

**Return to:**

Rocky Mountain Power  
 Attn: Lisa Louder  
 1407 W North Temple, Ste.110  
 Salt Lake City, UT 84116

PN: 10031004  
 RW: 20060031.2a/SG

10826844  
 10/29/2009 10:30 AM \$14.00  
 Book - 9774 Pg - 8570-8572  
**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: ZJM, DEPUTY - WI 3 P.

### RIGHT OF WAY OVERHANG EASEMENT

For value received, **The Last Holdout, L.L.C.**, ("Grantor"), hereby grants to PacifiCorp, an Oregon Corporation, d/b/a Rocky Mountain Power its successors and assigns, ("Grantee"), an overhang easement for a right of way 25 feet in width and 2770 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power lines, transmission, distribution lines and communication lines and all necessary or desirable accessories and appurtenances thereto, along the general course now located by Grantee on, over or under the surface of the real property of Grantor in SALT LAKE 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, and it being understood and agreed that no physical facilities shall be constructed on or under Grantor's property under the terms of this Right of Way Overhang Easement:

Beginning at a point on the south line of the Grantor's land which is 95.06 feet N.89°45'50"W along the section line from the Southeast Corner of said Section 27 and running thence N.89°45'50"W 24.94 feet along said south line; thence N.00°00'47"W 2770.34 feet; thence S.89°47'37"E 25.42 feet; thence S.00°00'11"E 2770.35 feet to the point of beginning. The above-described easement contains 69,761 square feet or 1.601 acres.

Affecting Assessor Parcel No.: 26-27-100-003

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, buildings and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor place, use or permit any equipment or material of any kind that exceeds twelve (12) feet in height, light any fires, place or store any flammable materials (other than agricultural crops), on or within the boundaries of the right of way; provided, however, that Grantor may drive farming equipment within the boundaries of the right of way not to exceed fourteen (14) feet in height and, in the event of any failure in such farming equipment while it is being driven within the boundaries of the right of way, Grantor shall have the right to park such farming equipment within the boundaries of the right of way for a reasonable period of time to

have such equipment repaired and removed from the right of way. Subject to the foregoing limitations, this easement shall be non-exclusive such that Grantor may use the property at any time for any purpose in a manner which does not interfere with the purposes for which this easement has been granted, including but not limited to using the surface of the right of way for agricultural crops and other farming activities.

The rights and obligations of the parties hereto shall be binding upon and shall benefit their respective heirs, successors and assigns.

DATED this 14 day of October, 2009

**The Last Holdout, L.L.C.**

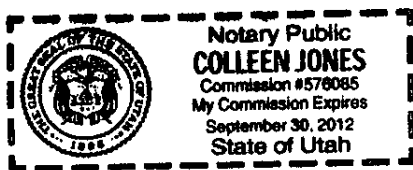
By: David S. Bastian

Its: Manager

STATE OF UTAH )  
COUNTY OF Salt Lake )

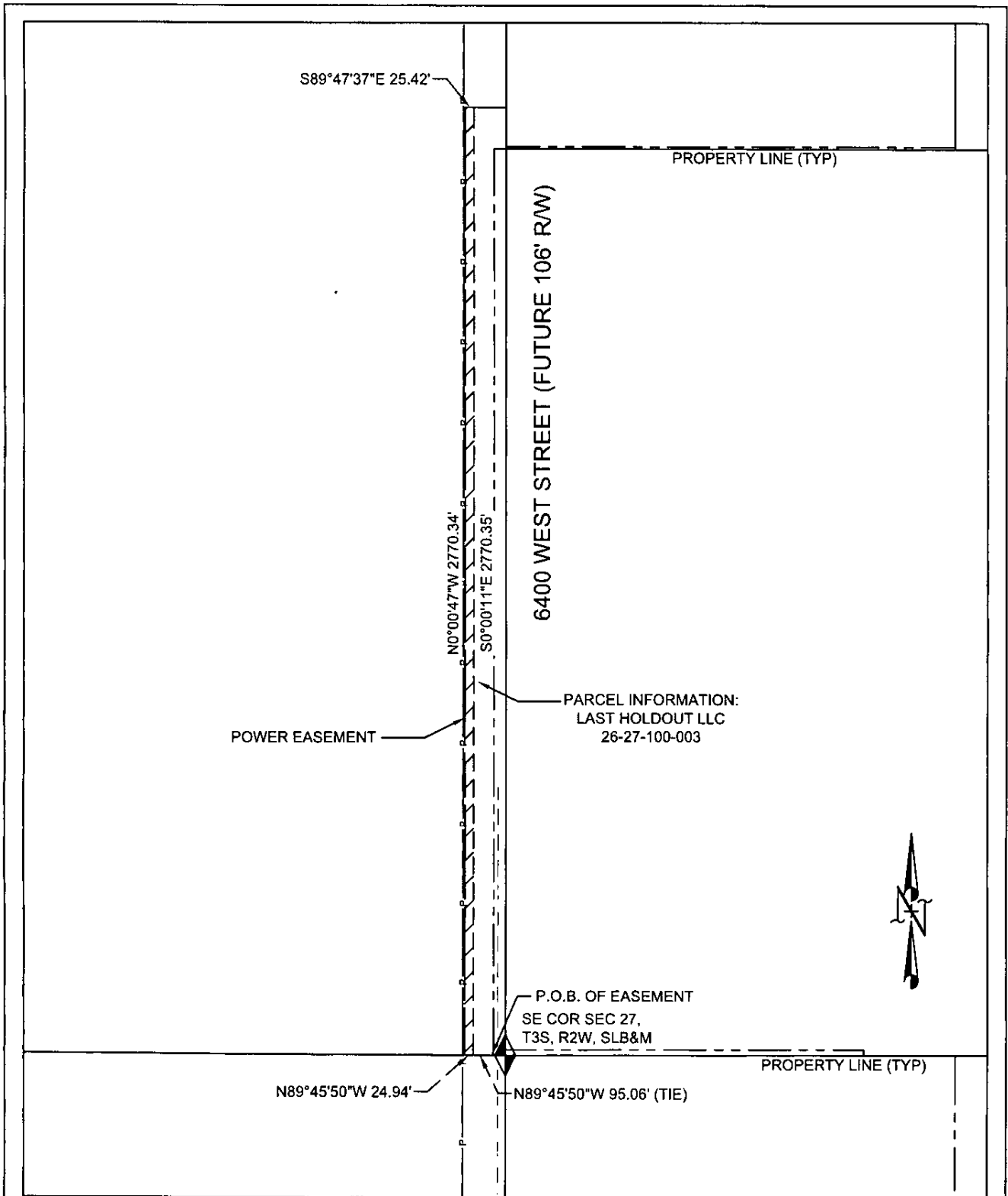
**REPRESENTATIVE ACKNOWLEDGMENT**

This instrument was acknowledged before me on this 14 day of October, 2009, by David Bastian, as Manager of The Last Holdout, L.L.C.



Colleen Jones  
Notary Public

My commission expires: 9/30/2012



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 RIGHT OF WAY HEREIN GRANTED

REV 2	DATE: 07/30/08	DESC. HERRIMAN TRANSMISSION	BY BDS	CHK SB	APP RMP
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**ELECTRICAL CONSULTANTS, INC.**  
SALT LAKE CITY, UTAH

1410 South 600 West Woods Cross, UT 84087 (801) 292-9954

EXHIBIT "A"  
THROUGH LAST HOLDOUT L.L.C.  
SECTION 27, T.3.S., R.2.W.  
SALT LAKE BASE & MERIDIAN

**ROCKY MOUNTAIN POWER**  
A DIVISION OF PACIFICORP

SCALE 1"=400'