R08- 50.0 Page: 201 of 07 01/03/2008 11:07a 32.00 Pennington County, South Dakota Donna M. Mayer Misc Real Est

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Prepared By: DREAM DESIGN INTERNATIONAL, INC 528 KANSAS CITY STREET, SUITE 4 RAPID CITY, SD 57701 (605) 348-0538

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, Hyland Park LLLC, 2700 West Main Street, Rapid City, South Dakota, 57702, Grantor, hereby grant and convey a permanent utility easement to the City of Rapid City, 300 Sixth Street, Rapid City, SD 57701, subject to the conditions hereinafter set forth, as hereinafter described.

The property, which is the subject of this perpetual easement, is legally described as:

Located in a portion of the SE1/4 of Section 35, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota as shown in Exhibit C, D, E & F.

Such easement shall include the right to enter upon the easement property to construct, install, operate, inspect, maintain, repair, remove and replace public utilities and related appurtenant facilities upon said property.

The area, which is the subject of this easement, shall be kept free of all obstacles, including fences, shrubs, walls, or other items which obstruct the visibility or usefulness of the easement.



This easement shall include the right to enter upon the afore-described real property and otherwise to do those things reasonably necessary to effectuate its purpose.

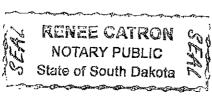
On this the \_\_\_\_\_\_\_\_, and of \_\_\_\_\_\_\_\_, 2008, before me, the undersigned, personally appeared Bob Drew, Managing Partner for Hyland Park LLLC whose names are subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained.

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

Notary Public, South Dakota

My Commission Expires: 10-11-2012

(SEAL)



DATED this Znol day of January, 2008.

By: Rhla. 5 managing partner

Richard A. Evans

Managing Partner for Hyland Park LLLC

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

On this the **2nd** of **3nuary**, 2007, before me, the undersigned, personally appeared Richard A. Evans, Managing Partner for Hyland Park LLLC whose names are subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained.

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

Notary Public, South Dakota

My Commission Expires: 10-11-2012

(SEAL)

RENEE CATRON CONTROL NOTARY PUBLIC State of South Dakota