

4



\*W3004122\*

REV05042015  
Return to:  
Rocky Mountain Power  
Cathy Jackman  
1438 W 2550 S  
Ogden, UT 84401  
Project Name: WOG16 SAND & SWIRL 600A ©  
WO#: 6572129  
RW#:

EH 3004122 PG 1 OF 4  
LEANN H KILTS, WEBER COUNTY RECORDER  
18-SEP-19 112 PH FEE \$40.00 DEP TN  
REC FOR: ROCKY MOUNTAIN POWER

**UNDERGROUND RIGHT OF WAY EASEMENT**

For value received, **C&R Erdmann Properties, LLC** ("Grantor"), hereby grants Rocky Mountain Power, an unincorporated division of PacifiCorp its successors and assigns, ("Grantee"), an easement for a right of way 10 feet in width and 100 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 **Weber County, State of Utah** more particularly described as follows and as more particularly described and/or shown on Exhibit(s) **A** attached hereto and by this reference made a part hereof:

**Legal Description:** PART OF THE NORTHWEST QUARTER OF SECTION 31, TOWNSHIP 6 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING AT A POINT SOUTH 89D02' EAST 936.29 FEET, NORTH 0D58' EAST 648.15 FEET, NORTHERLY ALONG THE ARC OF A 346.28 FOOT RADIUS CURVE TO THE LEFT 212.08 FEET AND NORTH 34D07'30" WEST 474.51 FEET FROM THE INTERSECTION OF PENNSYLVANIA AVENUE AND KERSHAW STREET, RUNNING THENCE NORTH 34D07'30" WEST 53.49 FEET, THENCE NORTHWESTERLY ALONG THE ARC OF A 219.20 FOOT CURVE TO THE LEFT 99.95 FEET; THENCE NORTHERLY ALONG THE ARC OF A 50.00 FOOT RADIUS CURVE TO THE RIGHT 52.71 FEET, THENCE NORTH 0D09'15" EAST 73.18 FEET TO AN EXISTING FENCE, THENCE SOUTH 89D50'45" EAST 209.96 FEET ALONG SAID FENCE TO THE WESTLINE OF INTERSTATE 15, THENCE SOUTH 32D56'15" EAST 330.10 FEET ALONG SAID WEST LINE, THENCE NORTH 79D20'30" WEST 266.35 FEET TO THE POINT OF BEGINNING. CONTAINS 1.39 ACRES.

Assessor Parcel No. 14-037-0031

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

**ORIGINAL**

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.

To the fullest extent permitted by law, each of the parties hereto waives any right it may have to a trial by jury in respect of litigation directly or indirectly arising out of, under or in connection with this agreement. Each party further waives any right to consolidate any action in which a jury trial has been waived with any other action in which a jury trial cannot be or has not been waived.

Dated this 7<sup>th</sup> day of Dec, 2018.

Cory A. Edman  
By. GRANTOR

Cory A. Edman

Robert Edman  
By. GRANTOR

Robert Edman

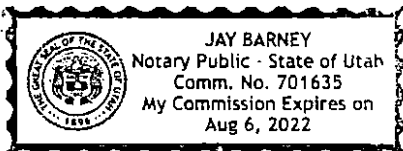
**Acknowledgment by a Corporation, LLC, or Partnership:**

STATE OF Utah )  
County of Weber ) ss. )

On this 10<sup>th</sup> day of Dec, 2018, before me, the undersigned Notary Public in and for said State, personally appeared copy: Rebecca Edman (name), known or identified to me to be the president (president / vice-president / secretary / assistant secretary) of the corporation, or the (manager / member) of the limited liability company, or a partner of the partnership that executed the instrument or the person who executed the instrument on behalf of Sand & Swirl (entity name), and acknowledged to me that said entity executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

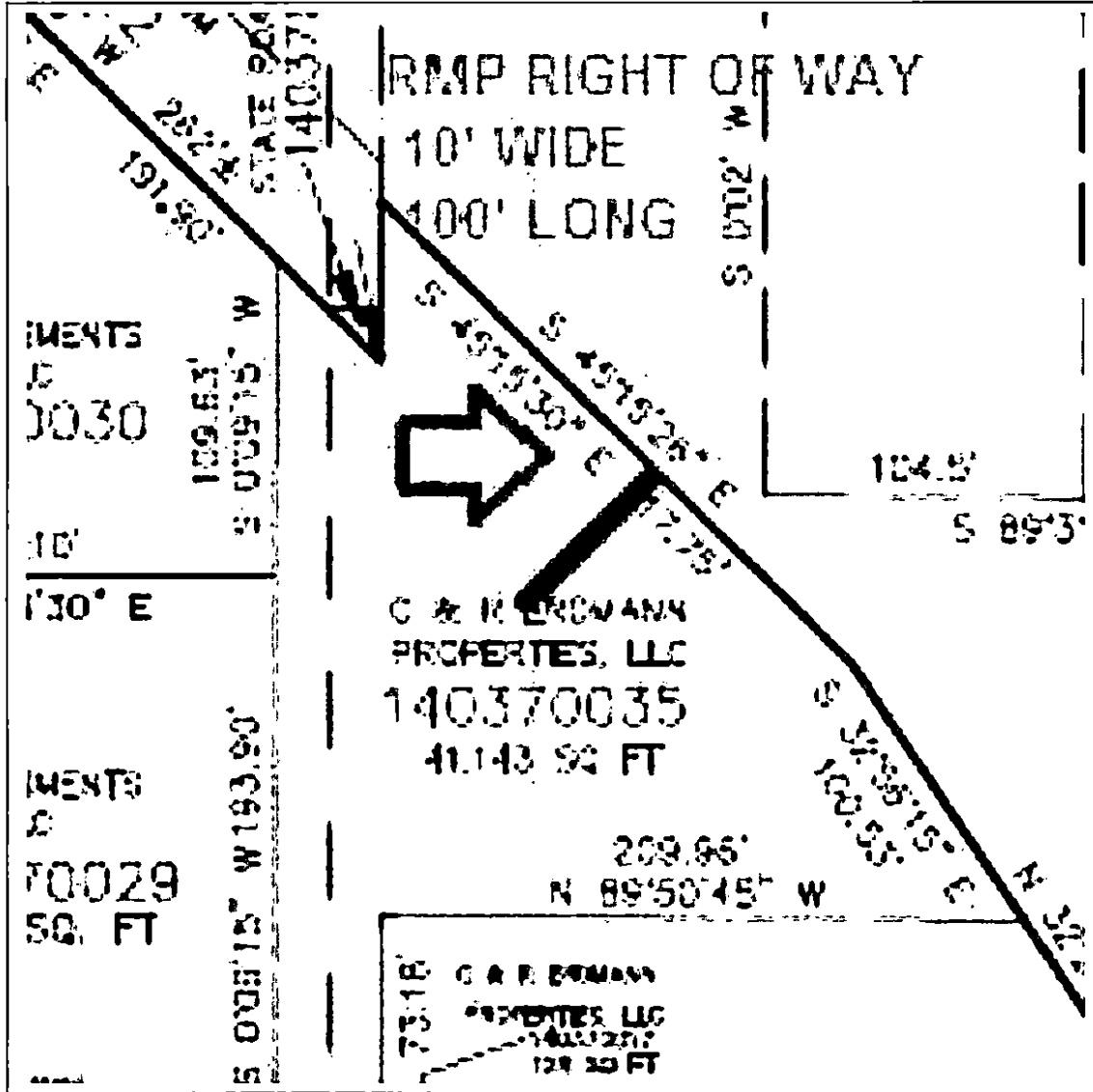
[Signature]  
(notary signature)



NOTARY PUBLIC FOR Utah (state)  
Residing at: Ogden (city, state)  
My Commission Expires: 8/6/2022 (d/m/y)

**Property Description**

NW. 1/4 OF THE NW. 1/4  
 SECTION 31, T.6N., R.1W., S.L.B.&M.  
 IN OGDEN CITY  
 SCALE 1" = 100'



CC#: 11461 WO#: 6572129

Landowner Name: C&R ERDMANN PROPERTIES LLC

Drawn by: LANDON LUCERO

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

**EXHIBIT A**



SCALE: N/A