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H 45984

MARIE G. KORTH
BOX ELDER COUNTY RECORDER

DEP RR FEE 2

1989 SEP 28 PM 4:46

26438
POWERLINE EASEMENT

03 146 0154
2150

Lilly Pond Associates, a Delaware General Partnership

BOOK 479 PAGE 93

(Grantors), hereby convey and warrant to Brigham City Corporation, its successors in interest and assigns, Grantee(s), for the sum of One Dollar and No/100 (\$1.00), a perpetual easement and right-of-way for the construction, installation and continued maintenance, repair, alteration and replacement of public utilities or services as authorized by Brigham City Corporation, including underground piping, cables, junction boxes, manholes, and valve boxes, to be installed and/or erected and maintained over, under and across the premises of the Grantors in Box Elder County, State of Utah, said easement described as follows, to wit:

Part of Lot 3, Brigham Intermountain Development Plat E, Brigham City, Box Elder County, Utah.

Beginning at the Southwest corner of Lot 3 Brigham Intermountain Development Plat E, running thence N. 1°02'21" E. 14.24 feet to the Northwest corner of said Lot 3, thence S. 88°24'04" E. 10.00 feet, thence S. 1°02'21" W. 294.15 feet, thence N. 88°57'39" W. 3.00 feet, thence S. 1°02'21" W. 25.00 feet, thence S. 88°57'37" E. 3.00 feet, thence S. 1°02'21" W. 294.92 feet, thence N. 89°25'18" W. 10.00 feet to the point of beginning.

A 25 foot wide Electric Power Easement, the North line of which is described as: Beginning at the Northeast corner of Lot 5, Brigham City Development Plat D, running thence West 500.0 feet to the East line of Lot 6, of said Plat D.

Together with all rights of ingress and egress necessary or convenient for all rights and privileges incident thereto, including the right to cut and remove timber, trees, brush, overhanging branches and other obstructions, which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement.

Said easement and right-of-way is granted with the understanding and the condition that the Grantor be reimbursed by the Grantee for any damage caused by its employees or agents in the construction or the maintenance of said powerline.

WITNESS the hands of the Grantors this 25 day of September, 1989.

~~STATE OF NEW YORK~~

LILLY POND ASSOCIATES, A DELAWARE PARTNERSHIP

By: D. Kenneth Patton
D. Kenneth Patton, Co-Managing Partner

By: William Lubliner
William Lubliner, Co-Managing Partner

STATE OF ~~NEW YORK~~
COUNTY OF Westchester

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On the 25th day of September, 1989, personally appeared before me

D. Kenneth Patton and William Lubliner, Co-Managing Partners of
Lilly Pond Associates, a Delaware General Partnership

the signers of the within instrument who duly acknowledged to me that they executed the same.

Catherine G. Trace
NOTARY PUBLIC

Residing in Westchester County, New York

MY COMMISSION EXPIRES:
November 30, 1989

CATHERINE G. TRACE
Notary Public, State of New York
4751168
Qualified in Westchester County
Commission Expires November
30, 1989