

PREPARED BY: City Attorney's Office
300 Sixth Street
Rapid City, SD 57701
(605) 394-4140
JPC
3-28-11

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 MIDCONTINENT COMMUNICATIONS, of P.O. Box 5010, Sioux Falls, South Dakota, 57117, the Grantee, a permanent utility easement in, on, over, under, and across the following described real property:

A strip of land twenty feet (20') in width, in, on, over and across Tract Nineteen (19) of Rapid City Greenway Tract located in the East Half (E½) of Section Thirty-five (35) and in the West Half (W½) of Section Thirty-six (36), all in Township Two North (T2N), Range Seven East (R7E) of the Black Hills Meridian, Pennington County, South Dakota, as shown on Exhibit "A", attached hereto and incorporated herein by reference.

Such easement shall include the right to enter upon the easement property to construct, modify, add to, maintain, and remove such telecommunications facilities, electrical facilities, and all other necessary appurtenant facilities. The Grantee shall perform all work in a workmanlike manner and shall leave the property in as good condition as existed prior to entry thereon.

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.

F:\DOCS\EASEMENT\Utility easement (city_midco012811).doc

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

DATED this ____ day of _____, 2011.

CITY OF RAPID CITY

By: _____
Alan Hanks, Mayor

ATTEST:

Finance Officer

(SEAL)

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

On this ____ day of _____, 2011, before me, the undersigned officer, personally appeared Alan Hanks and Pauline Sumption, 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.

Notary Public, State of South Dakota

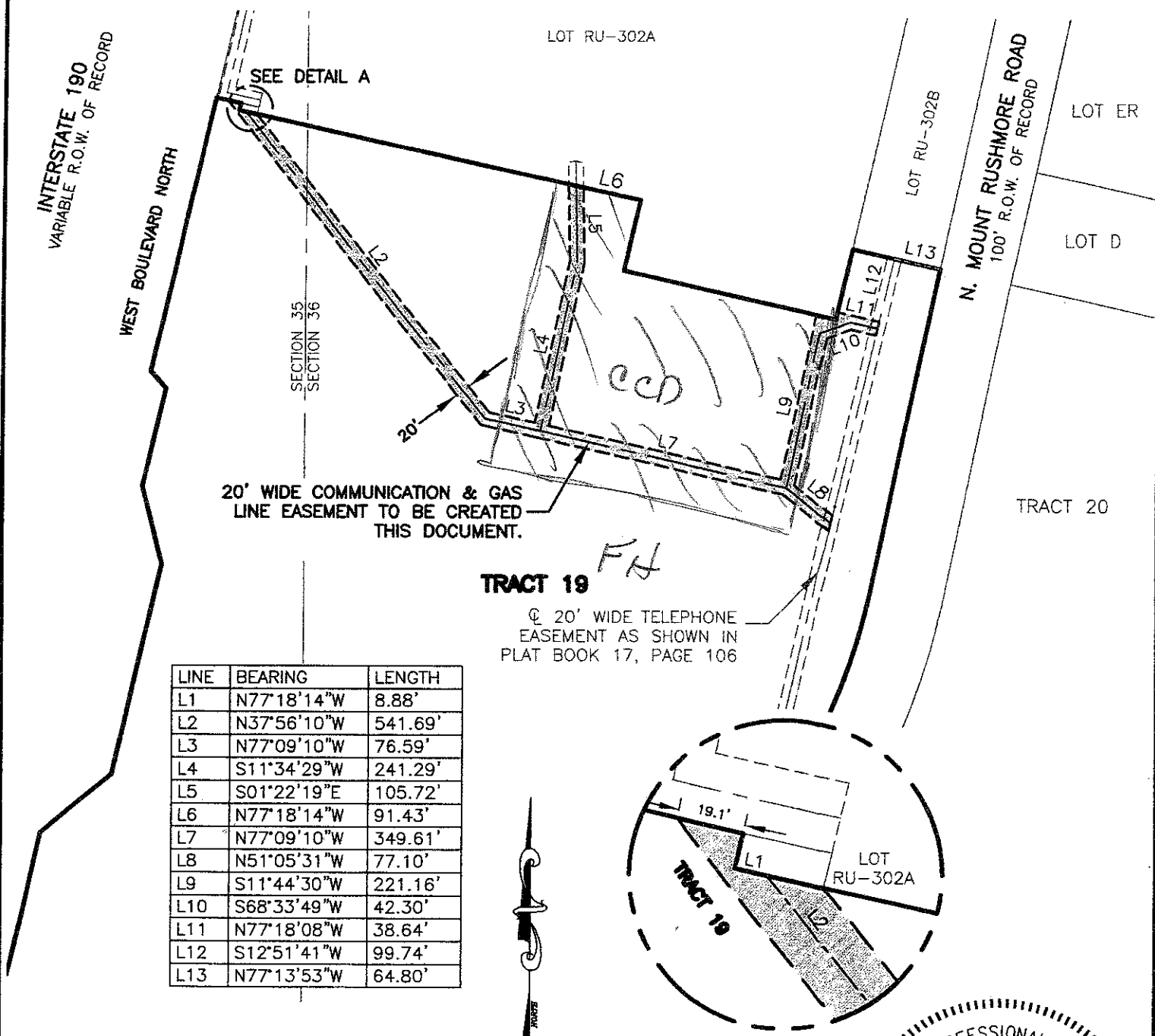
My Commission Expires:

(SEAL)

20' WIDE COMMUNICATION & GAS LINE EASEMENT TRACT 19 OF THE RAPID CITY GREENWAY TRACT

LOCATED IN THE E1/2 OF SECTION 35 AND IN THE W1/2 OF SECTION 36

ALL IN T2N, R7E, BHM,
RAPID CITY, PENNINGTON COUNTY, SOUTH DAKOTA

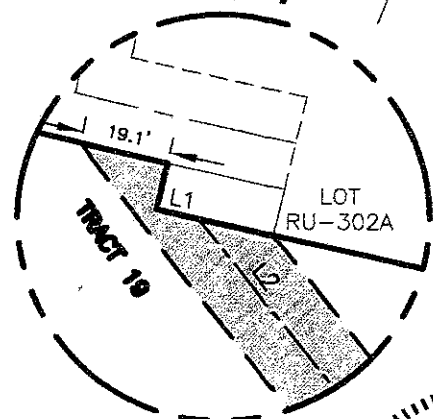


20' WIDE COMMUNICATION & GAS
LINE EASEMENT TO BE CREATED
THIS DOCUMENT.

TRACT 19

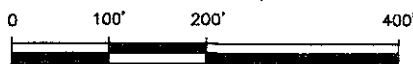
Ⓞ 20' WIDE TELEPHONE
EASEMENT AS SHOWN IN
PLAT BOOK 17, PAGE 106

LINE	BEARING	LENGTH
L1	N77°18'14"W	8.88'
L2	N37°56'10"W	541.69'
L3	N77°09'10"W	76.59'
L4	S11°34'29"W	241.29'
L5	S01°22'19"E	105.72'
L6	N77°18'14"W	91.43'
L7	N77°09'10"W	349.61'
L8	N51°05'31"W	77.10'
L9	S11°44'30"W	221.16'
L10	S68°33'49"W	42.30'
L11	N77°18'08"W	38.64'
L12	S12°51'41"W	99.74'
L13	N77°13'53"W	64.80'



DECEMBER 22, 2010

SCALE 1" = 40'



SCALE 1" = 200'

RENNER & ASSOCIATES, LLC.

616 SIXTH ST. * RAPID CITY, SD 57701
PHONE: 605/721-7310 FAX: 605/721-7313
SPEARFISH OFFICE: 605/717-0016



CITY HALL 1903

