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6/6/2013 3:43:00 PM \$20.00  
Book - 10146 Pg - 6597-6602  
Gary W. Ott  
Recorder, Salt Lake County, UT  
NATIONAL TITLE AGENCY LLC  
BY: eCASH, DEPUTY - EF 6 P.

**When recorded return to:**

Rocky Mountain Power  
Lisa Louder/blm  
1407 West North Temple Ste. 110  
Salt Lake City, UT 84116

Utah Department of Transportation  
Right of Way, Fourth Floor  
Box 148420  
Salt Lake City, Utah 84114-8420

**EASEMENT**  
Salt Lake County

Affecting Tax ID No. 14-23-251-010

Parcel No.: 0182:007:TEQ

Project No.: SP-0182(1)0

Reference Project No.: S-0085(1)0

(See Project No. MP-0182(6) for Right of Way Plan Sheets)

The Utah Department of Transportation, by its duly appointed Director of Right-of-Way ("Grantor") of Salt Lake City, County of Salt Lake, State of Utah, hereby GRANTS AND CONVEYS TO PacifiCorp, an Oregon corporation, d/b/a Rocky Mountain Power, its successors and assigns, whose address is 1407 West North Temple, Salt Lake City, Utah 84116 ("Grantee") a perpetual easement ("Easement") upon the following described tract of land in Salt Lake County, State of Utah, for the purpose to construct, reconstruct, operate, maintain, relocate, enlarge, alter, and remove electric power lines, communication lines, and related equipment, including supporting towers and poles, guy anchors, conductors, wires, cables and other lines, and all other necessary or desirable equipment, accessories and appurtenances thereto on, over, or under the Easement Area as more particularly described and shown on Exhibits "A" & "B", attached hereto and by this reference made a part hereof.

Access. Grantee shall have a right of access within the described Easement Area. Grantor may not fence the Easement Area to preclude access in a manner that will prevent longitudinal travel by person, vehicles, or equipment, except as otherwise agreed to in writing by Grantee. The foregoing right of access is intended to run with and encumber Grantor's Land unless expressly released in writing by Grantee.

Grantor's Use of the Easement Area. Grantor may use the Easement Area for any purpose that is not inconsistent with the purposes for which this Easement is granted, provided that, Grantor expressly agrees that within the Easement Area, Grantor will not: a) construct any building or structure of any kind or nature; b) excavate closer than fifty feet (50') from any pole or structure; c) excavate anywhere in the Easement Area in a manner that undermines or removes lateral support from any pole or structure, or that prevents or impairs Grantee's access to any pole or structure; d) place or use anything,

Terminal-Oquirrh relocation / Mountain View Corridor

Page 1 of 5

Ent 11658071 BK 10146 PG 6597

including equipment or vehicles that exceeds twelve feet (12') in height; e) increase the existing ground elevation; f) light any fires or store flammable or hazardous materials; or g) otherwise use the Easement Area in any manner that violates the National Electrical Safety Code, OSHA, High Voltage Overhead Line Safety Act, and all other applicable federal, state and local laws, rules, regulations and ordinances.

Grantor reserves the right to use the easement for cut and/or fill slope features for the maintenance of adjoining highway so long as said cut and/or fill slope features do not interfere with Grantee's clearance as defined above.

Vegetation Management. Grantor may not plant any species of trees or other vegetation within the Easement Area that will grow to a height greater than twelve feet (12'). Grantee shall have the right to prune or remove all vegetation within the Easement Area in violation of the foregoing or, in its reasonable opinion, interferes with or is causing or may cause a threat of harm to its facilities or improvements.

Miscellaneous Provisions.

Authority. The individual(s) executing this document represents and warrants that he/she has the legal authority to convey the Easement described herein

Amendments. This Easement may be amended only by recording, in the office of the county recorder, an instrument in writing reciting the terms of the amendment and bearing the signatures of all parties hereto, or their heirs, successors, and assigns.

No Waiver. The failure to enforce or perform any provision set forth in this Easement shall not be deemed a waiver of any such right.

Successors and Assigns. All rights and obligations contained herein or implied by law are intended to be covenants running with the land and shall attach, bind and inure to the benefit of Grantor and Grantee and their respective heirs, successors, and assigns.

**This document is being recorded solely as a courtesy and an accommodation to the parties named herein. National Title Agency, LLC hereby expressly disclaims any responsibility or liability for the accuracy or the content thereof.**

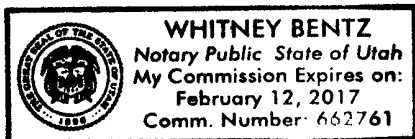
IN WITNESS WHEREOF, said UTAH DEPARTMENT OF TRANSPORTATION has caused this instrument to be executed this 3rd day of April A.D. 2013 by its Director of Right-of-Way.

STATE OF UTAH ) UTAH DEPARTMENT OF TRANSPORTATION  
 ) ss.  
COUNTY OF SALT LAKE ) By [Signature]  
 Director of Right-of-Way

On the date first above written personally appeared before me Lyle McMillan who, being by me duly sworn, did say that he is the Director of Right-of-Way, and he further acknowledged to me that said instrument was signed by him in behalf of said UTAH DEPARTMENT OF TRANSPORTATION.

WITNESS my hand and official stamp  
the date in this certificate first above written:

[Signature]  
Notary Public



**Exhibit A**  
**(Legal Description of Easement Area)**

A perpetual easement, upon part of an entire tract of property, in the NW1/4NE1/4 and the SW1/4NE1/4 of Section 23, T. 1 S., R. 2 W., S.L.B. & M., in Salt Lake County, Utah, incident to the construction of a highway known as Project No. MP-0182(6). The boundaries of said part of an entire tract of land are described as follows:

Beginning at point in the northerly right of way line and non-access line of said highway, which point is 1,674.30 ft. N. 89°38'10" W. along the east-west quarter section line of said Section 23 and 96.30 ft. N. 00°19'58" E. from the East Quarter Corner of said section, and running thence S. 83°00'48" W. 266.46 ft. along said northerly right of way line and non-access line to the beginning of a 7.50-foot radius curve to the right (Note: center bears N. 06°59'12" W.); thence westerly along said curve 4.30 ft. through a delta of 32°51'18" (Note: chord to said curve bears N. 80°33'33" W. 4.24 ft.) along said northerly right of way line and non-access line; thence N. 04°06'32" E. 22.39 ft.; thence N. 00°21'24" E. 1,309.19 ft.; thence N. 00°15'17" E. 676.42 ft. to the southwesterly right of way line and non-access line of said highway and a point in a 965.00-foot radius curve to the right (Note: center bears S. 39°24'51" W.); thence southeasterly along said curve and said southwesterly right of way line and non-access line 439.26 ft. through a delta of 26°04'49" (Note: chord to said curve bears S. 37°32'44" E. 435.47 ft.); thence S. 00°19'58" W. 9.05 ft. to a westerly right of way line and non-access line; thence S. 65°59'04" W. 27.33 ft. along said westerly right of way line and non-access line; thence S. 20°21'25" E. 70.47 ft. along said westerly right of way line and non-access line; thence S. 00°19'58" W. 1,544.70 ft. to the point of beginning. The above described part of an entire tract of land contains 491,749 square ft. in area or 11.289 acres, more or less.

Together with and subject to any and all easements, rights of way and restrictions appearing of record or enforceable in law and equity.

Junkyards, as defined in 23 United States Code, Section 126, shall not be established or maintained on the above described tracts of land.

**Exhibit B**  
**(Drawing showing the Easement Area)**

(Note: See Attached)

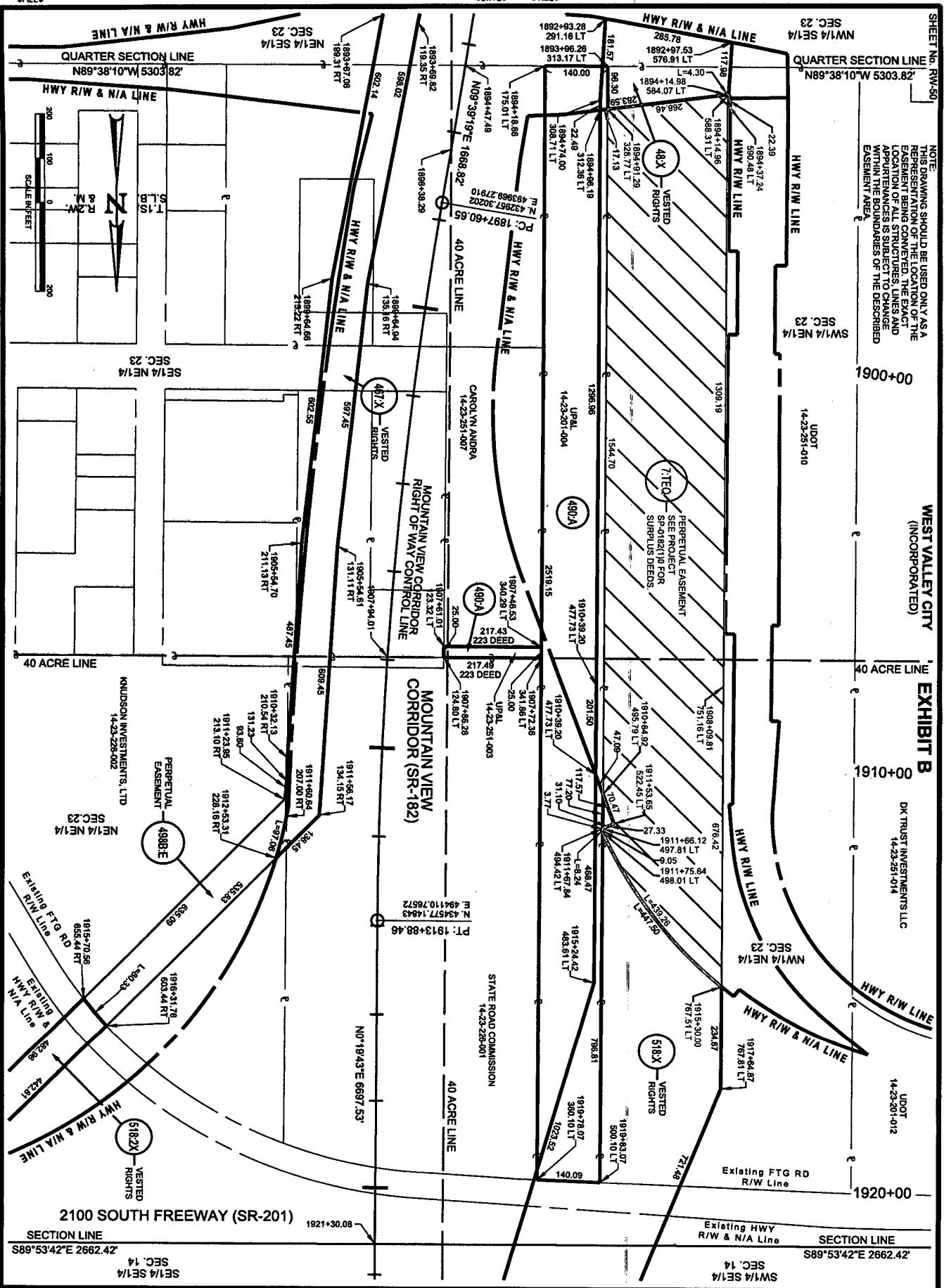
NOTE:  
THIS DRAWING SHOULD BE USED ONLY AS A REPRESENTATION OF THE LOCATION OF THE LOCATION OF ALL STRUCTURES, LINES AND APPURTENANCES IS SUBJECT TO CHANGE WITHIN THE BOUNDARIES OF THE DESCRIBED EASEMENT AREA

WEST VALLEY CITY  
(INCORPORATED)

EXHIBIT B

DK TRUST INVESTMENTS LLC  
14-23-251-014

UDOT  
14-23-251-012



TEMPORARY SHEET NO. RW-50	PROJECT	MOUNTAIN VIEW CORRIDOR 9000 SOUTH - 4700 SOUTH	APPROVED	DRAWN BY	GKD	REVISIONS
	PROJECT NUMBER	MP-0182(6)		QC CHECKED BY	TJB	
	RIGHT OF WAY ENGINEER	DATE		NO.	DATE	