

REV05042015

Return to:  
Rocky Mountain Power  
Carolyn DeLeeuw  
70 North 200 East  
American Fork, UT 84003



ENT 26925:2018 PG 1 of 3  
JEFFERY SMITH  
UTAH COUNTY RECORDER  
2018 Mar 22 11:38 am FEE 14.00 BY MA  
RECORDED FOR ROCKY MOUNTAIN POWER

Project Name: SHN16:NGW/URBAN GRV OFC #1/KC GARDNER CO  
WO#: 6415834  
RW#:

### **UNDERGROUND RIGHT OF WAY EASEMENT**

For value received, **KC GARDNER COMPANY, LC** (“Grantor”), hereby grants Rocky Mountain Power, an unincorporated division of PacifiCorp its successors and assigns, (“Grantee”), an easement for a right of way 20 feet in width and 60 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of underground electric power transmission, distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, cabinets, and vaults on, across, or under the surface of the real property of Grantor in **Utah** County, State of **Utah** more particularly described as follows and as more particularly described and/or shown on Exhibit(s) A attached hereto and by this reference made a part hereof:

#### **Legal Description: THE VOID PLAT ‘B’**

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 clear of all brush, trees, timber, structures, buildings and other hazards which might endanger Grantee’s facilities or impede Grantee’s activities.

At no time shall Grantor place or store any flammable materials (other than agricultural crops), or light any fires, 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 agricultural crops and other purposes not inconsistent, as determined by Grantee, 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.

To the fullest extent permitted by law, each of the parties hereto waives any right it may have to a trial by jury in respect of litigation directly or indirectly arising out of, under or in connection with this agreement. Each party further waives any right to consolidate any action in

which a jury trial has been waived with any other action in which a jury trial cannot be or has not been waived.

Dated this 7 day of March, 2018.

[Signature]  
KC GARDNER COMPANY, LC GRANTOR

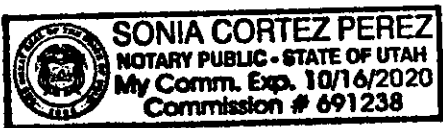
**Acknowledgment by a Corporation, LLC, or Partnership:**

STATE OF UTAH )  
 ) ss.  
County of SALT LAKE )

On this 7 day of MARCH, 2018, before me, the undersigned Notary Public in and for said State, personally appeared KCM GARDNER (name), known or identified to me to be the MANAGER (president / vice-president / secretary / assistant secretary) of the corporation, or the (manager / member) of the limited liability company, or a partner of the partnership that executed the instrument or the person who executed the instrument on behalf of KC GARDNER COMPANY, LC (entity name), and acknowledged to me that said entity executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

[Signature]  
(notary signature)



NOTARY PUBLIC FOR UTAH (state)  
Residing at: DAVIS COUNTY, UT (city, state)  
My Commission Expires: 10.16.20 (d/m/y)

# PROPERTY DESCRIPTION

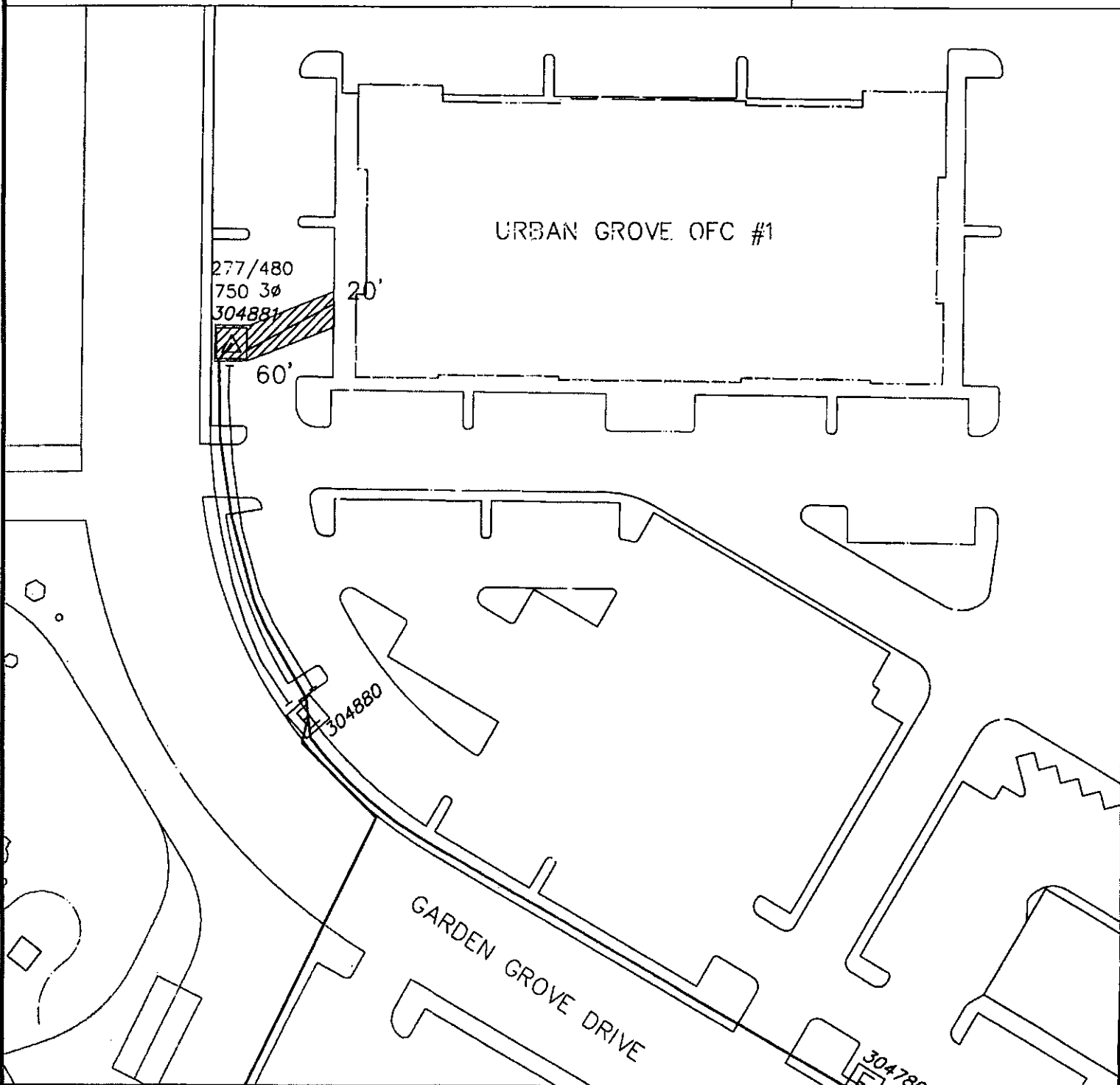
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SECTION: SEC 30, T5S, R2E, SLB&M

UTAH COUNTY, UTAH STATE

PARCEL #: THE VOID PLAT 'B'



CC #: 11421

WO #: 6415834

OWNER: KC GARDNER COMPANY, LC

AUTHOR: CAROLYN DELEEUW

10633

THIS DRAWING SHOULD BE USED ONLY AS A REPRESENTATION OF THE LOCATION OF THE EASEMENT BEING CONVEYED. THE EXACT LOCATION OF ALL STRUCTURES, LINES AND APPURTENANCES IS SUBJECT TO CHANGE.

## EXHIBIT A



SCALE: NONE