

AVIGATION EASEMENT

WHEREAS, P & P Enterprises, Inc.

hereinafter called the Grantors are the owners in fee simple of that certain tract of land situated in Sheridan County, Wyoming to wit:

The SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; and a tract of land in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 16, T55N, R84W, 6th P.M., Sheridan County, Wyoming described as follows:

Beginning at the NW corner of said NW $\frac{1}{4}$ NE $\frac{1}{4}$; thence N 88° 34' 34"E, along the Northerly line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$, 1382.41 feet to the NE corner of said NW $\frac{1}{4}$ NE $\frac{1}{4}$; thence S 0° 58' 22"W, along Easterly line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$, 474.97 feet to the North boundary of a county road; thence along the North line of said county road, N61° 42' 22"W, 398.21 feet to a point; thence through a curve to the left having a radius of 1462.39 feet, arc length of 685.22 feet, and Chord N75° 07' 46"W, 678.96 feet, to a point; thence N88° 33' 09"W, 368.78 feet to a point on the Westerly line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$; thence N 1° 20' 28"E, 68.26 feet to the point of beginning.

hereinafter called Grantors' property.

NOW THEREFORE, in consideration of the sum of One Dollar, (\$ 1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, the Grantors, for themselves, their heirs, administrators, executors, successors and assigns, does hereby grant, bargain, sell and convey under the County of Sheridan, Sheridan, Wyoming, hereinafter called the Grantee, its successors and assigns for the use and benefit of the public, an easement and right-of-way, appurtenant to the Sheridan County Airport, for the passage of all aircraft ("aircraft" being defined for the purposes of this instrument as any device now known or hereafter invented, used or designed for navigation of or flight in the air) by whomsoever owned and operated, in the airspace above the surface of Grantors' property to an infinite height above said Grantors' property, together with the right to cause in said airspace such noise, vibrations, and all effects that may be caused by the operation of aircraft landing at or taking off from or operating at or on said Sheridan County Airport; and Grantors' hereby waive, remise and release any right or cause of action which they now have or which they may have in the future against Grantee, its successors and assigns, due to such noise, vibra-

tions, and other effects that may be caused by the operation of aircraft landing at, taking off from, or operation at or on said Sheridan County Airport.

TO HAVE AND TO HOLD, said easement and right-of-way and all rights appertaining thereto unto the Grantee, its successors and assigns, until said Sheridan County Airport shall be abandoned and shall cease to be used for public airport purposes, it being understood and agreed that these covenants and agreements shall run with the land.

WITNESS WHEREOF, the Grantors' have hereunto set their hands and seals this 29 day of August, 1978, A.D.



ATTEST

Jack J. Pelissier - Secretary

F & P Enterprises

By: Walter J. Rice
Rice. J.



Margaret J. Lewis

BOARD OF COUNTY COMMISSIONERS
Sheridan County, Wyoming

By: William J. Lave
Chairman

Ruth Geyer Rice

W.B. Frith

THE STATE OF WYOMING,

County of Sheridan ss.

On this 29th day of August, 1978, before me personally appeared William J. Lave, Ruth Geyer Rice and W. B. Frith

to me personally known, who, being by me duly sworn, did say that they are the members of the Board of County Commissioners of Sheridan County, Wyoming, and that the seal affixed to said instrument is the seal of said County, and that said instrument was signed and sealed on behalf of said County by authority of its Board of Commissioners and they acknowledged said instrument to be the free act and deed of said Board.

Given under my hand and official seal this 5th day of October, A. D. 1978

Lewis Folter
Clerk of District Court.
My term of office expires on the 2nd day of January, A. D. 1979