

RIGHT-OF-WAY AGREEMENT

NOW ALL MEN BY THESE PRESENTS

THAT HOLLY SUGAR CORPORATION, a Corporation, whose Post Office address is Colorado Springs, Colorado, the undersigned, for a good and valuable consideration, the receipt whereof is hereby acknowledged, does hereby grant unto MONTANA-LAKOTA UTILITIES CO., a corporation, whose Post Office address is Sheridan, Wyoming, and to its successors and assigns, the right to construct, operate, repair and maintain an electric transmission or distribution line or system, including the necessary guy and brace poles, anchors and guy wires, at the following location in the County of Sheridan, State of Wyoming:

Within five (5) feet of the south boundary line of the property of Holly Sugar Corporation adjacent to Collier Creek Road in Southwest Quarter (SW/4) Section Twenty-one (21), Township Fifty-six (56) North, Range Eighty-four (84) West of the Sixth (6th) Principal Meridian.

The foregoing grant shall include the right to cut and trim trees and shrubbery to the extent necessary to keep them clear of such electric line or system and to cut down, from time to time, all dead, weak, leaning or dangerous trees that are tall enough to strike the wires in falling.

The foregoing rights are subject to all rights-of-way and easements now existing upon or with respect to the lands described above herein.

MONTANA-LAKOTA UTILITIES CO., by its acceptance hereof, hereby agrees to pay for all damages to property or persons arising out of or caused by such line or system or by the construction, operation, repair or maintenance thereof.

In case of the abandonment of the right-of-way hereby granted, all rights hereby granted shall end, cease and determine.

IN WITNESS WHEREOF, the undersigned has caused these presents to be executed this 14th day of May, 1954.

ATTEST:

HOLLY SUGAR CORPORATION

Secretary

By C. M. Nicholas
Vice-President

STATE OF COLORADO)
COUNTY OF EL PASO) ss.

APPEARANCE

C. M. Nicholas this 14th day of May, 1954, before me, appeared Kerrill E. Shoup, to me personally known, who, being by me duly sworn, did say that he is the President of Holly Sugar Corporation, a corporation, that the seal affixed to such instrument is the corporate seal of such Corporation, and that such instrument was signed and sealed in behalf of such Corporation by authority of its Board of Directors, and Kerrill E. Shoup acknowledged such instrument to be the free act and deed of such Corporation.

Margaret H. Floyd
Notary Public

My Commission expires: June 1, 1957