

UT TRUS OH-8/94

PN 01061715
March 5, 1997
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SUPPLEMENTAL EASEMENT

FIRST SECURITY BANK OF UTAH, N.A., not individually but solely as Trustee under the FM Trust 1995-2 ("Grantor"), hereby conveys and warrants to PACIFICORP, an Oregon Corporation, dba Utah Power & Light Company, its successors in interest and assigns, Grantee, for the sum of Ten Dollars (\$10.00) and other valuable consideration, a perpetual easement and right of way which is granted in accord with and supplements a prior easement dated the 6th day of September, 1996 and recorded on the 26th day September, 1996, in the office of the County Recorder of Utah County, Utah as Entry No. 79096, in Book 4080 at Pages 147 through 150.* Grantor confers to the Grantee the right to erect, upgrade, operate, maintain, repair, alter, enlarge the "existing easement", inspect, relocate and replace current and future electric transmission and distribution lines, communications circuits, fiber optic cables and associated facilities, with the necessary steel structures, poles, guys, anchors, stubs, crossarms, braces and other attachments affixed thereto, for the support of said lines and circuits, on, over, under and across real property located in Utah County, Utah, described as follows:

A right of way over the north and west 20 feet of the Grantor's land being 20 feet south and east of and adjacent to the following described north and west boundary lines of said Grantor's land:

Beginning at the southwest corner of the Grantor's land at a point 48 feet east, more or less, along the section line from the southwest corner of Section 24, T.6 S., R.2 E., S.L.M., thence N.0°10'58"W. 493.42 feet, more or less, along the west boundary line to the northwest corner of said Grantor's Parcel No.1, thence East 400 feet, more or less, along the north boundary line of said Parcel No.1 and Parcel No. 2 and being in the SW1/4 of the SW1/4 of said Section 24; containing 0.41 of an acre, more or less.

A right of way over the west, southerly and easterly 20 feet of the Grantor's land, being 20 feet east, northerly and westerly of and adjacent to the following described west, southerly and easterly boundary lines of said Grantor's land:

Beginning at the northwest corner of the Grantor's land at a point 36 feet south and 49 feet east, more or less, from the northwest corner of Section 25, T.6 S., R.2 E., S.L.M., thence S.0°36'48"E. 645.72 feet along the Grantor's west boundary line to the southwest corner of said land, thence Southeasterly along the arc of a spiral curve to the right 299.65 feet (chord bears S.85°37'22"E. 299.15 feet), S.76°28'36"E. 233.43 feet and Southeasterly along the arc of a 1054.93 foot radius curve to the right 220.94 feet (chord bears S.60°25'47"E. 220.54 feet) along the southerly boundary line, said southerly boundary line also being the northerly right of way line of University Parkway (1300 South Street), to the most southerly corner of said land, thence along a southeasterly boundary line N.39°00'E. 111.11 feet, thence N.9°30'E. 87.84 feet along an easterly boundary line of said land, said

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*(existing easement)

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easterly boundary line also being the westerly right of way line of 950 East Street, and being in the NW1/4 of the NW1/4 of said Section 25; containing 0.73 on an acre, more or less.

Total Area 1.14 acres, more or less

Together with all rights of ingress and egress necessary or convenient for the full and complete use, occupation and enjoyment of the easement hereby granted, and all rights and privileges incident thereto, including the right to cut and remove timber, trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation, or enjoyment of this easement.

Grantor's use of the subject real property may not interfere with Grantee's right conferred through this supplemental easement. This supplemental easement is granted on the same terms and conditions we set forth in the existing easement.

In Witness whereof, Grantor has executed this easement on this 2nd day of April, 1997

FIRST SECURITY BANK OF UTAH, N.A., not Individually but solely as Trustee under The FM Trust 1995-2, by FRED MEYER, INC. a Delaware corporation, its attorney in fact

FR

By: Scott L. Wippel
Scott L. Wippel, Sr. Vice President

STATE OF OREGON,)
)ss.
COUNTY OF MULTNOMAH)

This instrument was acknowledged before me this 2nd day of April, 1996, by Scott L. Wippel, As Senior Vice President of Fred Meyer, Inc., a Delaware corporation, acting in its capacity as attorney-in-fact for FIRST SECURITY BANK OF UTAH, N.A., not individually but solely as Trustee under the FM Trust 1995-2.

My Commission expires:

5/4/98

Ellen M Smith
Notary Public

Residing at Sandy, Ore

Description Approved _____
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