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12/21/2015 01:28 PM \$16.00  
Book - 10389 Pg - 4387-4390  
GARY W. OTT  
RECORDER, SALT LAKE COUNTY, UTAH  
ROCKY MOUNTAIN POWER  
ATTN: LISA LOUDER  
1407 W NORTH TEMPLE STE 110  
SLC UT 84116-3171  
BY: CRP, DEPUTY - WI 4 P.

Return to:  
Rocky Mountain Power  
Lisa Louder / *Mike Wolf*  
1407 West North Temple Ste. 110  
Salt Lake City, UT 84116

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### RIGHT OF WAY EASEMENT

For value received, the City of Bluffdale, a municipal corporation of the State of Utah, ("Grantor"), hereby grants to PacifiCorp, an Oregon Corporation, d/b/a Rocky Mountain Power its successors and assigns, ("Grantee"), an easement for a right of way for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power transmission, distribution 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 therefore; and pads, transformers, switches, vaults and cabinets, on, over, or under the surface of the real property of Grantor in Salt Lake County, State of Utah more particularly described as follows (the "Easement Area") and as shown on Exhibit A, attached hereto and incorporated by reference:

#### Legal Description:

That portion of a tract of land conveyed to Utah Power & Light by that certain Warranty Deed recorded October 26, 1944 as Document No. 987518 in Book 402, Page 217, Salt Lake County Recorder, situate in Section 15, Township 4 South, Range 1 West, Salt Lake Base and Meridian, Utah, lying southerly of the following described line and it's easterly and westerly extensions:

Commencing at the South Quarter Comer of said Section 15, thence 735.85 feet North 00°19'04" East along the center-section line and 1128.27 feet South 89°40'43" East to the Point of Beginning; thence South 58°49'40" East 125.15 feet; thence North 86°42'09" East 80.49 feet; thence North 74°08'04" East 72.19 feet; thence South 88°43'23" East 181.36 feet, more or less, to the easterly line of said parcel. The above described line is parallel with and 50 feet perpendicularly distant northerly from the centerline of the northern most existing power line traversing said tract of land.

Assessor Parcel No.                      33-15-400-008

Grantee shall have the following rights: 1) a right of access within the Easement Area for all activities in connection with the purposes for which this easement has been granted and a right of access from adjacent lands of Grantor if reasonably necessary; and 2) the right to clear and maintain vegetation within the Easement Area and the right to remove vegetation outside of

the Easement Area Grantee determines that may pose a hazard or might otherwise endanger Grantee's facilities.

At no time shall Grantor place, use or allow any equipment, structures or material of any kind that exceeds twelve (12) feet in height, light any fires, place or store any flammable materials, on or within the Easement Area. Subject to the foregoing limitations, the surface of the right of way may be used for recreation purposes or other uses consistent with, as determined by Grantee, 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 30<sup>th</sup> day of October, 2013.

**GRANTOR**  
City of Bluffdale, a municipal corporation of the State of Utah

By: *Derk P. Timothy*  
Derk P. Timothy

**Its: Mayor**

**Acknowledgment**

STATE OF Utah )  
) ss.  
County of Salt Lake )

On this 30<sup>th</sup> day of October, 2013, before me, the undersigned Notary Public in and for said State, personally appeared Derk P. Timothy, known or identified to me to be the Mayor of the City of Bluffdale, a municipal corporation of the State of Utah, that executed the instrument on behalf of said entity, 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.

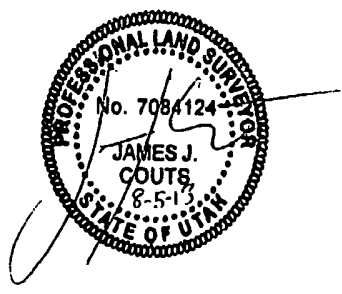
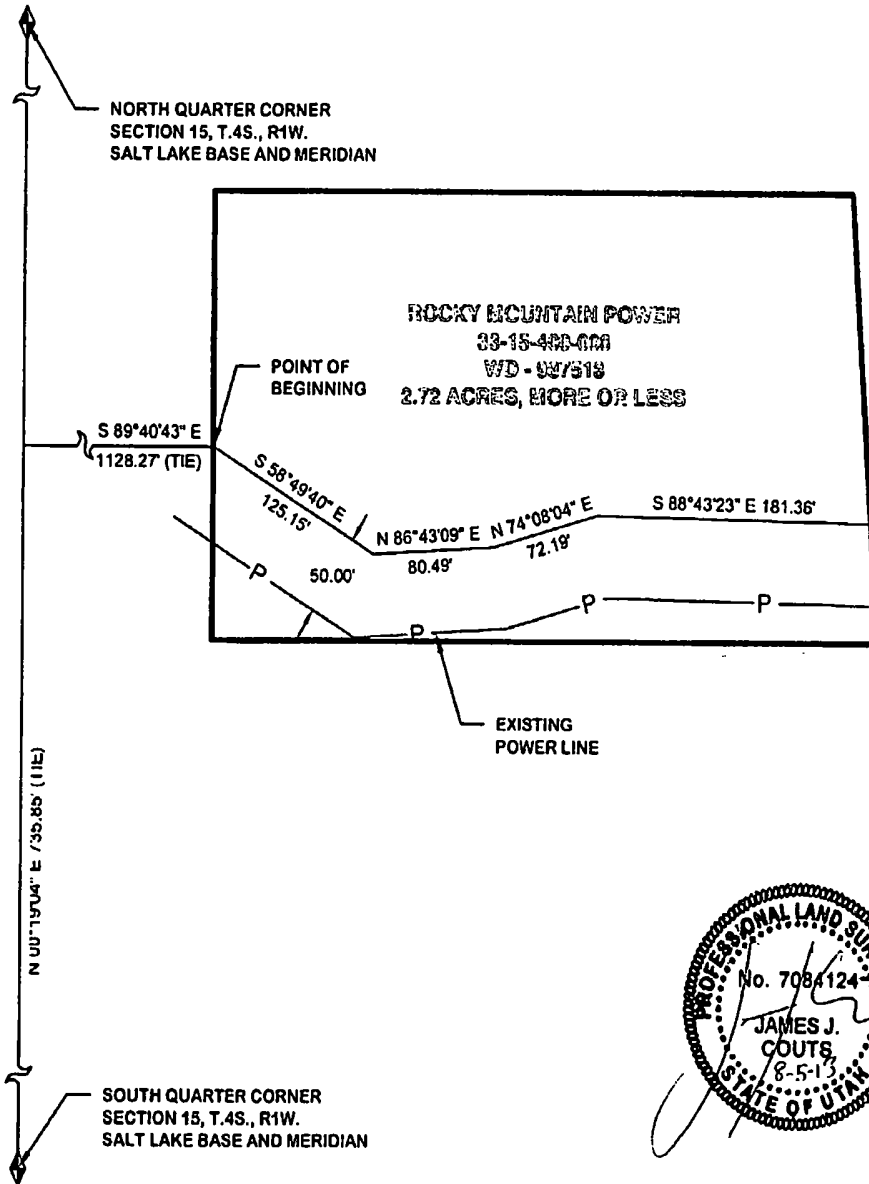
*Teddie K. Bell* (notary signature)



**EXHIBIT "A"**  
**TO RIGHT OF WAY EASEMENT**

# Property Description

Quarter SE Section 15 Township 4S Range 1W, Salt Lake Base and Meridian  
 County: Salt Lake State: Utah  
 Parcel Number: 33-15-400-008



Land Owner Name: UTAH POWER & LIGHT
Drawn by: Electrical Consultants Inc.

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 within the boundaries of the described easement area.

**EXHIBIT A**



SCALE: 1" = 100'