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 07/28/2011 04:15 PM \$12.00  
 Book - 9939 Pg - 7602-7603  
 GARY W. OTT  
 RECORDER, SALT LAKE COUNTY, UTAH  
 E BARRY TOPHAM  
 2520 HAVEN LANE  
 HOLLADAY UT 84117  
 BY: JCR, DEPUTY - WI 2 P.

Return to: Rocky Mountain Power  
 Bryan Millward  
 12840 Pony Express RD  
 Draper, UT 84020

CC#: Work Order#: 5413174

### UNDERGROUND RIGHT OF WAY EASEMENT

For value received, BARRY TOPHAM ("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 10 feet in width and 177 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of underground electric power transmission, distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, cabinets, and vaults on, across, or under the surface of the real property of Grantor in Salt Lake 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:

#### Legal Description: 22104520260000 Legal description

BEG N 495.9 FT & E 1449.2 FT FR SW COR OF SE 1/4 SEC 10, T 2S, R 1E, SLM; S 51°10' W 449.8 FT; S 20°03'07" E 109.97 FT; E 138.94 FT; N 43° E 398.83 FT; N 46°20' W 135.7 FT TO BEG. ALSO BEG S 89°21'33" W 1440.6 FT FR SE COR SD SEC 10; N 2°20' W 34.08 FT; N 43° E 83.607 FT; W 138.94 FT; S 20°03'07" E 92.2 FT; N 89°21'33" E 52.14 FT TO BEG. 1.93 AC M OR L 7289-1216

#### Assessor Parcel No. 2210452026

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 therefor) the future right to keep the right of way 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 or store any flammable materials (other than agricultural crops), or light any fires, 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.

B

E. Barry Topham  
BARRY TOPHAM GRANTOR

Patricia L. Topham TR  
GRANTOR  
PATRICIAL TOPHAM, TRUSTEE

**INDIVIDUAL ACKNOWLEDGEMENT**

State of Utah  
County of Salt Lake } SS.

This instrument was acknowledged before me on this 28 day of July,  
2011, by E. Barry Topham and Patricia L. Topham.  
Name(s) of individual(s) signing document

NOTARY PUBLIC  
CHAD HANSEN  
4641 S 2300 E  
Holladay, UT 84117  
My Commission Expires  
August 01, 2011  
STATE OF UTAH



[Seal]

[Signature]  
Notary Public

My commission expires: 8/1/2011