

M-572

No. 73866
FORM 100 PL 8-39

RIGHT OF WAY CONTRACT
TELEPHONE AND TELEGRAPH LINES

FOR AND IN CONSIDERATION OF THE SUM OF \$6.00, the receipt of which is hereby acknowledged, George Love and Mary Isabell Love, his wife- hereinafter called "Grantors," hereby grant unto Utah Oil Refining Company- a corporation, its successors and assigns, hereinafter called "Grantee," the right to erect, install, maintain, inspect, operate and remove telegraph and telephone lines and the equipment and apparatus therefor, and the right to trim or cut trees as may be necessary in the erection and maintenance of said lines, on, over and through the following described land of which grantors warrant they are the owners in fee simple, situated in Davis County, State of Utah-, to-wit:

Beg. at SW. Corner of NW⁴ Sec. 10- T4N, R1W; N 20 chains; E 20 chains; N 10 chains; E 20 chains; S. 30 chains; W 3.43 chains; S 00°57' E 1.36 chains; N 89°43' W 36.57 chains; N. 0.88 chains to beginning, containing 103.69 Acres.

together with the right of ingress and egress to and from said land for any and all purposes necessary and incident to the exercise by said Grantee of the rights granted by this contract.

Grantors reserve the right to use said land for any and all purposes, subject to the rights of Grantee hereunder. Grantee shall pay any damages to Grantors, their successors and assigns, resulting from the construction, operation maintenance and removal of said telephone and/or telegraph lines, on the basis of the status, condition and use of said land and the improvements thereon at the date of this contract. In the event Grantors and Grantee are unable to agree upon the amount of such damage, then the same shall be ascertained and determined by three disinterested persons, selected, one by Grantor, one by Grantee and the third by the two so selected, and the written award of said three persons shall be final and conclusive.

The terms and conditions hereof shall extend to and be binding upon the heirs, executors, administrators, personal representatives, successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the grantors above named have hereunto set their hands and seals this 11th day of November, 1939.

Signed, sealed and delivered

George Love (Seal)

in the presence of:

Mary Isabell Love (Seal)

Chas H Sandy

STATE OF Utah)
) ss.
COUNTY OF Davis)

I, Walter B Burton, a Notary Public in and for said County and State, do hereby certify that George Love and Mary Isabell Love his wife, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act for the uses and purposes therein set forth.

GIVEN under my hand and official seal this 11th day of November, 1939.

My commission expires:

Oct. 12, 1940



Walter B Burton

Notary Public in and
for Salt Lake County, State
of Utah

My Residence is in Salt Lake
City, Ut.

Recorded April 5th, 1940 at 9:30 A. M.

Abstracted 4/16/40

Alice Hess County Recorder

Assigned in Book 114 Page 394