

RIGHT OF WAY EASEMENT

RECORDED JANUARY 26, 1989 BK 324 PG 649 NO 25000 RONALD L. DAILEY, COUNTY CLERK

Know All Men By These Presents:

That for and in consideration of the sum of Ten Dollars (\$10.00) O.V.C. ~~XXXX~~, the receipt of which is hereby acknowledged and confessed, INTERTRIBAL ALCOHOLIC TREATMENT CENTER, INC., a Wyoming 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: SW1/4 Section 1, T. 57 N., R. 84 W., 6th P.M., Wyoming.

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

A portion of a 15 acre tract of land described in Book 189 at Page 388 (Instrument No. 613815) of the Sheridan County Records and located in the SW1/4 of Section 1, T. 57 N., R. 84 W. of the 6th P.M., Wyoming, lying between the presently existing southwesterly boundary of Wyoming State Highway No. 338 as established on September 3, 1947 by the Sheridan County Board of Commissioners (Wyo. Project No. S-265(2)) and a parallel right-of-way line 110 feet to the left or southwesterly side when measured at right angles to the following described survey line of highway, said parallel right-of-way line begins on the south boundary of said Section 1 and ends on the southerly boundary of a 0.81 acre tract of land described in Book 215 at Page 166 (Instrument No. 685143) of the Sheridan County Records:

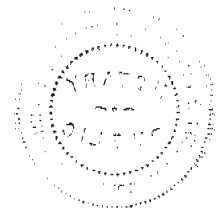
Beginning at a point on said survey line of highway which bears N.29°12'23.8"W. a distance of 45.4 feet from a point on the south boundary of said Section 1 from which point the south quarter corner thereof bears S.83°14'16.3"W. a distance of 1,330.89 feet;

thence N.29°12'23.8"W. a distance of 1,355 feet, more or less, until said parallel right-of-way line intersects the south boundary of said 0.81 acre tract of land.

The parcel of land hereby conveyed contains 1.1 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 once 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 his 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 the main traveled 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 their.....hand.s.....this.....10th.....day of

November.....A.D. 1988, by Intertribal Alcoholic Treatment Center, Inc.

Witnessed by Patty Harris

Verle Meeks Chairman of Board

Joe Medicine Crow - Vice Chairman

ACKNOWLEDGEMENT

STATE OF

Wyoming

COUNTY OF

Sheridan

ss.

The foregoing instrument was acknowledged before me this 10 day of Nov, 1988, by

Verle Meeks and Joe Medicine Crow

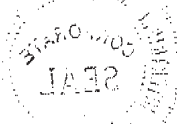
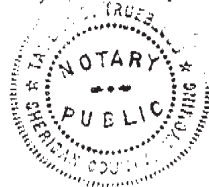
Witness my hand and official seal.

My commission expires

October 20, 1990

James Trueblood

NOTARY PUBLIC



R