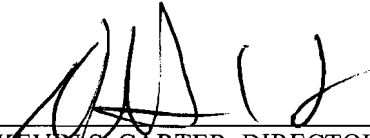


MAY 10, 2010

THE DIRECTOR OF THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION TOOK FORMAL ACTION ON MAY 10, 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 BECAME EFFECTIVE AT 6:00 P.M. ON MAY 10, 2010.

THESE MINUTES INCLUDE MINERAL ACTIONS AS LISTED ON PAGE 1; SURFACE ACTIONS AS LISTED ON PAGES 1 TO 27; DEVELOPMENT ACTIONS AS LISTED ON PAGES 27 TO 28; AND ACTIONS CONTAINING FEE WAIVERS AS LISTED ON PAGE 29.

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 24, 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

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**MINERAL ACTIONS**

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**MINERAL MATERIALS PERMIT FOR BUILDING STONE ML 51807-MP (APPROVAL)**

**APPLICANT:**

A-T ASPHALT PAVING, INC.  
1575 SOUTH 1300 EAST  
WASHINGTON, UT 84780

**AFFECTED LANDS:**

Township 43 South, Range 15 West, SLB&M.  
Section 15: NW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>

COUNTY: WASHINGTON

ACRES: 10.0±

FUND: MULTI

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

Applicant proposes to crush and remove rock excavated as a result of development and construction work on the affected lands under easement ESMT 1333. Material removed from the permitted area has been placed in a staging and stockpile area on trust lands where the applicant proposes to crush and remove the stockpiled material for use as building stone (crushed rock/aggregate) which requires a minerals material permit under the provisions of R850-25-500. Applicant shall pay a \$100.00 application fee. Rental and advance minimum royalties shall be paid in the amount of \$3,000.00 which can be credited against actual production at the royalty rate of \$1.50 per cubic yard of material. The permit term is one (1) year.

Upon recommendation of Mr. Harden, the Director approved the issuance of Mineral Materials Permit Number ML 51807-MP for a term of one year.

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**SURFACE ACTIONS**

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**GRAZING PERMITS**

**RENEWAL OF GRAZING PERMITS**

The following grazing permit, acquired pursuant to the State/Federal Land Exchange authorized under the Utah Schools and Lands Exchange Act of 1998, Public Law 105-335 (1998), has been renewed for a period of 10 years, beginning July 1, 2010, and expiring June 30, 2020. The permit administrator has had the legal descriptions reviewed by the GIS Group.

<u>Permit #</u>	<u># Acres</u>	<u># AUMs</u>	<u>County</u>	<u>Fund</u>
GP 27-D10	1600.00	19.00	Duchesne	School

Upon recommendation of Ms. Paula Lane, the Director approved the renewal of this permit.

**RENEWAL OF GRAZING PERMITS**

The following grazing permits have been renewed for a period of 15 years, beginning July 1, 2010, and expiring June 30, 2025. The permit administrator has had the legal descriptions reviewed by the GIS Group.

<u>Permit #</u>	<u># Acres</u>	<u># AUMs</u>	<u>County(s)</u>	<u>Fund(s)</u>
GP 20449-10	827.95	120.00	San Juan	School
GP 20464-10	4,499.43	300.00	San Juan, Grand	School
GP 20482-10	640.00	32.00	Emery	School
GP 20541-10	1,284.43	156.00	Uintah	School
GP 20575-10	695.68	25.00	Emery	School
GP 20581-10	2,006.12	198.00	San Juan	School
GP 20614-10	521.32	43.00	Millard	School
GP 22518-10	440.70	50.00	Sanpete	School
GP 22520-10	4,499.00	419.00	Sevier	School
GP 22538-10	1,936.96	125.00	San Juan	School
GP 22539-10	642.40	64.00	San Juan	School
GP 22564-10	959.94	41.00	Iron	School
GP 22577-10	3,981.04	650.00	Box Elder	School
GP 22583-10	5,000.12	395.00	Tooele, Box Elder	School
GP 22590-10	1,200.00	27.00	Iron	School
GP 22966-10	1,928.08	82.00	Carbon	School
GP 22973-10	200.00	12.00	San Juan	School
GP 23139-B10	7,745.10	355.00	Millard	School
GP 23240-D10	5,101.06	260.00	Millard	School
GP 23327-C10	4,577.28	32.60	Tooele	School
GP 23328-10	2,758.45	174.00	Tooele	School

Upon recommendation of Ms. Paula Lane, the Director approved the renewal of these permits.

**GRAZING PERMIT NO. 23311 (ASSIGNMENT)**

Delmont Wallace 1993 Trust (50%) or Fonda Dean Stitzer 2007 Trust (50%), 129 West 1070 South, Hurricane, UT 84737, have requested the Trust Lands Administration's permission to assign 100% interest in the above referenced grazing permit to Delmont Wallace Trustee of the Delmont Wallace 1993 Trust (100%), 129 West 1070 South, Hurricane, UT 84737. The assignment fee in the amount of \$80.00 has been submitted. Washington County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the assignment of GP 23311.

**GRAZING PERMIT NO. 20651 (ASSIGNMENT OF INTEREST TO GP 20651-A)**

Grazing Permit No. 20651 is issued to Glade T. Holmes (50% interest) and James G. Drollinger (50% interest). Glade T. Holmes, 1900 North 3000 West, Vernal, UT 84078, has requested the Trust Lands Administration's permission to assign 100% of his interest (80 AUMs) in the above referenced grazing permit to a new grazing permit, GP 20651-A, in the name of Hacking Land and Livestock, 880 North 3500 West, Vernal, UT 84078.

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

**GRAZING PERMIT NO. 20651 (ASSIGNMENT OF INTEREST TO GP 20651-A) (CONTINUED)**

Grazing Permit No. 20651-A will contain 80 AUMs and the same legal description as Grazing Permit No. 20651. Grazing Permit No. 20651 will now contain 80 AUMs, with no change to the legal description, and it will be in the name of James G. Drollinger only. The assignment fee in the amount of \$80.00 has been submitted. Uintah County. School Fund.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the assignment of interest in Grazing Permit No. 20651 to Grazing Permit No. 20651-A.

**GRAZING PERMIT NO. 21273-99 (ASSIGNMENT OF INTEREST TO GP 21273-A99)**

Grazing Permit No. 21273-99 is issued to Glade T. Holmes (50% interest) and James G. Drollinger (50% interest). Glade T. Holmes, 1900 North 3000 West, Vernal, UT 84078, has requested the Trust Lands Administration's permission to assign 100% of his interest (25.14 AUMs) in the above referenced grazing permit to a new grazing permit, GP 21273-A99, in the name of Hacking Land and Livestock, 880 North 3500 West, Vernal, UT 84078.

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

Grazing Permit No. 21273-A99 will contain 25.14 AUMs and the same legal description as Grazing Permit No. 21273-99. Grazing Permit No. 21273-99 will now contain 25.14 AUMs, with no change to the legal description, and it will be in the name of James G. Drollinger only. The assignment fee in the amount of \$30.00 has been submitted. Uintah County. School Fund.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the assignment of interest in Grazing Permit No. 21273-99 to Grazing Permit No. 21273-A99.

**GRAZING PERMIT NO. 21862-02 (RELINQUISHMENT)**

Allen Raymond Tanner, LLC, c/o Gaylia Hawkes Tanner, 1514 W. Foliage, South Jordan, UT 84095, has requested to have the above grazing permit relinquished as of June 30, 2010. The above permit has been combined into GP 22577-10 which will become effective July 1, 2010. School Fund. Box Elder County.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the relinquishment of GP 21862-02.

**GRAZING PERMIT NO. 22635 (RELINQUISHMENT)**

Albert D. Smith, 240 East 400 North, American Fork, UT 84003, has requested to have the above grazing permit relinquished. Due to the high amount of use this area receives from the public at large and the traffic on the adjacent highway, the permittee has determined that the area cannot be safely used for cattle grazing. School Fund. Utah County.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the relinquishment of GP 22635.

**GRAZING PERMIT NO. 21825-02 (NON-USE)**

Jacquelyn B. Oman, 889 West 760 North, Price, UT 84501, has requested 100% non-use. Agency staff has verified the need for resting the permit for one year. The \$20.00 application fee and the weed fee in the amount of \$2.40 have been received. Carbon County. School Fund.

Upon recommendation of Mr. Scott Chamberlain, the Director approved partial non-use for GP 21825-02.

**GRAZING PERMIT NO. 21719-01 (ASSIGNMENT)**

Scott N. Johansen, P.O. Box 1099, Castle Dale, UT 84513, has requested the Trust Lands Administration's permission to assign 100% interest in the above referenced grazing permit to Johansen Herefords LLC, P.O. Box 487, Castle Dale, UT 84513. The assignment fee in the amount of \$30.00 has been submitted. Emery County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the assignment of GP 21719-01.

**GRAZING PERMIT NO. 23287 (ASSIGNMENT)**

Scott N. Johansen and Craig Johansen, P.O. Box 1099, Castle Dale, UT 84513, have requested the Trust Lands Administration's permission to assign 100% interest in the above referenced grazing permit to Scott N. Johansen and Brock Johansen, P.O. Box 1099, Castle Dale, UT 84513. The assignment fee in the amount of \$30.00 has been submitted. Emery County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the assignment of GP 23287.

**GRAZING PERMIT NO. 20493-10 (CORRECTION OF MINUTES DATED APRIL 19, 2010)**

The Director's Minutes of April 19, 2010, incorrectly listed the above grazing permit's new acreage as *960.00*. The correct acreage should be **958.35**. This should be noted on all records. Beaver & Millard County. School Fund. The permit administrator has had this legal description reviewed by the GIS Group.

Upon recommendation of Ms. Paula Lane, the Director approved the correction to the April 19, 2010, Director's Minutes for GP 20493-10.

**GRAZING PERMIT NO. 22892-F10 - (CORRECTION OF MINUTES DATED APRIL 19, 2010)**

The Director's Minutes of April 19, 2010, incorrectly listed the above grazing permit's new acreage as *17,553.88*. The correct acreage should be **18,473.88**. This should be noted on all records. Millard County. Reservoirs & School Fund. The permit administrator has had this legal description reviewed by the GIS Group.

Upon recommendation of Ms. Paula Lane, the Director approved the correction to the April 19, 2010, Director's Minutes for GP 22892-F10.

**RANGE IMPROVEMENT PROJECTS**

**RANGE IMPROVEMENT PROJECT NO. 343 (APPROVAL)**

**APPLICANT'S NAME AND ADDRESS:**

Justus R. Jorgensen  
190 W. 100 N.  
P.O. Box 834  
Castle Dale, UT 84513

**LEGAL DESCRIPTION OF LANDS DIRECTLY AFFECTED:**

T14S, R8E, SLB&M  
Section 33: NE<sup>1</sup>/<sub>4</sub> (Within)  
Section 28: E<sup>1</sup>/<sub>2</sub>, NE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> (Within)  
Section 21: SE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub> (Within)

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

COUNTY: Carbon                      FUND: University & Reservoirs

**REQUESTED/PROPOSED ACTION:**

The applicant has requested to develop an un-named spring and pipe the water to three troughs. The water will be placed into a 1½ inch pipe which will be ripped into the ground. Total distance of pipe is 3.1 miles. Troughs will be installed at 1.2, 2.0, and 3.1 miles from the spring head.

**RELEVANT FACTUAL BACKGROUND:**

The applicant submitted a proposal for this range improvement project on December 1, 2008.

The application was submitted to the Resource Development Coordinating Committee ("RDCC"). A notice was received from Carbon County stating that the County is in favor of the project.

The Agency's Archaeology staff has cleared the site and has authorized this project to proceed.

A search of the Agency's records was made to determine the status of the area involved. The grazing permit of record, GP 22383-08, is issued to the applicant. There are two mineral leases in the project area that will not be affected by the project. Right of Way No. 844 will be crossed by this proposed project. The applicant has been in contact with Carbon County regarding the crossing.

Following is a flat rate amortization schedule (NRCS Schedule) for this project if the Agency cancels the grazing permit before the project is fully amortized. If the permittee sells or allows the permit to expire or to be canceled due to his own failure, then the amortization schedule will be canceled. Project cost on trust lands is valued at \$27,900.00. The applicant will be granted \$20,925.00 by GIP. The remaining \$6,975.00 will be eligible for amortization. Note: The life of the project (the benefit) is 20 years.

<b>Project</b>	<b>Project Cost</b>	<b>Project Life</b>	<b>Year Completed</b>	<b>Yearly Amortized Deduction</b>	<b>Year Fully Amortized</b>
Installation of Pipe	\$6,975	20 years	2010	\$348.75/year	2030

**RANGE IMPROVEMENT PROJECT NO. 343 (APPROVAL) (CONTINUED)**

**EVALUATION OF THE FACTS:**

This range improvement is in compliance with R850-50-1100(5)(a) and (b). The project does enhance 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. 343. This summary will constitute the Record of Decision.

**RANGE IMPROVEMENT PROJECT NO. 381 - WITHIN GP 22875-08 (APPROVAL)**

**APPLICANT'S NAME AND ADDRESS:**

Lee Vacher  
745 East 50 South  
American Fork, UT 84003

**LEGAL DESCRIPTION OF LANDS DIRECTLY AFFECTED:**

T28S, R14E, SLB&M  
Section 36: NE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> (Within)

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

COUNTY: Wayne                      FUND: School

**REQUESTED/PROPOSED ACTION:**

The proposed action is to develop an existing well by installing a pump and water trough at the well site. The well head will then be fenced to exclude cattle. Water Right No. 95-5266 has been approved by the Utah Division of Water Rights for this project. This project is being cost-shared by the USDA Natural Resources Conservation Service ("NRCS").

**RELEVANT FACTUAL BACKGROUND:**

On February 26, 2010, the applicant submitted a proposal for this range improvement project. A search of the Agency's records was made to determine the status of the area involved. The grazing permit of record on the affected area is GP 22875-08, which is in the name of Cross S Cattle Company. Mr. Vacher subleases this grazing permit from Cross S Cattle Company. One mineral lease for oil and gas (ML 50231 – International Petroleum, LLC) is on record for the trust land parcel, but will not be affected by this project.

The Resource Development Coordinating Committee ("RDCC") was notified of this project on March 2, 2010. No comments were received.

A cultural resource survey was conducted by the Agency's Archaeology staff. No cultural resources will be affected.

Funding of this project will be provided by the NRCS (\$7,000.00) and Mr. Vacher (\$3,000.00). The project costs will not be amortized as Mr. Vacher is not the grazing permittee of record.

**RANGE IMPROVEMENT PROJECT NO. 381 - WITHIN GP 22875-08 (APPROVAL) (CONTINUED)**

**EVALUATION OF THE FACTS:**

The proposed range improvement is not located on land affected by (a) or (b) of R850-50-1100(5). The water development fills a critical need for managing livestock on the Robber's Roost Allotment and will increase the value of this trust land section.

Based on the above information and upon recommendation of Mr. Ron Torgerson, the Director approved Range Improvement Project No. 381. This summary will constitute the Record of Decision.

**MODIFIED GRAZING PERMITS**

**MODIFIED GRAZING PERMIT NO. 11-10 (APPROVAL WITH MATCHING COMPETITIVE BID)**

Steven M. Christensen  
P.O. Box 99  
Richfield, UT 84701

Township 23 South, Range 3 West, SLB&M

Sec 36: Lot 1 Block 9 Hay Plat; Lot 2 Block 9 Hay Plat; M&B description, Lots 3 and 4 Block 9 Hay Plat

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

22.15 Acres    50 AUMs

\$1,401.00 competitive bid match; \$250.00 application fee

Sevier County. School Fund.

The term of this permit begins July 1, 2010, and expires June 30, 2020. The season of use is year-round. The type of livestock is horses and cattle.

COMMENT: The Trust Lands Administration advertised this expiring modified grazing permit in the Richfield Reaper for two weeks (April 14 and April 21). One competitive bid from Lance D. Sudweeks was received for \$1,401.00 with no application fee. Mr. Christensen matched the competitive bid of \$1,401.00 as the incumbent permittee. He also submitted the \$250.00 application fee. This modified grazing permit is for grazing on the Richfield Pastures for a ten-year term. Mr. Sudweeks' check for \$1,401.00 will be returned.

Upon recommendation of Mr. Ron Torgerson, the Director approved MGP 11-10.

**RIGHTS OF ENTRY**

**RIGHT OF ENTRY NO. 5462 (APPROVAL)**

The School and Institutional Trust Lands Administration has received a right of entry application from Aspen Achievement Academy, P.O. Box 400, Loa, UT 84747, to occupy the following described trust land located within Wayne & Piute Counties for therapeutic wilderness program camping which includes group hiking and pulling handcarts.

Township 29 South Range 3 East, SLB&M  
Section 32

Township 28 South, Range 1 West, SLB&M  
ENTIRE PARKER MOUNTAIN BLOCK

The fee for this right of entry is \$20,095.06, plus a \$50.00 application fee and a \$50.00 processing fee totaling \$20,195.06. School Fund. Wayne & Piute Counties. Beginning Date: May 15, 2010. Expiration Date: October 15, 2010.

Upon recommendation of Mr. Lou Brown, the Director approved Right of Entry No. 5462.

**RIGHT OF ENTRY NO. 5475 (APPROVAL)**

On May 3, 2010, the School and Institutional Trust Lands Administration received an application from Moab Desert Adventures, 801 Oak Street, 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: 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. 5475 for a one-year term.

**RIGHT OF ENTRY NO. 5457 (EXTENSION OF TIME)**

On April 6, 2010, Ms. Jeanine Kleinke, pursuant to R850-41-200, and in accordance with direction and delegation of authority, approved Right of Entry No. 5457 for commercial photography to Rapid Films, 1601 Sepulveda Blvd., Suite 722, Manhattan, CA 90266, which was reported on the Director's Minutes of April 12, 2010. The original expiration date was April 27, 2010. On May 3, 2010, Ms. Kleinke approved the extension of the permit expiration date to April 30, 2010.

The fee for the additional time is \$500.00 plus the extension fee of \$100.00, totaling \$600.00. Grand County. School Fund.

*This item was submitted by Ms. Jeanine Kleinke for record-keeping purposes.*

**RIGHT OF ENTRY NO. 5421 (BONUS PAYMENT)**

Dale Grange, Tri State ATV Club, 224 S. 1515 W., Hurricane, UT 84737, has submitted \$94.50 for 63 additional riders at \$1.50 per rider. They paid for 133 riders with the original application. Washington and Kane Counties. School Fund.

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

**EASEMENTS****EASEMENT NO. 1280 (RELEASE OF COLLATERAL ASSIGNMENT)**

Southern California Public Power Authority, a joint power agency created pursuant to the laws of the State of California, 225 South Lake Avenue, Pasadena, CA 91101, submitted, for the Agency's approval, a Release of Assignment of Collateral affecting a 10.2% interest in ESMT 1280, in the name of Milford Wind Corridor Phase I, LLC, c/o First Wind Energy, LLC, 179 Lincoln Street, Suite 500, Boston, MA 02111. The parties intend the release to be effective May 12, 2010. Millard and Beaver Counties. School Fund.

Upon recommendation of Mr. Chris Fausett, the Director approved the release of the collateral assignment on ESMT 1280.

**EASEMENT NO. 1280 (COLLATERAL ASSIGNMENT)**

Milford Wind Corridor Phase II, LLC has requested the Agency's permission to collaterally assign its 10.2% interest in ESMT 1280 to Royal Bank of Scotland plc, 101 Park Avenue, New York, NY 10178. The parties intend the assignment to be effective May 12, 2010. The collateral assignment fee in the amount of \$250.00 has been submitted. Millard and Beaver Counties. School Fund.

Upon recommendation of Mr. Chris Fausett, the Director approved the collateral assignment of ESMT 1280.

**SPECIAL USE LEASE AGREEMENTS****SPECIAL USE LEASE AGREEMENT NO. 1676 (APPROVAL)****APPLICANT'S NAME AND ADDRESS:**

Anadarko Uintah Midstream, LLC  
1368 South 1200 East  
Vernal, UT 84078

APPLICATION TYPE: INDUSTRIAL

TERMS: 30 years

BEGINNING DATE: April 1, 2010

ENDING DATE: March 31, 2040

NEXT REVIEW DATE: April 1, 2015

FIRST YEAR RENTAL: \$12,500.00

APPLICATION FEE: \$ 250.00

PROCESSING FEE: \$ 700.00

TOTAL SUBMITTED: \$13,450.00

**LEGAL DESCRIPTION:**

Township 9 South, Range 22 East, SLB&M  
Section 36: NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> (within)

**SPECIAL USE LEASE AGREEMENT NO. 1676 (APPROVAL) (CONTINUED)**

Beginning at a point in the NW¼SE¼ of Sec. 36, T9S, R22E, SLB&M, which bears S 75°22'38" W 1701.32 ft from the East 1/4 corner of said Sec. 36; thence S 53°59'13" W 56.10 ft; thence S 17°42'40" E 64.71 ft; thence S 09°19'09" W 72.47 ft; thence S 36°30'50" E 87.30 ft; thence S 49°40'41" W 247.80 ft; thence N 48°42'53" W 134.28 ft; thence N 29°57'31" W 38.85 ft; thence N 34°57'42" W 87.84 ft; thence N 39°09'30" W 131.90 ft; thence N 05°56'07" W 31.72 ft; thence N 48°34'49" E 63.30 ft; thence N 54°32'11" E 76.62 ft; thence S 87°40'40" E 122.53 ft; thence N 56°16'59" E 61.74 ft; thence N 69°55'20" E 50.98 ft; thence S 41°52'02" E 37.63 ft; thence N 65°10'39" E 60.55 ft; thence S 17°54'28" E 65.11 ft to the point of beginning. Basis of bearings is a G.P.S. observation.

Contains 2.860 acres, more or less.

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

COUNTY: Uintah

ACRES: 2.860

FUND: School

**PROPOSED ACTION:**

The applicant proposes to operate and maintain a compressor site (East Junior Compressor Site), described above. The compressor facility will be operated on property leased by the applicant (ML 22650). The facility is existing and will now process off-lease and off-unit gas. The term of the special use lease agreement will be 30 years.

**RELEVANT FACTUAL BACKGROUND:**

The applicant has requested approval to operate the facility under a special use lease agreement on the existing compressor site, as they will process off-lease and off-unit gas as described above.

As the site was previously developed under the existing mineral lease, it was determined that this application is exempt from review by the Resource Development Coordinating Committee ("RDCC").

The application was exempt from competitive leasing pursuant to R850-30-500(2)(a).

The site of the facility was previously surveyed for cultural resources under Project No. U-08-MQ-0641s. As this is an existing compressor facility, and there will be no new ground disturbance outside the existing facility, no further survey is required.

**EVALUATION OF FACTS:**

No competing applications were solicited pursuant to R850-30-500(2), as the applicant has requested an exemption due to the facility being constructed under ML 22650. The lease will contain a clause providing for escalation of the annual rental fee at the end of each five-year period, utilizing the approved index.

This action qualifies as an exclusion to the narrative Record of Decision process because it does not warrant the time and expense necessary to complete a full narrative record. Therefore, this summary will constitute the Record of Decision.

Upon recommendation of Mr. Kurt Higgins, the Director approved the issuance of SULA 1676, with a beginning base rental of \$12,500.00. The term of the lease will be 30 years, with a five-year rental review pursuant to R850-30-400.

**SPECIAL USE LEASE AGREEMENT NO. 1677 (APPROVAL)****APPLICANT'S NAME AND ADDRESS:**

Anadarko Uintah Midstream, LLC  
 1368 South 1200 East  
 Vernal, UT 84078

APPLICATION TYPE: INDUSTRIAL

TERMS: 30 years

BEGINNING DATE: April 1, 2010

ENDING DATE: March 31, 2040

NEXT REVIEW DATE: April 1, 2015

FIRST YEAR RENTAL: \$12,500.00

APPLICATION FEE: \$ 250.00

PROCESSING FEE: \$ 700.00

TOTAL SUBMITTED: \$13,450.00

**LEGAL DESCRIPTION:**

Township 10 South, Range 22 East, SLB&M  
 Section 32: SE $\frac{1}{4}$ NW $\frac{1}{4}$  (within)

Beginning at a point in the SE $\frac{1}{4}$ NW $\frac{1}{4}$  of Sec. 32, T10S, R22E, SLB&M, which bears S 15°35'45" W 1970.91 ft from the North 1/4 corner of said Sec. 32; thence S 00°42'54" E 148.54 ft; thence S 72°32'10" W 60.25 ft; thence N 62°54'03" W 35.17 ft; thence N 51°17'45" W 54.16 ft; thence N 85°52'39" W 26.07 ft; thence S 45°10'43" W 54.45 ft; thence S 04°58'25" E 58.53 ft; thence S 26°48'51" W 43.40 ft; thence S 52°28'40" W 39.69 ft; thence N 23°27'17" W 34.50 ft; thence N 08°19'23" E 33.69 ft; thence N 38°09'44" W 22.63 ft; thence N 47°25'16" W 51.97 ft; thence N 52°57'16" W 39.52 ft; thence S 44°14'57" W 35.13 ft; thence N 54°15'27" W 36.13 ft; thence N 14°31'06" E 43.52 ft; thence N 09°55'30" E 47.14 ft; thence N 33°09'16" W 62.34 ft; thence N 09°53'59" E 36.67 ft; thence N 83°38'53" W 33.63 ft; thence N 21°48'11" W 19.49 ft; thence N 05°05'34" E 27.83 ft; thence N 29°30'26" E 72.77 ft; thence N 28°48'01" E 48.20 ft; thence N 38°27'06" E 37.46 ft; thence N 58°52'08" E 34.84 ft; thence N 75°34'28" E 34.06 ft; thence S 70°54'22" E 42.43 ft; thence S 41°38'20" E 73.91 ft; thence S 26°00'56" E 46.27 ft; thence S 56°36'49" E 156.27 ft; thence S 41°29'54" E 72.59 ft to the point of beginning. Basis of bearings is a G.P.S. observation.

Contains 2.918 acres, more or less.

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

COUNTY: Uintah

ACRES: 2.918

FUND: School

**PROPOSED ACTION:**

The applicant proposes to operate and maintain a compressor site (East Bench Compressor Site), described above. The compressor facility will be operated on property leased by the applicant (ML 22798). The facility is existing and will now process off-lease and off-unit gas. The term of the special use lease agreement will be 30 years.

**RELEVANT FACTUAL BACKGROUND:**

The applicant has requested approval to operate the facility under a special use lease agreement on the existing compressor site, as they will process off-lease and off-unit gas.

As the site was previously developed under the existing mineral lease, it was determined that this application is exempt from review by the Resource Development Coordinating Committee ("RDCC").

The application was exempt from competitive leasing pursuant to R850-30-500(2)(a).

**SPECIAL USE LEASE AGREEMENT NO. 1677 (APPROVAL) (CONTINUED)**

The site of the facility was previously surveyed for cultural resources under Project No. U-07-MQ-1438b,s,p. As this is an existing compressor facility, and there will be no new ground disturbance outside the existing facility, no further survey is required.

**EVALUATION OF FACTS:**

No competing applications were solicited pursuant to R850-30-500(2), as the applicant has requested an exemption due to the facility being constructed under ML 22798. The lease will contain a clause providing for escalation of the annual rental fee at the end of each five-year period, utilizing the approved index.

This action qualifies as an exclusion to the narrative Record of Decision process because it does not warrant the time and expense necessary to complete a full narrative record. Therefore, this summary will constitute the Record of Decision.

Upon recommendation of Mr. Kurt Higgins, the Director approved the issuance of SULA 1677, with a beginning base rental of \$12,500.00. The term of the lease will be 30 years, with a five-year rental review pursuant to R850-30-400.

**SPECIAL USE LEASE AGREEMENT NO. 1678 (APPROVAL)****APPLICANT'S NAME AND ADDRESS:**

Anadarko Uintah Midstream, LLC  
1368 South 1200 East  
Vernal, UT 84078

APPLICATION TYPE: INDUSTRIAL

TERMS: 30 years

BEGINNING DATE: April 1, 2010

ENDING DATE: March 31, 2040

NEXT REVIEW DATE: April 1, 2015

FIRST YEAR RENTAL: \$12,500.00

APPLICATION FEE: \$ 250.00

PROCESSING FEE: \$ 700.00

TOTAL SUBMITTED: \$13,450.00

**LEGAL DESCRIPTION:**

Township 10 South, Range 22 East, SLB&M  
Section 11: SW $\frac{1}{4}$  (within)

Beginning at a point on the South line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 11, T10S, R22E, SLB&M, which bears N 89°59'34" W 1231.51 ft from the South 1/4 corner of said Sec. 11; thence N 89°59'34" W along section line 33.65 ft; thence N 02°45'06" E 9.39 ft; thence N 58°15'45" W 85.68 ft; thence N 30°39'46" E 25.17 ft; thence N 54°48'19" W 74.52 ft; thence S 69°56'14" W 1.41 ft; thence N 56°55'49" W 205.40 ft; thence N 32°33'57" E 87.09 ft; thence N 67°45'17" E 70.63 ft; thence S 58°13'39" E 192.91 ft; thence N 32°31'36" E 23.57 ft; thence S 57°07'45" E 65.37 ft; thence S 03°55'37" W 78.17 ft; thence S 02°14'10" W 31.09 ft; thence S 36°42'17" W 13.17 ft; thence S 09°52'15" W 39.43 ft; thence S 05°07'40" E 55.38 ft to the point of beginning. Basis of bearings is a G.P.S. observation. Contains 1.264 acres, more or less.

Section 14: NE $\frac{1}{4}$ NW $\frac{1}{4}$  (within)

Beginning at a point on the North line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Sec. 14, T10S, R22E, SLB&M, which bears N 89°59'34" W 1231.51 ft from the North 1/4 corner of said Sec. 14; thence S 05°07'40" E 28.08 ft; thence N 89°42'03" W 37.49 ft; thence N 02°45'06" E 27.81 ft; thence S 89°59'34" E 33.65 ft to the point of beginning. Basis of bearings is a G.P.S. observation. Contains 0.023 acre, more or less.

**SPECIAL USE LEASE AGREEMENT NO. 1678 (APPROVAL) (CONTINUED)**

Total Acres: 1.287 acres, more or less.

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

COUNTY: Uintah

ACRES: 1.287

FUND: School

**PROPOSED ACTION:**

The applicant proposes to operate and maintain a compressor site (Archie Bench Compressor Site), described above. The compressor facility will be operated on property leased by the applicant (UO1197 AST). The facility is existing and will now process off-lease and off-unit gas. The term of the special use lease agreement will be 30 years.

**RELEVANT FACTUAL BACKGROUND:**

The applicant has requested approval to operate the facility, under a special use lease agreement on the existing compressor site, as they will process off-lease and off-unit gas.

As the site was previously developed under the existing mineral lease, it was determined that this application is exempt from review by the Resource Development Coordinating Committee ("RDCC").

The application was exempt from competitive leasing pursuant to R850-30-500(2)(a).

The site of the facility was previously surveyed for cultural resources under Project No. U-06-MQ-1715s and U-07-MQ-1438b,s,p. As this is an existing compressor facility, and there will be no new ground disturbance outside the existing facility, no further survey is required.

**EVALUATION OF FACTS:**

No competing applications were solicited pursuant to R850-30-500(2), as the applicant has requested an exemption due to the facility being constructed under UO1197 AST. The lease will contain a clause providing for escalation of the annual rental fee at the end of each five-year period, utilizing the approved index.

This action qualifies as an exclusion to the narrative Record of Decision process because it does not warrant the time and expense necessary to complete a full narrative record. Therefore, this summary will constitute the Record of Decision.

Upon recommendation of Mr. Kurt Higgins, the Director approved the issuance of SULA 1678, with a beginning base rental of \$12,500.00. The term of the lease will be 30 years, with a five-year rental review pursuant to R850-30-400.

**AMENDED AND RESTATED SPECIAL USE LEASE AGREEMENT NO. 1599B (COLLATERAL ASSIGNMENT)**

Milford Wind Corridor Phase II, LLC has requested the Agency's permission to collaterally assign SULA 1599B to Royal Bank of Scotland plc, 101 Park Avenue, New York, NY 10178. The parties intend the assignment to be effective May 12, 2010. The collateral assignment fee in the amount of \$250.00 has been submitted. Millard and Beaver Counties. School Fund.

Upon recommendation of Mr. Lou Brown, the Director approved the collateral assignment of SULA 1599B.

**CONSENT AND ESTOPPEL AND NON-DISTURBANCE AGREEMENTS FOR AMENDED AND RESTATED SPECIAL USE LEASE AGREEMENT NO. 1599A AND EASEMENT NO. 1280**

Milford Wind Corridor, Phase I, LLC, the lessee under Amended and Restated Special Use Lease Agreement No. 1599A (“SULA No. 1599A”) and the grantee under Easement No. 1280, entered into loans and other financial agreements with the Royal Bank of Scotland plc, as Agent, 101 Park Avenue, New York, New York 10178, and the Southern California Public Power Authority, 225 South Lake Avenue, Pasadena, California 91101. In contemplation of such loans and financial agreements, the Royal Bank of Scotland plc, and the Southern California Public Power Authority requested that the Agency execute Consent and Estoppel and Non-Disturbance agreements acknowledging and consenting to the loans and financial agreements between the parties. The Agency agreed to provide such Consent and Estoppel and Non-Disturbance agreements in substantially the same form as Exhibit C attached to SULA No. 1599A.

Under the terms of the Consent and Estoppel and Non-Disturbance agreements, the Agency agrees to notify and provide an opportunity to cure any breach or default of SULA 1599A or Easement No. 1280 to the Royal Bank of Scotland plc, and the Southern California Public Power Authority. SULA No. 1599A affects lands located in Beaver County, and Easement No. 1280 affect lands in Beaver and Millard Counties. School Fund.

The Director executed the Consent and Estoppel and Non-Disturbance agreements April 9, 2009. The Agency collected a \$1,000.00 payment from Milford Wind Corridor, Phase I, LLC, for the reasonable attorney’s fees and costs incurred in reviewing the Consent and Estoppel and Non-Disturbance Agreements.

*This item was submitted for record-keeping purposes by Stephanie Barber-Renteria.*

**CONSENT AND ESTOPPEL AND NON-DISTURBANCE AGREEMENTS FOR AMENDED AND RESTATED SPECIAL USE LEASE AGREEMENT NO. 1599B AND EASEMENT NO. 1280**

Milford Wind Corridor, Phase II, LLC, the lessee under SULA No. 1599B and a 10.2% interest owner under Easement No. 1280, will be entering into loans and other financial agreements with the Royal Bank of Scotland plc, as Agent, 101 Park Avenue, New York, New York 10178, and the Southern California Public Power Authority, 225 South Lake Avenue, Pasadena, California 91101. In contemplation of such loans and financial agreements, the Royal Bank of Scotland plc, and the Southern California Public Power Authority have requested that the Agency execute Consent and Estoppel and Non-Disturbance agreements acknowledging and consenting to such loans and financial agreements between the parties. The Agency has previously agreed to provide such Consent and Estoppel and Non-Disturbance agreements in substantially the same form as Exhibit C attached to SULA No. 1599B.

Under the terms of the Consent and Estoppel and Non-Disturbance agreements, the Agency agrees to notify and provide an opportunity to cure to the Royal Bank of Scotland plc, and the Southern California Public Power Authority when there is any default or breach of the terms of SULA No. 1599B or Easement No. 1280 by Milford Wind Corridor, Phase II, LLC. SULA No. 1599B and Easement No. 1280 affect lands in Beaver and Millard Counties. School Fund.

The Director executed the Consent and Estoppel and Non-Disturbance agreements May 3, 2010. The Agency has collected a \$500.00 payment from Milford Wind Corridor, Phase II, LLC, for the reasonable attorney’s fees and costs incurred in reviewing the Consent and Estoppel and Non-Disturbance Agreements.

*This item was submitted for record-keeping purposes by Stephanie Barber-Renteria.*

**AMENDED AND RESTATED SPECIAL USE LEASE AGREEMENT NOS. 1599A AND 1599B (CORRECTION OF MINUTES DATED FEBRUARY 16, 2010)**

The February 16, 2010, entry incorrectly identified the lands subject to Amended and Restated Special Use Lease Agreement 1599B (SULA 1599B) as:

<i>PARCEL 4:</i> <u>Township 26 South, Range 10 West, SLB&amp;M</u> Section 2: <i>N½S½, S½</i>	Beaver & Millard Counties 480.00 acres
<i>PARCEL 5:</i> <u>Township 25 South, Range 10 West, SLB&amp;M</u> Section 36: <i>E½</i>	Millard County 320.00 acres
<i>PARCEL 6:</i> <u>Township 25 South, Range 10 West, SLB&amp;M</u> Section 26: <i>W½SE¼, SW¼</i>	Millard County 240.00 acres
<i>PARCEL 7:</i> <u>Township 25 South, Range 10 West, SLB&amp;M</u> <i>Section 27: E½SE¼</i>	Millard County 80.00 acres

The correct description as provided in SULA 1599B is:

<b>PARCEL 1:</b> <u>Township 26 South, Range 10 West, SLB&amp;M</u> Section 2: <b>S½</b>	Millard County 245.84 acres
<b>PARCEL 2:</b> <u>Township 25 South, Range 10 West, SLB&amp;M</u> Section 36: <b>E½</b>	Millard County 320.00 acres
<b>PARCEL 3:</b> <u>Township 25 South, Range 10 West, SLB&amp;M</u> <b>Section 26: W½SE¼, SW¼</b> <b>Section 27: E½SE¼</b>	Millard County 320.00 acres
<b>PARCEL 4:</b> <u>Township 26 South, Range 10 West, SLB&amp;M</u> <b>Section 2: Portion of S½ lying within Beaver County</b>	Beaver County 74.16 acres

The total acreage for SULA 1599B is 960 acres, of which 74.16 are located in Beaver County and 885.84 are located within Millard County.

The February 16, 2010, entry also incorrectly reported that SULA 1599B would need to be amended because it contained errors in the legal description. The legal description in SULA 1599B is correct and the lease will not be amended. However, the description is awkwardly drafted and clarification for internal record-keeping purposes through this entry is appropriate. Both Parcel 1 and Parcel 4 describe lands in the S½ of Section 2 in Township 26 South, Range 10 West, SLB&M. Since Section 2 is split by the Millard/Beaver county line, the lessee intended to divide up and describe the parcels based on the lands in each county. Accordingly, Parcel 1 contains 245.84 acres in the S½ of Section 2 located in Millard County and Parcel 4 contains 74.16 acres in the S½ of Section 2 located in Beaver County.

*This item was submitted for record-keeping purposes by Stephanie Barber-Renteria.*

**AMENDED AND RESTATED SPECIAL USE LEASE AGREEMENT NO. 1599A ACKNOWLEDGEMENT OF RECEIPT OF DEED OF TRUST, SECURITY AGREEMENT AND FIXTURE FILING**

As required under Section 8.2 of Amended and Restated Special Use Lease Agreement No. 1599A, the lessee, Milford Wind Corridor Phase I, LLC, has provided the Agency with a copy of the Deed of Trust, Security Agreement and Fixture Filing ("Deed of Trust") by and among Milford Wind Corridor Phase I, LLC, a Delaware limited liability company, having an office and mailing address of c/o UPC Wind Management, LLC, 100 Wells Avenue, Suite 201, Newton, Massachusetts 02459, First American Title Insurance Company, a California corporation, 560 South 300 East, Salt Lake City, Utah 84111, and Southern California Public Power Authority, a joint power agency created pursuant to the laws of the State of California and having an office and mailing address at 225 South Lake Ave., Pasadena, California 91101. The Agency hereby acknowledges the receipt of the Deed of Trust.

*This item was submitted for record-keeping purposes by Stephanie Barber-Renteria.*

**SPECIAL USE LEASE AGREEMENT NO. 1247 (THREE-YEAR REVIEW)**

SULA 1247 is a telecommunications lease issued to AAT Communications, Corp., Attn: Site Administration, 5900 Broken Sound Parkway NW, Boca Raton, FL 33487. The lease site is located in Tooele County. School Fund.

1. ANNUAL BASE RENTAL:

The three-year review date for this telecommunications lease is June 1, 2010. The subject property is being used for a communication tower, primarily for cellular telephone purposes. The agreement provides for periodic increases in the rental amount. Based on Paragraph 4b of the lease agreement, staff is recommending an increase of the annual base rental from \$6,000.00 per year to \$7,200.00 per year, effective June 1, 2010. This rental increase is based on market comparables and related data 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 currently two sublessees on the site, Verizon and AT&T Wireless. The annual base rental includes rental for the Verizon co-location, and Sublease No. 2 is AT&T Wireless for which the annual sublease rental is to increase proportionately from \$3,000.00 to \$3,600.00. This is the amount of sublease rental due the Trust Lands Administration.

Preliminary Estimate of Land Value: \$150.00 (Based on \$600.00 per acre)

New Annual Base Rental Amount: \$7,200.00

Acres in Lease: 0.23

Rental Amount / Acre: \$27,782.00

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. The lessee is registered to do business in the State of Utah and is in good standing. The lessee is also part of SBA Towers II, LLC, which is also registered to do business in the State of Utah.

**SPECIAL USE LEASE AGREEMENT NO. 1247 (THREE-YEAR REVIEW) (CONTINUED)**

3. **ADEQUATE INSURANCE AND BOND COVERAGE:**  
The lessee has current and adequate insurance coverage on the lease site. There is a 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. There is a minor problem with the lease description (from the original survey) that needs to be corrected with an amendment to the lease description. Staff is in consultation with the lessee to correct the problem.
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 1247.

**SPECIAL USE LEASE AGREEMENT NO. 1288 (THREE-YEAR REVIEW)**

SULA 1081 is leased to the City of St. George, 175 E. 200 N., St. George, UT 84770. This is a governmental lease for an irrigation water storage tank in Washington County. School Fund.

1. **ANNUAL RENTAL:**  
The three-year review date for this lease is April 1, 2010. The subject property is used for an irrigation water storage tank. 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 \$1,850.00 per year to \$2,140.00 per year, effective April 1, 2010. A certified notice was sent to inform the lessee of the date of this action and the right to oppose and/or appeal the action. No response was received.  
  
New lease fee: \$2,140.00  
Acres in lease: 0.15 ac.  
Rental per acre: \$14,266.67
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.

**SPECIAL USE LEASE AGREEMENT NO. 1288 (THREE-YEAR REVIEW) (CONTINUED)**

4. **ADEQUATE INSURANCE AND BOND COVERAGE:**  
The lessee has provided proof of insurance coverage as required by the lease. The lease allows for a bond to be required any time during the lease at the discretion of the Agency. It has been determined that a bond is not required at this time.
5. **ESTABLISHMENT OF WATER RIGHTS:**  
There are no 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. An error was found and was corrected by a lease amendment.
8. **NEXT ASSESSMENT DATE:**  
The next assessment date will be on April 1, 2013.

Upon recommendation of Mr. Lou Brown, the Director approved the three-year review for SULA 1288.

**SPECIAL USE LEASE AGREEMENT NO. 1394 (FIVE-YEAR REVIEW)**

SULA 1394 is a telecommunications lease issued to UBTA-UBET Communications, Inc., 211 E. 200 N., P.O. Box 157, Roosevelt, UT 84066. The lease site is located in Uintah County. School Fund.

1. **ANNUAL BASE RENTAL:**  
The five-year lease rental review date for this telecommunications lease is May 1, 2010. The subject property is used for a communication tower on the Lower Asphalt Ridge site. The lease agreement provides for periodic increases in the annual base rental amount. To determine an updated fair market value, an evaluation of comparable leases for the same purpose and type of area was conducted. Pursuant to the results of that review, it is recommended that the annual base rental be increased from \$2,500.00 per year to \$3,600.00 per year, effective May 1, 2010. A certified notice was sent informing the lessee of this action. The lessee responded with an approval of the increase and submitted the increased payment timely.

Subleasing: Any subleasing revenue assessed is in addition to the annual base rental amounts discussed above. There is one sublease on this facility. The sublease rental amount is increased from \$1,800.00 to \$1,850.00. This amount has also been paid timely.

Preliminary Estimate of Land Value: \$125.00 (Based on \$500.00 per acre)  
New Annual Base Rental Amount: \$3,600.00  
Acres in Lease: 0.20  
Rental Amount / Acre: \$18,000.00

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.

**SPECIAL USE LEASE AGREEMENT NO. 1394 (FIVE-YEAR REVIEW) (CONTINUED)**

## 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 lease agreement.

## 3. ADEQUATE INSURANCE AND BOND COVERAGE:

Insurance coverage is current and adequate for the lease agreement. There is also a bond in place for the lease.

## 4. ESTABLISHMENT OF WATER RIGHTS:

There are no water rights associated with this lease.

## 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.

## 7. NEXT REVIEW DATE:

The next review date will be on May 1, 2015.

Upon recommendation of Mr. Gary Bagley, the Director approved the five-year review for SULA 1394.

**SPECIAL USE LEASE AGREEMENT NO. 1663 (RECLAMATION BOND)**

Pursuant to Paragraph 10.4 of the lease agreement, Questar Gas Company, Property & Right of Way, 1140 West 200 South, P.O. Box 45360, Salt Lake City, UT 84145-0360, has submitted Corporate Surety Bond No. 965 010 063. The bonding company is Liberty Mutual Insurance Company, 175 Berkeley St., Boston, MA 02117. 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 1663.

**SPECIAL USE LEASE AGREEMENT NO. 1190 (RECLAMATION BOND REPLACEMENT)**

On March 2, 2009, the Director accepted Corporate Surety Bond No. 6384838 provided by WilTel Communications, LLC, P.O. Box 1599, Broomfield, CO 80038. The lessee has requested that this bond be replaced by Surety Bond No. 41196619 in the amount of \$5,000.00. The new bonding company is Platte River Insurance Company, P.O. Box 5900, Madsen, WI 53705, effective March 22, 2010. The replacement bond will remain in full force and effect until released by Trust Lands Administration. Washington County. School Fund.

Upon recommendation of Mr. Gary Bagley, the Director accepted the replacement bond submitted for SULA 1190.

**SPECIAL USE LEASE AGREEMENT NO. 1191 (RECLAMATION BOND REPLACEMENT)**

On March 2, 2009, the Director accepted Corporate Surety Bond No. 6384837 provided by WilTel Communications, LLC, P.O. Box 1599, Broomfield, CO 80038. The lessee has requested that this bond be replaced by Surety Bond No. 41196617 in the amount of \$5,000.00. The new bonding company is Platte River Insurance Company, P.O. Box 5900, Madsen, WI 53705, effective March 22, 2010. The replacement bond will remain in full force and effect until released by Trust Lands Administration. Iron County. School Fund.

Upon recommendation of Mr. Gary Bagley, the Director accepted the replacement bond submitted for SULA 1191.

**SPECIAL USE LEASE AGREEMENT NO. 1192 (RECLAMATION BOND REPLACEMENT)**

On March 2, 2009, the Director accepted Corporate Surety Bond No. 6384839 provided by WilTel Communications, LLC, P.O. Box 1599, Broomfield, CO 80038. The lessee has requested that this bond be replaced by Surety Bond No. 41196617 in the amount of \$5,000.00. The new bonding company is Platte River Insurance Company, P.O. Box 5900, Madsen, WI 53705, effective March 22, 2010. The replacement bond will remain in full force and effect until released by Trust Lands Administration. Beaver County. School Fund.

Upon recommendation of Mr. Gary Bagley, the Director accepted the replacement bond submitted for SULA 1192.

**SALES****CERTIFICATE OF SALE NO. 25732 (ASSIGNMENT)**

Jeff Roche, 17100 North 6000 West, Garland, UT 84312, has requested permission to assign 100% of his interest in Certificate of Sale No. 25732 to J6 Ranches, LLC, a Utah Limited Liability Company, 17100 North 6000 West, Garland, UT 84312. The \$250.00 assignment fee has been paid. Box Elder County. Reservoirs Fund.

Upon recommendation of Ms. Diane Durrant, the Director approved the assignment of Certificate of Sale No. 25732.

**EXCHANGES****EXCHANGE NO. 339 (RANGE CREEK) (CORRECTION AND CLARIFICATION OF MINUTES DATED OCTOBER 19, 2009)**

The Director's Minutes dated October 19, 2009, reported an exchange transaction, commonly known as the Range Creek Exchange, between the Trust Lands Administration and the Utah Division of Wildlife Resources ("UDWR"). At the time records were being updated, errors in the minute entry pertaining to legal descriptions and water rights were found and reported to the Legal Group, who responded that the closing did not occur on November 4, 2009, as indicated in the Minute entry. This entry is intended to correct the date of the exchange, the legal descriptions and water rights listed in the Minutes (to match the conveyance documents), and to provide recording information and internal numbering of documents for record-keeping purposes.

**Date of Exchange:**

The incorrect date of exchange was shown as *November 4, 2009*. The correct date of exchange is **December 14, 2009**.

**EXCHANGE NO. 339 (RANGE CREEK) (CORRECTION AND CLARIFICATION OF MINUTES DATED OCTOBER 19, 2009) (CONTINUED)**

**Lands and Water Rights Conveyed to UDWR:**

The incorrect legal description was shown as:

Township 14 South, Range 8 East, SLB&M

Section 7: Lots 1-4, E $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ ,

Section 18: All

Section 19: Lots 1-4, E $\frac{1}{2}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$

**Section 18: All**

Section 20: W $\frac{1}{2}$

Section 29: N $\frac{1}{2}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$

Containing 2,589.92 acres more or less.

The following legal description was conveyed to the Department of Natural Resources, Division of Wildlife Resources via Patent No. 20159, dated October 6, 2009, and recorded in the office of the Carbon County Recorder on December 16, 2009, as Entry No. 803854 in Book 713, Pages 384-388:

Township 14 South, Range 8 East, SLB&M

Section 7: Lots 1, 2, 3, 4, E $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$

Section 18: All

Section 19: Lots 1, 2, 3, 4, E $\frac{1}{2}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 20: W $\frac{1}{2}$

Section 29: N $\frac{1}{2}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$

Containing 2,589.92 acres, more or less.

Excepting and reserving to the State of Utah, acting by and through the School and Institutional Trust Lands Administration ("SITLA"), for the benefit of the school and institutional Trust Beneficiaries, all coal, oil, gas and other mineral deposits of any type whatsoever.

Subject to rights of ingress, egress, and regress by SITLA and its mineral lessees for the exploration, development, and production of the reserved mineral estate. The rights of SITLA and its mineral lessees to utilize the surface for mineral development purposes shall include all rights available under Utah Code Ann. §53C-2-409(3) (2009); provided, however, that in no event shall such rights of surface use be less than those available under Utah law as of the date of this Patent.

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

Subject to any valid, existing easement or right 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 authority of the United States as provided by Statute.

Subject to Right of Way No. 84 for a road granted to the Carbon County Commission over and across lands in Sections 19, 20, and 29 in T14S, R8E, SLB&M, recorded in the Carbon County Recorder's Office on May 31, 1963, as Entry No. 103341 in Book 85, at Page 89.

**EXCHANGE NO. 339 (RANGE CREEK) (CORRECTION AND CLARIFICATION OF MINUTES DATED OCTOBER 19, 2009) (CONTINUED)**

Subject to Oil Gas and Hydrocarbon Lease ML 27506 B currently held by Forest Oil Corporation affecting the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 18 in T14S, R8E, SLB&M.

Subject to Oil Gas and Hydrocarbon Lease ML 27719 B currently held by Forest Oil Corporation affecting the NE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 18 in T14S, R8E, SLB&M.

Subject to Oil Gas and Hydrocarbon Lease ML 27908 currently held by Oxy USA WTP, LP, affecting Lots 1, 2, 3, 4, and the E $\frac{1}{2}$ W $\frac{1}{2}$  of Section 19 in T14S, R8E, SLB&M.

Subject to Oil Gas and Hydrocarbon Lease ML 27908 B currently held by Midcon Central Exploration Company affecting the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 18 in T14S, R8E, SLB&M.

Subject to Oil Gas and Hydrocarbon Lease ML 46311 currently held by ConocoPhillips Company affecting Lots 1, 2, 3, 4, and the E $\frac{1}{2}$ NW $\frac{1}{4}$  of Section 18, and the NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 19 in T14S, R8E, SLB&M.

Subject to Oil Gas and Hydrocarbon Lease ML 46537 currently held by Thunderbird Energy Inc. affecting Lots 1, 2, 3, 4, E $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 7, and the NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 18 in T14S, R8E, SLB&M.

Subject to Oil Gas and Hydrocarbon Lease ML 46539 currently held by Thunderbird Energy Inc. affecting S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of Section 19, and the W $\frac{1}{2}$  of Section 20, and the N $\frac{1}{2}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$  of Section 29 in T14S, R8E, SLB&M.

Subject to Easement No. 835, originally granted to Klabzuba Oil & Gas, Inc. and subsequently assigned to Horse Bench Gathering, LLC, for an access road on lands within Sections 18 and 19 in T14S, R8E, SLB&M.

Subject to Easement No. 915, originally granted to Klabzuba Oil & Gas, Inc. and subsequently assigned to Horse Bench Gathering, LLC, for an access road and a three-inch buried natural gas pipeline on lands within Section 18 in T14S, R8E, SLB&M.

Surface Acres Conveyed by County: 2,589.92 – Emery County

Surface Acres Conveyed by Beneficiary: 2,589.92 – University Fund

The water rights conveyed to UDWR were incorrectly listed as follows:

**Water Right No. 91-824**

**Water Right No. 91-3454**

**Water Right No. 91-3709**

Water Right No. 91-3714

Water Right No. 91-3217

Water Right No. 91-3073

Water Right No. 91-3096

**EXCHANGE NO. 339 (RANGE CREEK) (CORRECTION AND CLARIFICATION OF MINUTES DATED OCTOBER 19, 2009) (CONTINUED)**

The water rights conveyed to UDWR are as follows:

Water Right No. 91-3714, conveyed to UDWR via Water Quit Claim Deed No. 1485, dated December 14, 2009, and recorded on December 16, 2009, in the office of the Carbon County Recorder as Entry No. 803857 in Book 713, Pages 404-405. The Point of Diversion for said water right is located within Section 7, Township 14 South, Range 8 East, SLB&M.

Water Right No. 91-3217, conveyed to UDWR via Water Quit Claim Deed No. 1486, dated December 14, 2009, and recorded on December 16, 2009, in the office of the Carbon County Recorder as Entry No. 803858 in Book 713, Pages 406-407. The Point of Diversion for said water right is located within Section 18, Township 14 South, Range 8 East, SLB&M.

Water Right No. 91-3073, conveyed to UDWR via Water Quit Claim Deed No. 1487, dated December 14, 2009, and recorded on December 16, 2009, in the office of the Carbon County Recorder as Entry No. 803859 in Book 713, Pages 408-409. The Point of Diversion for said water right is located within Section 19, Township 14 South, Range 8 East, SLB&M.

Water Right No. 91-3096, conveyed to UDWR via Water Quit Claim Deed No. 1488, dated December 14, 2009, and recorded on December 16, 2009, in the office of the Carbon County Recorder as Entry No. 803860 in Book 713, Pages 410-411. The Point of Diversion for said water right is located within Section 29, Township 14 South, Range 8 East, SLB&M.

**Water Right No. 91-3098**, conveyed to UDWR via Water Quit Claim Deed No. 1489, dated December 14, 2009, and recorded on December 16, 2009, in the office of the Carbon County Recorder as Entry No. 803861 in Book 713, Pages 412-413. The Point of Diversion for said water right is located within Section 29, Township 14 South, Range 8 East, SLB&M.

**Lands and Water Rights Conveyed to SITLA:**

The following land, which was correctly listed in the minute entry, was conveyed to SITLA by the Department of Natural Resources, Division of Wildlife Resources via Special Warranty Deed No. 220, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396123, Pages 1 and 2, and recorded on December 16, 2009, in the office of the Carbon County Recorder as Entry No. 803855 in Book 713, Pages 389-390.

Township 15 South, Range 15 East, SLB&M

Section 33: S<sup>1</sup>/<sub>2</sub>NW<sup>1</sup>/<sub>4</sub>, E<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, less the North 462 feet of the SW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>

Township 16 South, Range 15 East, SLB&M

Section 3: Lots 3, 4, SE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>, W<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>

Section 10: N<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, E<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>

Section 11: SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>

Section 14: W<sup>1</sup>/<sub>2</sub>NW<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>

Section 23: N<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>

Section 24: NE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, S<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>

Township 16 South, Range 16 East, SLB&M

Section 30: SW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>

Section 31: NE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>

**EXCHANGE NO. 339 (RANGE CREEK) (CORRECTION AND CLARIFICATION OF MINUTES DATED OCTOBER 19, 2009) (CONTINUED)**

Township 17 South, Range 16 East, SLB&M

Section 4: NE $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$

Section 9: NE $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 10: W $\frac{1}{2}$ W $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ W $\frac{1}{2}$

Containing 1,513.14 acres more or less.

Excepting all coal, oil, gas and other mineral deposits of any type whatsoever.

Subject to easements, rights of way, restrictions, and reservations of record.

The water rights conveyed to SITLA were listed as follows:

Water Right No. 91-3427  
Water Right No. 91-3462  
Water Right No. 91-3463  
Water Right No. 91-3502  
Water Right No. 91-3428  
Water Right No. 91-638  
Water Right No. 91-3435  
Water Right No. 91-3445  
Water Right No. 91-3446  
Water Right No. 91-3447  
Water Right No. 91-3501  
Water Right No. 91-3448  
Water Right No. 91-3449  
Water Right No. 91-3453  
Water Right No. 91-191  
Water Right No. 91-3709  
Water Right No. 91-3426  
Water Right No. 91-2698

The minute entry should be corrected to show the following water rights were conveyed to SITLA:

**Water Right No. 91-824**, conveyed to SITLA via Water Quit Claim Deed No. 1505, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396148, Pages 1 and 2. The Point of Diversion for said water right is located within Section 4, Township 17 South, Range 16 East, SLB&M.

**Water Right No. 91-3454**, conveyed to SITLA via Water Quit Claim Deed No. 1506, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396141, Pages 1 and 2. The Point of Diversion for said water right is located within Section 10, Township 17 South, Range 16 East, SLB&M.

Water Right No. 91-3427, conveyed to SITLA via Water Quit Claim Deed No. 1510, dated December 7, 2009, and recorded on December 16, 2009, in the office of the Carbon County Recorder as Entry No. 803863 in Book 713, Pages 416-417. The Point of Diversion for said water right is located within Section 33, Township 15 South, Range 15 East, SLB&M.

**EXCHANGE NO. 339 (RANGE CREEK) (CORRECTION AND CLARIFICATION OF MINUTES DATED OCTOBER 19, 2009) (CONTINUED)**

Water Right No. 91-3462, conveyed to SITLA via Water Quit Claim Deed No. 1491, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396126, Pages 1 and 2. The Point of Diversion for said water right is located within Section 3, Township 16 South, Range 15 East, SLB&M.

Water Right No. 91-3463, conveyed to SITLA via Water Quit Claim Deed No. 1492, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396127, Pages 1 and 2. The Point of Diversion for said water right is located within Section 3, Township 16 South, Range 15 East, SLB&M.

Water Right No. 91-3502, conveyed to SITLA via Water Quit Claim Deed No. 1493, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396128, Pages 1 and 2. The Point of Diversion for said water right is located within Section 3, Township 16 South, Range 15 East, SLB&M.

Water Right No. 91-3428, conveyed to SITLA via Water Quit Claim Deed No. 1494, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396129, Pages 1 and 2. The Point of Diversion for said water right is located within Section 10, Township 16 South, Range 15 East, SLB&M.

Water Right No. 91-638, conveyed to SITLA via Water Quit Claim Deed No. 1495, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396130, Pages 1 and 2. The Point of Diversion for said water right is located within Section 11, Township 16 South, Range 15 East, SLB&M.

Water Right No. 91-3435, conveyed to SITLA via Water Quit Claim Deed No. 1496, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396131, Pages 1 and 2. The Point of Diversion for said water right is located within Section 14, Township 16 South, Range 15 East, SLB&M.

Water Right No. 91-3445, conveyed to SITLA via Water Quit Claim Deed No. 1497, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396132, Pages 1 and 2. The Point of Diversion for said water right is located within Section 24, Township 16 South, Range 15 East, SLB&M.

Water Right No. 91-3446, conveyed to SITLA via Water Quit Claim Deed No. 1498, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396133, Pages 1 and 2. The Point of Diversion for said water right is located within Section 24, Township 16 South, Range 15 East, SLB&M.

Water Right No. 91-3447, conveyed to SITLA via Water Quit Claim Deed No. 1499, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396134, Pages 1 and 2. The Point of Diversion for said water right is located within Section 30, Township 16 South, Range 16 East, SLB&M.

**EXCHANGE NO. 339 (RANGE CREEK) (CORRECTION AND CLARIFICATION OF MINUTES DATED OCTOBER 19, 2009) (CONTINUED)**

Water Right No. 91-3501, conveyed to SITLA via Water Quit Claim Deed No. 1500, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396135, Pages 1 and 2. The Point of Diversion for said water right is located within Section 3, Township 16 South, Range 16 East, SLB&M.

Water Right No. 91-3448, conveyed to SITLA via Water Quit Claim Deed No. 1501, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396136, Pages 1 and 2. The Point of Diversion for said water right is located within Section 31, Township 16 South, Range 16 East, SLB&M.

Water Right No. 91-3449, conveyed to SITLA via Water Quit Claim Deed No. 1502, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396137, Pages 1 and 2. The Point of Diversion for said water right is located within Section 31, Township 16 South, Range 15 East, SLB&M.

Water Right No. 91-3453, conveyed to SITLA via Water Quit Claim Deed No. 1503, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396138, Pages 1 and 2. The Point of Diversion for said water right is located within Section 4, Township 17 South, Range 16 East, SLB&M.

Water Right No. 91-191, conveyed to SITLA via Water Quit Claim Deed No. 1504, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396139, Pages 1 and 2. The Point of Diversion for said water right is located within Section 4, Township 17 South, Range 16 East, SLB&M.

Water Right No. 91-3709, conveyed to SITLA via Water Quit Claim Deed No. 1507, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396142, Pages 1 and 2. The Point of Diversion for said water right is located within Section 4, Township 17 South, Range 16 East, SLB&M.

Water Right No. 91-3709, conveyed to SITLA via Water Quit Claim Deed No. 1508, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396143, Pages 1 and 2. The Point of Diversion for said water right is located within Section 10, Township 17 South, Range 16 East, SLB&M. **[Note: The water right number listed in this deed duplicates that in Water Quit Claim Deed No. 1507; however there are different Points of Diversion on each deed.]**

Water Right No. 91-3426, conveyed to SITLA via Water Quit Claim Deed No. 1509, dated December 7, 2009, and recorded on December 16, 2009, in the office of the Carbon County Recorder as Entry No. 803862 in Book 713, Pages 414-415. The Point of Diversion for said water right is located within Section 33, Township 15 South, Range 15 East, SLB&M.

Water Right No. 91-2698, conveyed to SITLA via Water Quit Claim Deed No. 1490, dated December 7, 2009, and recorded on December 15, 2009, in the office of the Emery County Recorder as Entry No. 396125, Pages 1 and 2. The Point of Diversion for said water right is located within Section 10, Township 17 South, Range 16 East, SLB&M.

Upon recommendation of Ms. Diane Durrant, the Director approved the correction to Exchange No. 339 on Minutes dated October 19, 2009.

**PREDESIGNATIONS**

**PREDESIGNATION NO. 260 (CANCELLATION)**

On June 20, 1988, the predecessor agency to the School and Institutional Trust Lands Administration, the Utah Division of State Lands and Forestry ("DSLFL"), entered into an agreement with the Maeser Water Improvement District ("MWID") in which DSLFL agreed to withdraw a protest to the application of MWID for Water Right No. 45-5296 which was located on trust land. In exchange for this withdrawal, MWID agreed to make available to DSLFL 100 acre feet or 20% of the water appropriated in the well, whichever was greater. Unfortunately, the well was unsuccessful and was capped in November of 1989. For this reason, PRED No. 260 should be canceled.

Upon recommendation of Mr. Richard Wilcox, the Director approved the cancellation of PRED 260.

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**DEVELOPMENT ACTIONS**

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**DEVELOPMENT SUBDIVISION SALE**

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

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 59	26441-15-59	04/27/10	20034-15-59	01/11/08	\$26,125.00	\$100.00	0.18	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,

**DEVELOPMENT SUBDIVISION SALE - ESTATES AT HIDDEN VALLEY (CONTINUED)**

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 James.*

**DEVELOPMENT SUBDIVISION SALE**

THE FOLLOWING SALE HAS BEEN EXECUTED AND 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 263	26377-10-263	04/26/10	19928-10-263	07/07/06	\$9,136.37	\$20.00	0.11	SCH	7

This legal description has been reviewed by the GIS Group.

**LIST MINERAL RESERVATIONS:**

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

**LIST SURFACE RESERVATIONS:**

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

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

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

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

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**ACTIONS CONTAINING FEE WAIVERS**

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**NONE**