

**WASHINGTON AFFILIATED INTEREST FILING**

**EXHIBIT A**

**AMENDMENT TO EXCLUSIVE RIGHT-OF-WAY AND EASEMENT  
PARCEL NO. 4009:E**

Return to:  
Rocky Mountain Power  
Lisa Louder/Brad Knoles  
1407 West North Temple Ste. 110  
Salt Lake City, UT 84116

## AMENDMENT TO EXCLUSIVE RIGHT-OF-WAY AND EASEMENT

This Amendment to the Exclusive Right-of-Way and Easement Agreement (“Amendment to Easement”) is entered into this \_\_\_\_ day of \_\_\_\_\_, 2017, by and between PacifiCorp, an Oregon corporation, d/b/a Rocky Mountain Power (“Grantor”) and Kern River Gas Transmission Company, a Texas general partnership (“Grantee”). Grantor and Grantee are sometimes referred to in this Amendment to Easement individually as a “Party” and collectively as the “Parties.”

### RECITALS

- A. Whereas, on October 9th, 2015, Grantor and Grantee entered into that certain Exclusive Right of Way and Easement Agreement, recorded in the Office of the Salt Lake County Recorder as Instrument No. 12166237, Book 10377, Pages 4984-4987 (“Exclusive Easement”), wherein portions of Kern River’s natural gas pipelines were to be relocated to the area described and depicted in the Exclusive Easement.
- B. Whereas, in this Amendment to Easement, the Parties desire to correct and replace the legal descriptions of a certain portion of Kern River’s natural gas pipelines described in the Exclusive Easement to account for discrepancies in Grantee’s planned location of the pipeline and the “as-built” location of the pipeline.

**NOW, THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which are acknowledged, the Grantor and Grantee agree as follows:

1. Grantor and Grantee hereby correct and replace that certain legal description and Exhibit contained in Exhibit “A” of the Exclusive Easement relating to that certain parcel labeled 4009:E with the legal description set forth and further depicted in Exhibit A-1 attached hereto.
2. The Exclusive Easement is hereby amended to incorporate a jury waiver clause as follows: **TO THE FULLEST EXTENT PERMITTED BY LAW, EACH OF THE PARTIES HERETO WAIVES ANY RIGHT IT MAY HAVE TO A TRIAL BY JURY IN RESPECT OF LITIGATION DIRECTLY OR INDIRECTLY ARISING OUT OF, UNDER OR IN CONNECTION WITH THIS AGREEMENT. EACH PARTY FURTHER WAIVES ANY RIGHT TO CONSOLIDATE, OR TO REQUEST THE CONSOLIDATION OF, ANY ACTION IN WHICH A JURY TRIAL HAS BEEN WAIVED WITH ANY OTHER ACTION IN WHICH A JURY TRIAL CANNOT BE OR HAS NOT BEEN WAIVED.**

3. Except as expressly set forth herein, all other terms and conditions of the Exclusive Easement shall remain in full force and effect.

GRANTOR:

PacifiCorp, an Oregon corporation d/b/a Rocky Mountain Power

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

**ACKNOWLEDGEMENT**

STATE OF UTAH                    )  
  : ss.                                }  
COUNTY OF SALT LAKE        )

I hereby certify that on this \_\_\_\_ day of \_\_\_\_\_, 2017, before me, a Notary Public of the state and county of aforesaid, personally appeared \_\_\_\_\_, known to me or satisfactorily proven to be the person whose name is subscribed to the foregoing instrument, who acknowledged that he is the \_\_\_\_\_ of PACIFICORP, an Oregon corporation, d/b/a Rocky Mountain Power, that he has been duly authorized to execute, and has executed the same in my presence, the foregoing instrument on behalf of the said entity for the purposes therein set forth, and that the same is its act and deed.

\_\_\_\_\_  
Notary Public  
My commission expires \_\_\_\_\_

GRANTEE:



## **Exhibit "A"**

(Easement Description)

Tax ID No's. 14-26-252-002, 14-26-252-003

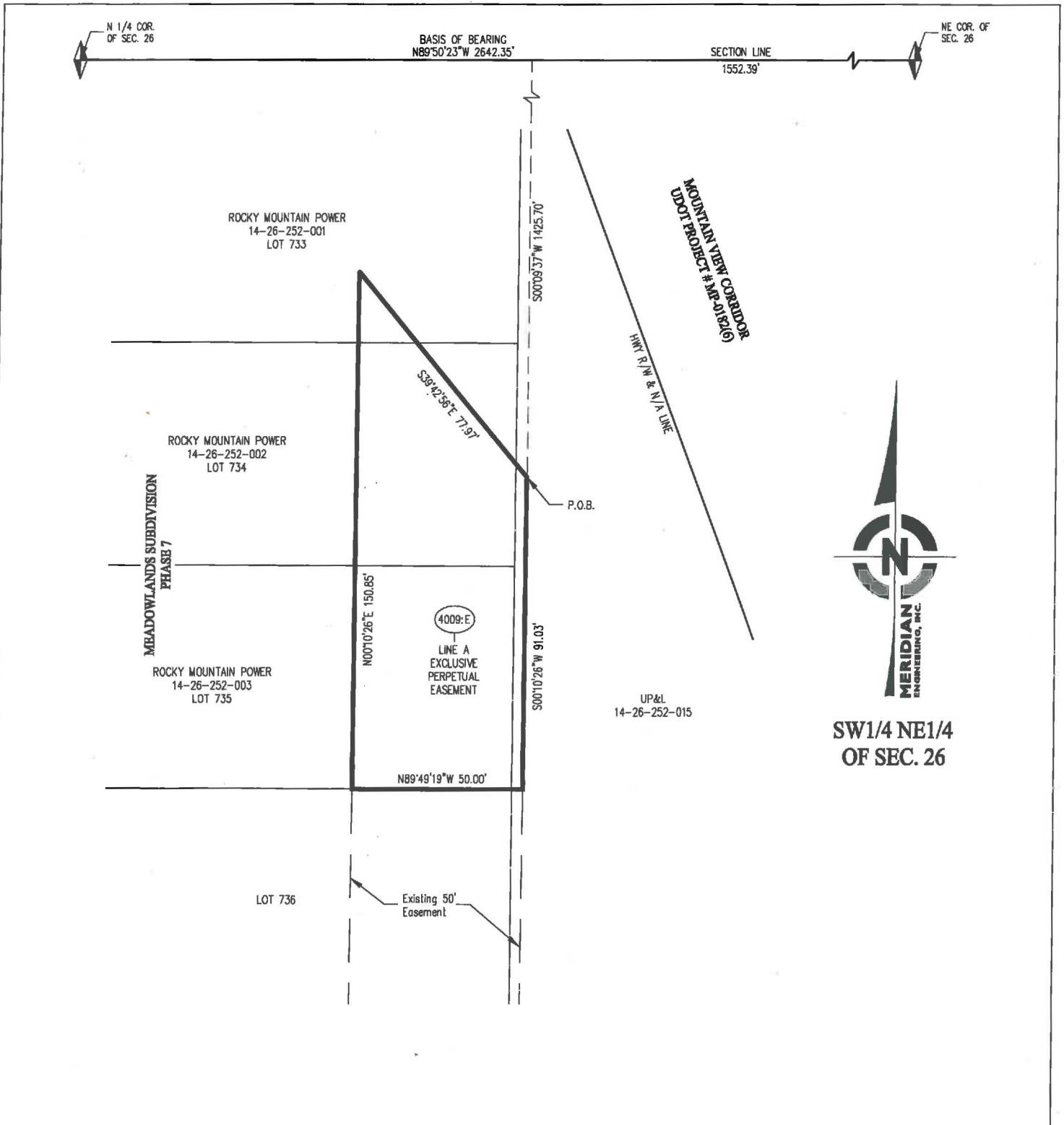
& 14-26-252-015

Parcel No. 4009:E

An exclusive right-of-way and easement, upon part of an entire tract of property, situate in Lots 733, 734 and 735, Meadowlands Subdivision Phase 7, a subdivision recorded as Entry No. 7530254 in Book 99-12P at Page 324 in the Office of the Salt Lake County Recorder, and in the SW1/4NE1/4 of Section 26, T. 1 S., R. 2 W., S.L.B. & M., in Salt Lake County, Utah. The boundaries of said easement are described as follows:

Beginning at a point 1552.39 feet N.89°50'23"W. along the section line and 1425.70 feet S.00°09'37"W. from the Northeast Corner of said Section 26; and running thence S.00°10'26"W. 91.03 feet to a point in the southerly lot line extended of said Lot 735; thence N.89°49'19"W. 50.00 feet along said southerly lot line extended; thence N.00°10'26"E. 150.85 feet; thence S.39°42'56"E. 77.97 feet to the point of beginning. The above described easement contains 6,047 square feet or 0.139 acre in area, more or less.

**Exhibit A-1**



SW1/4 NE1/4  
OF SEC. 26

4009:E AREA = 6,047 SF, 0.139 AC

This drawing should be used only as a representation of the location of the easement being conveyed. The exact location of all structures, lines and appurtenances is subject to change within the boundaries of the described easement area.

SCALE: N.T.S.      DATE: 03/21/2016



**EXHIBIT A**  
**PORTION SEC. 26,**  
**T.1S., R.2W., SLB&M**  
**SALT LAKE COUNTY, UTAH**

BY: GKD      CKD: TB      APP:

