

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

STATE OF SOUTH DAKOTA)
)ss. TEMPORARY 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, CITY OF RAPID CITY, of 300 Sixth Street, Rapid City, South Dakota, 57701, Grantor, hereby grants to GOLDEN WEST COMPANIES, of P.O. Box 411, Wall, South Dakota, 57790, , the Grantee, a temporary utility easement, subject to the conditions hereinafter set forth, as hereinafter described.

The property which is the subject of this temporary utility easement is legally described as:

A strip of land twenty feet (20') in width located in, on, under, and across a portion of Section Nineteen (19), Township One North (T1N), Range Eight East (R8E) of the Black Hills Meridian, Rapid City, Pennington County, South Dakota, bounded on the east by Highway 79, on the west by Highway 16B, and as shown on Exhibit "A", attached hereto.

This easement shall include the right to enter upon the easement property for the purpose of relocating, installing, and maintaining telecommunication facilities.

Grantor shall perform all work in a workmanlike manner and shall leave the property in as good condition as existed prior to entry thereon.

This Temporary Easement shall be effective for a period of three (3) years from the date of signing and shall be renewable thereafter at the discretion of the City.

Dated this _____ day of _____, 2004.

CITY OF RAPID CITY

By: _____
Jim Shaw, Mayor

ATTEST:

Finance Officer

(SEAL)

State of South Dakota)
)ss.
County of Pennington)

On this _____ day of March, 2003, before me, the undersigned officer, personally appeared Jim Shaw and James F. Preston, who acknowledged themselves to be the Mayor and Finance Officer, respectively, of the City of Rapid City and that he, as such Mayor and Finance Officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing as such Mayor and Finance Officer of the City of Rapid City.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

[SEAL]

Notary Public, State of South Dakota
My Commission Expires: _____