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EB 1103144 8:1577 59
DOUG CROFTS, WEBER COUNTY RECORDER
1990 MAR 08 12:22 PM FEE 9.00 DEP MH
REC FOR UTAH POWER & LIGHT

UNDERGROUND UTILITY EASEMENT

ST. BENEDICT'S HOSPITAL, a Utah nonprofit corporation, of 5475 South 500 East, Ogden, Utah 84405-6978, Grantor, hereby quitclaims to PACIFICORP, an Oregon Corporation, dba Utah Power & Light Company, of 1407 West North Temple, Salt Lake City, Utah 84116, its successors in interest and assigns, Grantee, for the sum of Ten (\$10.00) Dollars and other valuable consideration, a non-exclusive, perpetual easement and right-of-way for the construction, operation, maintenance, repair, alteration, enlargement, inspection, relocation and replacement of underground electric transmission and distribution lines, communications circuits, fiber optic cables and associated underground facilities, for the purpose of providing electrical service to buildings or other facilities located upon lands now or hereafter owned by Grantor, under and across the real property located in Weber County, Utah, described as follows:

Beginning at a point on the South right-of-way line of 5350 South Street, being 1591.33 feet North 0°26'00" East along the East line of said Section 17 and 300.27 feet North 89°34'00" West from the Southeast Corner of said Section 17; and running thence South 1°10'22" East 41.77 feet; then South 18°14'00" East 53.32 feet; thence South 0°26'00" West 49.89 feet; then South 29°34'14" West 17.43 feet; then South 0°25'46" East 18.00 feet; thence North 89°34'14" East 8.22 feet; thence South 0°26'00" West 10.00 feet; thence South 89°34'14" West 16.07 feet; thence North 0°25'46" West 30.14 feet; thence North 29°34'14" East 17.50 feet; thence North 0°26'00" East 46.50 feet; thence North 18°14'00" West 53.20 feet; thence North 1°10'22" West 43.20 feet to said South right-of-way line of 5350 South Street; thence South 89°34'00" East 8.00 feet along said South right-of-way line to the point of beginning.

Together with a perpetual, non-exclusive easement for a transformer pad and any necessary above-ground non-PCB electrical transformers at the south end of the foregoing easement and together with all necessary and reasonable rights of ingress and egress and the right to excavate and refill ditches and trenches for the location, installation and repair of said facilities and to remove trees, shrubbery, undergrowth or other obstructions interfering with the repair and maintenance of said underground facilities.

The easement and rights granted herein are granted subject to the following conditions, which shall be covenants running with and burdening the easement granted for the benefit of Grantor and Grantor's successors in interest:

Snopate Dec Township Range Missing

a. Following any entry made under the terms of this easement by Grantee, its agents or assigns, Grantee shall promptly restore the above described premises to their condition existing prior to said entry.

b. Grantor, at Grantor's expense, may require the relocation of the easement granted herein and the facilities located therein whenever reasonably required to permit the development of Grantor's lands or the operation of facilities located thereon.

c. Grantee shall not cause or permit the release of any hazardous waste or other hazardous substance onto Grantor's lands in connection with Grantee's use of or operations on the above described premises, and Grantee shall indemnify Grantor against any and all claims against Grantor and expenses incurred by Grantor arising from or as a result of any such release caused or permitted by Grantee in connection with such use or operations.

d. The easement and rights granted herein may be terminated by Grantor whenever the easement is no longer reasonably required to provide electrical service to buildings or other facilities located upon contiguous lands presently or hereafter owned by Grantor.

WITNESS the hand of the Grantor this 20 day of December, 1987

ST. BENEDICT'S HOSPITAL, a Utah
nonprofit corporation

By *Dale St. Arnold*
Dale St. Arnold, President

ATTEST:

Anita Luke Boardman
Secretary

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STATE OF UTAH)
) : ss.
COUNTY OF WEBER)

The foregoing instrument was acknowledged before me this 20th day of December, 1992, by Dale St. Arnold, the President of St. Benedict's Hospital.

My commission expires:

June 14, 1993

Julie K. Featherston
Notary Public
Residing at: St. Benedict's Hospital

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