

11125473

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

Project Name: Airport Light Rail Transit  
Easement Number: AP 31:2E-West  
WO#: 5345257.YJ  
RW#: 20100112

11125473  
01/31/2011 12:25 PM \$0.00  
Book - 9901 Pg - 9587-9589  
GARY W. OTT  
RECORDER, SALT LAKE COUNTY, UTAH  
UTAH TRANSIT AUTHORITY  
C/O PROPERTY MANAGER  
3600 S 700 W  
SALT LAKE CITY UT 84130-0810  
BY: BRR, DEPUTY - WI 3 P.

**UNDERGROUND RIGHT OF WAY EASEMENT**

**NTA S200017-JW**

For value received, **NEVINS/ADAMS-40, L.P.**, a Utah limited partnership ("Grantor"), hereby grants to PacifiCorp, an Oregon Corporation, d/b/a Rocky Mountain Power its successors and assigns, ("Grantee"), an easement for a right of way 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 **Salt Lake County, State of Utah** more particularly described as follows and as more particularly described and/or shown on Exhibits **A** attached hereto and by this reference made a part hereof:

A right of way described as follows:

Part of the Grantor's property, being part of an entire tract of property situate in the SW¼SW¼ of Section 34, T.1N., R.1W., SLB&M. The boundaries of said parcel of land are described as follow:

Beginning at the intersection of the northerly right of way line of North Temple Street and the westerly boundary line of said entire tract, which point is 972.665 feet N.89°58'38"E. and 65.40 feet N.00°11'08"W. and 8.70 feet N.00°11'08"W along the westerly boundary line of said entire tract from the Salt Lake Survey Monument at North Temple and the West Line of Section 34 (said point of beginning also being 1,827.25 feet S.00°11'08"E. along the Section line and 972.665 feet N.89°58'38"E. and 8.70 feet N.00°11'08"W, from the West Quarter corner of said Section 34); and running thence N.00°11'08"W. 24.99 feet along said westerly boundary line; thence East 32.48 feet; thence South 26.38 feet to a point in the northerly right of way line of North Temple Street; thence N.87°32'12"W. 32.43 feet along said right of way line to the point of beginning. The above described part of an entire tract contains 833 square feet in area or 0.019 acres.

Tax Parcel No. 08-34-303-015

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 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 17th day of DECEMBER, 2010.

**GRANTOR:**  
**NEVINS/ADAMS-40, L.P., a Utah limited partnership**

By: [Signature]  
Name: Henry M. Nevins  
Its: President of the General Partner

**REPRESENTATIVE ACKNOWLEDGEMENT**

State of \_\_\_\_\_ }  
County of \_\_\_\_\_ } SS.

This instrument was acknowledged before me on this \_\_\_\_\_ day of \_\_\_\_\_, 2010, by \_\_\_\_\_, as \_\_\_\_\_,

of NEVINS/ADAMS-40, L.P., a Utah limited partnership.

*SEE ATTACHED  
CERTIFICATE*

\_\_\_\_\_  
Notary Public

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California

County of Santa Barbara }

On 12/17/10 before me, Sonja B. Nelson, Notary Public  
Date Here Insert Name and Title of the Officer

personally appeared Henry M. Nevins  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Sonja B. Nelson  
Signature of Notary Public



Place Notary Seal Above

**OPTIONAL**

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

**Description of Attached Document**

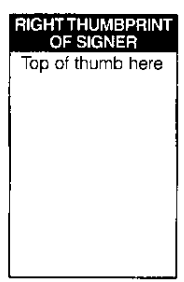
Title or Type of Document: \_\_\_\_\_

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

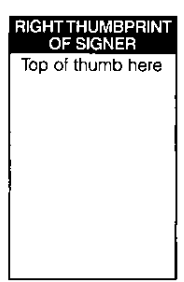
**Capacity(ies) Claimed by Signer(s)**

- Signer's Name: \_\_\_\_\_
- Individual
  - Corporate Officer — Title(s): \_\_\_\_\_
  - Partner —  Limited  General
  - Attorney in Fact
  - Trustee
  - Guardian or Conservator
  - Other: \_\_\_\_\_



Signer Is Representing: \_\_\_\_\_

- Signer's Name: \_\_\_\_\_
- Individual
  - Corporate Officer — Title(s): \_\_\_\_\_
  - Partner —  Limited  General
  - Attorney in Fact
  - Trustee
  - Guardian or Conservator
  - Other: \_\_\_\_\_



Signer Is Representing: \_\_\_\_\_