

When recorded return to:
Rocky Mountain Power
Lisa Louder/ Skip McDonnell
1407 West North Temple Ste. 110
Salt Lake City, UT 84116

E 2644142 B 5460 P 748-756
RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
02/16/2012 04:26 PM
FEE \$27.00 Pgs: 9
DEP RT REC'D FOR ROCKY MOUNTAIN POW
ER

Project Name: West Point-Gentile 138kV Transmission
Project Tract Number: 9
WO#: 10034904
RW#: 20110215

RIGHT OF WAY EASEMENT

For value received, **COUNTRYWEST CONSTRUCTION AND REAL ESTATE INC, HAWTHORN LC, REFLOG LLC, GREGORY E. HIGLEY, TRACY W. HIGLEY, AND E. GREGORY HIGLEY AND TRACY W. HIGLEY REVOCABLE LIVING TRUST**, ("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, along the general course now located by Grantee on, over, or under the surface of the real property of Grantor in Davis County, State of Utah, more particularly described as follows and as more particularly described and/or shown on Exhibit A attached hereto and by this reference made a part hereof:

A right of way described as follows:

Beginning at the northwest corner of the Grantor's land at a point 2614 feet south and 2169 feet west, more or less, from the northeast corner of the southwest quarter of Section 5, T.4N., R.2W., S.L.M., thence East 436 feet, more or less, along the north boundary line of the Grantor's land to the northeast corner of said land, thence S.84°31'W. 438 feet, more or less, along a line which is parallel to and 25 feet perpendicularly distant southeasterly from a proposed transmission line on said land to the west boundary line of the Grantor's land, thence North 41.8 feet, more or less, along said west boundary line to the point of beginning, being on said land and being in the NE1/4 of the SE1/4 of said Section 5, containing 9,113.0 square feet or 0.21 of an acre, more or less.

Assessor Parcel No. **12-040-0068, 12-040-0069**

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 therefore) 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. 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.

Dated this 20th day of JANUARY, 2012.

COUNTRY WEST CONSTRUCTION REAL ESTATE
BY E. Gregory Hefey

REPRESENTATIVE ACKNOWLEDGEMENT

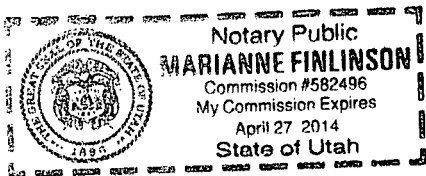
State of Utah
County of Davis } SS.

This instrument was acknowledged before me on this 20 day of January, 2012,

by E. Gregory Hefey, as President
of Country West Construction Real Estate, Inc

M. Finlinson
Notary Public

My commission expires: 4/27/14



COUNTRY WEST CONSTRUCTION & REAL ESTATE

Dated this 20th day of January, 2012.

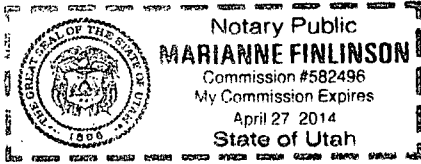
E. Gregory Higley Trustee

REPRESENTATIVE ACKNOWLEDGEMENT

State of Utah
County of Davis } SS.

This instrument was acknowledged before me on this 20 day of January, 2012,
by E. Gregory Higley, as Trustee,
of _____

Marianne Finlinson
Notary Public



My commission expires: 4/27/14

GREG HIGLEY TRUSTEE

Dated this 20 day of January, 2012.

Tracy W Higley trustee

REPRESENTATIVE ACKNOWLEDGEMENT

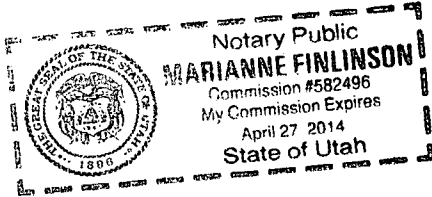
State of Utah
County of Davis } SS.

This instrument was acknowledged before me on this 20 day of January, 2012,

by Tracy W. Higley, as Trustee,
of _____.

M Finlinson
Notary Public

My commission expires: 4/27/14



TRACY W. HIGLEY TRUSTEE

Dated this 20th day of JANUARY, 2012.

[Handwritten Signature]

REPRESENTATIVE ACKNOWLEDGEMENT

State of Utah
County of Davis } SS.

This instrument was acknowledged before me on this 20 day of January, 2012,

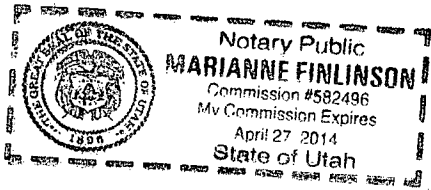
by E. Gregory Higley, as _____,

of _____.

[Handwritten Signature]

Notary Public

My commission expires: 4/27/14



GREG HIGLEY

Dated this 19th day of January, 2012.

[Signature]

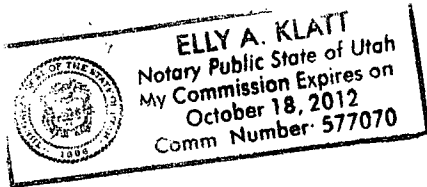
REPRESENTATIVE ACKNOWLEDGEMENT

State of Utah
County of Davis } SS.

This instrument was acknowledged before me on this 19 day of January, 2012,
by Ducan E Bulon, as PARTNER,
of REFLOG LLC

[Signature]
Notary Public

My commission expires: Oct 18 2012



REFLOG LLC
DUCAN

Dated this 20 day of January, 2012.
* [Signature]

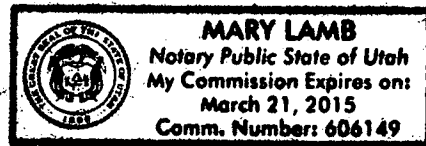
REPRESENTATIVE ACKNOWLEDGEMENT

State of Utah
County of Davis } SS.

This instrument was acknowledged before me on this 20 day of January, 2012,
by Blake Hazen, as owner / PARTNER
of HAWTHORN LLC.

[Signature: Mary Lamb]
Notary Public

My commission expires: 3-21-15



HAWTHORN LLC

Dated this 20 day of January, 2012.

Tracy W. Hegley

REPRESENTATIVE ACKNOWLEDGEMENT

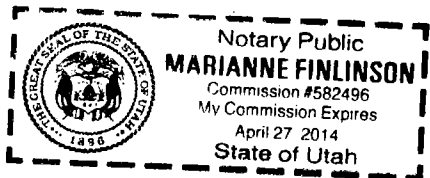
State of Utah
County of Davis } SS.

This instrument was acknowledged before me on this 20 day of January, 2012.

by Tracy W. Hegley as _____
of _____

M. Finlinson
Notary Public

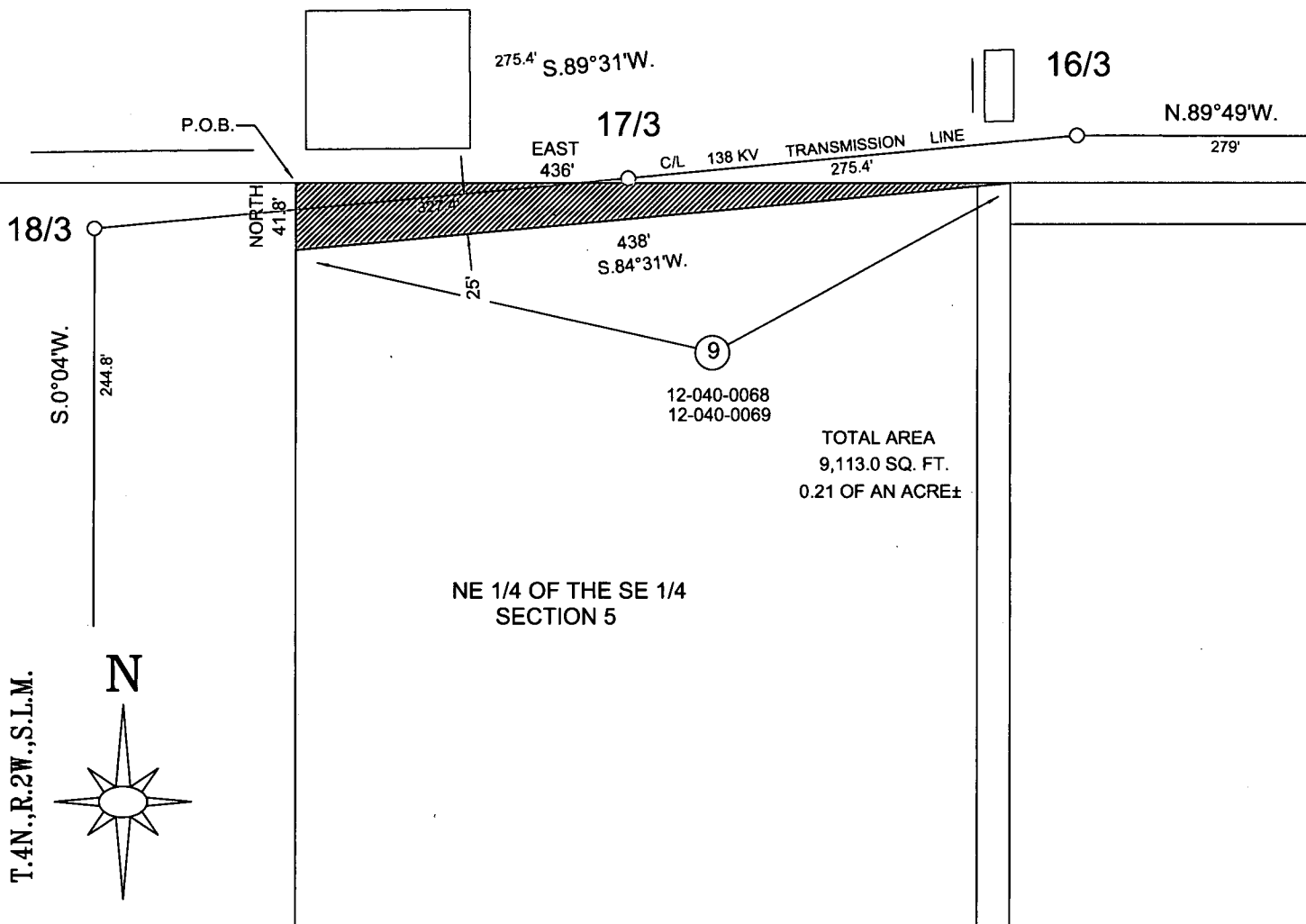
My commission expires: 4/27/14



TRACY

"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."

SE 1/4 OF THE NE 1/4 SECTION 5



TOTAL AREA
9,113.0 SQ. FT.
0.21 OF AN ACRE±

NE 1/4 OF THE SE 1/4 SECTION 5

OCTOBER 11, 2011
SPONSOR: I. OAKESON
SURVEYED BY: U.P.&L.
DRAWN BY: W.T.L.
CHECKED BY:
PLOT SCALE: 1 = 1
R:\ROW\SPONSORS\ISAAC\WESTPOINT\NEW STUFF\9-21-2011

EXHIBIT "A"
WEST POINT 138 KV TRANSMISSION LINE
EASEMENT NO.9
WEST POINT, DAVIS COUNTY, UTAH



TRANSMISSION

APPROVAL
DAN WATANABE
MANAGER ENGINEERING DESIGN

SCALE: 1" = 100'

SHEET 1 OF 1

WO 10034442

REV.