

3781406

RIGHT OF WAY AND EASEMENT GRANT

The UNIVERSITY OF UTAH, a body corporate and politic of the State of Utah, Grantor, hereby conveys and warrants to UTAH POWER & LIGHT COMPANY, a corporation, its successors in interest and assigns, Grantee, for the sum of One Dollar (\$1.00) and other valuable consideration, a perpetual easement and right of way for the erection, operation and continued maintenance, repair, alteration, inspection, relocation and replacement of the electric transmission and distribution circuits of the Grantee, and six new poles and three new guy anchors, with the necessary stubs, cross-arms, braces and other attachments affixed thereto, for the support of said circuits, on, over, under and across a tract of land located in Salt Lake County, Utah, along a centerline described as follows:

Beginning in an existing power line on the Grantor's land at a point 422 feet north and 80 feet west, more or less, from the southeast corner of Section 4, T. 1 S., R. 1 E., S.L.M., said point being 135 feet south and 130 feet east, more or less, from Point No. 9 of Parcel No. 1 of Tract "D", thence S. 30°33' E. 1869.5 feet, thence S. 25°55' E. 50 feet to the southwesterly boundary line of said land and being in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 4, the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 3, and the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 10 in Tract "D", Township and Range aforesaid, all being within the boundaries of the University of Utah.

Except from the above that portion of line over, across, and/or upon Road Right of Way.

Together with all rights of ingress and egress necessary or reasonable for the full and complete use, occupation and enjoyment of the easement hereby granted, and all rights and privileges incident thereto, including the right to cut and remove timber, trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement.

This easement is granted in accord with and supplements a prior easement dated January 29, 1970, and recorded on the 20th day of March, 1970, in the Office of the County Recorder of Salt Lake County, Utah, in Book 2839 of page 509.

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By acceptance of this right of way and easement grant, Grantee agrees to indemnify and save harmless THE UNIVERSITY OF UTAH from any and all loss, damage, expense, claims or demands resulting from negligence of Grantee in the construction, repair, maintenance, replacement or operation of Grantee's facilities hereunder.

IN WITNESS WHEREOF, the UNIVERSITY OF UTAH has caused this instrument to be executed this 11th day of JANUARY, A.D., 1982.

UNIVERSITY OF UTAH

By: Walter P. Gnemi
Vice President, Administrative Services

APPROVED AS TO FORM:

William Thomas

AC

STATE OF UTAH)
: ss
COUNTY OF SALT LAKE)

On this 11th day of JANUARY A.D., 1982, personally appeared before me Walter P. Gnemi who being by me duly sworn did say that he is the Vice President for Administrative Services of the UNIVERSITY OF UTAH and that the within and foregoing instrument was executed in behalf of the UNIVERSITY OF UTAH by authority of an approval by its Institutional Council and he further acknowledged to me that the UNIVERSITY OF UTAH executed the same.

WITNESS my hand and official seal the day and year in this certificate first above written.

My Commission expires: 10-14-85 W. Knorr
Notary Public

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KATHIE L. JENSEN
RECORDER
SALT LAKE COUNTY
UTAH

APR 15 2 15 PM '83
Walter P. Gnemi
REQ OF REP
Wm Thomas 500



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