

REV101512

Return to:  
Rocky Mountain Power  
Lisa Louder/Del Edwards  
1407 West North Temple Ste. 110  
Salt Lake City, UT 84116

Project Name: DGL13 - Replace UG  
Tract No.: 1611259011  
WO#: 5914254

11876487  
07/03/2014 01:04 PM \$14.00  
Book - 10243 Pg - 4150-4152  
GARY W. OTT  
RECORDER, SALT LAKE COUNTY, UTAH  
ROCKY MOUNTAIN POWER  
ATTN: LISA LOUDER  
1407 W NORTH TEMPLE STE 110  
SLC UT 84116-3171  
BY: KRA, DEPUTY - MI 3 P.

### **RIGHT OF WAY EASEMENT**

This easement is granted in accord with and supplements a prior easement dated December 19, 2007 and recorded on the 26<sup>th</sup> day of December 2007 in the office of the Salt Lake County Recorder in Book 9552 at Page 1081-1084.

For value received, **Donner Place Owners Association** ("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 10 feet in width and 10 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 **Salt Lake 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: Beginning at a point N.0°14'34"E. along the center section line 524.28 feet from the center of Section 11, Township 1 South, Range 1 East, Salt Lake Base & Meridian, and running thence N.0°14'34"E. along said center section line 257.93 feet; thence East 155.91 feet to a point on a curve to the left, the radius point of which is N.68°10'58"E. 57.0 feet; thence Southeasterly along the arc of said curve 41.39 feet to a point of tangency; thence S.63°25'26"E. 115.64 feet to the west line of Donner Way, said point also being on a curve to the left, the radius point of which is S.63°25'26"E. 3549.95 feet; thence Southwesterly along the arc of said curve and west line 26.40 feet to a point of tangency; thence S.26°09'W along said west line 258.79 feet; thence N.63°51'W. 180.54 feet to the point of beginning.

Assessor Parcel No. 16-11-256-001

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.

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 26 day of June, 2014.



**Donner Place Owners Association GRANTOR**

STATE OF UTAH )  
 ) ss.

County of SALT LAKE )

On this 26<sup>th</sup> day of JUNE, 2014, before me, the undersigned Notary Public in and for said State, personally appeared FREDRICK PATRICK GONZALEZ (representative's name), known or identified to me to be the person whose name is subscribed as PRESIDENT (title/capacity in which instrument is executed) of

DONNER PLACE OWNERS ASSOC and acknowledged to me that (he/she/they) executed the same.

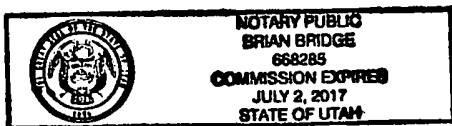
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Brian Bridge  
(notary signature)

NOTARY PUBLIC FOR UTAH (state)

Residing at: W. JORDAN (city, state)

My Commission Expires: 7/2/17 (d/m/y)



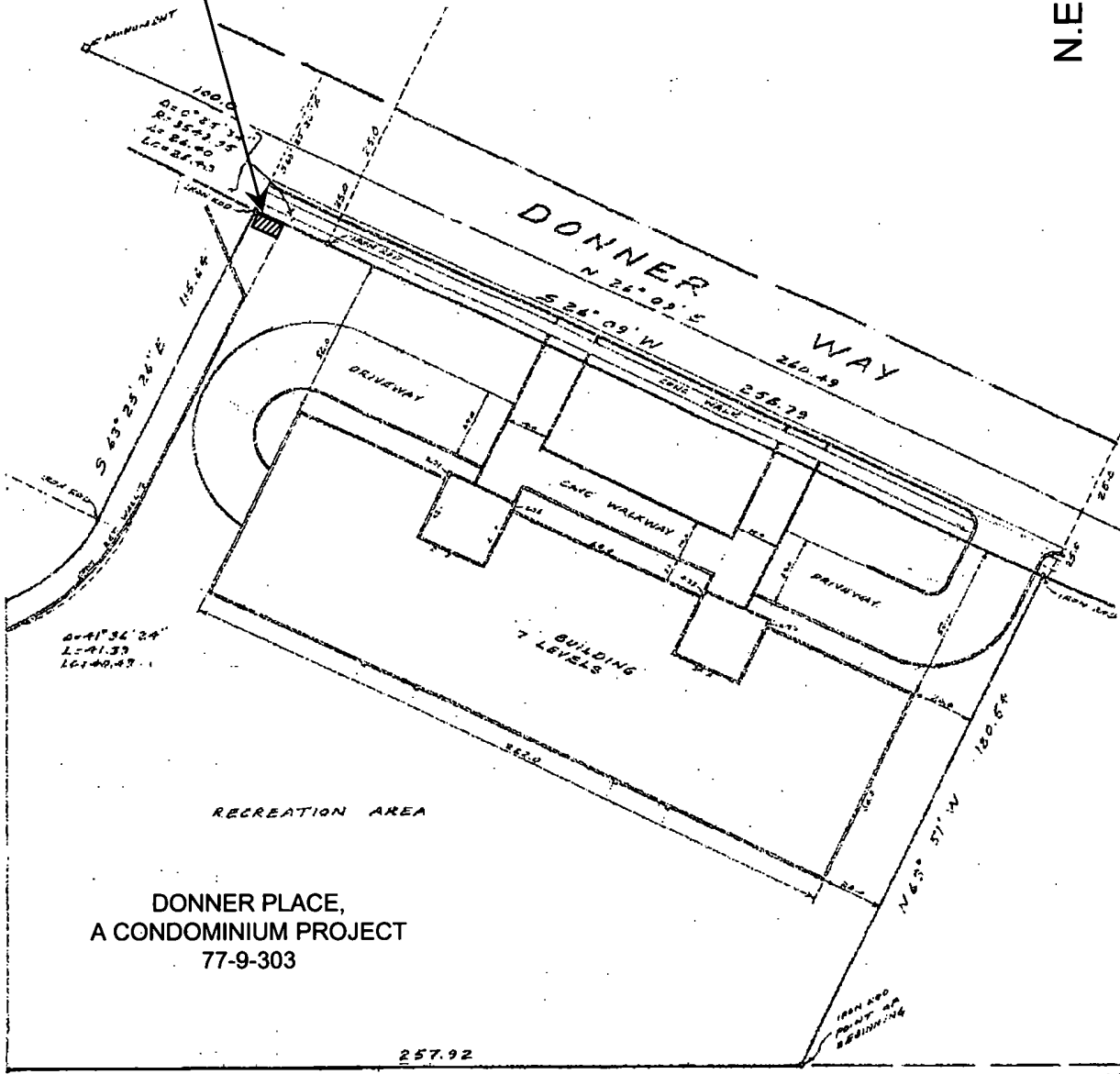
# Property Description

10' x 10' Right of Way

N.E. 1/4 Section 11



T.1S., R.1E., SLB&M



DONNER PLACE,  
A CONDOMINIUM PROJECT  
77-9-303

CC#:

WO#: METRO

NAME: Donner Place Groundsleeve

DRAWN BY: LBB

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**

**PacifiCorp**

Metro Operations

SCALE: No Scale

SHEET 1 OF 1

ROW #: METROW