

REV05042015

Return to:  
Rocky Mountain Power  
Lisa Louder/L.Baker  
1407 West North Temple Ste. 110  
Salt Lake City, UT 84116

Project Name: Tooele City Berra Well  
WO#: 008077210  
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 166 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) A attached hereto and by this reference made a part hereof:

Legal Description:

**UTILITY EASEMENT DESCRIPTION**

A proposed easement to be granted, 10 feet in width, situate in the Southeast Quarter of Section 16, Township 3 South, Range 4 West, Salt Lake Base and Meridian. The purpose of said easement is to access the existing wellhead on Tooele City property, said property having the Entry No. 195517 as recorded in the Tooele County Recorder's Office. The easement to be granted is more particularly described as follows:

Beginning at a point located North 89°43'57" East 106.56 feet along the section line and North 2517.88 feet from the found monument at the South Quarter Corner of Section 16, Township 3 South, Range 4 West, Salt Lake Base and Meridian, and running:

thence North 10 feet;  
thence South 88°33'07" East 150.21 feet;  
thence South 46°05'30" East 15.19 feet to a point on the Westerly railroad right-of-way line;  
thence South 43°54'30" West 10.00 feet along said Westerly railroad right-of-way line;  
thence North 46°05'30" West 11.31 feet;  
thence North 88°33'07" West 146.07 feet, to the Point of Beginning.

Parcel contains: 1,614 square feet, or 0.04 acres.

Assessor Parcel No. 02-127-0-0007

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 14<sup>th</sup> day of February, 2022

Debra E. W.  
Tooele City GRANTOR

ATTEST:

Michelle Y. Pitt  
Michelle Y. Pitt  
Tooele City Recorder

SEAL



APPROVED AS TO FORM

Roger Evans Baker  
Roger Evans Baker  
Tooele City Attorney

**Acknowledgment by a Corporation, LLC, or Partnership:**

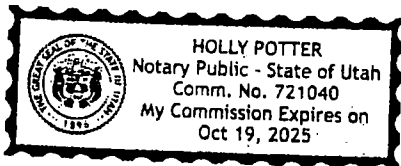
STATE OF UTAH )  
 ) ss.  
County of TOOELE )

On this 14 day of FEBRUARY, 20 22, before me, the undersigned Notary Public in and for said State, personally appeared DEBRA E. WILCOX (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.

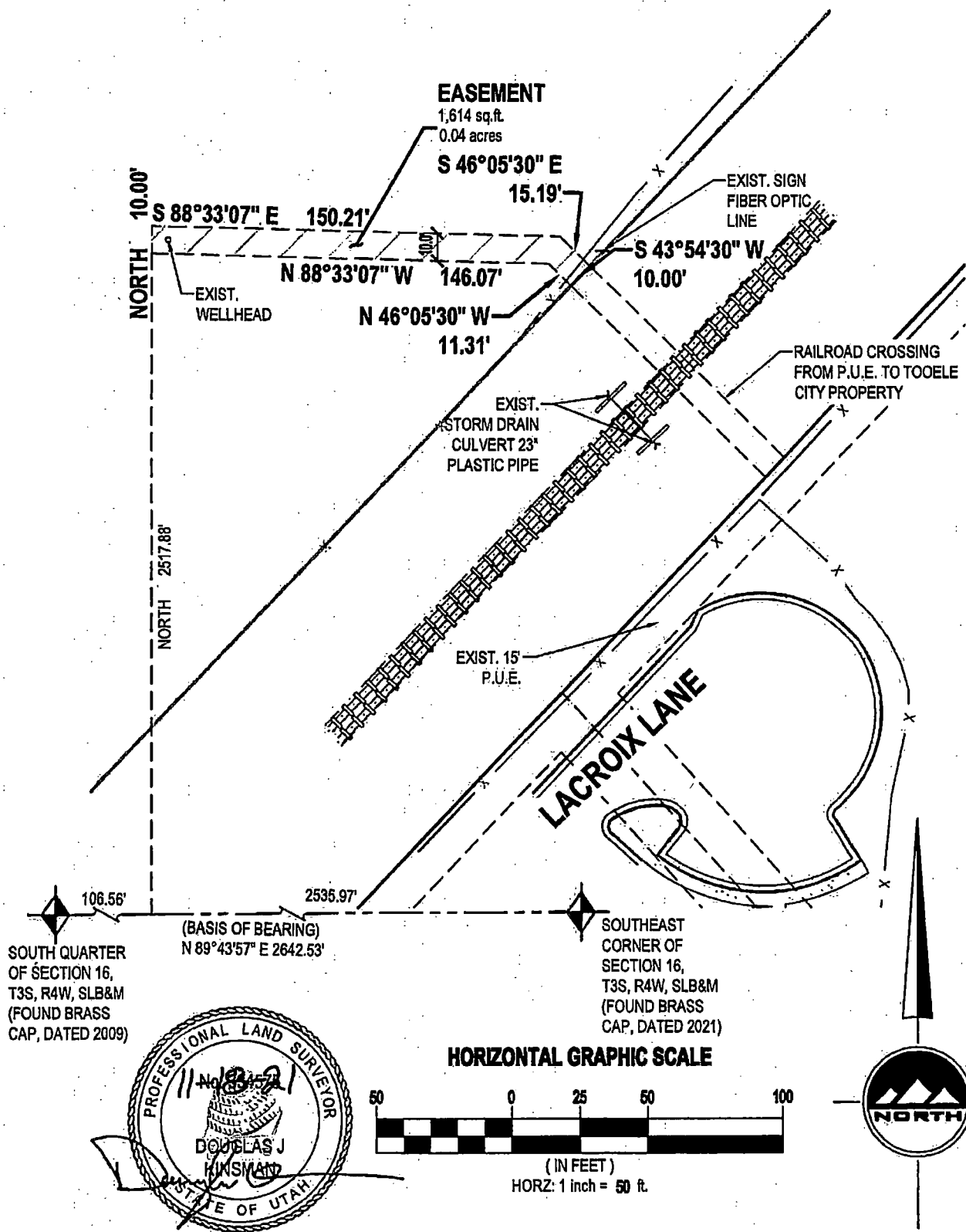
*Holly Potter*

(notary signature)



NOTARY PUBLIC FOR UTAH (state)  
Residing at: TOOELE UTAH (city, state)  
My Commission Expires: 10/19/22 (d/m/y)

# Exhibit A



<p>PROJECT # <b>8008E</b> DATE <b>11/18/21</b></p> <p><b>1 OF 1</b></p> <p>FILE:</p>	<p><b>RMP EASEMENT TOOELE CITY WELL</b></p> <p><b>Exhibit A</b></p> <p>TOOELE, UTAH</p> <p>EXHIBIT</p>	<p>FOR: ROCKY MOUNTAIN POWER TOOELE 555 NORTH MAIN ST TOOELE, UTAH 84074 PHONE: 435-833-7925</p>	<p>169 N. Main Street, Unit 1 Tooele, Utah 84074 Phone: 435.843.3590 Fax: 435.578.0108 www.ensignutah.com</p> <p><b>ENSIGN</b></p>
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