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REV051914

Return to:

Rocky Mountain Power
Carolyn DeLeeuw
70 North 200 East
American Fork, UT 84003



ENT 51357:2014 PG 1 of 3
JEFFERY SMITH
UTAH COUNTY RECORDER
2014 Jul 25 2:07 pm FEE 14.00 BY EO
RECORDED FOR PACIFI CORP

Project Name: Residences at Monte Vista

Tract No.:

WO#: 5869639

RW#:

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, **Residences at Monte Vista, LLC** ("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 1,535 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 **Utah** 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: COM N 89 DEG 14' 50" E 1333.53 FT & S 0 DEG 36' 59" E 1342.7 FT & S 0 DEG 36' 59" E 660.42 FT & N 89 DEG 35' 42" E 1210.58 FT & N 89 DEG 39' 23" E 54.05 FT FR NW COR. SEC. 10, T6S, R2E, SLB&M.; S 89 DEG 21' 36" E 893.36 FT; N 18 DEG 26' 36" W 236.06 FT; ALONG A CURVE TO R (CHORD BEARS: S 80 DEG 52' 8" W 48.54 FT, RADIUS = 150 FT); N 89 DEG 49' 10" W 770.04 FT; S 0 DEG 10' 50" W 208.68 FT TO BEG. AREA 4.174 AC.

Assessor Parcel No.

170380086

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 11th day of July, 2014.

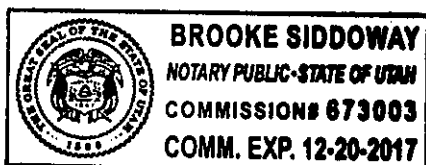

Residences At Monte Vista, LLC GRANTOR

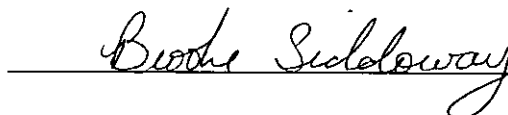
Acknowledgment by a Corporation, LLC, or Partnership:

STATE OF UT)
) ss.
 County of Salt Lake)

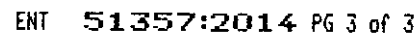
On this 11th day of July, 2014, before me, the undersigned Notary Public in and for said State, personally appeared Jim Seaberg (name), known or identified to me to be the Manager (president / vice-president / secretary / assistant secretary) of the corporation, or the (manager / member) of the limited liability company, or a partner of the partnership that executed the instrument or the person who executed the instrument on behalf of Residences at Monte Vista, LLC (entity name), 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.



 (notary signature)

NOTARY PUBLIC FOR UT (state)
 Residing at: Salt Lake County (city, state)
 My Commission Expires: 12-20-17 (d/m/y)



SCALE: NONE