

3401499

RIGHT-OF-WAY EASEMENT (Condominium - Corporate)

R/W NUMBER RW 72013

RECEIVED of grantee, The Mountain States Telephone and Telegraph Company, \$ 1.00, in consideration of which the undersigned grantor hereby grants, bargains, and conveys unto said Company, its associated and allied corporations, its and their respective successors, assigns, lessees, and agents, a right of way, easement, and the right to construct, operate, maintain, replace, enlarge, reconstruct, improve, repair, and remove such communication line facilities and appurtenances thereto, either above ground or underground, as said grantee may from time to time require in the following-described condominium project or development that is to consist of lands and buildings or structures, and appurtenances thereto, which the undersigned owns or in which the undersigned has any interest, to wit:

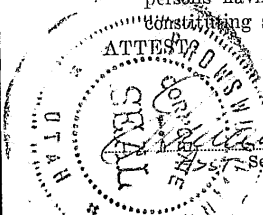
in and through the corridors, walls, ceilings, floors, and ducts in each of the individual condominium units in said project or development, as well as in the buildings or structures to be owned in common by all of the owners of the individual units; and upon, over, under and across those certain strips of land of various widths in said project or development as indicated, and lying along the center lines as shown, on the attached Plat, designated Exhibit A, and which is dated 5th day of April, A.D. 1979, and as said Plat and Exhibit may be amended or revised from time to time, said Plat and Exhibit by this reference being made a part hereof, representing that certain condominium project or development known as THE ORCHARD OF COUNTRY WOODS (Name of Condominium)

in the vicinity of Fort Union Blvd. & Creek Cove Way (1130 E.), Midvale (City) situate in Section S.E. 1/4 20 Township 2 South Range 1 East in the County of Salt Lake State of Utah the Declaration for which was Recorded: Book No. 4948 Page No. 240

TOGETHER with the following rights: (a) of ingress and egress over and across the lands of the undersigned to and from the aforesaid strips for the purpose of exercising the rights herein granted; (b) to place location-markers on or beyond said strips; (c) to clear and keep cleared all trees, roots, brush, and other obstructions from the surface and subsurface of the said strips, without grantee being obligated to do so; and (d) to permit other corporations to attach wires and fixtures to the said Company's communication facilities or to use trenches jointly with the said Company.

UNDERSIGNED landowner for itself, successors and assigns, reserves the right to occupy, use, and cultivate said strips of land for all purposes not inconsistent with the rights herein granted to said Company; and does hereby covenant that no structures shall be erected or permitted on said strips and that the said strips shall not be used in any manner which will interfere with or damage the communication facilities installed pursuant to this grant, or interfere with the maintenance, repair and replacement of said facilities. GRANTEE agrees that any underground communication facilities shall be originally placed at least twenty-four (24) inches deep in order to reduce the possibility of interference with the ordinary and reasonable use of the said strips by the undersigned, and to pay for damages to landscaping arising from the construction and maintenance of the aforesaid facilities.

Signed and sealed this 5th day of April, A.D. 1979, by the undersigned representative(s) or agent(s) of Owner, Declarant, Managing Association or Attorney-in-Fact, as the case may be, as Grantor, having full power and authority to execute this instrument in behalf of all persons having any title or interest in the lands, buildings and structures, and appurtenances thereto, constituting said condominium.



Robert W. Wood (Seal) Secretary

Prowswood Inc. (Grantor) By [Signature] (Seal) Executive Vice President (Title of official authorized to execute this instrument)

NOTARY'S ACKNOWLEDGMENT: (When this document is prepared, insert below the company or corporate acknowledgment form as required by statute of the State in which the said project is located.) (See Appendix 1, Sect. 5 of I.M. 173.)

RECORDED FEB 20 9 40 AM '80 KATIE DIXON SALT LAKE COUNTY UTAH MOUNTAIN BELT

STATE OF UTAH County of Salt Lake } ss.

On the 5th day of April, A.D. 1979, personally appeared before me Robert W. Wood, who, being by me duly sworn, did say that he is the president (or other officer) of Prowswood, Inc., a corporation, and that said instrument was signed in behalf of said corporation by authority of its by-laws, and said [Signature] acknowledged to me that said corporation executed the same.

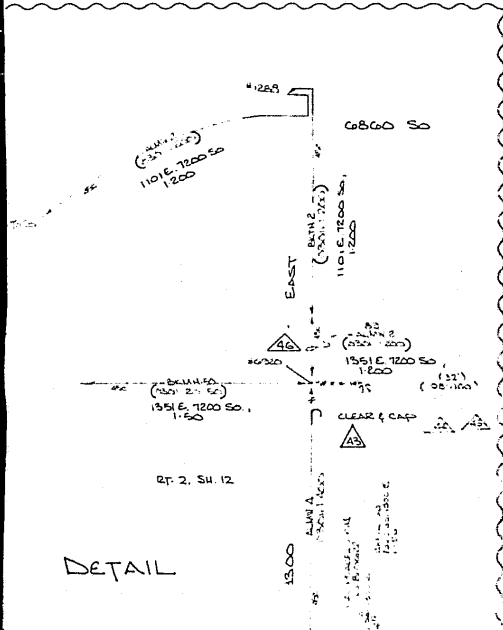
WITNESS my hand and official seal this 5th day of April 1979

My commission expires April 23, 1980 [Signature] Notary Public

BOOK 5050 PAGE 73

CONST. NOTE:  
PLACE 'B' WIRE IN  
TRENCH WITH POWER

Buried telephone cable



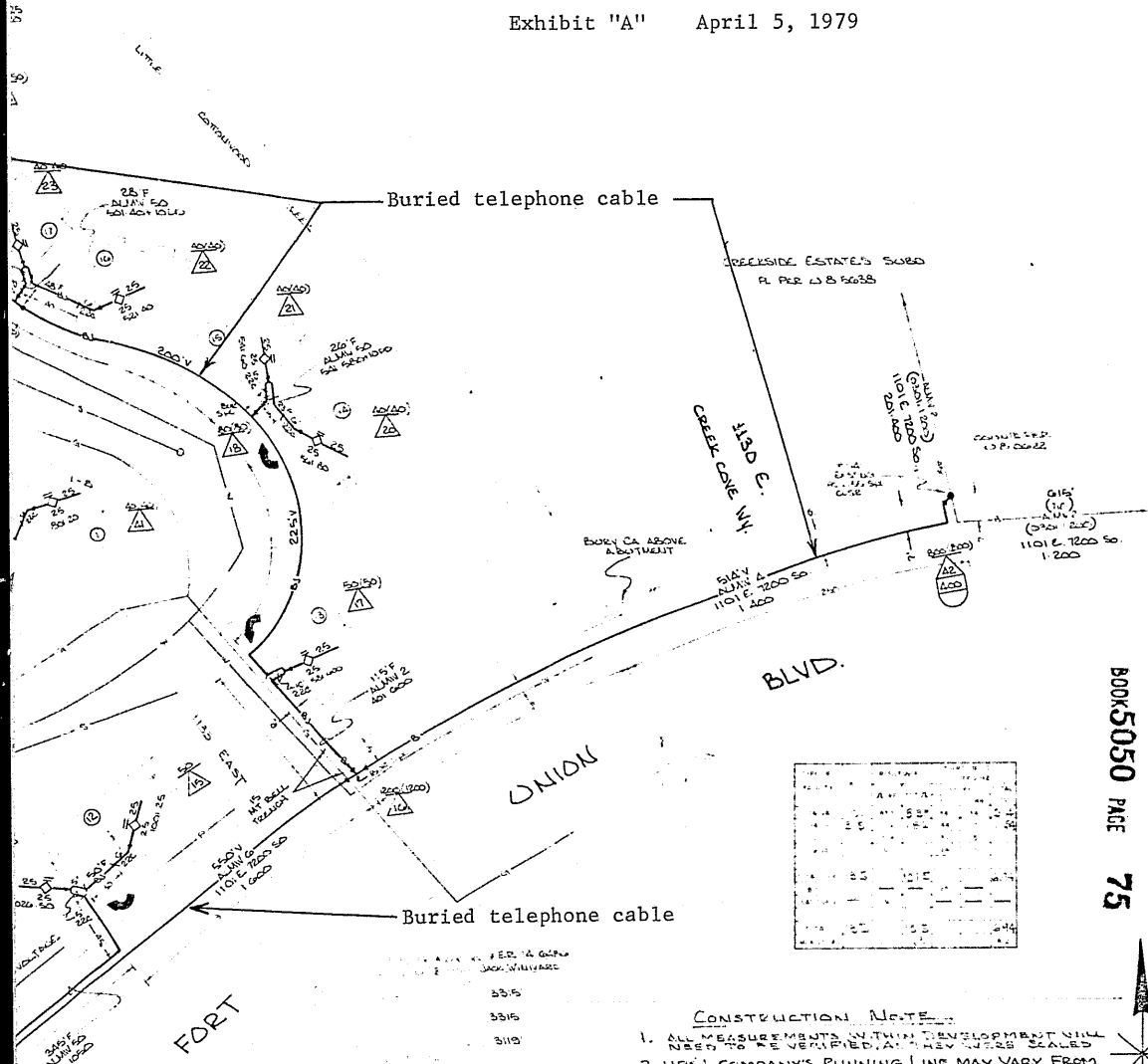
DETAIL

NO	ADJACENT	NO	ADJACENT	NO	ADJACENT
1	17,140	5	75	1	150
2	17,140	6	75	2	150
3	17,140	7	1500	3	75 1500
4	17,140	8	1500	4	101 000

BOOK 5050 PAGE 74

31216  
110.6 E 7200 SO 1200  
135.1 E 7200 SO 1150  
TYPE III FIELD

Exhibit "A" April 5, 1979



BOOK 5050 PAGE 75

RIGHT-OF-WAY NO. RW 72913

CONSTRUCTION NOTE

1. ALL MEASUREMENTS WITHIN DEVELOPMENT WILL NEED TO BE VERIFIED, AND THEY MUST BE SCALED
2. UPR COMPANY'S RUNNING LINE MAY VARY FROM WHERE IT IS SHOWN.

6660.000		MOUNTAIN STATES TELEPHONE COMPANY		EDWA 5047
EXCHANGE	MIDVALE	JOB NO.	5-3958	11-0-8-06
DISTRICT	SOUTHWEST	COUNTY	SALT LAKE	ISSUED TO DIST. MGR. P. 10
LOCATION		HAZARD		MEMO
HAZARD		DATE		POWER VOLTAGE
ENGINEER	J. J. JONES	CHKD BY	V.S. JONES	
APPROVED				