

FILED FOR RECORD  
10:15 o'clock A m

DIST BF 1-97

Return to:

Mr. Lee Nielson  
710 North Main  
Richfield, Utah 84701

APR 28 1998  
*[Signature]*  
Beaver County Recorder  
Fee \$ 12.2

200073

RC: \_\_\_\_\_ PN: 01239935-2

**DISTRIBUTION RIGHT OF WAY EASEMENT**

For value received, Minersville Land & Livestock (Grantor) hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns (Grantee), an easement for a right of way 10 feet in width for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power distribution lines and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: supporting towers, poles, props, guys and anchors, including guys and anchors outside of the right of way; wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults and cabinets, along the general course now located by Grantee on, over or under the surface of the real property of Grantor in Beaver County, State of Utah, more particularly described as follows:

A right of way 10 feet in width, being 5 feet on each side of the following described survey line:

Beginning on the east boundary line of the Grantor's land at a point 154 feet south along the quarter section line from the north one quarter corner of Section 9, T.30 S., R.12 W., S.L.M., thence N.89°49'W. 2680 feet, more or less, to the west boundary line of said land and being in the N¼ of the NW¼ of said Section 9.

Assessor's Map No. \_\_\_\_\_ Tax Parcel No. \_\_\_\_\_

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 and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor erect or permit the erection of any buildings or structures of any kind or nature, or place or use or permit any equipment or material of any kind that exceeds 12 feet in height, or light any fires, or 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 roads, agricultural crops and other purposes not inconsistent 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; and this easement shall terminate if and when Grantee shall have abandoned all use of the right of way and no longer has any future need therefor.

Signed this 3/31 day of March, 1998.

Jeff Marshall

3-31-1998

Elizabeth Marshall

3/31-1998

### INDIVIDUAL ACKNOWLEDGEMENT

STATE OF Utah )  
County of Beaver )  
ss.

This instrument was acknowledged before me on March 31, 1998, by Minersville Land's Livestock Company



Shelly Marshall  
Notary Public  
My Commission Expires 6-16-2000

### REPRESENTATIVE ACKNOWLEDGEMENT

STATE OF \_\_\_\_\_ )  
County of \_\_\_\_\_ )  
ss.

This instrument was acknowledged before me on \_\_\_\_\_, 19\_\_\_\_, by \_\_\_\_\_ as \_\_\_\_\_ of \_\_\_\_\_.

Notary Public  
My Commission Expires \_\_\_\_\_