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18992

RIGHT OF WAY AGREEMENT

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The undersigned, EAST LAWN MEMORIAL HILLS, INC.,

hereinafter called Grantors, in consideration of the sum of One Dollar and other good and valuable consideration, the receipt of which is hereby acknowledged, hereby grants and conveys to Provo City Corporation, its successors and assigns, a right of way across the following described property

located in Utah County, State of Utah, more particularly described as follows: a 10 foot wide right of way easement the centerline of which is described as follows: Beginning at a point North 490 feet more or less and West 660 feet more or less from the S. E. Corner of NW 1/4 Section 18, T6S, R3E; SLB&M; thence South 3°41' East 330 feet; thence South 18°15' East 1490 feet, more or less, to the North property line of the Lawrence Smith property. The above described is the approximate Western 10 feet of the real property now in Title of EAST LAWN MEMORIAL HILLS, Inc.

THIS EASEMENT IS GRANTED ONLY FOR A VOLTAGE LINE NOT HIGHER THAT 46,000 VOLTS.

Said right of way is granted for the purpose of construction, reconstruction, operation, maintenance and repair of power lines, poles, anchors, cables, wires and fixtures upon, over and across the herein described property. Provo City Corporation is further granted the right of reasonable ingress and egress to the herein described property across any adjacent property Grantors may own to the right of way herein described for the purposes herein stated. Provo City Corporation is expressly granted the right to attach any wires or fixtures belonging to itself or any other company to the herein described property; and any and all poles, wires or anchoring devices attached to the herein described property, or adjacent property of Grantors shall remain the property of Provo City Corporation and may be removed from time to time by Provo City Corporation at its own expense as it shall in its own discretion determine. Provo City Corporation is further granted the right and privilege to trim any brush, trees or shrubbery located on the herein described premises or adjacent property of Grantors and to keep said brush, trees or shrubbery cleared at least four feet from all wires located on said right of way. Provo City Corporation is further granted the right and privilege of attaching and constructing upon any property owned by the Grantors herein and immediately adjacent to the herein described right of way any and all

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necessary guy and brace poles, anchors and guy wires to sustain and support the poles and fixtures located directly upon the easement herein described.

Provo City Corporation covenants and agrees that it shall construct and make any and all necessary installation of poles, wires and anchoring devices in a workman-like manner. This right is granted on condition that the work shall be done with care that all damages to the premises caused thereby shall be repaired by and at the expense of Provo City Corporation.

IN WITNESS WHEREOF, the Grantors have executed this right of way agreement this 16th, day of April, 1964.

WITNESSES:

EAST LAWN MEMORIAL HILLS, INC.

[Signature]  
\_\_\_\_\_

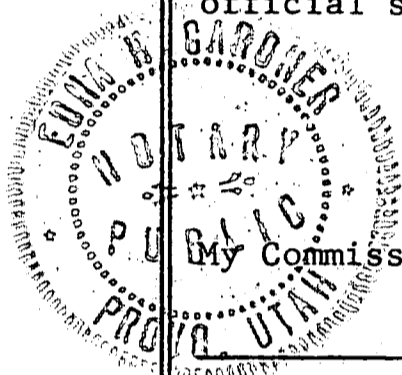
[Signature]  
President  
[Signature]  
Ass't. Secretary

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STATE OF UTAH )  
                  ) ss.  
COUNTY OF UTAH)

On this 16th day of April, 1964, before me appeared D. SPENCER GROW and JAMES L. STRANG, both to me personally known, who being duly sworn did say that he, the said D. SPENCER GROW is the President, and he, the said JAMES L. STRANG is the <sup>Asst.</sup> Secretary of EAST LAWN MEMORIAL HILLS, INC., the within named corporation, and that the seal affixed to the above instrument is the corporate seal of said corporation, and that the said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and D. SPENCER GROW and JAMES L. STRANG acknowledged said instrument to be the free act and deed of said corporation.

In testimony whereof, I have hereunto set my hand and affixed my official seal, this the day and year first in this, my certificate, written.



Edna A. Gardner  
Notary Public  
Residing at Provo, Utah

STATE OF UTAH ) ss.  
COUNTY OF UTAH )

On this the \_\_\_\_\_ day of \_\_\_\_\_, 196 , personally appeared before me the above named \_\_\_\_\_ and acknowledged the foregoing instrument to be their voluntary act and deed.

My Commission Expires: \_\_\_\_\_  
Notary Public  
Residing at \_\_\_\_\_

18992  
THE LAMAR VEST SHURTWAITE  
UTAH COUNTY RECORDER  
Edna A. Gardner  
DEC 6 3 49 PM '65  
BOOK  
ABS  
P.R.  
IND.  
FEE  
PAGE  
SEC  
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