STATE OF WYOMING (SS COUNTY OF JOHNSON This instrument was Filed for record or 01 - 20 - 2009 at 1 - 20 + M and was duly recorded in book 2 - 25 page 453 - 46 Fee \$ 22 S Page Register of Deed By 2 2 S Page 1 Page

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W/O No.80503 Township:<u>53N</u> Range:<u>83W</u> Sec. No.<u>23 &26</u>

**Utility Easement** 

KNOW ALL MEN BY THESE PRESENTS, The Undersigned Grantor, LPGA, LLC (GRANTOR) for a good and valuable consideration, the receipt thereof is hereby acknowledged, do hereby grant unto ADVANCED COMMUNICATIONS TECHNOLOGY, INC.., (GRANTEE) whose post office address is 290 N Brooks St., Sheridan Wyoming, Wyoming 82801, (GRANTEE) and to its successors or assigns, the right to enter upon the lands of the undersigned, described as follows, situated in the County of :Sheridan, State of: Wyoming, hereby releasing and waiving all rights under and by virtue of the homestead exemption laws of this state:

Four Easements described as "Easement 1" through "Easement 4", below and shown on EXHIBITS A-D.

The easement is granted for the purpose of constructing, reconstructing, maintaining, operating, repairing, inspecting, surveying, altering, abandoning, replacing, and/or removing above and below ground, telecommunications facilities and equipment. The facilities at all times, until surrendered, remain the property of the Grantee, its successors or assigns, notwithstanding that they may be affixed to the land and may at any time or from time to time be removed in whole or in part by Grantee.

Grantee, its successors and assigns, shall have the rights and benefits necessary or convenient for the full use of the rights herein granted; including, the right of ingress and egress across the lands of the Grantor to and from the easement, the right to use roads over and across the land of the Grantor, and the right from time to time to cut trees and undergrowth and remove other obstructions that may injure, endanger, or interfere with the easement or use of the facilities.

Grantor has the right to fully use and enjoy the surface of the easement except as to such use, which might interfere with the full use of the easement by Grantees, their successors and assigns. Grantor shall not place any obstruction across, under, or upon the surface of the easement that interferes with the construction or the normal operation and maintenance of the facilities. Either party may assign its rights to the agreement or delegate its duties as specified herein in whole or in part.

The Easement shall be governed by Wyoming law and constitute the entire agreement between the parties relating to the subject matter hereto. If any provision of this Easement shall be held invalid or unenforceable, the remainder of the Easement and the application of such provisions, other than that which has been held invalid or unenforceable, shall not be affected thereby, but shall continue to be valid and enforceable to the fullest extent permitted by the law.

The undersigned covenant that they are the owners' representative(s) of the above-described lands and that the said lands are free and clear of encumbrances and liens of whatsoever character except those held by the following persons:

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#### **Utility Easement 1**

A 20 foot easement 10 feet on each side of the following described centerline located in part of the North ½ of Section 26, T. 53N., R.83W., of the 6<sup>th</sup> P.M., Johnson County, Wyoming being more particularly shown on "Exhibit A", attached, and described as follows:

Beginning at a point located S74°42'52"W, 2962.72 feet from the Northeast corner of said Section 26 monumented by a GLO Brass Cap;

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thence S 29°42'01" W a distance of 63.17';
thence S 49°16'01" W a distance of 83.69';
thence S 65°07'44" W a distance of 41.63';
thence S 48°58'02" W a distance of 79.26';
thence S 66°01'40" W a distance of 18.19'; to a point of terminus.
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#### **Utility Easement 2**

A 20 foot easement 10 feet on each side of the following described centerline located in part of Section 23, and part of the North ½ of Section 26, T. 53N., R.83W., of the 6<sup>th</sup> P.M., Johnson County, Wyoming being more particularly shown on "Exhibit B", attached, and described as follows:

Beginning at a point located S73°40'50"E, 2514.55 feet from the Northwest corner of said Section 26;

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thence S 84°56'54" E a distance of 111.81';
thence S 69°08'46" E a distance of 534.18';
thence S 68°18'01" E a distance of 120.02';
thence N 83°29'03" E a distance of 35.48';
thence N 52°32'47" E a distance of 66.60';
thence N 45°23'10" E a distance of 56.86';
thence N 36°33'25" E a distance of 130.70';
thence N 32°32'31" E a distance of 162.33';
thence N 43°18'34" E a distance of 255.37';
thence N 43°45'48" E a distance of 142.42';
thence N 37°19'55" E a distance of 48.71';
thence N 26°44'55" E a distance of 58.49';
thence N 20°24'01" E a distance of 62.45';
thence N 14°16'30" E a distance of 289.72';
thence N 16°07'14" E a distance of 333.43';
thence N 16°12'28" E a distance of 542.97';
thence N 24°41'38" E a distance of 124.75';
thence N 34°37'08" E a distance of 338.90';
thence N 28°33'42" E a distance of 114.14';
thence N 16°04'00" E a distance of 112.43';
thence N 01°06'34" E a distance of 62.55';
thence N 14°29'59" W a distance of 252.67';
thence N 35°06'47" W a distance of 57.52';
thence N 67°17'13" W a distance of 53.87';
thence N 45°31'14" W a distance of 57.05' to a point of terminus; Said point located N28°44'14"W, 2140.85
feet from the Northeast corner of said Section 26 monumented by a GLO brass cap;
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AND A 16 foot easement 8 feet on each side of the following described centerline located in part of Section 23, and part of the North ½ of Section 26, T. 53N., R.83W., of the 6th P.M., Johnson County, Wyoming being more particularly described as follows:

Beginning at a point located N 78°14'57" W a distance of 1371.87 feet, more or less, at the intersection of above Easement and the line dividing parcels 5S and 6S;

thence S 81d18'2" E a distance of 24.40 feet to a point of terminus on the west line of parcel 4S

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## **Utility Easement 3**

A 20 foot easement 10 feet on each side of the following described centerline located in part of Section 25, and part of Section 26, T. 53N., R.83W., of the 6<sup>th</sup> P.M., Johnson County, Wyoming being more particularly shown on "Exhibit C", attached, and described as follows:

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Beginning at a point located S64°21'13"W, 2369.25 feet from the Northeast corner of said Section 26
monumented by a GLO brass cap;
thence S 09°20'42" W a distance of 94.42';
thence S 03°09'16" E a distance of 24.53';
thence S 65°28'17" E a distance of 609.64';
thence S 72°00'43" E a distance of 115.29';
thence S 57°12'27" E a distance of 55.16';
thence S 49°57'29" E a distance of 61.95';
thence S 41°10'25" E a distance of 234.82';
thence S 55°38'24" E a distance of 486.89';
thence $ 49°39'28" E a distance of 140.33';
thence S 46°15'20" E a distance of 493.25';
thence S 47°08'55" E a distance of 218.92';
thence S 53°00'35" E a distance of 229.33';
thence S 32°04'06" E a distance of 66.18';
thence S 51°16'35" E a distance of 51.18';
thence S 88°55'00" E a distance of 31.05';
thence N 68°40'45" E a distance of 26.75';
thence N 41°01'30" E a distance of 10.35' to the point of terminus; Said point being S02°18'37"E, 2745.05
feet from said Northeast corner of said Section 26 monumented by a GLO brass cap;
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## **Utility Easement 4**

A 20 foot easement 10 feet on each side of the following described centerline located in part of the SW  $\frac{1}{2}$  of Section 14, and part of Section 23, and part of the North  $\frac{1}{2}$  of Section 26, T. 53N., R.83W., of the  $6^{th}$  P.M., Johnson County and Sheridan County, Wyoming being more particularly shown on "Exhibit D", attached, and described as follows:

Beginning at a point located N25°37'39"E, 4570.77 feet from the Northwest corner of said Section 26;

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thence S 33°07'04" E a distance of 45.039';
thence S 19°00'05" E a distance of 57.44';
thence S 06°52'24" E a distance of 104.33';
thence S 11°32'57" E a distance of 221.97':
thence S 07°21'37" W a distance of 268.26';
thence S 03°40'39" E a distance of 116.70';
thence S 07°05'44" E a distance of 368.45';
thence S 10°37'12" E a distance of 183.27;
thence S 15°12'27" E a distance of 297.33';
thence S 30°43'53" E a distance of 274.55';
thence S 18°55'23" E a distance of 54.56';
thence S 19°55'13" E a distance of 339.19';
thence S 17°58'54" E a distance of 50.88';
thence S 01°15'29" W a distance of 52.60';
thence S 09°40'49" W a distance of 600.20';
thence S 07°55'34" W a distance of 103.88';
thence S 01°00'24" E a distance of 109.28';
thence S 03°48'58" E a distance of 448.11';
thence S 04°24'58" E a distance of 109.73';
thence S 06°20'59" E a distance of 104.49';
thence S 05°16'01" W a distance of 60.76';
thence S 17°46'40" E a distance of 173.52';
thence S 11°07'08" E a distance of 104.64';
thence S 24°34'44" E a distance of 157.93';
thence S 13°00'13" E a distance of 53.81';
thence S 04°06'42" E a distance of 61.32';
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# thence S 04°14'56" W a distance of 61.55;

# **Utility Easement 4 (continued)**

thence S 18°07'14" W a distance of 64.03';

thence S 33°58'00" W a distance of 64.12';

thence S 49°56'58" W a distance of 152.72';

thence S 31°42'31" W a distance of 53.39;

thence S 01°36'23" E a distance of 43.52';

thence S 20°52'45" E a distance of 46.41';

thence S 27°25'57" E a distance of 40.76' to a point of terminus; Said point being S73°40'50"E, 2514.55 feet

from said Northwest corner of Section 26;









