

Know All Men By These Presents:

That for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable considerations, the receipt of which is hereby acknowledged and confessed, PETER KIEWIT SONS, CO., A Nebraska Corporation, of the County of Sheridan, and State of Wyoming, hereinafter called the grantor, hereby grants to THE STATE HIGHWAY COMMISSION OF WYOMING, its assigns or successors, hereinafter called the grantee, the right to lay out, construct, inspect, operate and maintain a road for the use of the public over and across the following described lands located in the County of Sheridan and State of Wyoming, to-wit: Portion of the E $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 13 and the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 12, all of T. 57 N., R. 84 W. of the 6th P.M., Wyoming.

The right-of-way hereby granted being more particularly described as follows:

Those portions of the E $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 13 and the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 12, all of T. 57 N., R. 84 W. of the 6th P.M., Wyoming, lying between parallel right-of-way lines (or as otherwise stated) said parallel right-of-way lines of hereinafter stated distances apart when measured at right angles or radially to the following described survey line of highway, said parallel right-of-way lines begin on the south boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 13 with the parallel right-of-way line on the left or northwesterly side ending on the north boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 12, and the parallel right-of-way line on the right or southeasterly side ending on the east boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 12:

Commencing at a point on the north boundary of said Section 13 from which the northwest corner thereof bears S.89°17'01.7"W. a distance of 1,841.94 feet;  
thence S.23°17'07.8"E. a distance of 1,555.78 feet;

thence S.3°27'31.5"W. a distance of 1,406.72 feet to the True Point of Beginning;

thence with said parallel right-of-way lines 240 feet apart, being 120 feet on each side, N.3°27'31.5"E. a distance of 169.59 feet;

thence with said parallel right-of-way lines 170 feet apart, being 50 feet to the left or westerly side and 120 feet to the right or easterly side, continuing N.3°27'31.5"E. a distance of 200 feet;

thence with said parallel right-of-way lines 180 feet apart, being 60 feet to the left or westerly side and 120 feet to the right or easterly side, continuing N.3°27'31.5"E. a distance of 583.12 feet to the point of beginning of a 3°00' circular curve concave westerly, the radius of which is 1,909.86 feet;

thence continuing with the last described parallel right-of-way lines, continuing northerly along said curve through a central angle of 18°30'23.0" a distance of 616.88 feet;

thence with said parallel right-of-way lines 220 feet apart, being 100 feet to the left or westerly side and 120 feet to the right or easterly side, northwesterly continuing along said curve through a central angle of 6°00'00" a distance of 200 feet;

thence with said parallel right-of-way lines 315 feet apart, being 130 feet to the left or southwesterly side and 185 feet to the right or northeasterly side, continuing northwesterly along said curve through a central angle of 2°14'15.7" a distance of 74.59 feet to the point of ending of said curve;

thence continuing with the last described parallel right-of-way lines, N.23°17'07.8"W. a distance of 612.10 feet to the point of beginning of a 5°00' spiralled curve concave southeasterly, the spiral lengths of which are 375.00 feet, the total length of which is 2,112.80 feet and the total central angle of which is 86°53'24.2";

thence continuing with the last described parallel right-of-way lines northwesterly along the spiral arc of said curve through a central angle of 4°37'19.7" a distance of 263.31 feet;

thence with parallel right-of-way lines 295 feet apart, being 110 feet to the left or westerly side and 185 feet to the right or easterly side, continuing northwesterly along said spiral arc through a central angle of 4°45'10.3" a distance of 111.69 feet;

thence continuing with the last described parallel right-of-way lines, northerly along the circular arc of said curve through a central angle of 5°02'16.8" a distance of 100.76 feet to a point on the north boundary of said Section 13 from which the northwest corner thereof bears S.89°17'01.7"W. a distance of 1,886.53 feet;

thence continuing with the last described parallel right-of-way lines, northeasterly continuing along said circular arc through a central angle of 46°52'39.0" a distance of 937.55 feet;

thence with parallel right-of-way lines 210 feet apart, being 110 feet to the left or northwesterly side and 100 feet to the right or southeasterly side continuing northeasterly along said circular arc through a central angle of 16°13'28.2" a distance of 324.49 feet;

thence with parallel right-of-way lines 185 feet apart, being 85 feet to the left or northwesterly side and 100 feet to the right or southeasterly side, continuing northeasterly along said spiral arc through a central angle of 0°39'40.1" a distance of 38 feet, more or less, until said parallel right-of-way line on the right or southeasterly side intersects the east boundary of the SE1/4 of said Section 13;

then, with said parallel right-of-way line on the left or northwesterly side being 85 feet, continuing northeasterly along said spiral arc through a central angle of 0°19'47.9" a distance of 25 feet, more or less, until said parallel right-of-way line intersects the north boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 12;

thence with the left or northerly boundary being the north boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 12, continuing northeasterly along said spiral arc through a central angle of 0°14'11.5" a distance of 23.78 feet to a point on the east boundary of said SE $\frac{1}{4}$ SW $\frac{1}{4}$  from which the south quarter corner of said Section 12 bears S, 1°08'11.6"W, a distance of 1,253.91 feet;

thereby continuing with the last described left or northerly boundary, continuing northeasterly along said spiral arc through a central angle of  $0^{\circ}10'02.5''$  a distance of 25 feet, more or less; until said left or northerly boundary intersects the north-south centerline of said Section 12.

LESS AND EXCEPTING from the above described parcel any portion of that certain tract of land described in Book 195 at Page 187 (Instrument No. 628708) of the Sheridan County Records.

The parcel of land hereby conveyed contains 25.0 acres, more or less.

NOTE: All bearings and distances in this description are based on the Wyoming State Plane Coordinate System; East Central Zone, modified to Wyoming Highway Department Coordinate System by an adjustment factor of 1.0003000.

In the event coal or other mining becomes feasible on the lands granted herein, the Grantee hereby stipulates that for mining setback purposes, the roadway area shall be confined to a strip of land 100 feet wide being 50 feet on each side of the above described survey line of highway. This 100-foot strip shall be considered the highway right-of-way for mining purposes and the beginning limit for any setback provisions as are required by law or regulation. Furthermore, if any fences interfere with actual mining operations after the setback provisions are applied, the Grantee will remove and relocate said fences.

Grantor also grants the right of ingress and egress to and from the said land for any and all purposes necessary and incident to the exercise by the grantee, and the public, of the rights granted by this conveyance.

Grantee agrees to construct culverts of suitable size across such ditches and laterals of grantor as necessary for proper operation of this irrigation system.

Grantors hereto do hereby waive and release all rights under and by virtue of the homestead exemption laws of the State of Wyoming insofar as affected by this conveyance.

Grantor will not use, or permit to be used, the conveyed property for any purpose whatsoever; that exclusive use is hereby granted to the grantee.

The grant herein contained is an easement and shall be perpetual so long as any portion of said land is used for the aforementioned purposes, and whether or not actually fenced or used in its entirety for the aforementioned purposes.

IN WITNESS WHEREOF, the parties have hereunto set....hand....this.....  
day of October.....A.D., 1988, by....Peter Kiewit Sons' Co.....

Witnessed by Don L. Mason Don L. Mason  
Vice President

## ACKNOWLEDGEMENT

STATE OF Nebraska )  
COUNTY OF Douglas ) SS.

The foregoing instrument was acknowledged before me this 19<sup>th</sup> day of October, 1988, by Thomas C. Bost

Witness my hand and official seal.

My commission expires June 28, 199

NOTARY PUBLIC