

Return Recorded Document to:
Basin Electric Power Cooperative
2201 South Douglas Highway, Suite 130
Gillette, Wyoming 82718-5405

565629 EASEMENT
BOOK 482 PAGE 0069
RECORDED 02/16/2007 AT 02:50 PM
AUDREY KOLTISKA, SHERIDAN COUNTY CLERK

PROJECT NO. 222
PARCEL NO. 0970,0980,1000.1010

TRANSMISSION LINE EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, **Don C. Malli and Betty Ann Malli, husband and wife**, of the post office address P.O. Box 66, Arvada, Wyoming 82831, whether one or more, hereinafter referred to as the "Grantor(s)" being the owner of, or having an interest in, land situated in the County of **Sheridan**, State of Wyoming, for the consideration of Ten Dollars (\$10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, does hereby grant unto **Basin Electric Power Cooperative**, whose address is 1717 East Interstate Avenue, Bismarck, North Dakota 58503-0564, hereinafter referred to as "Grantee", and to its successors and/or assigns, the exclusive right for so long as the property is needed for an electrical transmission line, to enter upon the lands of the Grantor(s) referred to and to place, construct, reconstruct, operate, repair, inspect, maintain, and replace thereon a line or system for the purpose of transmitting and/or distributing electricity, including all necessary fixtures, including poles, wires, all necessary attachments, and appurtenances thereto, including but not limited to any and all communications systems, equipment, lines, etc. which are now or might from time to time in the future be determined to be necessary or helpful with respect to operation, repair, monitoring, etc. of the transmission system, and to cut down, top, trim, control the growth, or eliminate trees or shrubbery within the Easement Area which might interfere with or endanger the said transmission line.

There will be no buildings, wells, hay or straw stacks or other structures placed in the Easement Area. The Grantor(s), his/her/their heirs, successors and/or assigns will have the right to plow, plant, cultivate, harvest or use in any manner said premises as long as the Grantor(s) does not interfere with any of the rights and privileges herein granted to the Grantee or endanger any property of either party. The Grantee will have the right of ingress and egress at all times across the Grantor(s)'s Easement Area for the purpose of carrying out the provisions of the easement and the right to install, maintain, and use gates in all fences which cross the Easement Area.

The electric transmission line easement is described as follows and as shown on Exhibit "A" attached hereto and made a part hereof:

PARCEL #0970

NE1/4SW1/4; NW1/4; NW1/4SE1/4; S1/2NE1/4 SECTION 25-T55N-R77W

A STRIP OF LAND 62.50 FEET ON EACH SIDE OF A CENTERLINE TO BE DESCRIBED, LOCATED IN THE NORTHEAST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER, THE NORTHWEST ONE-QUARTER, THE NORTHWEST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER, AND THE SOUTH ONE-HALF OF THE NORTHEAST ONE-QUARTER OF SECTION 25 - TOWNSHIP 55 NORTH - RANGE 77 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SHERIDAN COUNTY, WYOMING, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST ONE-QUARTER CORNER OF SECTION 25 THENCE S89°00'32"E ON THE NORTH LINE OF THE SOUTHWEST ONE-QUARTER A DISTANCE OF 1300.70 FEET; THENCE S00°57'20"W A DISTANCE OF 149.06 FEET TO THE POINT OF BEGINNING OF SAID CENTERLINE:

THENCE N82°57'35"E A DISTANCE OF 4007.48 FEET TO THE EAST LINE OF THE NORTHEAST ONE-QUARTER OF SAID SECTION 25 AND THERE TERMINATING.

THE SIDELINES OF SAID STRIP TO BE LENGTHENED OR SHORTENED TO INTERSECT WITH PROPERTY AND SECTION LINES.

THE BASIS OF BEARINGS IS THE WYOMING STATE PLANE COORDINATE SYSTEM, EAST ZONE. THE DISTANCES ARE IN TERMS OF GROUND DISTANCE.

THE ABOVE DESCRIBED PARCEL CONTAINS 242.88 RODS/ 11.50 ACRES , MORE OR LESS.

PARCEL #0980
N1/2 SECTION 30-T55N-R76W

A STRIP OF LAND 62.50 FEET ON EACH SIDE OF A CENTERLINE TO BE DESCRIBED, LOCATED IN THE NORTH ONE-HALF OF SECTION 30 – TOWNSHIP 55 NORTH – RANGE 76 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SHERIDAN COUNTY, WYOMING, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST ONE-QUARTER CORNER OF SECTION 30 THENCE N00°07'24"E ON THE WEST LINE OF SAID SECTION A DISTANCE OF 339.80 FEET TO THE POINT OF BEGINNING OF SAID CENTERLINE:

THENCE N82°57'35"E A DISTANCE OF 1301.80 FEET; THENCE N86°43'47"E A DISTANCE OF 3662.54 FEET TO THE EAST LINE OF THE NORTHEAST ONE-QUARTER OF SAID SECTION 30 AND THERE TERMINATING.

THE SIDELINES OF SAID STRIP TO BE LENGTHENED OR SHORTENED TO INTERSECT WITH PROPERTY AND SECTION LINES.

THE ABOVE DESCRIBED PARCEL CONTAINS 300.87 RODS/ 14.25 ACRES , MORE OR LESS.

ALSO THE FOLLOWING DESCRIBED GUYING EASEMENT

LOCATED IN THE NORTHWEST ONE-QUARTER OF SECTION 30 – TOWNSHIP 55 NORTH –RANGE 76 WEST.

COMMENCING AT THE WEST ONE-QUARTER CORNER OF SECTION 30; THENCE N00°07'24"E A DISTANCE OF 339.80 FEET; THENCE N82°57'35"E A DISTANCE OF 1301.80 FEET; THENCE N05°09'19"W A DISTANCE OF 62.53 FEET TO THE POINT OF BEGINNING. THENCE S82°57'35"W A DISTANCE OF 20.01 FEET; THENCE N05°09'19"W A DISTANCE OF 80.00 FEET; THENCE N84°50'41"E A DISTANCE OF 40.00 FEET; THENCE S05°09'19"E A DISTANCE OF 80.00 FEET; THENCE S86°43'47"W A DISTANCE OF 20.01 FEET TO THE POINT OF BEGINNING. CONTAINING 0.07 ACRES MORE OR LESS.

THE BASIS OF BEARINGS IS THE WYOMING STATE PLANE COORDINATE SYSTEM, EAST ZONE. THE DISTANCES ARE IN TERMS OF GROUND DISTANCE.

PARCEL #1000
E1/2NW1/4; NE1/4 SECTION 29-T55N-R76W

A STRIP OF LAND 62.50 FEET ON EACH SIDE OF A CENTERLINE TO BE DESCRIBED, LOCATED IN THE EAST ONE-HALF OF THE NORTHWEST ONE-QUARTER AND THE NORTHEAST ONE-QUARTER OF

SECTION 29 – TOWNSHIP 55 NORTH – RANGE 76 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SHERIDAN COUNTY, WYOMING, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST ONE-QUARTER CORNER OF SECTION 29 THENCE N89°29'31"E ON THE SOUTH LINE OF THE NORTHEAST ONE-QUARTER A DISTANCE OF 1300.44 FEET; THENCE N00°30'29"W A DISTANCE OF 538.70 FEET TO THE POINT OF BEGINNING OF SAID CENTERLINE:

THENCE N86°43'47"E A DISTANCE OF 3887.04 FEET TO THE EAST LINE OF THE NORTHEAST ONE-QUARTER OF SAID SECTION 29 AND THERE TERMINATING.

THE SIDELINES OF SAID STRIP TO BE LENGTHENED OR SHORTENED TO INTERSECT WITH PROPERTY AND SECTION LINES.

THE BASIS OF BEARINGS IS THE WYOMING STATE PLANE COORDINATE SYSTEM, EAST ZONE. THE DISTANCES ARE IN TERMS OF GROUND DISTANCE.

THE ABOVE DESCRIBED PARCEL CONTAINS 235.58 RODS/ 11.15 ACRES , MORE OR LESS.

PARCEL #1010

W1/2NW1/4 SECTION 28-T55N-R76W

A STRIP OF LAND 62.50 FEET ON EACH SIDE OF A CENTERLINE TO BE DESCRIBED, LOCATED IN THE WEST ONE-HALF OF THE NORTHWEST ONE-QUARTER OF SECTION 28 – TOWNSHIP 55 NORTH – RANGE 76 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SHERIDAN COUNTY, WYOMING, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SECTION 28 THENCE S00°11'55"W ON THE WEST LINE OF SAID NORTHWEST ONE-QUARTER A DISTANCE OF 1902.78 FEET TO THE POINT OF BEGINNING OF SAID CENTERLINE:

THENCE N86°43'47"E A DISTANCE OF 1250.29 FEET; THENCE S81°50'30"E A DISTANCE OF 39.28 FEET; MORE OR LESS, TO THE EAST LINE OF THE WEST ONE-HALF OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 28 AND THERE TERMINATING.

THE SIDELINES OF SAID STRIP TO BE LENGTHENED OR SHORTENED TO INTERSECT WITH PROPERTY AND SECTION LINES.

THE ABOVE DESCRIBED PARCEL CONTAINS 78.16 RODS/ 3.70 ACRES , MORE OR LESS.

ALSO THE FOLLOWING DESCRIBED GUYING EASEMENT

LOCATED IN THE SOUTHWEST ONE-QUARTER OF THE NORTHWEST ONE-QUARTER OF SECTION 28 – TOWNSHIP 55 NORTH – RANGE 76 WEST.

COMMENCING AT THE NORTHWEST CORNER OF SECTION 26; THENCE S00°11'55"W ON THE WEST LINE OF SAID SOUTHWEST ONE-QUARTER A DISTANCE OF 1902.78 FEET; THENCE N86°43'47"E A DISTANCE OF 1250.29 FEET; THENCE N02°26'39"E A DISTANCE OF 62.81 FEET TO THE POINT OF BEGINNING. THENCE S86°43'47"W A DISTANCE OF 20.10 FEET; THENCE N02°26'39"E A DISTANCE OF 80.00 FEET; THENCE S87°33'21"E A DISTANCE OF 40.00 FEET; THENCE S02°26'39"W A DISTANCE OF 80.00 FEET; THENCE N81°50'30"W A DISTANCE OF 20.10 FEET TO THE POINT OF BEGINNING. CONTAINING 0.07 ACRES MORE OR LESS.

THE BASIS OF BEARINGS IS THE WYOMING STATE PLANE COORDINATE SYSTEM, EAST ZONE. THE DISTANCES ARE IN TERMS OF GROUND DISTANCE.

It is further agreed as follows:

1. The Grantee will pay for all physical property damages that may be caused in the surveying, building, operating, and maintaining of its transmission line over and across the property of the Grantor(s).
2. The Grantor(s) agrees that all structures, poles, wires, and other facilities installed on the Easement Area at the Grantee's expense, will remain the property of the Grantee, and removable by the Grantee.
3. The Grantor(s) covenants and warrants that he/she/they are the owner(s) of the above-described lands subject to such defects, outstanding interests, liens or encumbrances as may now appear of record.
4. The rights of the Grantee hereunder may be assigned in whole or in part.
5. The term Grantee herein will be construed to include Grantee's agents, representatives, employees, contractors, and subcontractors.
6. For purposes of this Easement, the term "transmission line" will be a line not to exceed 345kV and may be owned, operated, and maintained by Grantee or a third party.
7. The Grantee will have the right to install and maintain anchors and guy wires when reasonably necessary, and the right of ingress and egress over other lands of Grantor(s) only as necessary to access the hereinabove described right-of-way.
8. The Grantee will have the right to leave the Easement Area for necessary travel around bodies of water, excessively wet ground or other physical barriers.
9. The Grantor(s) waives and releases all rights under and by virtue of the Homestead Exemption laws of the State of Wyoming.
10. Grantee agrees to indemnify and hold Grantor harmless from and against all third party claims which may result from the construction, operation and maintenance of said facilities, including, but not limited to, injuries to or deaths of persons or animals, court costs and reasonable attorneys' fees.
11. It is agreed that Grantor shall not grant or allow any parallel or longitudinal easements within Grantee's above-described easement.
12. Grantee shall not permit any employees, authorized agents, invitees, or any other person under the direction or control of Grantee to carry firearms or any weapon while on the easement. No hunting, camping, or open fires by Grantees employees, authorized agents, invitees or other persons under the direction or control of Grantee shall be permitted on the easement at any time. The use of explosives shall not be permitted on the easement. Grantee shall not permit any employees, authorized agents, invitees, or any other person under the direction or control of Grantee to use any type of alcohol or drugs while on the easement. Grantee shall notify all of its contractors, agents, employees and invitees that no firearms, alcohol, drugs, weapons, hunting, camping, or open fires are permitted on the easement.

This instrument and the benefits and obligations herein contained will inure to the benefit of and be binding and obligatory upon the heirs, executors, administrators, successors, and assigns of the parties hereto.

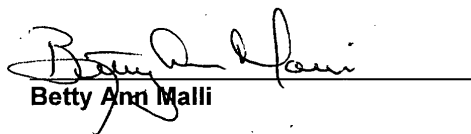
IN WITNESS WHEREOF, the Grantor(s) has set his/her/their hand this 8 day of Feb., 2007.

Grantor:



Don C. Malli

Grantor:



Betty Ann Malli

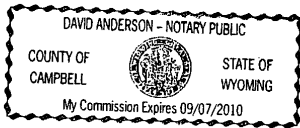
ACKNOWLEDGMENT

STATE OF Wyoming }
 COUNTY OF Shaviden }

The foregoing instrument was acknowledged before me, the undersigned notary public,
 this 8 day of February, 2007 by **Don C. Malli and Betty Ann Malli, husband
 and wife.**

My commission expires:

David Anderson
 Notary Public



ACKNOWLEDGMENT

STATE OF _____ }
 COUNTY OF _____ }

The foregoing instrument was acknowledged before me, the undersigned notary public,
 this _____ day of _____, 2007 by _____.

My commission expires:

 Notary Public

EXHIBIT 'A'

PARCEL 0970

GLO. BRASS CAP 1914
SEC. COR.
N 153944.150
E 417765.25

GLO. BRASS CAP 1914
1/4 SEC. COR.
N 1539384.80
E 420411.67

SEC. 25 T56N R77W
SHERIDAN COUNTY
WYOMING

0970

DON C. & BETTY ANN WALL
NE 1/4 SEC. 17, T44N R11W, L1 N 1/4 SEC. 17, T44N R11W, L1
SURVEY LENGTH 4007.48' 242.88' RODS
STA. 2378+78.03 TO STA. 2418+84.57

GLO. BRASS CAP 1914
1/4 SEC. COR.
N 1536803.98
E 417756.23

S89.00.32"E
1300.70

S00.57.20"E
149.06

N82.57.35"E

N82.57.35"E
4007.48'

RT. & SECTION LINE
N 1537128.54
STA. 2418+84.57
E 423030.50

PROPERTY LINE
STA. 2378+78.03
N 1536637.48
E 419053.97

ACCESS
EASEMENTS

GLO. BRASS CAP 1914
1/4 SEC. COR.
N 1536788.82
E 423029.57

SCALE: 1"=600'

PARCEL 0980

GLD BRASS CAP 11904
CLOSING COR
Y 1153938776
X 42303388

0980
DON C. & BETTY ANN MALLI
N1/2 SEC. 30-T55N-R76W
SURVEY LENGTH 4964.34' - 300.87' RDS - 14.25 ACRES

GUYING EASEMENT

REL & SECTION
STA. 2418+84
N 1537128.54
E 423030.30

SEC. 25, T55N-R77W
SHERIDAN COUNTY
WYOMING

ACCESS EASEMENT

SEC. 30, T55N-R76W
SHERIDAN COUNTY,
WYOMING

SCALE: 1"=800'

PARCEL 1000

BLM BRASS CAP 1989
1/4 SEC COR

SEC COR
BEM BRASS CAP 1988
Y 1539694 BA

FACETS

GOING EASTMEN

PROPERTY LINE
STA. 2481+43.1
N 1537570.83
E 429271.03

P.L. & SECTION LINE
STA. 2520+29.32

N 86° 43' 47" E

NOO:30'29" M

N86.43.47
3887.04

BLM BRASS CAP 1989
1/4 SEC COR
Y 1537020 75
X 427975 72

1-800-441-3333

DON C & BELL ANN MALI
E/EN2MW/4 NE SEC 29-T55N-R76W
SURVEY L EN2M-1807204 = 235.58 RODS
STA 2481+4318 RD STA=2320+2932

BLM BRASS CA	1537006.45
4/4 REF. MONI	433127.73
X	

1/4 REF. MONUMENT
Y 1537031.53
X 433176.64

SEC. 30, T36N, R76W
SHERIDAN COUNTY,
WYOMING

ACCESS EASEMEN

SCALE: 1"=800'

