


AUGUST 17, 2009

THE DIRECTOR OF THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION TOOK FORMAL ACTION ON AUGUST 17, 2009, 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 AUGUST 17, 2009.

THESE MINUTES INCLUDE MINERAL ACTIONS AS LISTED ON PAGES 1 TO 3; SURFACE ACTIONS AS LISTED ON PAGES 4 TO 20; DEVELOPMENT ACTIONS AS LISTED ON PAGES 21 TO 26; AND ACTIONS CONTAINING FEE WAIVERS AS LISTED ON PAGE 27.

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, AUGUST 31, 2009. APPEALS NOT FILED BY THAT TIME WILL NOT BE ACCEPTED AND THE MATTERS WILL BE CONSIDERED UNAPPEALABLE.


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


LESLIE M. WARNER, RECORDS OFFICER

ARCHIVES APPROVAL NO. 7990209

MINERAL ACTIONS

APPROVAL OF MINERAL LEASE APPLICATION FOR VOLCANIC MATERIALS (SCH)

The following application has been received for a lease of Volcanic Materials. Volcanic Materials are withdrawn from over-the-counter leasing except by a negotiated lease agreement or OBA. The Minerals Group has negotiated lease terms and conditions with the applicant as described below. The lands have been checked and are found open and available for issuance of the lease. The lease administrator has had this legal description reviewed by the GIS Group. The applicant agrees to pay an annual lease rental of \$3 per acre, but not less than \$500 and has submitted the first year annual rental along with the required \$30 application fee. The applicant agrees to a production royalty rate of the greater amount of 10% Gross Value f.o.b. mine or \$1 per ton, provided that royalty will be paid at only 50% of said rate upon leased substances that are produced for usage as road base material in the construction of graveled or paved roads. Royalty upon all other usages of the leased substances shall be paid at 100% of the royalty rate. The primary term of the lease shall be five (5) years, with readjustment at the end of each period of five (5) years if the lease is extended by production of the leased substances beyond the primary term. The terms and conditions of the lease require that the lessee notify the lessor and obtain all necessary DOGM and other regulatory permits prior to the commencement of mining operations upon the leased lands.

ML 51630 T7S, R1W, SLB&M. Utah
Peck Rock & Products, LLC SEC. 17: S1/2SW1/4, SW1/4SE1/4 160.00 acres
1512 North 1300 East SEC. 20: NE1/4NW1/4
Lehi, UT 84043

Upon recommendation of Mr. Blake, the Director approved the above-listed application.

OPERATING RIGHTS ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES

Upon recommendation of Ms. Garrison, the Director approved the assignment of 2.5% interest in operating rights in and to the leases listed below to Sierra Madre Exploration, LLC, 110 W. Louisiana, Suite 317, Midland, TX 79701, by Parallel Petroleum Corporation. No override.

OWNERSHIP BEFORE ASSIGNMENT: OWNERSHIP AFTER ASSIGNMENT:
RECORD TITLE: RECORD TITLE:
PARALLEL PETROLEUM CORPORATION – 100% PARALLEL PETROLEUM CORPORATION – 100%
OPERATING RIGHTS:
PARALLEL PETROLEUM CORPORATION – 97.5%,
SIERRA MADRE EXPLORATION, LLC – 2.5%

- ...ML 48990 (SCH)...ML 48991 (SCH)...ML 48992 (SCH)...ML 48993 (SCH)...ML 48994 (SCH)...
...ML 48995 (SCH)...ML 48996 (SCH)...ML 48997 (SCH)...ML 48998 (SCH)...
...ML 48999 (SCH)...ML 49000 (SCH)...ML 49001 (SCH)...ML 49002 (SCH)...ML 49003 (SCH)...
...ML 49004 (SCH)...ML 49005 (SCH)...ML 49006 (SCH)...ML 49007 (SCH)...ML 49008 (SCH)...
...ML 49009 (SCH)...ML 49010 (SCH)...ML 49011 (SCH)...ML 49012 (SCH)...ML 49013 (SCH)...
...ML 49014 (SCH)...ML 49015 (SCH)...ML 49016 (SCH)...ML 49017 (SCH)...ML 49018 (SCH)...ML 49019 (SCH)...

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

...ML 49020 (SCH)...ML 49021 (SCH)...ML 49022 (SCH)...ML 49023 (SCH)...ML 49024 (SCH)....
 ...ML 49025 (SCH)...ML 49026 (SCH)...ML 49027 (SCH)....
 ...**ML 49028** (IB: 145.00; MH: 40.00; SCH: 40.00; UNIV: 40.00)...**ML 49029** (SCH: 799.96; MULTI: 319.33)....
 ...**ML 49030** (MULTI: 163.87; SCH: 971.13)...**ML 49031** (SCH: 1036.84; MULTI: 160.00)...ML 49032 (SCH)....
 ...ML 49033 (SCH)...ML 49034 (SCH)...ML 49035 (SCH)...ML 49036 (SCH)...ML 49037 (SCH)....
 ...ML 49038 (SCH)...ML 49039 (SCH)...ML 49040 (SCH)...**ML 49041 (MULTI)**...ML 49042 (SCH)....
 ...ML 49043 (SCH)...ML 49044 (SCH)...ML 49045 (SCH)...**ML 49046** (SCH: 511.36; DEAF: 87.05)....
 ...ML 49047 (SCH)...ML 49048 (SCH)...ML 49049 (SCH)...ML 49050 (SCH)...ML 49114 (SCH)....
 ...ML 49143 (SCH)...ML 49201 (SCH)...ML 49202 (SCH)...ML 49204 (SCH)...ML 49737 (SCH)....
 ...ML 49738 (SCH)...ML 49741 (SCH)...ML 49742 (SCH)...ML 49743 (SCH)....
 ...**ML 49749** (SCH: 561.67; USU: 80.00)...ML 49752 (SCH)...ML 49753 (SCH)...ML 50509 (SCH)....
 ...ML 50561 (SCH)....

INVALIDATION OF THE NORTH WALKER HOLLOW UNIT (SCH)

In accordance with the Certification and Determination of the North Walker Hollow Unit Agreement, said unit agreement is hereby declared *invalid ab initio* as stated in the United States Bureau of Land Management letter dated July 22, 2009. The decision is based on the failure to commence drilling requirements within specified timeframes as outlined in Section 9 of the North Walker Hollow Unit Agreement. The following lease is held by the producing well, North Walker Hollow 2-32-6-23:

<u>LEASE #</u>	<u>LESSEE</u>
ML 47777	Forest Oil Corporation

Since the unit is invalid, the North Walker Hollow Unit is considered as if it never existed. Thereby, the invalidation date refers back to July 27, 2007, the BLM approval date of the unit. The following SITLA lease is beyond its primary term with no production well holding the lease. Therefore, the lease has terminated as of July 22, 2009.

<u>LEASE #</u>	<u>LESSEE</u>
ML 47970	Forest Oil Corporation

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

APPROVAL OF SUBSEQUENT UNIT JOINDER FOR OIL, GAS, & HYDROCARBON LEASES ML 49272 AND ML 49273- THE BONANZA UNIT (SCH)

Questar Exploration and Production Company, operator of the Bonanza Unit, has submitted sufficient signatures to join the State of Utah School & Institutional Trust Lands Administration Oil, Gas, & Hydrocarbon Leases ML 49272 and ML 49273 to the Bonanza Unit. The leases were not committed to the Bonanza Unit when the unit was originally approved May 31, 2002. Questar Exploration and Production Company leased the lands effective March 1, 2004.

The subsequent joinder is accepted by the United States Bureau of Land Management, effective January 13, 2009, and considered fully committed to the Bonanza Unit.

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

INVALIDATION OF THE NORTH HORSESHOE BEND UNIT (SCH)

In accordance with the Certification and Determination of the North Horseshoe Bend Unit Agreement, said unit agreement is hereby declared *invalid ab initio* as stated in the United States Bureau of Land Management letter dated August 3, 2009. The decision is based on the failure to commence drilling requirements within specified timeframes as outlined in Section 9 of the North Horseshoe Bend Unit Agreement. Since the unit is invalid, the North Horseshoe Bend Unit is considered as if it never existed. Thereby, the invalidation date refers back to May 15, 2008, the BLM approval date of the unit.

ML 47969, Oil, Gas, and Hydrocarbon SITLA lease, is beyond its primary term with no production well holding the lease. Therefore, the lease has terminated as of August 3, 2009.

The following leases are still in their primary term with no production well holding the leases. The leases will retain their original expiration dates as listed below:

<u>LEASE #</u>	<u>LESSEE</u>	<u>EXPIRATION DATE</u>
ML 50190	Forest Oil Corporation	02/28/2016
ML 50191	Forest Oil Corporation	02/28/2016
ML 50562	Forest Oil Corporation	11/30/2016

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

WAIVER OF INTEREST CHARGES ON NEW WELLS APPROVED IN PARTICIPATING AREA

Wells drilled within units are considered lease production until a Paying Quantities Well Determination (“PWD”) is issued by the BLM. Bill Barrett Corporation (“BBC”), the Unit Operator, drilled several wells on federal lands that did not receive PWDs until several months after they were drilled. The expanded participating area includes both federal and trust lands. There were two PWD letters from the BLM. One determination had an effective date of October 1, 2007, but was not approved by BLM until November 20, 2008. The second determination had an effective date of January 1, 2008, but was not approved by BLM until March 16, 2009. Upon notification by the BLM of the PWD approvals, BBC recalculated royalty payments retroactively to first production proportionate to all lands within the participating area. The adjustments could not be made until the BLM approvals were received, but the Business System automatically charged BBC interest in the amount of \$17, 342.01 because it appeared the royalty payments were late. BBC has requested a waiver of these interest charges.

Ms. Garrison, upon consultation with the Audit Group, recommends that interest be waived for the January 2008 PWD but not for the November 2008 approval. BBC should have commenced some of the royalty payments in January 2009, for the November 2008 PWD, but did not begin payments until May 2009. Ms Garrison recommends BBC be charged four months of interest (January 2009-May 2009) in the amount of \$403.17. The balance of the interest assessment, being \$16,938.84, was due to unavoidable delays waiting on BLM approvals and should be waived.

Upon recommendation of Ms. Garrison, the Director approved the waiver of interest assessment of \$16,938.84. The Accounting Group will bill BBC for late royalty payments in the amount of \$403.17 for PEN 14794 (Prickly Pear Unit).

...ML 46708 (SCH)...ML 46710 (SCH)...

SURFACE ACTIONS

GRAZING PERMITS

RENEWAL OF GRAZING PERMITS

The following grazing permits have been renewed for a period of 15 years, beginning July 1, 2009, and expiring June 30, 2024.

<u>Permit #</u>	<u># Acres</u>	<u># AUMs</u>	<u>County(s)</u>	<u>Fund(s)</u>
GP 22941-09	640.00	27.00	Sevier	School
GP 23210-C-09	14,153.34	449.00	Millard, Juab	School

The legal descriptions of these permits have been reviewed by the GIS Group. Upon recommendation of Ms. Paula Lane, the Director approved the renewal of these permits.

GRAZING PERMIT NO. 20236-09 (RESCISSION OF RENEWAL APPROVAL)

Grazing Permit No. 20236-09, in the name of Linda Muth, was approved on the Director's Minutes of August 3, 2009. Due to a miscommunication, the money receipted for the above grazing permit was intended for payment on MGP 17-08. The renewal of the above grazing permit should be rescinded and all monies receipted to that permit should be applied to MGP 17-08. Emery County. School Fund.

Upon recommendation of Mr. Scott Chamberlain, the Director rescinded the renewal approval of GP 20236-09 and ordered the **transfer of funds in the amount of \$350.00 from GP 20236-09 to MGP 17-08.**

GRAZING PERMIT GP 21686-01 (ASSIGNMENT)

W. J. Hawkins, P.O. Box 871, Wellington, UT 84542, has requested the Agency's permission to assign 100% interest in the above referenced grazing permit to Ryan McCourt and Doreen McCourt, P.O. Box 713, Wellington, UT 84542. The assignment fee in the amount of \$34.28 has been submitted. Carbon County. School Fund.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the assignment of GP 21686-01.

GRAZING PERMIT GP 23290 (ASSIGNMENT)

Holmes Bar NE Ranch, LLC, 4753 South 500 East, Vernal, UT 84078, has requested the Agency's permission to assign 100% interest in the above referenced grazing permit to David L. Murray, P.O. Box 146, LaPoint, UT 84039. The assignment fee in the amount of \$88.00 has been submitted. Uintah County. School Fund.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the assignment of GP 23290.

GRAZING PERMIT NO. 22128-08 (CANCELLATION)

Piney Valley Ranches Trust, P.O. Box 640, Vail, CO 84658, has requested cancellation of the above grazing permit because the acreage and AUMs contained within this permit have been combined into the renewal application GP 22486-09. School Fund. Uintah County.

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

GRAZING PERMIT NO. 23100 (CANCELLATION)

Ray E. Lyman, 5176 N. 2000 W., Delta, UT 84624, has requested cancellation of the above grazing permit because the acreage and AUMs contained within this permit have been combined into the renewal application GP 23210-C09. School Fund. Millard & Juab Counties.

Upon recommendation of Mr. Ron Torgerson, the Director approved the cancellation of the above referenced grazing permit.

GRAZING PERMIT NO. 23210 (CANCELLATION)

Ray E. Lyman, 5176 N. 2000 W., Delta, UT 84624, has requested cancellation of the above grazing permit because the AUMs contained within this permit have been combined into the renewal application GP 23210-C09. School Fund. Millard County.

Upon recommendation of Mr. Ron Torgerson, the Director approved the cancellation of the above referenced grazing permit.

GRAZING PERMIT NO. 22468-09 (CORRECTION OF MINUTES DATED AUGUST 3, 2009)

The Director's Minutes of August 3, 2009, incorrectly listed the above grazing permit's number as ***GP 22466-09***. The correct number should be **GP 22468-09**. The minutes should be corrected. Emery County. University Fund.

Upon recommendation of Ms. Paula Lane, the Director approved the above correction.

RANGE IMPROVEMENT PROJECTS

RANGE IMPROVEMENT PROJECT NO. 345 (APPROVAL) AND TWO YEAR EXTENSION OF TERM FOR GP 22537-99

APPLICANT'S NAME AND ADDRESS:

Henry Matt Bulloch
1897 N. 4500 W.
Cedar City, UT 84720

LEGAL DESCRIPTION OF LANDS DIRECTLY AFFECTED:

T31S, R11W, SLB&M
Section 36: Within

COUNTY: Iron FUND: School

REQUESTED/PROPOSED ACTION:

The proposed action is to construct two miles of four-strand barbed wire fence on the west and south boundaries of Section 36 and re-develop the existing well, pump, and pipelines. A new pipeline will extend approximately 0.5 mile north to the edge of the state section. The permittee has deeded to the Agency 50% interest (0.5 acre feet of water) in Water Right No. 71-3220 to facilitate this improvement. The permittee has received a grant from the Utah Department of Agriculture Grazing Improvement Program ("GIP") to help fund these improvements. The well will provide water to Section 2, T32S, R11W, through an existing pipeline and trough, and eventually provide water to Section 32, T31S, R10W, under a new project.

RELEVANT FACTUAL BACKGROUND:

On February 10, 2009, the applicant submitted a proposal for this range improvement project. A search of Agency records was made to determine the status of the area involved. The grazing permit of record on the affected area is GP 22537-99, the applicant. The only other record for this area is mineral lease ML 50020 – Pioneer Oil & Gas.

This project proposal was submitted to the Resource Development Coordinating Committee ("RDCC") on March 18, 2009. No comments were received from RDCC. However, Iron County submitted a comment letter stating that Section 36 may have Utah prairie dogs on the north end and SITLA could apply for a temporary take through the County Commissioners if needed. The site was visited by a BLM biologist and Trust Lands staff. No prairie dogs were found on Section 36.

A cultural resource survey was completed by Trust Lands staff. No cultural resources will be affected.

GIS has reviewed the legal description attached to this application.

Funding of this project will be provided by the applicant (\$10,000) and GIP (\$50,700). The \$10,000.00 will be amortized.

RANGE IMPROVEMENT PROJECT NO. 345 (APPROVAL) AND TWO YEAR EXTENSION OF TERM FOR GP 22537-99 (CONTINUED)

Following is a flat rate amortization schedule (NRCS Schedule) for these projects if SITLA 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 his failure, then the amortization schedule will be canceled.

Project	Project Cost	Project Life	Year Completed	Yearly Amortized Deduction	Year Fully Amortized
Well Development	\$5,000	20	2009	\$250.00/year	2029
Pipelines/Troughs	\$2,500	20	2009	\$125.00/year	2029
Fence	\$2,500	30	2009	\$83.33/year	2039

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 fence and water development fills a critical need for livestock management and will enhance the value of the range. Due to Rule R850-50-600, the expiration term for GP 22537-99 will be extended two years to June 30, 2021.

Based on the above information and upon recommendation of Mr. Ron Torgerson, the Director approved the construction of Range Improvement Project No. 345. This summary will constitute the Record of Decision.

RANGE IMPROVEMENT PROJECT NO. RIP 358

APPLICANT'S NAME AND ADDRESS:

Brigham Young University
c/o Val Anderson & Brad Geary
263 WIDB
Provo, UT 84602

LEGAL DESCRIPTION OF LANDS DIRECTLY AFFECTED:

T12S, R3W, SLB&M

Section 32: E¹/₄SE¹/₄ (Within)

Section 33: W¹/₂SW¹/₄ (Within)

T13S, R3W, SLB&M

Section 5: E¹/₂ (Within)

T7S, R3W, SLB&M

Section 16: W¹/₂ (Within)

COUNTY: Juab

FUND: School

RANGE IMPROVEMENT PROJECT NO. RIP 358 (CONTINUED)**REQUESTED/PROPOSED ACTION:**

The applicant has requested permission to conduct various sagebrush treatments to study the effects on seed production of the sagebrush. There are three sites at Jericho Junction and four sites at Five Mile Pass. The treatment plots will be roughly 50 acres in size. Treatments include 2 different herbicide trials and a mowing trial at each site. No till or seeding is being proposed. The project is designed to remove part of the old sagebrush from each site. Anticipated results are that the remaining sagebrush will have an increased production of seed. The understory grass and forb species should also greatly increase. Livestock will be allowed to graze in the usual manner.

RELEVANT FACTUAL BACKGROUND:

The applicant submitted a proposal for this range improvement project on June 1, 2009.

No comments were received from RDCC.

Agency cultural resource staff has authorized this project to proceed.

GIS has reviewed the legal description attached to this application.

A search of Agency records was made to determine the status of the area involved. The grazing permits of record are GP 22512-09 (Larry Fitzgerald) and GP 22300-08 (Phil Allred), and both are in support of the project. Mineral Lease No. 49857 is within the project area; however, due to the nature of the project, it will not be affected.

Project cost on trust lands is valued at \$21,000 (\$60.00/ acre). Because the applicant is not the permittee of record, the project will not be eligible for amortization. Note: The life of the project (the benefit) is 10 years.

EVALUATION OF THE FACTS:

This range improvement is in compliance with R850-50-1100(5)(a) and (b). The project enhances the value of the grazing resources pursuant to R850-50-1100(5)(c).

Upon recommendation of Mr. Scott Chamberlain, the Director approved Range Improvement Project No. 358. This summary will constitute the Record of Decision.

RIGHTS OF ENTRY**RIGHT OF ENTRY NO. 5289 (APPROVAL)**

On July 27, 2009, the School and Institutional Trust Lands Administration received an application from Montezuma Well Service, Inc., P.O. Box 540, Montezuma Creek, UT 84534, to occupy the following described trust land located within San Juan County to house a small butler building used for commercial storage of supplies:

Township 40 South, Range 24 East, SLB&M
Section 32:

Beginning at a point on the North right-of-way line of State Highway 262, from the S¼ Corner of said Sec. 32 bears N 68°35'08" W a distance of 815.10 feet and S 0°09'02" W a distance of 932.68 feet; thence S 68°35'08" E a distance of 183.99 feet along said North right-of-way line to a fence line and the prolongation thereof; thence N 20°21'12" E a distance of 193.38 feet along said fence line and the prolongation thereof to the North line of the

RIGHT OF ENTRY NO. 5289 (APPROVAL) (CONTINUED)

deeded lease boundary of the property described herein; thence N 68°59'00" W a distance of 252.07 feet along said North deeded lease boundary to the prolongation of a fence line; thence S 0°54'40" W a distance of 204.56 feet along said fence line and prolongation thereof back to the point of beginning. Subject to all easements of record or prescriptive.

The permittee was the former lessee of Special Use Lease No. 1121, and Right of Entry No. 5211, which was for the same area and use. Special Use Lease No. 1121 expired July 31, 2008, and Right of Entry No. 5211 expired July 31, 2009. Since the Trust Lands Administration is presently working under the 1933 Aneth Extension Act to relinquish its properties located in Montezuma Creek to the federal government, it was determined not to reissue a new special use lease agreement, but to issue a new right of entry. This right of entry will be for a one-year term or until the property is conveyed out of the Trust Lands Administration's ownership, whichever is earlier.

The fee for this right of entry is \$3,200.00 plus a \$50.00 application fee and a \$50.00 processing fee, totaling \$3,300.00. Beginning date: August 1, 2009. Expiration date: July 31, 2010, unless earlier terminated.

Upon recommendation of Ms. Jeanine Kleinke, the Director approved Right of Entry No. 5289 for a one-year term or until the property is conveyed, whichever is earlier.

RIGHT OF ENTRY NO. 5354 (APPROVAL)

On July 6, 2009, the School and Institutional Trust Lands Administration received an application from SLM Corporation, DBA High Point Hummer & ATV Tours, P.O. Box 1191, 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 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: May 1, 2009. Expiration date: April 30, 2010. Funding: School = 96.67%, 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. 5354 for a one-year term.

RIGHT OF ENTRY NO. 5365 (APPROVAL)

The School and Institutional Trust Lands Administration has received a right of entry application from High West Agriculture, 9591 N. Minersville Hwy, Cedar City, UT 84720, to occupy the following described trust land located within Washington County in order to harvest yucca plants:

T43S, R13W, SLB&M

Section 16: All

This is the fourth permit issued to High West Agriculture for yucca harvesting. An inspection was completed after the other permits expired on the harvest area and it was determined that they had met all the requirements of the permit. The conditions set on the other permits will apply to this permit as well. They are:

RIGHT OF ENTRY NO. 5365 (APPROVAL) (CONTINUED)

1. No more than half of the total existing biomass of yucca plants will be harvested.
2. Plants harvested and plants left shall be roughly evenly spaced so that no large blocks shall be left without adequate plants to provide for regeneration.
3. Plants left shall be healthy and viable for reproducing.
4. Lands harvested shall be subject to review and inspection at any time before, during, or after harvest.
5. Harvest shall be conducted in a way that does not result in increased erosion in the harvest area to exceed the tolerable rate as determined by the Washington County office of USDA/NRCS.

These conditions were set as a result of comments received from the Department of Environmental Quality/Division of Water Quality through the RDCC review process. They will be included in this permit as well as future permits that may be issued on this land. This proposed project has also been reviewed by the staff archaeologist who has determined that this is not an undertaking. Yucca permits have been issued in the past on this section.

The fee for this right of entry is \$2,000.00 (10 tons @ \$200.00/ton) plus a \$50.00 application and a \$50.00 processing fee, totaling \$2,100.00. School Fund. Washington County.

The term of this permit is 3 months, beginning August 17, 2009, with an expiration date of November 17, 2009.

Upon recommendation of Mr. Lou Brown, the Director approved the above listed Right of Entry.

RIGHT OF ENTRY NO. 4850 (CANCELLATION OF APPLICATION)

On September 16, 2005, the Trust Lands Administration received a right of entry application from Quantum Geophysical, Inc., One Riverway, Suite 2100, Houston, TX 77056, for the purpose of conducting a 3D seismic survey, identified as the Columbine Springs 3-D. The applicant has not proceeded with this application. After numerous unsuccessful attempts to reach the applicant, a letter was sent on July 15, 2009, requesting notification to Trust Lands Administration if they wish to pursue this application. The letter was returned as not deliverable. The \$50.00 processing charge and \$50.00 application fee are forfeited to the Trust Lands Administration. Uintah County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director approved the cancellation of Right of Entry No. 4850.

EASEMENTS**EASEMENT NO. 1443 (APPROVAL)****APPLICANT'S NAME AND ADDRESS:**

Huntington-Cleveland Irrigation Company
71 North Main
P.O. Box 327
Huntington, Utah 84528

LEGAL DESCRIPTION:

Township 17 South, Range 8 East, SLB&M
Section 9: NE $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

EASEMENT NO. 1443 (APPROVAL) (CONTINUED)

Parcel 03-0035-0099

60" HDPE & 48" HDPE Irrigation Pipelines (312 feet, placed side by side, with 1-foot minimum clearance between)

A 30 foot wide easement, being 15 feet on each side of the following described centerline:

Beginning from a point lying N 00°16'54" W 1,314 feet, more or less, from the southeast corner of Section 9, T17S, R8E, SLB&M; thence a point lying N 89°52'51" W 256 feet, more or less, from the southeast corner of said GRANTOR's property; running thence N 50°07'20" E 175 feet, more or less; running thence N 58°48'40" E 83 feet, more or less; running thence N 67°30'00" E 54 feet, more or less, to a point on the east line of the GRANTOR's property lying N 00°22'59" W 176 feet, more or less, from the southeast corner of said GRANTOR's property, a point lying N 00°16'54" W 1,314 feet, more or less, from the southeast corner of said Section 9. Total length of centerline is 312 feet. Containing 0.21 acres, more or less.

Township 17 South, Range 8 East, SLB&M

Section 10: N½SW¼ (within)

Parcel 03-0036-0010

54" HDPE Irrigation Pipeline (755 feet)

A 30 foot wide easement, being 15 feet on each side of the following described centerline:

Beginning from a point lying N 22°15'10" E 1,689 feet, more or less, from the southwest corner of Section 10, T17S, R8E, SLB&M; thence a point lying N 68°58'24" E 695 feet, more or less, from the southwest corner of said GRANTOR's property; running thence N 90°00'00" E 253 feet, more or less; running thence S 74°23'49" E 75 feet, more or less; running thence S 58°47'38" E 400 feet, more or less; running thence S 44°44'13" E 27 feet, more or less, to a point on the south line of the GRANTOR's property lying N 89°52'52" E 1,334 feet, more or less, from the southwest corner of said GRANTOR's property, a point lying N 45°11'37" E 1,868 feet, more or less, from the southeast corner of said Section 10. Total length of centerline is 755 feet. Containing 0.52 acres, more or less.

Township 17 South, Range 8 East, SLB&M

Section 11: S½SW¼ (within)

Parcel 03-0037-0011

54" HDPE Irrigation Pipeline (1,624 feet)

A 30 foot wide easement, being 15 feet on each side of the following described centerline:

Beginning from a point lying N 89°41'07" E 1,077 feet, more or less, from the southwest corner of Section 11, T17S, R8E, SLB&M; thence a point lying N 89°40'30" E 1,077 feet, more or less, from the southwest corner of said GRANTOR's property; running thence N 70°44'07" E 46 feet, more or less; running thence N 89°40'30" E 1,136 feet, more or less; running thence N 78°58'11" E 280 feet, more or less; running thence N 88°15'05" E 100 feet, more or less; running thence N 62°41'37" E 62 feet, more or less, to a point on the east line of the GRANTOR's property lying S 01°09'56" E 35 feet, more or less, from the southeast corner of said GRANTOR's property, a point lying N 01°09'56" W 35 feet, more or less, from the southeast corner of the SW¼ of said Section 11. Total length of centerline is 1,624 feet. Containing 1.12 acres, more or less.

EASEMENT NO. 1443 (APPROVAL) (CONTINUED)

Township 17 South, Range 8 East, SLB&M
Section 14: SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

Parcel 03-0040-0025
36" HDPE Irrigation Pipeline (1,582 feet)
8" HDPE Irrigation Pipeline (1,637 feet)

A 30 foot wide easement, being 15 feet on each side of the following described centerline:

Beginning from a point lying S 19°39'10" W 1416 feet, more or less, from the center of Section 14, T17S, R8E, SLB&M; thence a point lying N 89°20'02" E 2,174 feet, more or less, from the northwest corner of said GRANTOR's property; running thence S 33°35'21" E 1,582 feet, more or less, to a point on the south line of the GRANTOR's property lying S 89°21'35" W 955 feet, more or less, from the southeast corner of said GRANTOR's property, a point lying S 89°21'24" W 2,284 feet, more or less from the southeast corner of said Section 14.

Also, beginning from a point lying S 04°49'35" W 1,825 feet, more or less, from the center of Section 14, T17S, R8E, SLB&M; thence a point beginning on the centerline of Parcel No. 03-0040-0025, enumerated above, at a point which is S 71°46'08" W 1,570 feet, more or less, from the northeast corner of said GRANTOR's property; running thence N 56°24'39" E 872 feet, more or less; running thence N 89°20'49" E 765 feet, more or less, to a point on the east line of the GRANTOR's property lying south 15 feet, more or less, from the northeast corner of said GRANTOR's property, a point lying N 46°01'45" W 1,869 feet, more or less, from the southeast corner of said Section 14.

Total length of centerline is 3,219 feet. Containing 2.22 acres, more or less.

Township 17 South, Range 8 East, SLB&M
Section 23: NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

Parcel 03-0043-0023
36" HDPE Irrigation Pipeline (1,205 feet)
30" HDPE Irrigation Pipeline (572 feet)
28" HDPE Irrigation Pipeline (1,340 feet)
20" HDPE Irrigation Pipeline (206 feet)

A 30 foot wide easement, being 15 feet on each side of the following described centerline:

Beginning from a point lying S 89°21'24" W 2,284 feet, more or less, from the northeast corner of Section 23, T17S, R8E, SLB&M; thence a point lying S 89°21'35" W 955 feet, more or less, from the northeast corner of said GRANTOR's property; running thence S 33°35'21" E 444 feet, more or less; running thence S 16°49'23" E 29 feet, more or less; running thence S 00°03'25" E 172 feet, more or less; running thence S 37°08'27" E 67 feet, more or less; running thence S 74°13'28" E 699 feet, more or less, to a point on the east line of the GRANTOR's property lying S 00°48'33" W 824 feet, more or less, from the northeast corner of said GRANTOR's property, a point lying S 57°31'13" W 1,562 feet, more or less, from the northeast corner of said Section 23.

Also, beginning from a point lying S 63°17'59" W 1,725 feet, more or less, from the northeast corner of Section 23, T17S, R8E, SLB&M; thence a point beginning on the centerline of Parcel No. 03-0043-0023, enumerated above, at a point which is N 22°09'45" W 613 feet, more or less, from the southeast corner of said

EASEMENT NO. 1443 (APPROVAL) (CONTINUED)

GRANTOR's property; running thence S 02°30'15" E 257 feet, more or less; running thence S 03°06'54" W 315 feet, more or less, to a point on the south line of the GRANTOR's property lying S 89°19'27" W 237 feet from the southeast corner of said GRANTOR's property, a point lying S 48°59'08" W 2,051 feet, more or less, from the northeast corner of said Section 23.

Also, beginning from a point lying N 52°01'17" W 2,138 feet, more or less, from the southeast corner of Section 23, T17S, R8E, SLB&M; thence a point lying S 89°25'48" W 334 feet, more or less, from the southerly northeast corner of said GRANTOR's property; running thence S 00°00'08" W 475 feet, more or less; running thence S 06°56'44" W 865 feet, more or less, to a point on the south line of the GRANTOR's property lying S 89°24'27" W 461 feet from the southerly southeast corner of said GRANTOR's property, a point lying S 89°25'14" W 1,790 feet, more or less, from the southeast corner of said Section 23.

Total length of centerline is 3,323 feet. Containing 2.29 acres, more or less.

Township 17 South, Range 8 East, SLB&M
Section 26: NW¹/₄NE¹/₄, SE¹/₄NW¹/₄ (within)

Parcel No. 03-0046-0027

28" HDPE Irrigation Pipeline (1,348 feet)

26" HDPE Irrigation Pipeline (858 feet)

10" HDPE Irrigation Pipeline (418 feet)

A 30 foot wide easement, being 15 feet on each side of the following described centerline:

Beginning from a point lying S 89°25'14" W 1,790 feet, more or less, from the northeast corner of Section 26, T17S, R8E, SLB&M; thence a point lying S 89°24'27" W 461 feet, more or less, from the easterly northeast corner of said GRANTOR's property; running thence S 06°54'49" W 1,348 feet, more or less, to a point on the south line of the GRANTOR's property lying S 89°23'34" W 655 feet, more or less, from the easterly southeast corner of said GRANTOR's property, a point lying N 25°29'51" E 1,486 feet, more or less, from the center of said Section 26.

Also, beginning from a point lying N 01°26'25" W 629 feet, more or less, from the center of Section 26, T17S, R8E, SLB&M; thence a point lying N 01°26'25" W 629 feet, more or less, from the southerly southeast corner of said GRANTOR's property; running thence S 42°18'20" W 858 feet, more or less, to a point on the south line of the GRANTOR's property lying S 89°25'37" W 593 feet, more or less, from the southerly southeast corner of said GRANTOR's property, a point lying S 89°25'37" W 593 feet, more or less, from the center of said Section 26.

Also, beginning from a point lying N 49°49'17" W 436 feet, more or less, from the center of Section 26, T17S, R8E, SLB&M; thence a point beginning on the centerline of Parcel No. 03-0046-0027, enumerated above, at a point which is S 49°49'31" W 435 feet, more or less, from the southerly southeast corner of said GRANTOR's property; running thence S 47°48'26" E 418 feet, more or less, to a point on the south line of the GRANTOR's property lying S 89°25'37" W 23 feet, more or less, from the easterly southeast corner of said GRANTOR's property, a point lying S 89°25'37" W 23 feet, more or less, from the center of said Section 26.

Total length of centerline is 2,624 feet. Containing 1.81 acres, more or less.

EASEMENT NO. 1443 (APPROVAL) (CONTINUED)

Township 17 South, Range 8 East, SLB&M
Section 34: Lot 3 (within)

Parcel 03-0048-0034
26" HDPE Irrigation Pipeline (534 feet)

A 30 foot wide easement, being 15 feet on each side of the following described centerline:

Beginning from a point lying S 89°25'05" W 170 feet, more or less, from the southeast corner of the NE¼ of Section 34, T17S, R8E, SLB&M; thence a point lying S 89°25'05" W 170 feet, more or less, from the easterly northeast corner of said GRANTOR's property; running thence S 12°08'47" E 75 feet, more or less; running thence along a tangent curve to the left 383 feet with an approximate radius of 2,006 feet; running thence S 23°25'05" E 76 feet, more or less, to a point on the east line of the GRANTOR's property lying south 507 feet from the easterly northeast corner of said GRANTOR's property, a point lying S 00°00'00" E 506 feet, more or less, from the southeast corner of the NE¼ of said Section 34. Total length of centerline is 534 feet. Containing 0.37 acres, more or less.

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

COUNTY: Emery

ACRES: 8.54

FUND: School

PROPOSED ACTION:

The applicant has requested a non-exclusive easement to construct, operate, repair, and maintain a buried irrigation pipeline system located west of the town of Huntington in Emery County. The pipelines range in diameter from 8-inches to 60-inches. The proposed pipelines are part of a large multi-phased project to build a pressurized irrigation system, which will replace the current flood irrigation system with sprinklers. The project is part of the Colorado River Salinity Reduction Program. The proposed easement corridor is 12,390 feet long and 30 feet wide, containing 8.54 acres. The requested term of the easement is 30 years.

RELEVANT FACTUAL BACKGROUND:

The subject "Application to Purchase an Easement" was received on October 7, 2008. It was submitted for the Agency review on October 10, 2008, and was accepted by the Director on October 23, 2008.

The proposed easement was sent to the Resource Development Coordinating Committee ("RDCC"), the Southeastern Utah Association of Governments, and the Emery County Commission for review on October 9, 2008. No comments were received from the RDCC.

The Southeastern Utah Association of Governments submitted the following comment:

"Favorable comment recommended."

The project area has been surveyed for cultural resources by Baseline Data, Inc. (U-08-BS-0240s,p).

EVALUATION OF FACTS:

The applicant has been notified of the comment received from the Southeastern Utah Association of Governments. No Agency response was necessary.

EASEMENT NO. 1443 (APPROVAL) (CONTINUED)

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 "No Historic Properties Affected."

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 August 1, 2009, and expiring July 31, 2039. The application fee of \$750.00 and the easement rental assessment of \$20,365.85 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. 1508 (APPROVAL)**APPLICANT'S NAME AND ADDRESS:**

Carbon/Emery Telcom, Inc.
455 East Hwy 29
P.O. Box 629
Orangeville, Utah 84537

LEGAL DESCRIPTION:

Township 14 South, Range 9 East, SLB&M
Section 36: SW $\frac{1}{4}$ SW $\frac{1}{4}$ (within)

Township 15 South, Range 9 East, SLB&M
Section 1: Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ (within)
Section 12: N $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ (within)

Township 15 South, Range 10 East, SLB&M
Section 7: Lot 1, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ (within)
Section 8: NW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ (within)
Section 9: NW $\frac{1}{4}$ NW $\frac{1}{4}$ (within)

A strip of land 10.00 feet in width, situated in Section 36, Township 14 South, Range 9 East, and Sections 1 and 12, Township 15 South, Range 9 East, and Sections 7, 8, and 9, Township 15 South, Range 10 East, Salt Lake Base and Meridian, Carbon County, Utah. The centerline, thereof, being more particularly described as follows:

COMMENCING at the Northwest corner of Section 1, Township 15 South, Range 9 East, Salt Lake Meridian, Carbon County, Utah. Thence S 0°04'07" E 210.12 feet along the West line of said Section 1 to the POINT OF BEGINNING, Station 36+74.45 on an existing access road; thence N 62°50'13" E 61.95 feet along said access road to the beginning of a circular curve having a deflection angle of 01°45'38" left, a radius of 2000.00 feet and an arc length of 61.46 feet; thence Northeasterly 61.46 feet along said curve (chord bears N 61°57'24" E 61.46 feet); thence N 61°04'35" E 201.06 feet along said access road to the beginning of a circular curve having a deflection angle of 05°07'32" left, a radius of 1146.35 feet and an arc length of 102.55 feet; thence Northeasterly 102.55 feet along said curve (chord bears N 58°30'39" E 102.51 feet); thence N 55°57'03" E 174.27 feet along said access road to the beginning of a circular curve having a deflection angle of 56°10'41" right, a radius of 281.37 feet and an arc length of 275.88 feet; thence Easterly 275.88 feet along said curve (chord bears N 84°02'24" E 264.96 feet); thence S 67°52'16" E 34.18 feet along said access road to the beginning of a circular curve having a deflection angle of 64°28'03" right, a radius of 207.56 feet and an arc length of 233.54 feet; thence Southeasterly 233.54 feet along said curve (chord bears S 35°38'14" E 221.41 feet); thence S 03°24'13" E 248.65

EASEMENT NO. 1508 (APPROVAL) (CONTINUED)

feet along said access road to the beginning of a circular curve having a deflection angle of 02°24'20" left, a radius of 10,000.00 feet and an arc length of 419.86 feet; thence Southerly 419.86 feet along said curve (chord bears S 04°36'23" E 419.83 feet); thence S 05°48'33" E 1647.26 feet along said access road to the beginning of a circular curve having a deflection angle of 08°00'44" right, a radius of 3500.00 feet and an arc length of 489.43 feet; thence Southerly 489.43 feet along said curve (chord bears S 01°48'11" E 489.03 feet); thence S 02°12'10" W 1564.44 feet along said access road to the beginning of a circular curve having a deflection angle of 07°41'15" left, a radius of 2000.00 feet and an arc length of 268.34 feet; thence Southerly 268.34 feet along said curve (chord bears S 01°38'27" E 268.14 feet); thence S 05°29'04" E 1315.48 feet along said access road to the beginning of a circular curve having a deflection angle of 78°16'30" left, a radius of 250.00 feet and an arc length of 341.54 feet; thence Southeasterly 341.54 feet along said curve (chord bears S 44°37'19" E 315.59 feet); thence S 83°45'34" E 1600.95 feet along said access road to the beginning of a circular curve having a deflection angle of 14°15'37" right, a radius of 1000.00 feet and an arc length of 248.89 feet; thence Easterly 248.89 feet along said curve (chord bears S 76°37'46" E 248.25 feet); thence S 69°29'57" E 415.01 feet along said access road to the beginning of a circular curve having a deflection angle of 23°48'50" left, a radius of 1150.00 feet and an arc length of 477.97 feet; thence Easterly 477.97 feet along said curve (chord bears S 81°24'22" E 474.54 feet); thence N 86°41'14" E 352.26 feet along said access road to the beginning of a circular curve having a deflection angle of 01°16'29" left, a radius of 10,000.00 feet and an arc length of 222.46 feet; thence Easterly 222.46 feet along said curve (chord bears N 86°02'59" E 222.45 feet); thence N 85°24'45" E 1336.53 feet along said access road to the beginning of a circular curve having a deflection angle of 07°34'52" right, a radius of 5500.00 feet and an arc length of 727.74 feet; thence Easterly 727.74 feet along said curve (chord bears N 89°12'11" E 727.21 feet); thence S 87°00'23" E 1850.87 feet along said access road to the beginning of a circular curve having a deflection angle of 07°27'58" left, a radius of 3834.80 feet and an arc length of 499.70 feet; thence Easterly 499.70 feet along said curve (chord bears N 89°15'38" E 499.35 feet); thence N 85°31'40" E 2596.66 feet along said access road to the beginning of a circular curve having a deflection angle of 16°18'06" right, a radius of 1150.00 feet and an arc length of 327.20 feet; thence Easterly 327.20 feet along said curve (chord bears S 86°19'17" E 326.10 feet); thence S 78°10'14" E 383.12 feet along said access road to the beginning of a circular curve having a deflection angle of 22°44'11" left, a radius of 654.66 feet and an arc length of 259.78 feet; thence Easterly 259.78 feet along said curve (chord bears S 89°32'19" E 258.08 feet); thence N 79°05'36" E 344.06 feet along said access road to the beginning of a circular curve having a deflection angle of 07°35'42" right, a radius of 3694.02 feet and an arc length of 489.68 feet; thence Easterly 489.68 feet along said curve (chord bears N 82°53'27" E 489.32 feet) to the beginning of a circular curve (back tangent bears N 86°41'07" E) having a deflection angle of 24°09'19" right, a radius of 505.00 feet and an arc length of 212.90 feet; thence Easterly 212.90 feet along said curve (chord bears S 81°14'03" E 211.33 feet); thence S 69°09'23" E 149.58 feet along said access road to the beginning of a circular curve having a deflection angle of 26°31'09" left, a radius of 508.25 feet and an arc length of 235.24 feet; thence Easterly 235.24 feet along said curve (chord bears S 82°24'58" E 233.15 feet) to the beginning of a circular curve (back tangent bears N 84°28'58" E) having a deflection angle of 08°26'34" right, a radius of 2371.91 feet and an arc length of 349.52 feet; thence Easterly 349.52 feet along said curve (chord bears N 08°32'45" E 349.20 feet); thence S 87°13'58" E 421.42 feet along said access road to the beginning of a circular curve having a deflection angle of 02°43'18" left, a radius of 2000.00 feet and an arc length of 95.01 feet; thence Easterly 95.01 feet along said curve (chord bears S 88°35'37" E 95.00 feet); thence S 89°57'16" E 303.62 feet along said access road to the beginning of a circular curve having a deflection angle of 48°33'06" left, a radius of 478.84 feet and an arc length of 405.76 feet; thence Northeasterly 405.76 feet along said curve (chord bears N 65°46'11" E 393.73 feet); thence N 41°29'38" E 132.79 feet along said access road to the beginning of a circular curve having a deflection angle of 14°23'46" left, a radius of 1176.47 feet and an arc length of 295.60 feet; thence Northeasterly 295.60 feet along said curve (chord bears N 34°17'45" E 294.82 feet) to the beginning of a circular curve (back tangent bears N 27°04'15" E) having a deflection angle of 69°26'53" right, a radius of 125.00 feet and an arc length of 151.51 feet; thence Northeasterly 151.51 feet along said curve (chord bears N 61°49'18" E 142.41 feet) to the beginning of a circular curve (back tangent bears S 83°26'51" E)

EASEMENT NO. 1508 (APPROVAL) (CONTINUED)

having a deflection angle of 06°21'04" left, a radius of 1085.08 feet and an arc length of 120.28 feet; thence Easterly 120.28 feet along said curve (chord bears S 86°37'47" E 120.22 feet); thence S 89°48'19" E 28.47 feet along said access road to the West shoulder of Utah Highway SR-10 at Station 264+48.92 on an existing access road.

The total length of easement, as described above, is 22,474.47 feet or 1,362.09 rods or 4.26 miles, more or less.

BASIS OF BEARING: S 0°04'07" E, between the Northwest corner and the West quarter corner of Section 1, T15S, R9E, SLM. Both corners being monumented with 1940 GLO brass caps.

Containing 5.16 acres, more or less.

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

COUNTY: Carbon

ACRES: 5.16

FUND: School

PROPOSED ACTION:

The applicant has requested a non-exclusive easement to construct, operate, repair, and maintain a buried fiber optics communications line located within the Drunkard's Wash area south of Price in Carbon County. The proposed fiber optics line will service the XTO Energy and BOC gas plant located within Section 2, T15S, R9E. Communications service is currently provided to the plant via a microwave feed which has had continued troubles and is unreliable. This fiber optics cable will provide more reliable communications service to the plant. The cable will be placed within an existing road corridor and will not require any new ground disturbance. The proposed easement corridor is 22,474.47 feet long (4.26 miles) and 10 feet wide, containing 5.16 acres. The requested term of the easement is 30 years.

RELEVANT FACTUAL BACKGROUND:

The subject "Application to Purchase an Easement" was received on July 7, 2009. It was submitted for the Agency review on July 16, 2009, and was accepted by the Director on July 30, 2009.

The proposed easement was exempt from review by the Resource Development Coordinating Committee ("RDCC") since it will not involve any new ground disturbance and will be entirely contained within an existing access road corridor.

EVALUATION OF FACTS:

The Agency's archaeology staff has reviewed the proposed easement and has determined that a cultural resources survey would not be required since the easement will not involve any new ground disturbance.

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 August 1, 2009, and expiring July 31, 2039. The application fee of \$750.00 and the easement rental assessment of \$8,172.53 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. 456 (AMENDMENT – CORRECT LEGAL DESCRIPTION)**

The above numbered SULA is issued to Grand County Water Conservancy District, for use as a reservoir dam and spillway (Kens Lake). A review of the legal description revealed some errors. The lessee has provided a correct legal description. The lease was amended on March 29, 1993, with the following legal description which is incorrect:

Township 27 South, Range 23 East, SLB&M
Section 6:

Beginning at a point which bears with the Center 1/4 line N 89°55' W 1231.7 feet from the East 1/4 Corner Section 6, T27S, R23E, SLB&M, and proceeding thence with the Center 1/4 line N 89°55' W 1773.9 feet, thence N 2°38' W 61.8 feet, thence N 40°10' E 265.5 feet, thence S 75°00' W 1018.4 feet to the Center 1/4 line, thence with said line N 89°55' W 76.9 feet, thence N 75°00' E 1111.8 feet, thence N 22°43' E feet, thence N 11°00' E 276.1 feet, thence S 73°27' E feet, thence N 34°49' E 451.8 feet, thence N 82°11' E feet, thence S 29°13' E 603.3 feet, thence S 31°38' E 162.1 feet, thence S 31°48' W 24.2 feet, thence N 56°59' E 246.5 feet, thence N 15°43' W 178.7 feet, thence N 3°44' E 921.3 feet, thence S 87°46' E 75.8, thence S 2°24' W 947.7 feet, thence S 57°01' W 166.1 feet, thence S 14°54' W 286.0 feet, thence S 24°29' E 156.1 feet, to the point of beginning and containing 25.14 acres, more or less.

The following is the correct legal description:

Township 27 South, Range 23 East, SLB&M
Section 6:

Beginning at a point which bears with the Center ¼ line N 89°55'W 1231.7 ft. from the East ¼ Corner Section 6, T27S, R23E, S.L.M., and proceeding thence with the Center ¼ line N 89°55'W 1854.9 ft., thence N 36°16'E 305.2 ft., thence S 75°00'W 947.1 ft. to the Center ¼ line, thence with said line N 89°55'W 76.9 ft., thence N 75°00'E 1046.2 ft., thence N 36°16'E 221.4 ft., thence N 11°00'E 276.1 ft., thence S 73°27'E 668.3 ft., thence N 34°49'E 451.8 ft., thence N 82°11'E 101.4 ft., thence S 29°13'E 603.3 ft., thence S 24°29'E 174.4 ft., thence N 31°48'E 218.1 ft., thence N 19°42'E 128.5 ft., thence N 3°44'E 921.2 ft., thence S 87°46'E 75.8 ft., thence S 2°24'W 947.6 ft., thence S 18°36'W 149.3 ft., thence S 36°15'W 279.4 ft., thence S 24°29'E 156.1 ft. to the point of beginning and containing 26.41 acres, more or less.

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

The \$400.00 amendment fee has been submitted by the lessee.

Although lease amendments are not specifically exempted from the narrative Record of Decision process, it has been determined that this action is not substantive, nor does it warrant the time and expense necessary to complete a full narrative record.

Upon recommendation of Mr. Lou Brown, the Director approved the amendment to correct the legal description on SULA 456.

TIMBER SALES

TIMBER APPLICATION NO. 847 (APPROVAL – SEED COLLECTING CONTRACT)

Stevenson Intermountain Seed, Inc., 488 South 100 East, P.O. Box 2, Ephraim, UT 84627, has submitted an application to collect Palmer penstemon seed on the following sections:

Carbon County:

Township 15 South, Range 8 East, SLBM

Section 36: All (640.88 acres)

Township 15 South, Range 9 East, SLBM

Section 26: All (640.00 acres)

Section 27: All (640.00 acres)

Section 28: E $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ (360.00 acres)

Section 29: W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ (400.00 acres)

Section 30: Lots 1-3, NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ (482.22 acres)

Section 31: All (641.28 acres)

Section 32: All (640.00 acres)

Section 33: NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ (600.00 acres)

Section 34: All (640.00 acres)

Section 35: All (640.00 acres)

Section 36: All (640.00 acres)

Emery County:

Township 16 South, Range 8 East, SLBM

Section 1: All (707.90 acres)

Section 2: All (724.00 acres)

Section 3: E $\frac{1}{2}$ (361.76 acres)

Section 10: N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$ (480.00 acres)

Section 11: N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$ (480.00 acres)

Section 12: All (630.18 acres)

Section 13: Lots 1-4, W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ (519.95 acres)

Section 14: S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$ (480 acres)

Section 15: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ (240.00 acres)

Section 22: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ (600.00 acres)

Section 23: All (640.00 acres)

Section 24: Lots 1-3, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ (596.63 acres)

Section 25: All (641.87 acres)

Section 26: All (640.00 acres)

Section 27: All (640.00 acres)

Township 16 South, Range 9 East, SLBM

Section 5: All (640.00 acres)

Section 6: All (640.00 acres)

Section 7: All (640.00 acres)

Section 8: All (640.00 acres)

Section 9: All (640.00 acres)

TIMBER APPLICATION NO. 847 (APPROVAL – SEED COLLECTING CONTRACT) (CONTINUED)

- Section 16: All (640.00 acres)
- Section 17: All (640.00 acres)
- Section 18: All (640.00 acres)
- Section 19: Lots 1-3, E½, E½NW¼, NE¼SW¼ (560.00 acres)
- Section 20: All (640.00 acres)

This project was submitted to the Resource Development Coordinating Committee ("RDCC") on June 16, 2009. The State Planning Coordinator's office responded stating that they have not received any comments from any state agencies to date. The South Eastern Association of Local Governments responded with a favorable comment.

The applicant has TA 839 for the same purpose. Given the past performance and reliability of the applicant and his rigorous search for new native seed collecting areas, it is in the best interests of the Trust to sell this commodity using a "non-competitive" procedure pursuant to R850-70-500.

The contract will begin on August 1, 2009, and expire on July 31, 2011. The applicant has paid \$1,500.00 plus a \$100.00 application fee. The purchaser shall pay the Trust Lands Administration a minimum payment of \$1,500.00 each year of the contract prior to harvesting activities each year. A 10% post-harvest payment will be paid within one month after harvest activities have ceased. This payment will be based on the total pounds of field harvested seed multiplied by ten percent of the un-cleaned seed value ("USV"). The USV will be based on statewide market values as determined on May 1 of each contract year for un-cleaned Palmer penstemon seed; however, in no case will the USV be less than \$0.50/lb. A bond will not be required. Carbon and Emery Counties. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved Timber Application No. 847.

OTHER**SURFACE OWNERSHIP DISTRIBUTION**

The following figures represent surface ownership as of June 30, 2009. Actions involving funding for statewide surface ownership, such as right-of-entry permits, should use these figures for funding purposes.

FUND	ACREAGE	PERCENTAGE
School	3,293,911.50	96.67 (96.674032492)
USU	28,218.16	0.83 (00.828183549)
Deaf	5,498.00	0.16 (00.161362510)
USH	103.95	< 0.01 (00.003050860)
IB	455.55	0.01 (00.013370078)
MH	6,001.66	0.18 (00.176844584)
NS	5,473.33	0.16 (00.160638463)
PB	0.27	< 0.01 (00.000007924)
YDC	19.18	< 0.01 (00.000562921)
Reservoirs	42,804.83	1.26 (01.256292261)
SM	7,248.33	0.21 (00.212733490)
Univ	17,500.27	0.51 (00.513620864)
TOTAL:	3,407,235.03	

This item was submitted by Ms. Diane Durrant 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

LOT SALE DESCRIPTION:

Desc /	Certificate #	Cert/Sale Dt	Patent #	Patent Dt	Lot Price	Fee	Acreage	Fund	Section
Lot 197	26377-10-197	08/07/09	19928-10-197	07/07/06	\$13,514.06	\$20.00	0.26	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.

These items were submitted for record-keeping purposes by Andrea James.

DEVELOPMENT RIGHT OF ENTRY NO. 5363 – TEMPORARY STAGING AND EQUIPMENT STORAGE AREA

THE FOLLOWING RIGHT OF ENTRY HAS BEEN EXECUTED:

PROJECT: Saratoga Springs - North
PROJECT CODE: SARAT 001 00
PROJECT MANAGER: Elise Erler
COUNTY: Utah
FUND: School
TERM: 1 year from the date of commencement
CULTURAL CLEARANCE: September 15, 2004, Project No. U-04-MV-776s
FEE: \$1,100.00

GRANTEE:

PACIFICORP, d/b/a Rocky Mountain Power
1407 West North Temple, Suite 110
Salt Lake City, Utah 84116

DESCRIPTION OF TRANSACTION:

The Trust Lands Administration (the "Trust") granted a one (1) year right of entry (the "Right of Entry") to PacifiCorp, d/b/a Rocky Mountain Power ("RMP") for a temporary staging and equipment storage area. RMP is allowed to disturb the surface of, use any existing roads within, and remove heavy vegetation from the Trust's property to the extent reasonably necessary to utilize the Trust's property for the authorized use. Permittee shall not disturb the stockpiled rock and clay products located within or adjacent to the Trust's property. Consideration for the Right of Entry is payment of \$1,100.00, which includes a \$50.00 processing fee and a \$50.00 application fee.

LEGAL DESCRIPTION:

Township 6 South, Range 1 West, SLB&M
Section 3: SE $\frac{1}{4}$ NE $\frac{1}{4}$ (within)

Contains 1.15 acres (50,000 square feet), more or less.

This legal description has been reviewed by the GIS Group.

CONTAINS A TOTAL OF 1.15 ACRES, MORE OR LESS.

NUMBER OF ACRES BY COUNTY: 1.15 acres - Utah County

NUMBER OF ACRES BY FUND: 1.15 acres - School

Upon recommendation of Elise Erler, the Director approved this easement.

DEVELOPMENT EASEMENTS NO. 1501-1512-1513-1514-1515 - UTILITY EASEMENTS - TICABOO

PROJECT: Ticaboo
PROJECT CODE: TCABO 000 00
PROJECT MANAGER: Alexa Wilson
COUNTY: Garfield
BENEFICIARY: School
TERM: Perpetual

GRANTEE:
Garfield County Ticaboo Special Service District No. 1
P.O. Box 2111
Ticaboo, UT 84533

DESCRIPTION OF TRANSACTION:

Effective September 1, 2008, the Trust entered into a restated lease with Uranium One Ticaboo Inc. (DEVL 2) for the development of certain property in Garfield County. The easements are located on this property. Section 4.6 of the lease provides that, in connection with the development of the property, the parties will join together to grant reasonable easements for various utilities, including water and sanitary drainage, to public service entities in order to service the property without additional consideration. Grantee is a special service district that will provide water and sewer service to the property. The construction of a water line and sewer line is necessary for the development of the property and for achieving optimal value for it.

All legal descriptions have been reviewed by the GIS Group.

ESMT 1501:

PURPOSE: 8" Culinary Water Line

LEGAL DESCRIPTION:

Township 36 South, Range 11 East, SLB&M
Section 16: Within

UTILITY EASEMENT # 6

A FIFTEEN FOOT WIDE PERMANENT EASEMENT, SEVEN AND A HALF FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT A POINT LOCATED NORTH 28.99 FEET AND WEST 764.84 FEET FROM THE SOUTHEAST CORNER OF SECTION 16, T36S, R11E, SLB&M; THENCE N89°30'47"W 1840.40 FEET; THENCE N59°09'22"W 168.86 FEET TO THE SUBDIVISION CUL-DE-SAC BOUNDARY ALSO BEING THE POINT OF TERMINUS.

CONTAINING 0.691 ACRES, MORE OR LESS.

DEVELOPMENT EASEMENTS NO. 1501-1512-1513-1514-1515 - UTILITY EASEMENTS - TICABOO (CONTINUED)

ESMT 1512:

PURPOSE: 8" Sewer Line

LEGAL DESCRIPTION:

Township 36 South, Range 11 East, SLB&M
Section 16: Within

UTILITY EASEMENT # 5

A THIRTY FOOT WIDE PERMANENT UTILITY EASEMENT, FIFTEEN FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT A POINT LOCATED SOUTH 5.03 FEET AND WEST 652.98 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 16, T36S, R11E, SLB&M; THENCE N21°33'15"W 22.27 FEET; THENCE N37°35'34"E 42.62 FEET TO THE POINT OF TERMINUS LOCATED NORTH 49.38 FEET AND WEST 635.07 FEET FROM THE SAID SOUTH QUARTER CORNER OF SECTION 16.

CONTAINING 0.044 ACRES, MORE OR LESS.

ESMT 1513:

PURPOSE: 8" Culinary Water Line

LEGAL DESCRIPTION:

Township 36 South, Range 11 East, SLB&M
Section 16: Within

UTILITY EASEMENT # 4

A FIFTY FOOT WIDE PERMANENT UTILITY EASEMENT, TWENTY-FIVE FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT A POINT LOCATED NORTH 4763.99 FEET AND WEST 2332.60 FEET FROM THE SOUTHEAST CORNER OF SECTION 16, T36S, R11E, SLB&M; SAID POINT ALSO BEING LOCATED AT THE INTERSECTION OF THE SUBDIVISION BOUNDARY AND THE EASEMENT CENTERLINE; THENCE N87°19'06"E 120.00 FEET; THENCE AROUND A 97.00 FOOT RADIUS CURVE TO LEFT, 155.98 FEET (CHORD BEARS N41°15'05"E 139.71 FEET); THENCE N00°31'56"W 361.68 FEET; THENCE N89°29'54"E 1062.81 FEET TO THE POINT OF TERMINUS LOCATED NORTH 5245.62 AND 1061.21 WEST FROM THE SAID SOUTH EAST CORNER OF SECTION 16;

CONTAINING 1.952 ACRES, MORE OR LESS.

DEVELOPMENT EASEMENTS NO. 1501-1512-1513-1514-1515 - UTILITY EASEMENTS - TICABOO (CONTINUED)

ESMT 1514:

PURPOSE: 8" Sewer Line

LEGAL DESCRIPTION:

Township 36 South, Range 11 East, SLB&M
Section 16: Within

UTILITY EASEMENT # 3

A THIRTY FOOT WIDE PERMANENT UTILITY EASEMENT, FIFTEEN FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT A POINT LOCATED SOUTH 13.07 FEET AND WEST 1698.81 FEET FROM THE SOUTHEAST CORNER OF SECTION 16, T36S, R11E, SLB&M; THENCE N37°27'20"W 15.17 FEET; THENCE N13°01'52"W 400.35 FEET; THENCE N12°50'48"W 387.81 FEET; THENCE N01°51'17"E 400.74 FEET; THENCE N47°19'23"E 256.04 FEET; THENCE N07°16'41"W 292.88 FEET; TO THE POINT OF TERMINUS LOCATED NORTH 1692.12 AND WEST 1754.09 OF THE SOUTHEAST CORNER OF SECTION 16;

CONTAINING 1.220 ACRES, MORE OR LESS.

ESMT 1515:

PURPOSE: 6" Culinary Water Line, 8" Sewer Line, and 8" Culinary Water Line

LEGAL DESCRIPTION:

Township 36 South, Range 11 East, SLB&M
Section 16: Within

UTILITY EASEMENT # 2

A THIRTY FOOT WIDE PERMANENT UTILITY EASEMENT, FIFTEEN FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT A POINT LOCATED SOUTH 5.77 FEET AND WEST 749.25 FEET FROM THE SOUTHEAST CORNER OF SECTION 16, T36S, R11E, SLB&M; THENCE N00°58'24"W 298.82 FEET; THENCE N00°00'51"W 300.25 FEET; THENCE N25°33'39"E 256.77 FEET; THENCE N71°19'14"E 240.92 FEET; THENCE N29°06'45"E 91.29 FEET; THENCE N53°25'45"E 109.17 FEET TO THE POINT OF TERMINUS LOCATED NORTH 1058.83 FEET AND WEST 267.16 FEET FROM THE SAID SOUTH EAST CORNER OF SECTION 16.

CONTAINING 0.893 ACRES, MORE OR LESS.

NUMBER OF ACRES BY COUNTY: 4.80 acres - Garfield County

NUMBER OF ACRES BY FUND: 4.80 acres - School

Upon recommendation of Alexa Wilson, the Director approved these Easements.

CORRECTION TO DEVELOPMENT SUBDIVISION SALE

IN THE AUGUST 3, 2009, DIRECTOR'S MINUTES, PAGE 22, THE **CERTIFICATE/SALE DATE** WAS REPORTED INCORRECTLY, AND HAS BEEN CORRECTED AS SHOWN IN BOLD BELOW.

SUBD 15.0 Estates at Hidden Valley Phase 2

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	Acreage	Fund	Section
Lot 79	26441-15-79	07/21/09	20034-15-79	01/11/08	\$30,250.00	\$100.00	0.16	SCH	18

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.

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.

ACTIONS CONTAINING FEE WAIVERS

GRAZING PERMIT NO. 22287-08 (AMENDMENT – REDUCTION OF ACREAGE)

During clean-up of Agency records, it was noticed that the following legal description was never transferred from the federal government to Trust Lands. Therefore, the following acreage should be removed from GP 22287-08. A corrected grazing permit will be sent to the grazing permittee.

T33S, R20W, SLB&M
Sec. 36: Lots 1-2 72.82 Acres

GP 22287-08 will now contain 2,731.01 acres. The AUMs will remain unchanged. School Fund. Iron County.

As this is an Agency-initiated action, the \$50.00 amendment fee is not being assessed.

Upon recommendation of Mr. Ron Torgerson, the Director approved the amendment of GP 22287-08.