

DIST BF 1-97

Return to:

Claudia Conder
PacifiCorp/Utah Power & Light Co.
Property Management Dept.
1407 West North Temple
Salt Lake City, Utah 84140

E 1435821 B 2350 P 456
JAMES ASHAUER, DAVIS CNTY RECORDER
1998 AUG 31 12:17 PM FEE 14.00 DEP REC
REC'D FOR PACIFICOPR

PN: 01360730
August 6, 1998

06-037-0166
NE 24 2NW

DISTRIBUTION RIGHT OF WAY EASEMENT

For value received, GUARDIAN LIMITED PARTNERSHIP No. 1 (Grantor) hereby grants to PacifiCorp, an Oregon corporation, its successors and assigns (Grantee), an easement for a right of way 10 feet in width for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power distribution lines and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: supporting towers, poles, props, guys and anchors, including guys and anchors outside of the right of way; wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults and cabinets, along the general course now located by Grantee on, over or under the surface of the real property of Grantor in Davis County, State of Utah, more particularly described as follows or as more particularly described and/or shown on Exhibit(s) "A" attached hereto and by this reference made a part hereof:

A right of way 10 feet in width, being 5 feet on each side of the following described centerline:

Beginning on the south boundary line of the Grantor's land at a point 680 feet south and 463 feet west, more or less, from the northeast corner of Section 24, T. 2 N., R. 1 W., S.L.M., thence N.16°20'E. 120 feet, more or less, thence N.27°58'E. 144 feet, more or less, thence N.32°31'E. 245 feet to the north boundary line of said and being in the NE1/4 of the NE1/4 of said Section 24.



Assessor's Map No. _____ Tax Parcel No. _____

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 and adjacent lands clear of all brush, trees, timber, structures and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor erect or permit the erection of any buildings or structures of any kind or nature, or place or use or permit any equipment or material of any kind that exceeds 12 feet

in height, or light any fires, or place or store any flammable materials (other than agricultural crops), 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 roads, agricultural crops and other purposes not inconsistent 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; and this easement shall terminate if and when Grantee shall have abandoned all use of the right of way and no longer has any future need therefor.

Signed this 14 day of August, 1998.

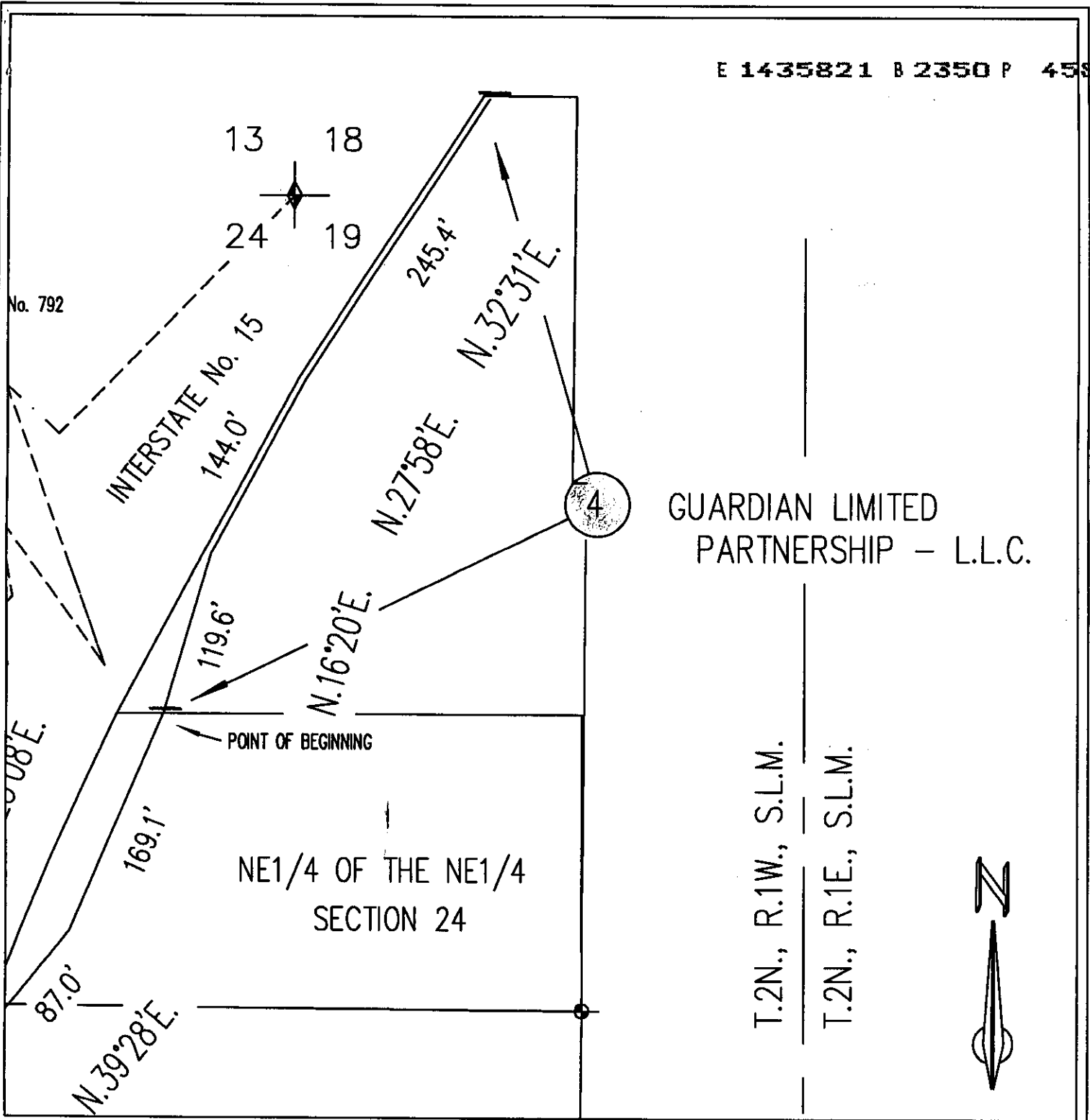
Dan Harwood Secretary
Ball Enterprise, Inc.
General Partner

REPRESENTATIVE ACKNOWLEDGEMENT

STATE OF Idaho)
County of Pomeroy)^{ss.}

This instrument was acknowledged before me on August 49, 1998, by
Dan Harwood as Secretary
of Ball Enterprises, Inc.

Jim Guthrie
Notary Public
My Commission Expires 5/21/99



GUARDIAN LIMITED PARTNERSHIP - L.L.C.

DATE: JULY 14, 1998
 SPONSOR: SCOTT HOPKINSON
 SURVEYED BY: U.P. & L. Co./J.E.D.
 DRAWN BY: D. T. Boyd
 CHECKED BY: D. T. Boyd
 PLOT SCALE: 1 = 1
 R: \ROW\007NKY00.DWG

EXHIBIT "A"
 OVERHEAD DISTRIBUTION LINE TO SERVE
 CLEAR WATER CENTER FIR SAHARA CONSTRUCTION COMPANY
 935 NORTH 500 WEST
 EASEMENT No. 4R - GUARDIAN LIMITED PARTNERSHIP, L.L.C.
 DRAPER, SALT LAKE COUNTY, UTAH

APPROVAL
 RONALD G. OLSEN
RGO
 SUPERVISOR RIGHT OF WAY DESIGN



GOLDEN SPIKE AREA

SCALE: 1 IN. = 100 FT.

SHEET 1 OF 1

PN 01360730

REV. A