

230

UNDERGROUND RIGHT-OF-WAY EASEMENT (Private Property)

R/W NUMBER R/W 57156

RECEIVED of grantee, The Mountain States Telephone and Telegraph Company, \$ 10.00 in consideration of which the undersigned grantor(s) hereby grant(s), bargain(s), and convey(s) unto said Company, its associated and allied corporations, its and their respective successors, assigns, lessees, and agents, a right of way, easement, and the right to construct, operate, maintain, replace, reconstruct, enlarge, improve, repair, and remove such underground communication line facilities as said grantee may from time to time require, consisting, without limitation, of: (1) underground cables, underground wires, conduits, manholes, drains, and splicing boxes; (2) testing-terminals, located on the surface or underground; and (3) other appurtenances; upon, over, under and across the following-described strip of land which the undersigned own(s) or in which the undersigned have (has) any interest, to wit:

A (7') seven foot easement the west line as follows: Beginning 148.5 feet east of the northwest corner of Lot #6, Block 41, Plat "A", Ogden City, Running thence south 8 rods.

01-035-0034

situate in County of WEBER, State of UTAH

TOGETHER with the following rights: (a) of ingress and egress over and across the lands of the undersigned to and from above-described strip for the purpose of exercising the rights herein granted; (b) to place location-markers on the surface, on or beyond said strip, for the said underground facilities; (c) to clear and keep cleared all trees, roots, brush and other obstructions from the surface and subsurface of said strip, without grantee being obligated to do so; (d) to permit other corporations to use trenches jointly with the said Company; (e) to open and re-close any fences crossing said strip or, when agreed to by grantor(s), to install gates and stiles in such fences.

UNDERSIGNED landowner(s) for HER sel(f) (ves), HER heirs, executors, administrators, successors and assigns, while reserving the right to use said strip of land for all purposes not inconsistent with the rights herein granted to said Company, hereby covenant(s) that no structures shall be erected or permitted on said strip and that the said strip shall not be used in any manner which will interfere with or damage the communications facilities installed pursuant to this grant, or interfere with the maintenance, repair, and replacement of said facilities.

GRANTEE agrees that the said communications facilities shall be originally placed at least TWENTY FOUR (24) inches deep in order to reduce the possibility of interference with the ordinary and reasonable use of the said strip by the undersigned, and to pay for damages to fences, landscaping, and growing crops arising from the construction and maintenance of the aforesaid facilities.

Signed and sealed this 7TH day of JANUARY, A.D. 1969,

(Signatures) Mrs. Wayne Trenbeath (Landowner) (Seal) (Landowner) (Seal) (Landowner) (Seal) (Landowner) (Seal) (Landowner) (Seal) (Landowner) (Seal)

NOTARY'S ACKNOWLEDGMENT: (When this document is prepared, insert below the private-party acknowledgment form as required by statute of the State in which the said property is located.) (See Appendix 1, Sect. 5 of I.M. 173.)

STATE OF UTAH } County of Salt Lake } ss.

On the 7TH day of JANUARY, A.D. 1969, personally appeared before me MRS WAYNE TRENBEATH

the (signer) (signers) of the above instrument, who duly acknowledged to me that (he) (she) (they) executed the same.

WITNESS my hand and official seal this 7TH day of JANUARY - 1969 My commission expires 1-2-72

Notary Public (Signature)

523108

FILED AND RECORDED FOR
Mt. States Telephone
1962 JUL 15 PM 2:31

RUTH EAMES OLSEN
WEBER COUNTY RECORDER
DEPUTY *Margaret R. Cottle*

COUNTY RECORDER'S
RECEPTION NUMBER:

SPACE BELOW IS RESERVED
FOR RECORDER'S CERTIFICATE.

M.S.T. & T. Co.
Right of Way No. *R/W 57156*

RIGHT OF WAY
from

MRS WAYNE TRENBERTH

to
THE MOUNTAIN STATES TEL. & TEL. CO.

LOT 6 BLOCK 41

Quarter-Section *PLAT "A"*

Section *OGDEN CITY*

Township

Grant or Range

Job No. *415.216*

Exchange
or Toll *OGDEN*

Line & No.

Lead Code

Station or
Pole Numbers *BURIED CABLE*

Platted Indexed
Recorded Abstracted
Compared Page

(Note: Mailing information for return of this form
to Telephone Company is to be filled out by Right
of Way Agent before form is left with County
Recorder for recording.)
Right of way approved and accepted on behalf of
Telephone Company

By _____
(Title)

MAIL TO
THE MOUNTAIN STATES TEL. & TEL. CO.
P.O. BOX 959 (Room No. *209*)
(Street Address)
SALT LAKE CITY
(City)
UTAH *84111*
(State) (Zip Code)
Attention *J. B. LIDDARD*
(Right-of-Way Agent)