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RETURNED 3
SEP 14 1998

DIST BF 1-97

Return to:

Claudia Conder
PacifiCorp/Utah Power & Light Co.
Property Management Dept.
1407 West North Temple
Salt Lake City, Utah 84140

E 1439340 B 2357 P 1192
JAMES ASHAUER, DAVIS CNTY RECORDER
1998 SEP 14 1:24 PM FEE 15.00 DEP JTA
REC'D FOR CONDER, CLAUDIA

PN: 01360730
July 13, 1998

06-037-0165
NE 24 2U 1W

DISTRIBUTION RIGHT OF WAY EASEMENT

For value received, MILLER FAMILY REAL ESTATE, L.L.C. (Grantor) hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns (Grantee), an easement for a right of way 10 feet in width for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power distribution lines and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: supporting towers, poles, props, guys and anchors, including guys and anchors outside of the right of way; wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults and cabinets, along the general course now located by Grantee on, over or under the surface of the real property of Grantor in Davis County, State of Utah, more particularly described as follows or as more particularly described and/or shown on Exhibit(s) "A" attached hereto and by this reference made a part hereof:

A right of way 10 feet in width, being 5 feet on each side of the following described survey line:

Beginning at the northwesterly boundary fence of the Grantor's land, said boundary fence also being the southeasterly right of way fence of Interstate No. 15, at a point 1156 feet south and 689 feet west, more or less, from the northeast corner of Section 24, T. 2 N., R. 1 W., S.L.M., thence S.68°10'E. 45 feet, more or less, on said land and being in the NE1/4 of the NE1/4 of said Section 24.

A right of way over the northwesterly 10 feet on the Grantor's land being 10 feet southeasterly of and adjacent to the following described northwesterly boundary fence of said Grantor's land:

Beginning at a point on the northwesterly boundary fence of the Grantor's land, said boundary fence also being the southeasterly right of way fence of Interstate No. 15, at a point 1156 feet south and 689 feet west, more or less, from the northeast corner of Section 24, T. 2 N., R. 1 W., S.L.M., thence UNDERGROUND along said fence the following two courses N.20°20'E. 53 feet and N.21°36'E. 129 feet,

APPROVED AS
TO DESCRIPTION
DB



more or less, to the northwest corner of said land and being in the NE1/4 of the NE1/4 of said Section 24.

Assessor's Map No. NE 24 T2N R10W Tax Parcel No. 06-037-0109

Together with the right of access to the right of way from adjacent lands of Grantor for all activities in connection with the purposes for which this easement has been granted; and together with the present and (without payment therefor) the future right to keep the right of way and adjacent lands clear of all brush, trees, timber, structures and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor erect or permit the erection of any buildings or structures of any kind or nature, or place or use or permit any equipment or material of any kind that exceeds 12 feet in height, or light any fires, or place or store any flammable materials (other than agricultural crops), on or within the boundaries of the right of way. Subject to the foregoing limitations, the surface of the right of way may be used for roads, agricultural crops and other purposes not inconsistent with the purposes for which this easement has been granted.

The rights and obligations of the parties hereto shall be binding upon and shall benefit their respective heirs, successors and assigns; and this easement shall terminate if and when Grantee shall have abandoned all use of the right of way and no longer has any future need therefor.

Signed this 5th day of August, 1998.

Laurence H Miller

REPRESENTATIVE ACKNOWLEDGEMENT

STATE OF _____)
County of _____)
ss.

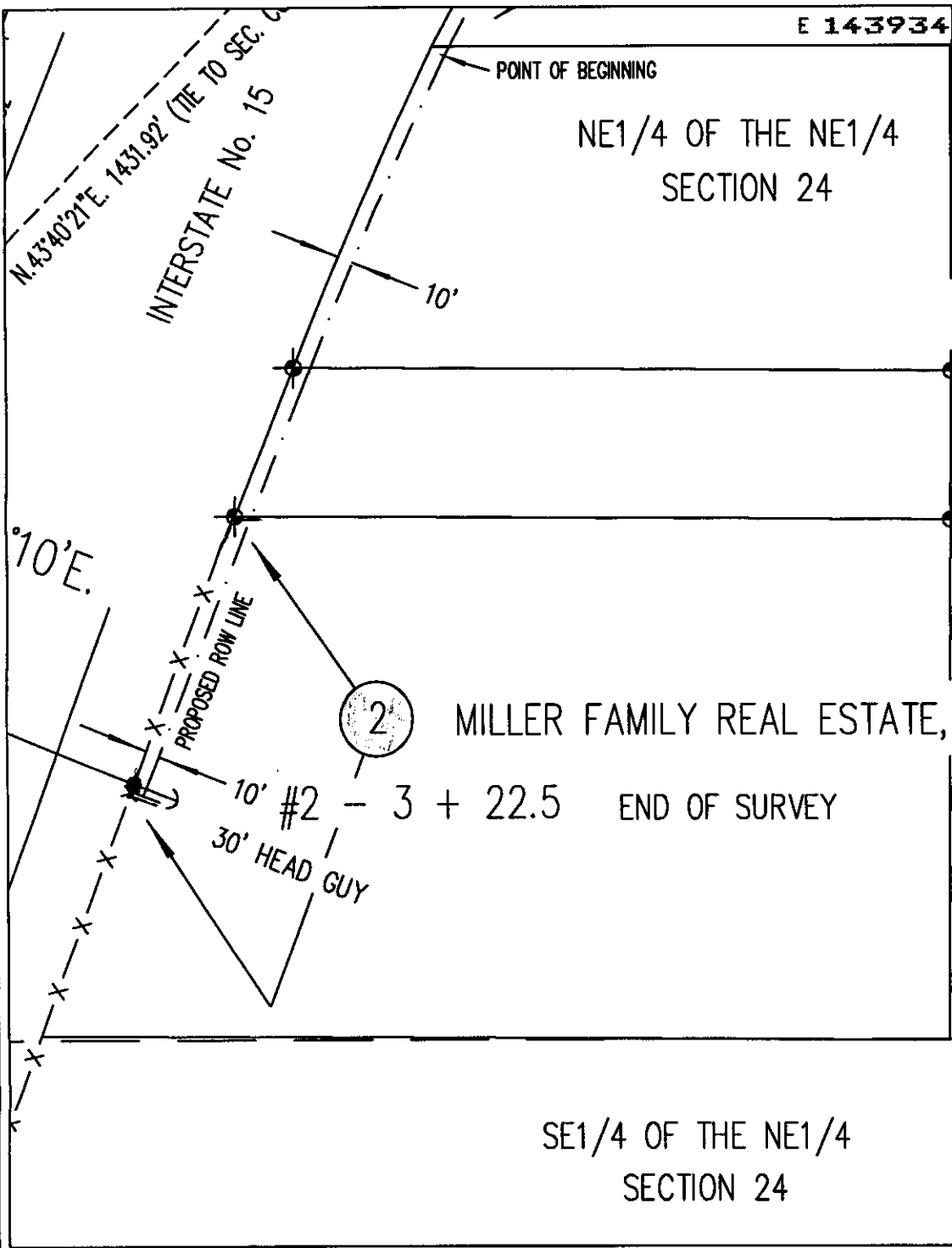
This instrument was acknowledged before me on _____, 19____, by _____ as _____ of _____.

Notary Public
My Commission Expires _____

POINT OF BEGINNING

NE1/4 OF THE NE1/4 SECTION 24

T.2N., R.1W., S.L.M.



MILLER FAMILY REAL ESTATE, L.L.C.

SE1/4 OF THE NE1/4 SECTION 24



DATE: JULY 14, 1998

SPONSOR: SCOTT HOPKINSON

SURVEYED BY: U.P. & L. Co./J.E.D.

DRAWN BY: D. T. Boyd

CHECKED BY: D. T. Boyd

PLOT SCALE: 1 = 1

R: \ROW\007NKY00.DWG

EXHIBIT "A"

OVERHEAD DISTRIBUTION LINE TO SERVE
 CLEAR WATER CENTER FIR SAHARA CINSTRUCTION COMPANY
 935 NORTH 500 WEST
 EASEMENT No. 2R - MILLER FAMILY REAL ESTATE, L.L.C.
 DRAPER, SALT LAKE COUNTY, UTAH

APPROVAL
 RONALD G. OLSEN

RGO

SUPERVISOR RIGHT OF WAY DESIGN



PACIFICORP

GOLDEN SPIKE AREA

SCALE: 1 IN. = 100 FT.

SHEET 1 OF 1

PN 01360730

REV.