

DIST BF 1-97

Return to:

Lee Nielson
710 North Man
Richfield, Utah 84701

PN:01230844
September 23, 1997

FILED FOR RECORD

10:15 o'clock A m

APR 28 1998

[Signature]
Beaver County Recorder 200074

Fee \$ 14⁰⁰

DISTRIBUTION RIGHT OF WAY

For value received, Circle Four Farms,
(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 Beaver County, State of Utah, more particularly described as follows:

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

Beginning at a new pole on the Grantor's land, at a point 1317 feet north and 1023 feet east, more or less, from the southwest corner of Section 4, T.30 S., R.11 W., S.L.M., thence N.82°12'W. 406 feet, more or less, on said land and being in the W½ of the SW¼ of said Section 4.

Beginning at a new pole on the Grantor's land, at a point 146 feet south and 213 feet west, more or less, from the north one quarter corner of Section 7, T.30 S., R.11 W., S.L.M., thence South 5043 feet to a new pole, thence West 725 feet on said land and being in the W½ of the W½ of said Section 4.

Beginning at a new pole in the above described survey line on the Grantor's land at a point 132 feet north and 200 feet west, more or less, from the south one quarter corner of Section 7, T.30 S., R.11 W., S.L.M., thence East 1120 feet on said land and being in the SE¼ of the SW¼, and the SW¼ of the SE¼ of said Section 7.

Except from the above that portion of line over, across, and/or upon county road rights of way.

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 the 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 27th day of October, 1997.

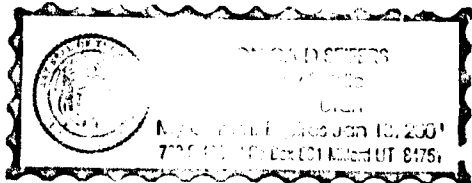
B. J. Moore
Project Engineer

Robert M. Cook
Authorized Agent

REPRESENTATIVE ACKNOWLEDGEMENT

STATE OF UTAH,)
) ss.
COUNTY OF Beaver)

This instrument was acknowledged before me on October 27, 1997, by B. J. Moore as Project Engineer of Circle Saw Farm.



Monica D. Seifers
Notary Public

My Commission expires: 01-13-01

Form & Execution Approved _____ File No. _____