

REV05042015

Return to:

Rocky Mountain Power

Lisa Louder/Jennifer Petersen /copy

1407 West North Temple Ste. 110

Salt Lake City, UT 84116

Project Name: Providence @Overlake Phase 5

WO#: 6993721

RW#:

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, **Tooele City Corporation** ("Grantor"), hereby grants Rocky Mountain Power, an unincorporated division of PacifiCorp its successors and assigns, ("Grantee"), an easement for a right of way 10 feet in width and 1,370 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 **Tooele** County, State of **Utah** more particularly described as follows and as more particularly described and/or shown on Exhibit(s) **Exhibit A** attached hereto and by this reference made a part hereof:

Legal Description: A 10' wide easement beginning at the Northeast corner and extending West 1,320' then extending 50' south within the following parcel:

Commencing at the center of Section 17, in Township 3 South, Range 4 West, and extending thence West 80 rods, thence south 2 rods, thence East 158 Rods, thence South 158 rods, thence East 2 rods, thence North 160 rods, thence West 80 rods, to place of beginning, containing four acres in said section

Assessor Parcel No.

02-128-0-0013

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.

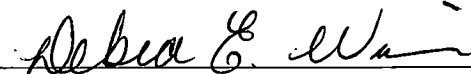
At no time shall Grantor place or store any flammable materials (other than agricultural crops), or light any fires, on or within the boundaries of the right of way. Subject to the foregoing limitations, the surface of the right of way may be used for agricultural crops and other purposes

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 1st day of April, 2021.



Debra E. Winn GRANTOR

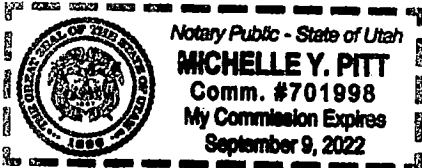
GRANTOR

Acknowledgment by a Corporation, LLC, or Partnership:

STATE OF Utah)
County of Tooele) ss.

On this ~~1st~~ day of April, 2021, before me, the undersigned Notary Public in and for said State, personally appeared Debra E. Winn (name), known or identified to me to be the Mayor (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 Tooele City (entity name), and acknowledged to me that said entity executed the same.

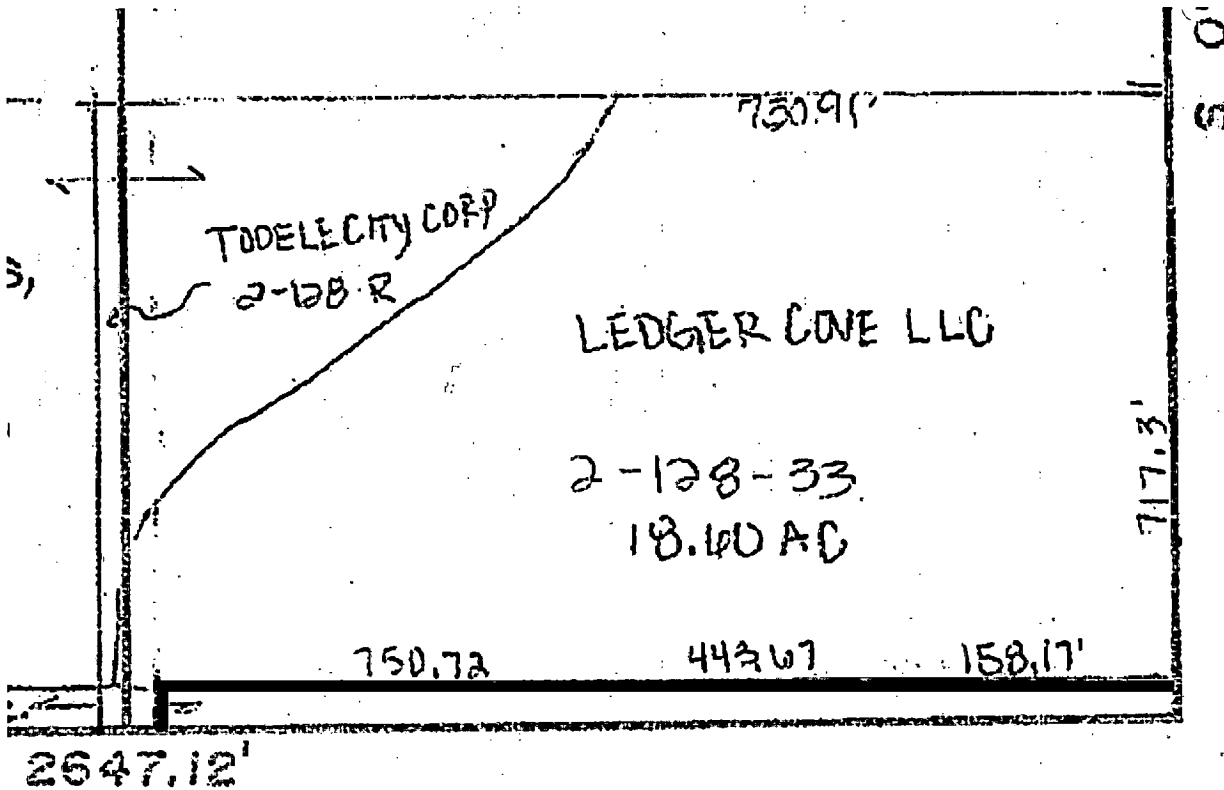
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Michelle Pitt (notary signature)

NOTARY PUBLIC FOR Utah (state)
Residing at: Grantsville, Utah (city, state)
My Commission Expires: 9-9-22 (d/m/y)

Property Description



CC: 11446

WO: 6993721

NAME: Tooele City Corporation

DRAWN BY: Jennifer Petersen

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

SCALE: No Scale

SHEET 1 OF 1

ROW #