

Grantee shall be solely responsible for the cost of repair, relocation or replacement of their electrical power system or any part thereof in the event that the Grantor deems it necessary to move the easement, or in the event that damage or repairs to the Grantor's underlying water main results in damage to the Grantee's electrical power system or any part thereof.

DATED this ____ day of _____, 2010.

CITY OF RAPID CITY

By: _____
Alan Hanks, Mayor

ATTEST:

Finance Officer

(SEAL)

State of South Dakota)
 ss.
County of Pennington)

On this the ____ day of _____, 2010, before me, the undersigned officer, personally appeared Alan Hanks and James F. Preston, who acknowledged themselves to be the Mayor and Finance Officer, respectively, of the City of Rapid City, a municipal corporation, and that they, as such Mayor and Finance Officer, being authorized so to do, executed the foregoing Agreement Consenting to Assessed Project for the purposes therein contained by signing the name of the City of Rapid City by themselves as Mayor and Finance Officer.

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

Notary Public, South Dakota

My Commission Expires:

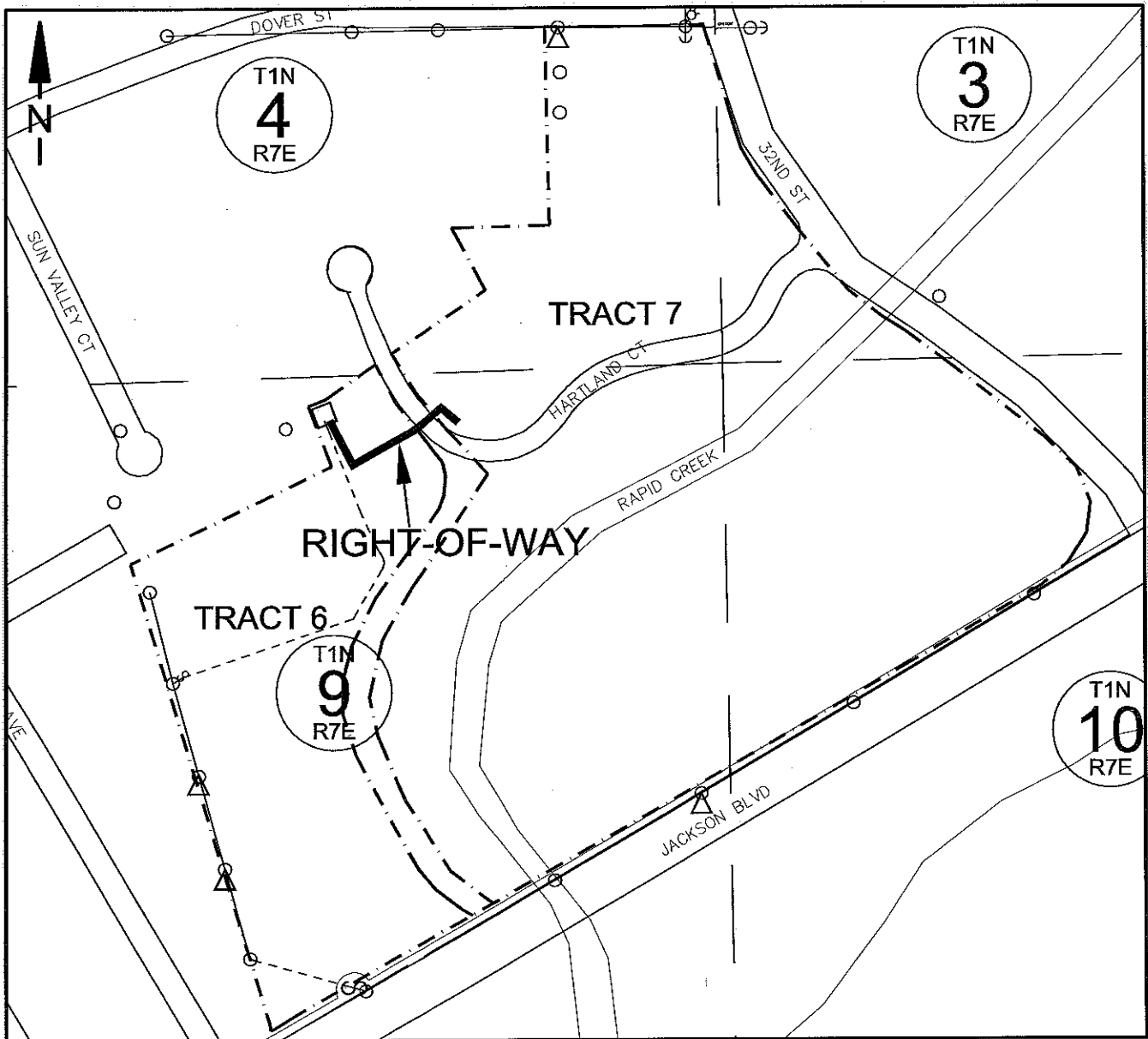
(SEAL)

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EXHIBIT "A"

The real estate referred to is specifically described as follows:

Tracts 6 and 7, Rapid City Greenway Tracts, Located in the NE ¼ of the NE ¼, Section 9, the S1/2 of the SW1/4 of Section 3, and the SE1/4 to the SE1/4 of Section 4, Township 1N, Range 7E, B.H.M., Rapid City, Pennington County, South Dakota



NOTE: The centerline of the powerline as constructed is the centerline of the easement.
Drawing not to scale