

11094642

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

Project Name: Fort Douglas – McClelland
Tract Number: Easement 2
WO#: 10037545
RW#: 20100196.YJ

11094642
12/10/2010 12:02 PM \$14.00
Book - 9887 Pg - 9408-9410
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
ROCKY MOUNTAIN POWER
ATTN: LISA LOUDER
1407 W NORTH TEMPLE STE 110
SLC UT 84116-3171
BY: ZJM, DEPUTY - WI 3 P.

RIGHT OF WAY OVERHANG EASEMENT

For value received, JAMES O. HANDLEY AND EVELYN M. HANDLEY, HIS WIFE as joint tenants with full rights of survivorship and not as tenants in common (“Grantors”), hereby grants to PacifiCorp, an Oregon Corporation, d/b/a Rocky Mountain Power its successors and assigns, (“Grantee”), an overhang easement for a right of way 18.5 feet in width and 35 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power lines, transmission, distribution lines and communication lines and all necessary or desirable accessories and appurtenances thereto, along the general course now located by Grantee on, over or under the surface of the real property of Grantor in Salt Lake County, State of Utah, more particularly described as follows or as more particularly described and/or shown on Exhibit “A” attached hereto and by this reference made a part hereof, and it being understood and agreed that no physical facilities shall be constructed on or under Grantor’s property under the terms of this Right of Way overhang easement:

A right of way 17.5 feet in width, being 17.5 feet east of and adjacent to the following described west boundary line of the Grantor’s land:

Beginning on the Grantor’s land at a point 27 feet south, more or less, along the lot line from the southwest corner of Lot 16, Block 9, Fremont Heights Subdivision, thence NORTH 35 feet, more or less, along the west boundary line to the northwest corner of said land, said west boundary line also being the east right of way line of 1050 East (McClelland Street), and being in Lot 17 of said Fremont Heights Subdivision, and in the NW1/4 of the NE1/4 of Section 8, T.1S., R.1E., S.L.M., containing 612.50 square feet or 0.01 of an acre, more or less.

Assessor Parcel No. 16-08-208-010

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 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 November, 2010.

GRANTOR:
Evelyn Handley

By: Evelyn Handley
Evelyn Handley
Its: Owner

INDIVIDUAL ACKNOWLEDGEMENT

State of Utah

County of Salt Lake

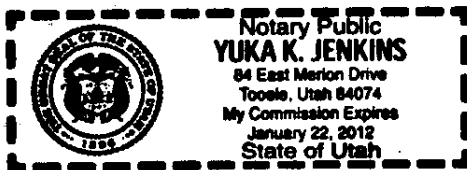
} SS.

This instrument was acknowledged before me on this 20th day of November, 2010,
by Evelyn Handley.

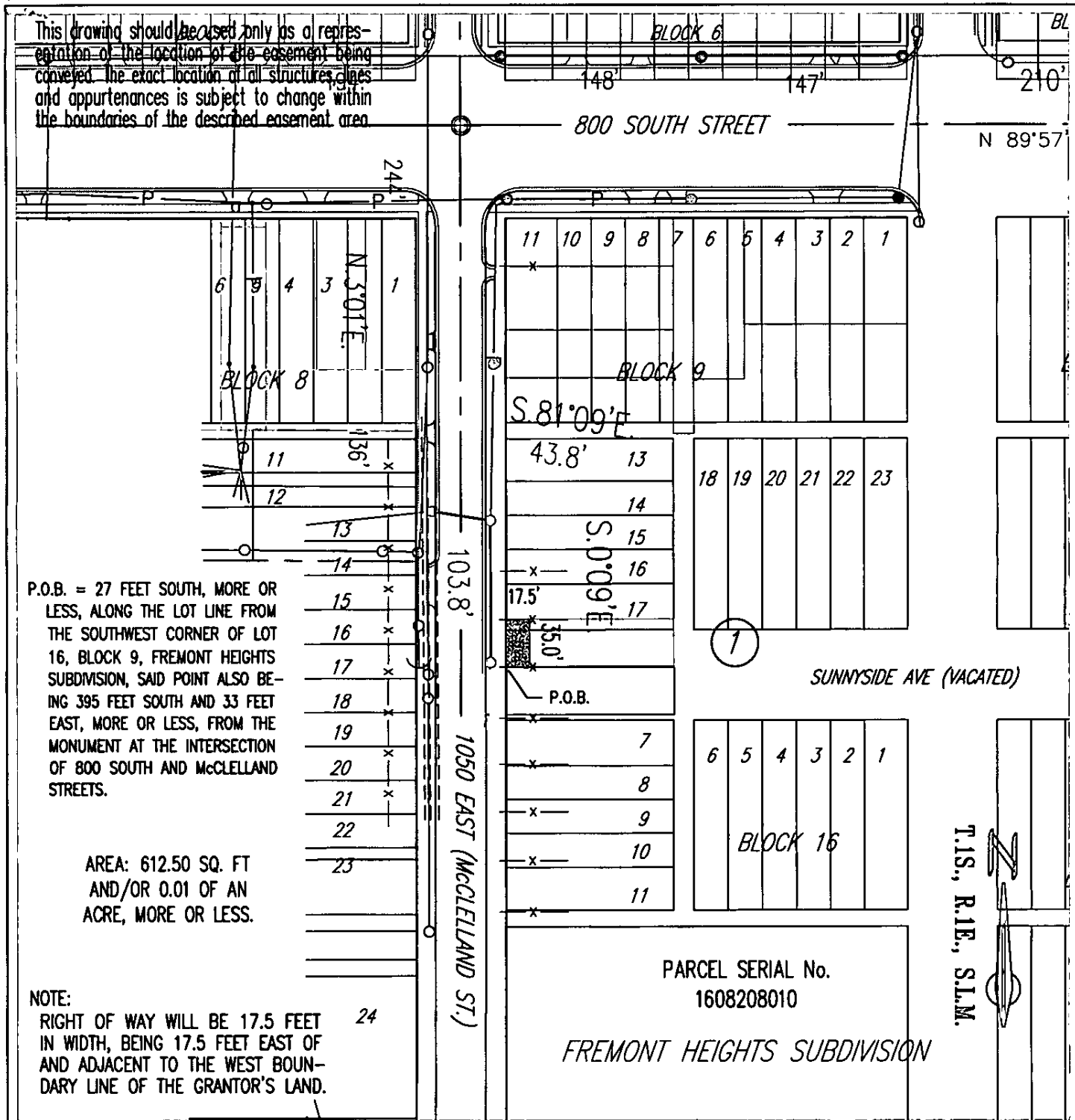
Yuka K. Jenkins
Notary Public

[Seal]

My commission expires: 1/22/2012.



This drawing should be used only as a representation of the location of the easement being conveyed. The exact location of all structures, signs and appurtenances is subject to change within the boundaries of the described easement area.



P.O.B. = 27 FEET SOUTH, MORE OR LESS, ALONG THE LOT LINE FROM THE SOUTHWEST CORNER OF LOT 16, BLOCK 9, FREMONT HEIGHTS SUBDIVISION, SAID POINT ALSO BEING 395 FEET SOUTH AND 33 FEET EAST, MORE OR LESS, FROM THE MONUMENT AT THE INTERSECTION OF 800 SOUTH AND McCLELLAND STREETS.

AREA: 612.50 SQ. FT AND/OR 0.01 OF AN ACRE, MORE OR LESS.

NOTE:
RIGHT OF WAY WILL BE 17.5 FEET IN WIDTH, BEING 17.5 FEET EAST OF AND ADJACENT TO THE WEST BOUNDARY LINE OF THE GRANTOR'S LAND.

PARCEL SERIAL No.
1608208010

FREMONT HEIGHTS SUBDIVISION

T.1S., R.1E., S.1M.

DATE: NOVEMBER 15, 2010
SPONSOR: CODY G. NUNLEY
SURVEYED BY: U.P.& L. Co./K.E.L.
DRAWN BY: D. T. Boyd
CHECKED BY: MATT JANKE
PLOT SCALE: 1 = 1
CAD No: C:\DWG\10037545.DWG

EXHIBIT "A"
McCLELLAND TO UNIVERSITY OF UTAH 138kV LINE
OUT OF THE McCLELLAND SUBSTATION
LOCATED NEAR 1050 EAST 800 SOUTH
EASEMENT No. 1
SUGARHOUSE, SALT LAKE COUNTY, UTAH

APPROVAL
DAN J. WATANABE

 MANAGER ENGINEERING-ENV



SALT LAKE TRANSMISSION

SCALE: 1" = 100'	SHEET 1 OF 1	PN 10037545	REF.	REV. A
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