REV05042015 Return to: Rocky Mountain Power Lisa Louder/Brian Bridge/Richard Bardauskas 1407 West North Temple Ste. 110 Salt Lake City, UT 84116

Ent 869804 Bk 1077 Pg 278 Date: 11-Jul-2024 11:34:40AM Fee: \$52.00 Check Filed By :KM CARBON COUNTY RECORDER, Recorder CARBON COUNTY CORPORATION

For: PACIFICORP- LLOUDER

Project Name: FHCA: CLB11 U/G PORTION TOWARDS BRUIN POINT

WO#: DPRC/2020/C/001/7020966

RW#: 2023LBB048

# UNDERGROUND RIGHT OF WAY EASEMENT

For value received, Levada EF Five, LLC ("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 10 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 Carbon County, State of Utah more particularly described as follows and as more particularly described and/or shown on Exhibit(s) "A - O" attached hereto and by this reference made a part

Legal Description: LEGAL DESCRIPTIONS FOR EACH OF THE GROUND SLEEVE LOCATONS TO FOLLOW.

Assessor Parcel No.

2A-1367-0003. 2A-1365-0000

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.

Acknowledgment by a Corporation, LLC, or Partnership:

STATE OF NEW YORK )
County of NEW YORK )

On this <u>30</u> day of \_\_\_\_\_\_, 20<u>24</u>, before me, the undersigned Notary Public in and for said State, personally appeared <u>Curt E. Burwell</u>, known or identified to me to be the <u>Managing Member</u> (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 <u>Levada EF Five. LLC</u>. 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.

9000le Condas (notary signature)

NICOLE THERESE CONDAS
Notary Public - State of New York
NO. 01CO0020390
Qualified in New York County
My Commission Expires Jan 26, 2028

NOTARY PUBLIC FOR NCW YORK (state)

Residing at: NCW YORK, NY (city, state)

My Commission Expires: 76/10/1/2028 (d/m/y)

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## LEGAL DESCRIPTIONS FOR EACH OF THE GROUND SLEEVE LOCATIONS

THE BASIS OF BEARING FOR THE FOLLOWING EASEMENT LOCATIONS IS SOUTH 89°46'46" EAST, 5276.60 FEET MEASURED BETWEEN THE FOUND MONUMENTS AT THE NORTHWEST AND NORTHEAST CORNERS OF SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN. THIS BEARING WAS MEASURED IN UTM 12 NORTH, NAD83 ZONE, U.S. SURVEY FEET.

## **Easement Location #18:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46″ WEST, 2513.08 FEET, AND SOUTH 0°13′14″ WEST, 5781.17 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 79°08′36″ EAST 10.00 FEET; THENCE SOUTH 10°51′24″ WEST, 10.00 FEET; THENCE NORTH 79°08′36″ WEST, 10.00 FEET; THENCE NORTH 10°51′24″ EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE NORTHEAST QUARTER OF SECTION 9. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

#### **Easement Location #19:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46″ WEST, 2667.47 FEET, AND SOUTH 0°13′14″ WEST, 6292.58 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 45°10′11″ EAST 10.00 FEET; THENCE SOUTH 44°49′49″ WEST, 10.00 FEET; THENCE NORTH 45°10′11″ WEST, 10.00 FEET; THENCE NORTH 44°49′49″ EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE NORTHWEST QUARTER OF SECTION 9. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

## **Easement Location #20:**

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BEGINNING AT A POINT WHICH IS NORTH 89°46′46" WEST, 3311.90 FEET, AND SOUTH 0°13′14" WEST, 6856.15 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 09°18′17" WEST, 10.00 FEET; THENCE NORTH 80°41′43" WEST, 10.00 FEET; THENCE NORTH 09°18′17" EAST, 10.00 FEET; THENCE SOUTH 80°41′43" EAST 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE NORTHWEST QUARTER OF SECTION 9. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

### **Easement Location #21:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46″ WEST, 3477.57 FEET, AND SOUTH 0°13′14″ WEST, 6865.09 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 81°55′00″ EAST 10.00 FEET; THENCE SOUTH 08°05′00″ WEST, 10.00 FEET; THENCE NORTH 81°55′00″ WEST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE NORTHWEST QUARTER OF SECTION 9. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

#### Easement Location #22:

BEGINNING AT A POINT WHICH IS NORTH 89°46′46″ WEST, 2573.56 FEET, AND SOUTH 0°13′14″ WEST, 6669.36 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 55°35′15″ EAST, 10.00 FEET; THENCE SOUTH 34°24′45″ WEST, 10.00 FEET; THENCE NORTH 55°35′15″ WEST, 10.00 FEET; THENCE NORTH 34°24′45″ EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE NORTHWEST QUARTER OF SECTION 9. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

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## **Easement Location #23:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46″ WEST, 3159.25 FEET, AND SOUTH 0°13′14″ WEST, 7403.91 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 52°06′52″ EAST, 10.00 FEET; THENCE SOUTH 37°53′08″ WEST, 10.00 FEET; THENCE NORTH 52°06′52″ WEST, 10.00 FEET; THENCE NORTH 37°53′08″ EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE NORTHWEST QUARTER OF SECTION 9. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

## **Easement Location #24:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46″ WEST, 3778.77 FEET, AND SOUTH 0°13′14″ WEST, 8284.84 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 69°07′15″ EAST, 10.00 FEET; THENCE SOUTH 20°52′45″ WEST, 10.00 FEET; THENCE NORTH 69°07′15″ WEST, 10.00 FEET; THENCE NORTH 20°52′45″ EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE SOUTHWEST QUARTER OF SECTION 9. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

CONTAINING 100 SQUARE FEET OR 0.0023 ACRES

#### **Easement Location #25:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46" WEST, 3832.29 FEET, AND SOUTH 0°13′14" WEST, 9180.73 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 68°01′51" EAST, 10.00 FEET; THENCE SOUTH 21°58′09" WEST, 10.00 FEET; THENCE NORTH 68°01′51" WEST, 10.00 FEET; THENCE NORTH 21°58′09" EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE SOUTHWEST QUARTER OF SECTION 9. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

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#### **Easement Location #26:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46" WEST, 4290.27 FEET, AND SOUTH 0°13′14" WEST, 9906.39 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 09°49′57" EAST, 10.00 FEET; THENCE SOUTH 80°10′03" WEST, 10.00 FEET; THENCE NORTH 09°49′57" WEST, 10.00 FEET; THENCE NORTH 80°10′03" EAST, 10.00 FEET, TO THE POINT OF BEGINNING.

LOCATED IN THE SOUTHWEST QUARTER OF SECTION 9. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

#### **Easement Location #27:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46″ WEST, 4947.71 FEET, AND SOUTH 0°13′14″ WEST, 10307.37 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 64°38′04″ EAST, 10.00 FEET; THENCE SOUTH 25°21′56″ WEST, 10.00 FEET; THENCE NORTH 64°38′04″ WEST, 10.00 FEET; THENCE NORTH 25°21′56″ EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE SOUTHWEST QUARTER OF SECTION 9. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

#### **Easement Location #28:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46″ WEST, 5403.65 FEET, AND SOUTH 0°13′14″ WEST, 11175.80 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 60°37′02″ EAST, 10.00 FEET; THENCE SOUTH 29°22′58″ WEST, 10.00 FEET; THENCE NORTH 29°22′58″ EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE SOUTHWEST QUARTER OF SECTION 9. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

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## **Easement Location #29:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46″ WEST, 5938.74 FEET, AND SOUTH 0°13′14″ WEST, 11603.74 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 15°37′33″ EAST, 10.00 FEET; THENCE SOUTH 74°22′27″ WEST, 10.00 FEET; THENCE NORTH 15°37′33″ WEST, 10.00 FEET; THENCE NORTH 74°22′27″ EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE NORTHEAST QUARTER OF SECTION 17. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

CONTAINING 100 SQUARE FEET OR 0.0023 ACRES

#### **Easement Location #30:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46" WEST, 6726.22 FEET, AND SOUTH 0°13′14" WEST, 11779.61 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 23°18′03" EAST, 10.00 FEET; THENCE SOUTH 66°41′57" WEST, 10.00 FEET; THENCE NORTH 23°18′03" WEST, 10.00 FEET; THENCE NORTH 66°41′57" EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE NORTHEAST QUARTER OF SECTION 17. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

#### **Easement Location #31:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46″ WEST, 7363.57 FEET, AND SOUTH 0°13′14″ WEST, 12265.96 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 51°38′57″ EAST, 10.00 FEET; THENCE SOUTH 38°21′03″ WEST, 10.00 FEET; THENCE NORTH 51°38′57″ WEST, 10.00 FEET; THENCE NORTH 38°21′03″ EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE NORTHEAST QUARTER OF SECTION 17. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

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#### **Easement Location #32:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46″ WEST, 7691.89 FEET, AND SOUTH 0°13′14″ WEST, 12955.39 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 75°03′17″ EAST, 10.00 FEET; THENCE SOUTH 14°56′43″ WEST, 10.00 FEET; THENCE NORTH 75°03′17″ WEST, 10.00 FEET; THENCE NORTH 14°56′43″ EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE NORTHEAST QUARTER OF SECTION 17. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 

#### **Easement Location #33:**

BEGINNING AT A POINT WHICH IS NORTH 89°46′46″ WEST, 8682.36 FEET, AND SOUTH 0°13′14″ WEST, 14772.23 FEET, FROM THE FOUND MONUMENT AT THE NORTHWEST CORNER SECTION 3, TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING, THENCE SOUTH 57°06′43″ EAST, 10.00 FEET; THENCE SOUTH 32°53′17″ WEST, 10.00 FEET; THENCE NORTH 57°06′43″ WEST, 10.00 FEET; THENCE NORTH 32°53′17″ EAST, 10.00 FEET, TO THE POINT OF BEGINNING

LOCATED IN THE SOUTHWEST QUARTER OF SECTION 17. TOWNSHIP 13 SOUTH, RANGE 13 EAST, SALT LAKE BASE AND MERIDIAN.

**CONTAINING 100 SQUARE FEET OR 0.0023 ACRES** 





























