

PREPARED BY: *City Attorney's Office*
300 Sixth Street
Rapid City, SD 57701
(605) 394-4140

STATE OF SOUTH DAKOTA)
)ss. **PERMANENT UTILITY EASEMENT**
COUNTY OF PENNINGTON)

FOR AND IN CONSIDERATION of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the CITY OF RAPID CITY, a municipal corporation, of 300 Sixth Street, Rapid City, South Dakota, 57701, Grantor, hereby grants to the BLACK HILLS POWER, Inc. a South Dakota corporation, of 625 Ninth Street, P.O. Box 1400, Rapid City, South Dakota, 57709, the Grantee, a permanent utility easement ten feet (10') in width in, on, over, under, and across the following described real property:

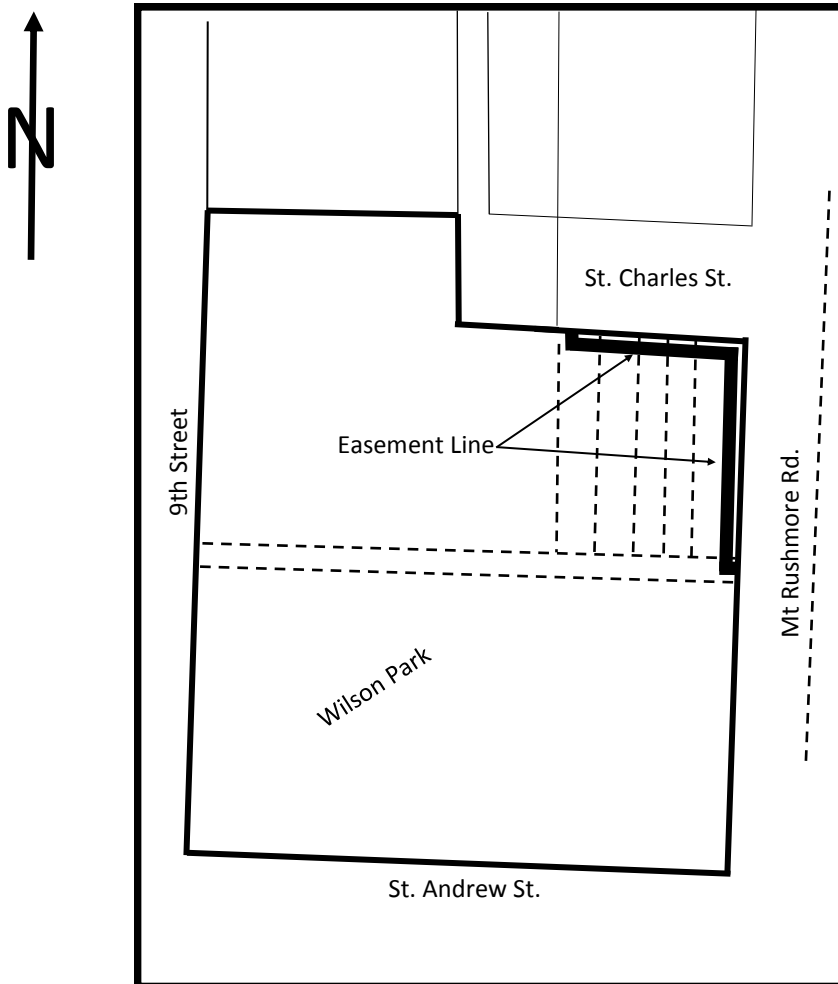
A ten foot (10') strip of land in, on, over and across the property of LOT 1-30; VACATED ALLEY AND VACATED SAINT CHARLES ST LOCATED BETWEEN W5 ft OF LOT 8-LOT 15 BLK 19 AND LOT 16-22 AND W5 ft OF LOT 23 BLK 12 WEST BOULEVARD, Section Two (2), Township One North (T1N), Range Seven East (R7E), Rapid City, Pennington County, South Dakota, as shown on Exhibit "A", attached hereto and incorporated herein by reference.

This easement grants to the Grantee the right to construct, operate, maintain, repair, alter, inspect, remove, upgrade, enhance, and replace an electrical power system consisting of buried cables or wires, surface terminals, surface markers, transformer pads, vaults, and associated equipment, together with the power to extend to any communications company the right to use any trench places pursuant to the provisions hereof, with the right of ingress and egress, together with the right to cut, trim, or remove

“Exhibit A”

LOT 1-30; VACATED ALLEY AND VACATED SAINT CHARLES ST LOCATED BETWEEN W5 ft OF LOT 8-LOT 15 BLK 19 AND LOT 16-22 AND W5 ft OF LOT 23 BLK 12 WEST BOULEVARD

B.H.M., Pennington County, South Dakota



Note: Centerline of the Power Line as Constructed will be the Centerline of the Easement.