

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

Ent 1052167 Bk 1685 Pg 1149  
 Date: 28-Oct-2011 11:26 AM Fee \$16.00  
 Cache County, UT  
 Michael Gleed, Rec. - Filed By SG  
 For ROCKY MOUNTAIN POWER

Project Name: Nibley Rebuild  
 Project Tract Number: NIB-UT-CA- 0500, 0650  
 WO#: 10037053  
 RW#: 20080390.YJ

### RIGHT OF WAY EASEMENT

For value received, **Celco Inc., a Utah Corporation**, ("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 poles, props, guys and anchors; wires, fibers, cables and other conductors and conduits therefore; and transformers along the general course now located by Grantee on, over, or under the surface of the real property of Grantor in Cache 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:

**An easement described as follows:**

The easterly 21.8 feet of Lot 34, Providence Highlands Subdivision, Phase 1.

**ALSO, An easement 80 feet in width, being 40 feet each side of the following-described center line:**

Beginning at a point on Grantor's north boundary that is located SOUTH 655.2 feet and EAST 570.7 feet from the North Quarter Corner of Section 23, Township 11 North, Range 1 East, Salt Lake Base and Meridian; running thence S 08°15'16" W 112.8 feet; thence S 16°01'38" W 491.0 feet; thence S 14°56'47" W 215.8 feet; thence S 13°42'03" W 575.4 feet; thence S 13°53'32" W 732.8 feet to Grantor's south boundary.

Containing 3.949 acres.

Easement side lines shall be shortened or lengthened to extend to Grantor's boundaries.

Being in Lot 34, Providence Highlands Subdivision, Phase 1, located in the SW1/4 of the SE1/4 of Section 14.

Also being in the W1/2 of the SE1/4 of Section 23, Township and Range aforesaid.

Basis of bearings is S 89°10'50" W from the S1/4 Corner to the SW Corner of said Section 14, derived from Universal Transverse Mercator (UTM) North American Datum 1983 (NAD83), Zone 12 North.

Assessor Parcel No.'s 02-203-0034, 03-036-0011

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.

"Grantee shall, within a reasonable period of time, reasonably repair any damages caused to Grantor's land resulting from the reconstruction, operation, repair, replacement, or maintenance of Grantee's facilities as near as reasonably possible to its pre-construction condition."

This Right of Way Easement is granted in accord with and supplements a prior easement dated August 15, 1901, and recorded in the office of the County Recorder of Cache County September 12, 1902, in Book 17, Page 583, Entry 28128.

This Right of Way Easement is granted in accord with and supplements a prior easement dated November 22, 1901, and recorded in the office of the County Recorder of Cache County January 3, 1903, in Book 19, Page 370,371, Entry 28967.

Ent 1052167 Bk 1685 Pg 1150

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

Dated this 21 day of Feb, 2011.

**Grantor: Celco Inc., a Utah Corporation**

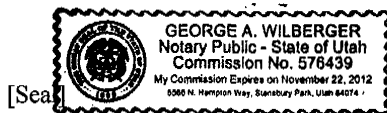
By: [Signature]  
Printed Name: Dallas Elder  
Its: President

By: [Signature]  
Printed Name: Robert Harris  
Its: Pres

REPRESENTATIVE ACKNOWLEDGEMENT

State of UTAH }  
County of CACHE } SS.

This instrument was acknowledged before me on this 21<sup>st</sup> day of October,  
2011, by Dallas Elder, as President,  
of Celco, Inc., A Utah Corporation.



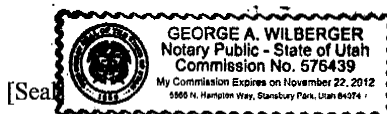
*George A. Wilberger*  
Notary Public

My commission expires: 11/22/2012

REPRESENTATIVE ACKNOWLEDGEMENT

State of UTAH }  
County of CACHE } SS.

This instrument was acknowledged before me on this 21<sup>st</sup> day of October,  
2011, by Robert Harris, as Vice President,  
of Celco, Inc., A Utah Corporation.



*George A. Wilberger*  
Notary Public

My commission expires: 11/22/2012

Ent 1052167 Bk 1685 Pg 1151

