year to \$3,600.00 per year, effective May 1, 2010. A certified notice was sent to inform the lessee of this action. No response has yet been received.

Subleasing: Any subleasing revenue assessed is in addition to the annual base rental amounts discussed above. There are no known sublessees co-located on this facility.

Preliminary Estimate of Land Value: \$100.00 (Based on \$400.00 per acre).

New Annual Base Rental Amount: \$3,600.00

Acres in Lease: 0.23

Rental Amount / Acre: \$15,652.00

The existing communication lease site is considered the highest and best use of a small parcel of this type of land. The difference in the fair market value of the subject parcel and the surrounding lands valued as raw lands vs. the highest and best use return as a communication site is significant.

2. **DUE DILIGENCE AND PROPER USE:**

The development allowed by the lease has occurred. The site has been there for a long time and appears to still be in compliance with the terms of the lease.

3. **ADEQUATE INSURANCE AND BOND COVERAGE:**

The lessee, a large national railroad company, is self-insured and has related coverage for the site, which has been deemed to be adequate for this lease site. The lessee has also provided a \$5,000 bond on the site as provided for in the lease.

4. **ESTABLISHMENT OF WATER RIGHTS:**

There are no water rights associated with this agreement.

5. **POLLUTION AND SANITATION REGULATIONS:**

The Trust Lands Administration is unaware of any violations of valid sanitation and pollution regulations as prescribed by any governmental agency having jurisdiction. There is no evidence of underground storage tanks on the premises.

6. **LEASE SITE DESCRIPTION:**

The lease administrator is reviewing this lease description with the GIS Group. The review will be completed, and a new map created, by May 1, 2010.

7. **NEXT REVIEW DATE:**

The next review date will be May 1, 2015.

Upon the recommendation of Mr. Bagley, the Director approved the five-year review for SULA 1416.

SPECIAL USE LEASE AGREEMENT NO. 1437 (LEASE-BASED REVIEW)

SULA 1437 is an agricultural lease issued to Green River Farms, LLC, 124 South 400 East, Suite 360, Salt Lake City, Utah 84111. The lease is located within Grand and Emery Counties. Funding: Utah State University: 160.00 acres (6.4% of the total); Miner's Hospital: 190.00 acres (7.6% of the total); Reservoirs: 80.00 acres (3.2% of the total); Schools: 2,061.42 acres (82.8% of the total).

1. ANNUAL BASE RENTAL:

The annual review date for this agricultural lease is June 1, 2010. Pursuant to Paragraph 5 of the agreement, the annual base rental should be increased from \$1.00/acre to \$8.00/acre for 423.63 irrigable acres, with non-irrigable acres remaining at \$1.00 per acre per year. A certified notice was sent to inform the lessee of this action. No response was received.

New Annual Base Rental Amount: \$5,456.83

Acres in Lease: 2,491.42

Irrigable Acres: 423.63

Non-Irrigable Acres: 2,067.79

2. DUE DILIGENCE AND PROPER USE:

The development allowed by the lease has occurred in part. It is recommended that the lease be kept in force.

3. ADEQUATE INSURANCE AND BOND COVERAGE:

The lessee has been requested to provide proof of insurance. A bond is not currently required.

4. ESTABLISHMENT OF WATER RIGHTS:

As required by Paragraph 25 of the lease, Water Right No's. 92-645 and 92-646 have been put to beneficial use by the lessee.

5. POLLUTION AND SANITATION REGULATIONS:

The Trust Lands Administration is unaware of any violations of valid sanitation and pollution regulations as prescribed by any governmental agency having jurisdiction. There is no evidence of underground storage tanks on the premises.

6. GIS REVIEW:

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

7. NEXT REVIEW DATE:

The next review date will be on June 1, 2011.

Upon recommendation of Mr. Richard Wilcox, the Director approved the lease-based review for SULA 1437.

DEVELOPMENT ACTIONS

DEVELOPMENT SUBDIVISION SALES

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

SUBD 14.0 Casitas At Hidden Valley 2nd Amended and Extended.

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

LEGAL DESCRIPTION: (SUBDIVISION)

Section 7, Township 43.0 S, Range 15.0 W, SLBM
Section 18, Township 43.0 S, Range 15.0 W, SLBM

PURCHASER:

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

LOT SALE DESCRIPTION:

Desc /	Certificate #	Cert/Sale Dt	Patent #	Patent Dt	Lot Price	Fee	Acreage	Fund	Section
Lot 57	26419-14-57	04/09/10	19990-14-57	01/31/07	\$15,600.00	\$100.00	0.03	SCH	18

The 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.

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

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

DEVELOPMENT SUBDIVISION SALE

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

SUBD 12.0 Estates At Hidden Valley Phase 1.

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

LEGAL DESCRIPTION: (SUBDIVISION)

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

PURCHASER:

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

LOT SALE DESCRIPTION:

Desc /	Certificate #	Cert/Sale Dt	Patent #	Patent Dt	Lot Price	Fee	Acresage	Fund	Section
Lot 08	26417-12-08	04/12/10	19989-12-08	01/31/07	\$23,089.00	\$100.00	0.16	SCH	18

The 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.

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

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

EXTENSION AGREEMENT / AMENDMENT C 26455 (FORT PEARCE WASH)

THE FOLLOWING CERTIFICATE OF SALE HAS BEEN AMENDED TO ALLOW FOR AN EXTENSION OF THE DATE THAT THE BALLOON PAYMENT IS DUE:

PUBLIC PRE SALE NO. 8397
CERTIFICATE OF SALE NO. 26455
DATE OF AUCTION: October 12, 2007
DATE OF AMENDMENT: April 15, 2010
PROJECT: Fort Pearce Wash
PROJECT NO.: AZBDR 000 00
PROJECT MANAGER: Doug Buchi
PURCHASE PRICE: \$6,600,000.00

BUYER:

Desert Canyons Holdings LLC
113 East 200 North #2
St. George, UT 84770

DESCRIPTION OF AMENDMENT:

The original terms were as follows: Twenty-five percent (25%) down, three (3) year term, amortized as if for 20 years, with a balloon payment of the entire outstanding balance due on November 1, 2010. The amendment postpones the balloon payment until November 1, 2012. Regular payments will be due May 1st and November 1st of each year. In addition to the regular payment, the buyer is required to make an extra \$25,000 principle payment on the due dates, during the extension term. Interest rate is variable at 2.5% over prime (currently 5.75%). The buyer paid a one-time contract extension fee of \$2,500.00.

LEGAL DESCRIPTION:

Township 43 South, Range 15 West, SLB&M
Section 36: Lots 3, 4, NW¼

Contains +/- 192.00 acres, more or less.

NUMBER OF ACRES BY COUNTY: 192.00 - Washington

NUMBER OF ACRES BY FUND: 192.00 - School

Upon recommendation of Douglas O. Buchi, the Director approved this amendment.

DEVELOPMENT SALE FOR PRICE INDUSTRIAL LARGE LOTS (PS 8463)

THE FOLLOWING SALE HAS BEEN EXECUTED AND A PATENT ISSUED FOR PRICE INDUSTRIAL LARGE LOTS, TO NIELSEN BUSINESS PROPERTIES, LLC:

CERTIFICATE OF SALE NO.: 26504
PATENT NO.: 20163
PROJECT: Price Industrial Large Lots
PROJECT MANAGER: Kay Burton
PROJECT CODE: PRIND 002 00
FUND: School
CERTIFICATE/SALE DATE: April 15, 2010
PATENT DATE: March 17, 2010
SALE PRICE: \$320,940.00
BOARD APPROVED: January 7, 2010

BUYER:

NIELSON BUSINESS PROPERTIES, LLC
a Utah limited liability company
10 E. South Temple, Suite 900
Salt Lake City, Utah 84133

FINANCIAL INFORMATION:

Prior to Closing, the Trust Lands Administration deposited a fully executed patent to the surface estate of the subject property with the Escrow Agent, which patent was held in escrow. Said patent was without warranty and was subject to current taxes and assessments. The below described real property was sold for the sum of Three Hundred Twenty Thousand Nine Hundred Forty Dollars and No Cents (\$320,940.00), which amount was paid to the Trust Lands Administration in full at closing.

LEGAL DESCRIPTION OF SALE PARCEL:

Township 15 South, Range 10 East, SLB&M
Sections 5, 8, and 9: (within)

The following described parcel of land is located in the SE/4SE/4 of Section 5, the E/2NE/4 of Section 8, and the W/2NW/4 of Section 9, T15S, R10E, S.L.B.&M., Carbon County, UT. The property is more specifically described as follows:

Beginning at a point 35.49' North and 263.55' West from the Northeast Section Corner of Section 8, T15S, R10E, Carbon County, Utah, S.L.B.&M., thence running S85°13'58"E, 199.39'; thence S73°44'12"E, 67.56'; thence N89°20'17"E, 42.55'; thence along a non-tangential curve turning to the right through a delta angle of 24°46'33", having a radius of 5529.65', and whose long chord bears S05°57'07"W for a distance of 2372.55' to a point of intersection with a non-tangential line; thence N72°13'08"W, 211.75'; thence along a tangent curve turning to the right with a delta angle of 80°19'06", having a radius of 130.00' for a distance of 182.24'; thence N08°05'57"E, 267.86'; thence N08°54'42"E, 221.40'; thence N18°13'31"E, 554.63'; thence along a non-tangential curve turning to the left through a delta angle of 10°38'31", having a radius of 6347.93', and whose long chord bears N00°43'37"W for a distance of 1177.35' more or less to the point of beginning.

Holding the basis of bearing of N89°20'22"E, 2660.34' between the Northwest Section Corner of Section 9, T15S, R10E, S.L.B.&M. and the North Quarter Corner of Section 9, T15S, R10E, S.L.B.&M.

Containing 17.83 acres, more or less.

DEVELOPMENT SALE FOR PRICE INDUSTRIAL LARGE LOTS (PS 8463) (CONTINUED)

NUMBER OF ACRES BY COUNTY: 17.83 acres - Carbon County

NUMBER OF ACRES BY FUND: 17.83 acres - School

MINERAL RESERVATIONS:

Excepting and reserving to the State of Utah, for the benefit of the State and its successors in interest, assigns, Permittees, licensees and lessees from time to time, all coal, oil and gas and other mineral deposits, along with the right for the Trust Lands Administration or other authorized persons or entities to prospect for, mine, and remove such deposits; also,

Excepting and reserving to the State of Utah all sub-surface void and pore spaces whether naturally existing or created upon the removal of coal, oil and gas and other mineral deposits, and the right to utilize the same for any purpose.

SURFACE RESERVATIONS:

Excepting and reserving to the State of Utah an access and utility easement across the property for the benefit of the Trust Lands Administration, its successors in interest, assigns, Permittees and lessees, as may be necessary and reasonable to access lands administered by the School and Institutional Trust Lands Administration; also,

Subject to any valid, existing rights of way of any kind, including but not limited to those set forth in Exhibit B hereto, subject to 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 the United States as provided by statute.

MINERAL LEASES CANCELED: None

SURFACE LEASES CANCELED: None

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

ACTIONS CONTAINING FEE WAIVERS

NONE