

REV100815

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

Project Name: Tooele 47 N Garden St.  
WO#: 8209703  
RW#:

### UNDERGROUND RIGHT OF WAY EASEMENT

For value received, **TOOELE COUNTY CORPORATION, also known as TOOELE COUNTY, also known as TOOELE COUNTY COMMISSION** ("Grantor"), hereby grants to 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 351 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 A attached hereto and by this reference made a part hereof:

Legal Description: An easement 10 feet in width, 5 feet each side of the following-described centerline:

Beginning at a point on Grantor's West boundary that is located North 741.0 feet and West 1126.9 feet from the East Quarter Corner of Section 28, Township 3 South, Range 4 West, Salt Lake Base and Meridian; running thence South 89°37'22" East 56.0 feet; thence South 68°58'44" East 295.2 feet to Grantor's Southeast property corner of Parcel 02-033-0-0034. Containing 0.08 of an acre.

Being in the SE1/4 of the NE1/4 of said Section 28.

Basis of bearings is South 00°15'56" East from the East Quarter Corner to the Southeast Corner of said Section 28, as shown on the official plat for TOOELE CITY POLICE STATION, Entry No. 484071, Tooele City Recorder's Office.

Parcel Numbers: 2-33-5, 2-33-7, 2-33-9, 2-33-34

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 10 day of August, 2022.

**TOOELE COUNTY MANAGER**

By: James A. Welch

Name: James A. Welch

Title: Tooele County Manager

APPROVED AS TO FORM:


Colin R. Winchester 08/03/2022  
Colin R. Winchester  
Deputy Tooele County Attorney

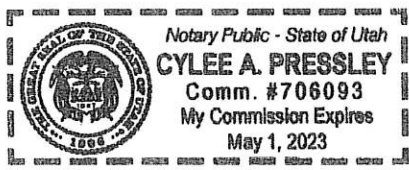
**Acknowledgment by a Corporation, LLC, or Partnership:**

STATE OF UTAH            )  
  ) ss.  
County of Tooele         )

On the 1<sup>st</sup> day of August, 2022, before me, the undersigned Notary Public, personally appeared James A. Welch, known or identified to me to be the Tooele County Manager, the person who executed the instrument on behalf of **TOOELE COUNTY CORPORATION, also known as TOOELE COUNTY, also known as TOOELE COUNTY COMMISSION**, and acknowledged to me that he executed the instrument on behalf of the identified political subdivision.

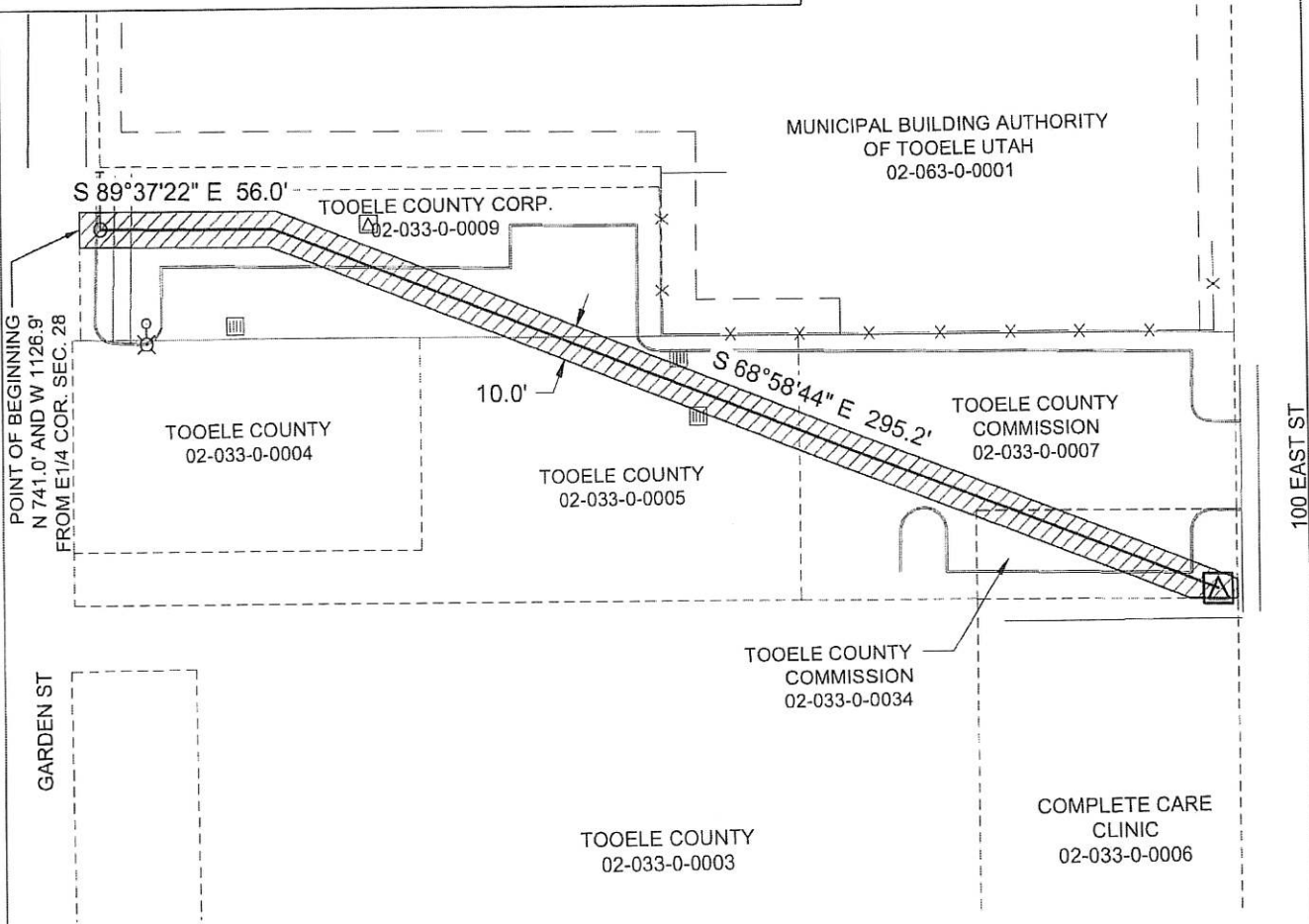
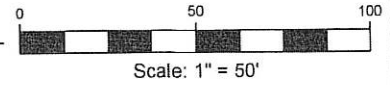
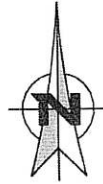
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

  
\_\_\_\_\_  
NOTARY PUBLIC



# Property Description

Lots 1 & 3, Block 8, Plat A, Tooele City Survey  
 (In the SE1/4 of the NE1/4 Section 28, T3S R4W, SLB&M)  
 County: Tooele State: Utah  
 Parcel Number: 2-33-5, 2-33-7, 2-33-9, 2-33-34



## LEGEND:

- PROPERTY LINE
- ROAD R.O.W. LINE
- x-x- FENCE OR WALL
- CURB & GUTTER
- - - EXISTING EASEMENT
- EXISTING POLE
- ⊥ EXISTING ANCHOR
- △ PROPOSED TRANSFORMER
- PROPOSED POWER LINE
- PROPOSED EASEMENT



CC#:	WO#:	8209703
Landowner:	Tooele County	
Drawn by:	RJB	Date: 7/19/2022
Dwg.#:	22513	Ref.#:

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