

21104(18-75)
(Rev. 1/88) RECORDED MAY 10, 1994 BK 366 PG 135 NO 167968 RONALD L. DAILEY, COUNTY CLERK
MONTANA-DAKOTA UTILITIES CO.

UNDERGROUND ELECTRIC RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, ^{Paul} W. Garber & SaraLee R. Garber, H&W

of Big Horn, Wyoming
hereinafter called OWNER (whether one or more), for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, grants and warrants to MONTANA-DAKOTA UTILITIES CO., a Division of MDU RESOURCES GROUP, INC., a corporation, of 400 North Fourth Street, Bismarck, North Dakota 58501, COMPANY, and to its successors and assigns, a perpetual right-of-way and easement for the construction, reconstruction, replacement, operation, maintenance, repair and removal of buried or semiburied electric distribution system, street lighting system or communication system, or any combination thereof including the necessary cables, pedestals, transformers, transformer bases and other fixtures and apparatus in connection therewith, to be located upon, under and within the following real estate in Sheridan County, State of Wyoming, namely:

DESCRIPTION ON BACK

COMPANY hereby agrees that it will pay any and all damages that may result to the crops, fences, buildings and improvements on said premises caused by constructing, reconstructing, replacing, maintaining, repairing, operating or removing said electric line.

OWNER, its successors and assigns, agree not to build, create or construct or permit to be built, created, or constructed, any obstruction, building, engineering works or other structures upon, over, or under the strip of land herein described or that would interfere with said electric line or lines or COMPANY'S rights hereunder.

The OWNER also hereby grants to COMPANY, its successors and assigns, the right of ingress and egress for the purposes of the easement and right-of-way described herein.

If the herein described lands are in the State of North Dakota, this easement is limited to a term of 99 years.

If the herein described lands are in the State of Wyoming, OWNER does hereby release and waive all rights under and by virtue of the homestead exemption laws of that state.

IN WITNESS WHEREOF, the OWNER has signed this grant of easement this 16 day of Deember, 19 93

STATE OF Wyoming)
County Of Sheridan)

On this 12 day of 12/16, 19 93, before me personally appeared Paul W. Garber + Sarah Lee R. Garber.

known to me to be the same person _____ described in and who executed the above and foregoing instrument and acknowledged to me that _____ he _____ executed the same, (known to me to be the

(THIS SPACE FOR RECORDING DATA ONLY)

respectively, of the corporation that is described in and that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.)

Notary Public, JOHN S. LINDEN - NOTARY PUBLIC } County,

State of Wyoming

My Commission Expires: _____
1071-115-16114-883 RG-S2
W.O. _____ TRACT NO. _____ L.R.R. No. 35236

EFE WY 008/

A strip of land thirty (30) foot wide lying fifteen (15) feet each side of a centerline situated in the SW1/4NE1/4 and the SE1/4NW1/4 of Section 23, Township 54 North, Range 85 West, 6th P.M., Sheridan County, Wyoming; said centerline being more particularly described as follows:

Commencing at the east quarter corner of said Section 23; thence N87°53'54"W, 1374.90 feet to the POINT OF BEGINNING of the herein described strip, said point being fifteen (15) feet north of the north right of way line of Wyoming State Highway No. 335, and lying on the east line of a tract of land described in Book 287 of Deeds, Page 508; thence, fifteen (15) feet north of and parallel to said north right of way line, through a non tangent curve to the right, having a radius of 1384.39 feet, a central angle of 01°21'55", an arc length of 32.99 feet, a chord bearing of S88°53'20"W, and a chord length of 32.99 feet along said centerline to a point; thence, fifteen (15) feet north of and parallel to said north right of way line, S89°33'00"W, 728.28 feet along said centerline to a point; thence, leaving said north right of way line, S89°33'00"W, 728.28 feet along said centerline to a point; thence S86°52'37"W, 447.14 feet along said centerline to the POINT OF TERMINUS of said strip, said point lying on the west line of said tract described in Book 287 of Deeds, Page 508, and being N43°33'17"E, 3841.44 feet from the southwest corner of said Section 23.

Basis of Bearings is Wyoming State Plane (East Central Zone.)