

REV101512

Return to: Stanley
Rocky Mountain Power
635 N. 1200 W.
Layton, UT 84041

E 2898458 B 6370 P 328-330
RICHARD T. NAUGHAN
DAVIS COUNTY, UTAH RECORDER
10/12/2015 03:24 PM
FEE \$14.00 Pgs: 3
DEP RT REC'D FOR ROCKY MOUNTAIN POW
ER

Project Name: SAL Arsenal
Project Tract Number: _____
WO#: 5993583
RW#: _____

RIGHT OF WAY EASEMENT

For value received, **Sunset City, a municipal corporation**, ("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 **232 feet** in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power transmission, distribution 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 therefore; 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 and as more particularly described and/or shown on Exhibit A attached hereto and by this reference made a part hereof:

Legal Description: A 10 FOOT WIDE UTILITY EASEMENT FOR THE PURPOSE OF INSTALLING UNDERGROUND UTILITIES, BEING 5 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

BEGINNING AT A POINT ON THE WEST LINE OF THE VERIZON WIRELESS LEASE AREA, SAID POINT BEING NORTH 89°56'08" WEST 2363.58 FEET ALONG SECTION LINE AND NORTH 234.38 FEET FROM THE EAST QUARTER CORNER OF SECTION 26, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 89°56'08" WEST 30.00 FEET; THENCE SOUTH 00°03'52" WEST 201.34 FEET, MORE OR LESS, TO THE NORTH RIGHT-OF-WAY LINE OF 1800 NORTH STREET AND TERMINATING.

CONTAINS: 0.053 ACRES, MORE OR LESS; (AS DESCRIBED).

Assessor Parcel No. 13-077-0092 ✓

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 therefore) the future right to keep the right of way and adjacent lands 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, use or permit any equipment or material of any kind that exceeds twelve (12) feet in height, light any fires, 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 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 12TH day of August, 2015.

Beverly K. Macfarlane
Beverly K. Macfarlane, Mayor
GRANTOR

STATE OF Utah)
) ss.
County of Davis)

On this 12th day of August, 2015, before me, the undersigned Notary Public in and for said State, personally appeared Beverly K. Macfarlane, known or identified to me to be the Mayor of Sunset City, who executed the instrument on behalf of said entity and acknowledged to me that said entity 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.

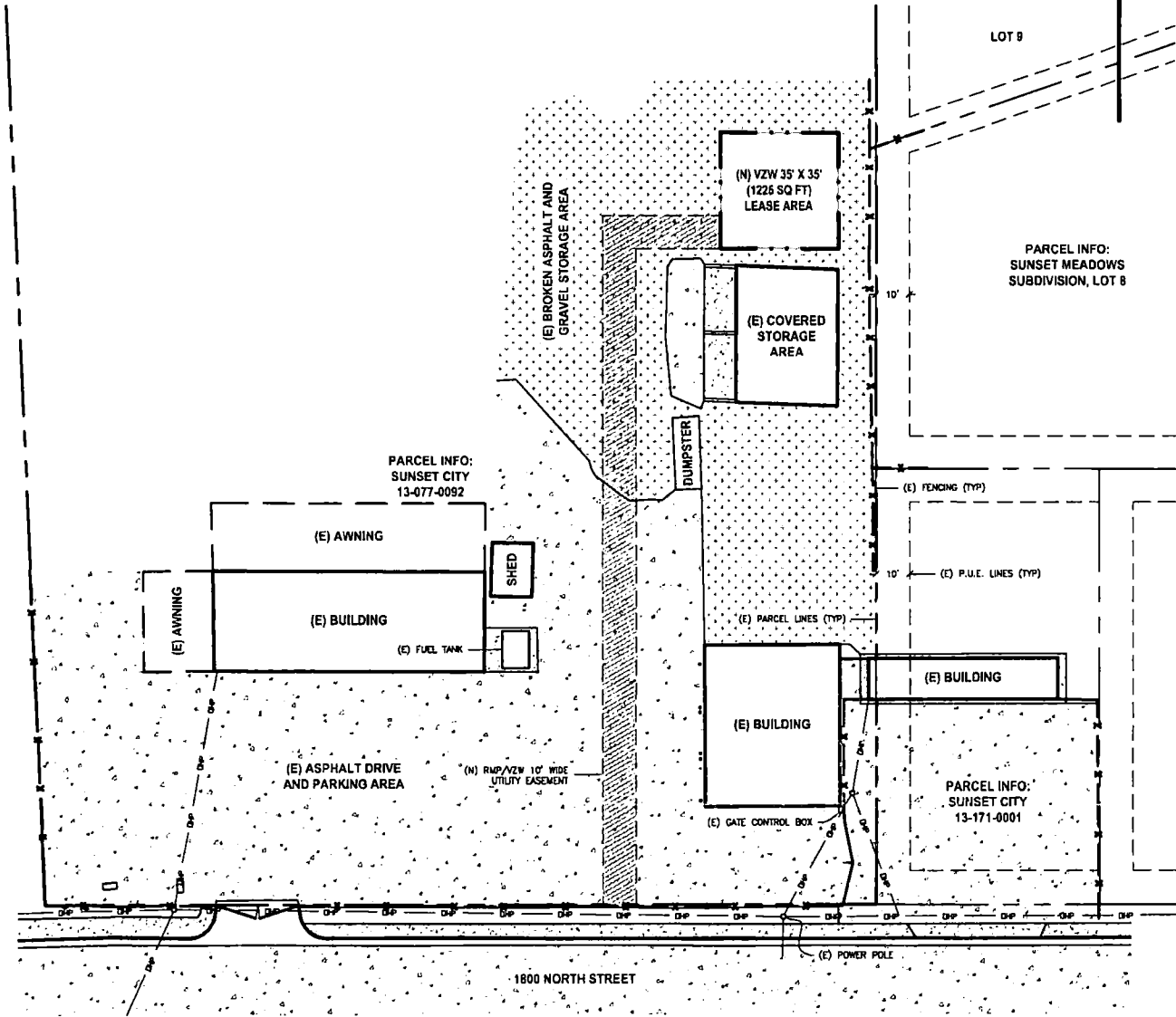
Susan R Hale
(notary signature)



NOTARY PUBLIC FOR: Utah
Residing in: Davis Co Utah
My Commission Expires: 03/16/2019

Property Description

Quarter: NE Section: 26 Township: 5N Range: 2W, Salt Lake Meridian
County: Davis State: Utah
Parcel Number: 13-077-0092



CC#:	WO#:
Landowner Name: Sunset City	
Drawn by: TAEC	

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



SCALE: