

MONTANA-DAKOTA UTILITIES CO. UNDERGROUND EASEMENT

THIS EASEMENT, made this 1ST day of June, A.D., 2007, between MONTANA-DAKOTA UTILITIES CO., A DIVISION OF MDU RESOURCES GROUP, INC., a corporation, 400 North Fourth Street, Bismarck, North Dakota 58501, its successors and assigns, and the following named persons, herein, whether singular or plural, called "OWNER," namely:

**Jacqueline Lois Spainhower
3490 Big Horn Avenue
Sheridan, WY 82801**

WITNESSETH, that for valuable considerations received, OWNER does hereby grant, bargain, sell and convey unto COMPANY, its successors and assigns, an easement 16 feet in width, being 8.0 feet left, and 8.0 feet right of the center line as laid out and/or surveyed, or as finally installed on the hereinafter described lands, together with the right to construct, reconstruct, operate, maintain, repair, remove and replace communications line or lines, a gas pipeline or lines, including necessary pipes, poles, and fixtures, and a buried or semi buried electric distribution system, street lighting system, or any combination thereof including the necessary cables, pedestals, transformers, transformer bases and other fixtures and apparatus in connection therewith through, over, under, and across the following described real estate, situated in the County of Sheridan, State of Wyoming namely:

A Sixteen (16) foot wide Underground Easement situated in the NW1/4NE1/4 of Section 10, Township 55 North, Range 84 West of the 6th P. M., Sheridan County, Wyoming, being briefly described as follows: A strip of land being 16 feet wide being parallel and adjacent to the recorded post constructed right of way boundary of Girls School Road, A/K/A Big Horn Avenue or County Road No. 115, record number 398172 as recorded in the Sheridan County Clerks Office, Sheridan County, State of Wyoming, beginning on southeast property line; thence northeasterly to the northeast property line, as shown on EXHIBIT "A" attached hereto and by this reference made a part hereof.

OWNER agrees not to build, create or construct or permit to be built, created, or constructed, any obstruction, building, engineering works or other structures over, under, or that would interfere with said underground lines or COMPANY'S rights hereunder.

OWNER hereby grants to COMPANY, its successors and assigns, the right at all reasonable times to enter upon said premises for the purpose of laying, constructing, maintaining, operating, replacing, repairing or removing said underground lines and for the purpose of doing all necessary work in connection therewith.

COMPANY by the acceptance hereof, hereby agrees that it will pay any and all damages that may result, including crops, fences, buildings and improvements on said premises, caused by constructing, maintaining, repairing, operating, replacing or removing said underground lines. The damages, if not mutually agreed upon, may be determined by three disinterested persons, one to be selected by COMPANY and one by OWNER; these two shall select the third person. The award of these three persons shall be final and conclusive.

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, OWNER has executed this easement as of the day and year first above written

Jacqueline L. Spainhower
Jacqueline Lois Spainhower

STATE OF WYOMING)
)ss.

COUNTY OF SHERIDAN)

On this the 1ST day of June, 2007, before me personally appeared Jacqueline Lois Spainhower known to me, or satisfactorily proved to be the person s described in and who executed the above and fore going instrument and acknowledged to me that they executed the same (known to me to be the _____ and _____ respectively, of the corporation that is described in and that executed the foregoing instrument, acknowledged to me that such corporation executed the same.)

(this space for recording data only)

James S. Sorenson
Notary Public



610216 EASEMENT
BOOK 496 PAGE 0099
RECORDED 05/28/2008 AT 12:45 PM
AUDREY KOLTISKA, SHERIDAN COUNTY CLERK

My Commission Expires _____

W.O. _____ Tract NO. _____ LLR NO. _____

EXHIBIT A**16.0' UNDERGROUND UTILITY EASEMENT**
MONTANA DAKOTA UTILITIES

NW1/4 NE1/4 OF SEC. 10 and SW1/4 SE1/4 OF SEC. 3, T-55-N, R-34-W, 6TH P.M. Sheridan County, Wy

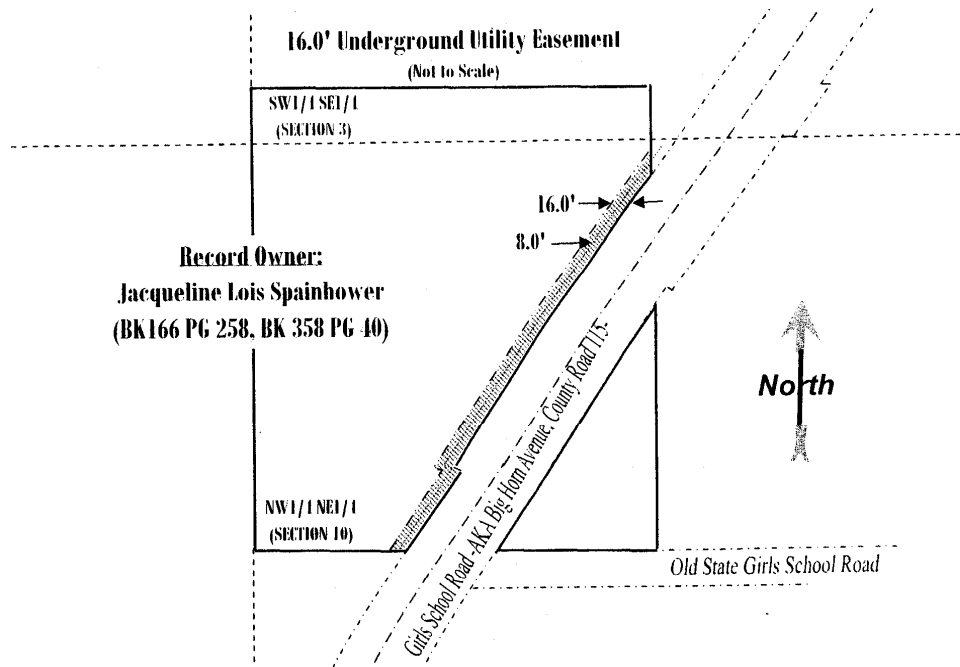
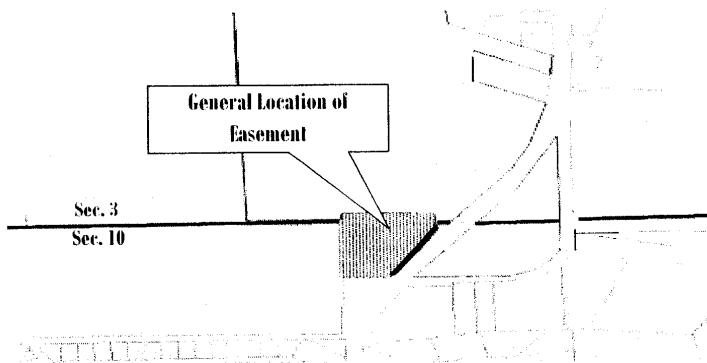


Exhibit "A" which has been attached to and made a part of the Underground Utility Easement is to be used for illustration purp
only and not to be construed as a final survey of location



Date: _____

Work Order No: _____