

Prepared By: Greg Suto  
Black Hills Power, Inc.  
P.O. Box 1400  
Rapid City, SD 57709  
605-721-3200

WO# \_\_\_\_\_

**RIGHT-OF-WAY PERMIT - UG INDIVIDUAL**

I, or We, Clark C. and Tina L. Duchene, in consideration of the sum of \$1.00, receipt of which is hereby acknowledged, hereby grants to BLACK HILLS POWER, INC., having its principal place of business and post office address at 625 Ninth Street, P.O. Box 1400, Rapid City, South Dakota 57709, its successors and assigns, a perpetual right-of-way and easement to construct, operate and 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 or vaults, and associated equipment, and all necessary attachments and appurtenances, with the right of ingress and egress therefor, together with the power to extend to any communications company the right to use any pole or trench placed pursuant to the provisions hereof, upon, over and across that certain piece of real estate hereinafter described, together with the right to cut, trim, or remove from said right-of-way any brush, trees, stumps, or roots where necessary to secure a clearance from the conductors of at least 10 feet on each side of the outside conductor(s). This easement shall run with the land. The centerline of the powerline as constructed is the centerline of the easement.

The real estate above referred to is specifically described as follows:

**SEE EXHIBIT "A"**

The foregoing right is granted upon the express condition that Black Hills Power, Inc. will assume liability for all damage to the hereinbefore described property caused by Black Hills Power, Inc. failure to use due care in its exercise of the granted right.

Dated this 24 day of August, 2010 Signed: Clark Duchene  
Signed: Tina R. Duchene

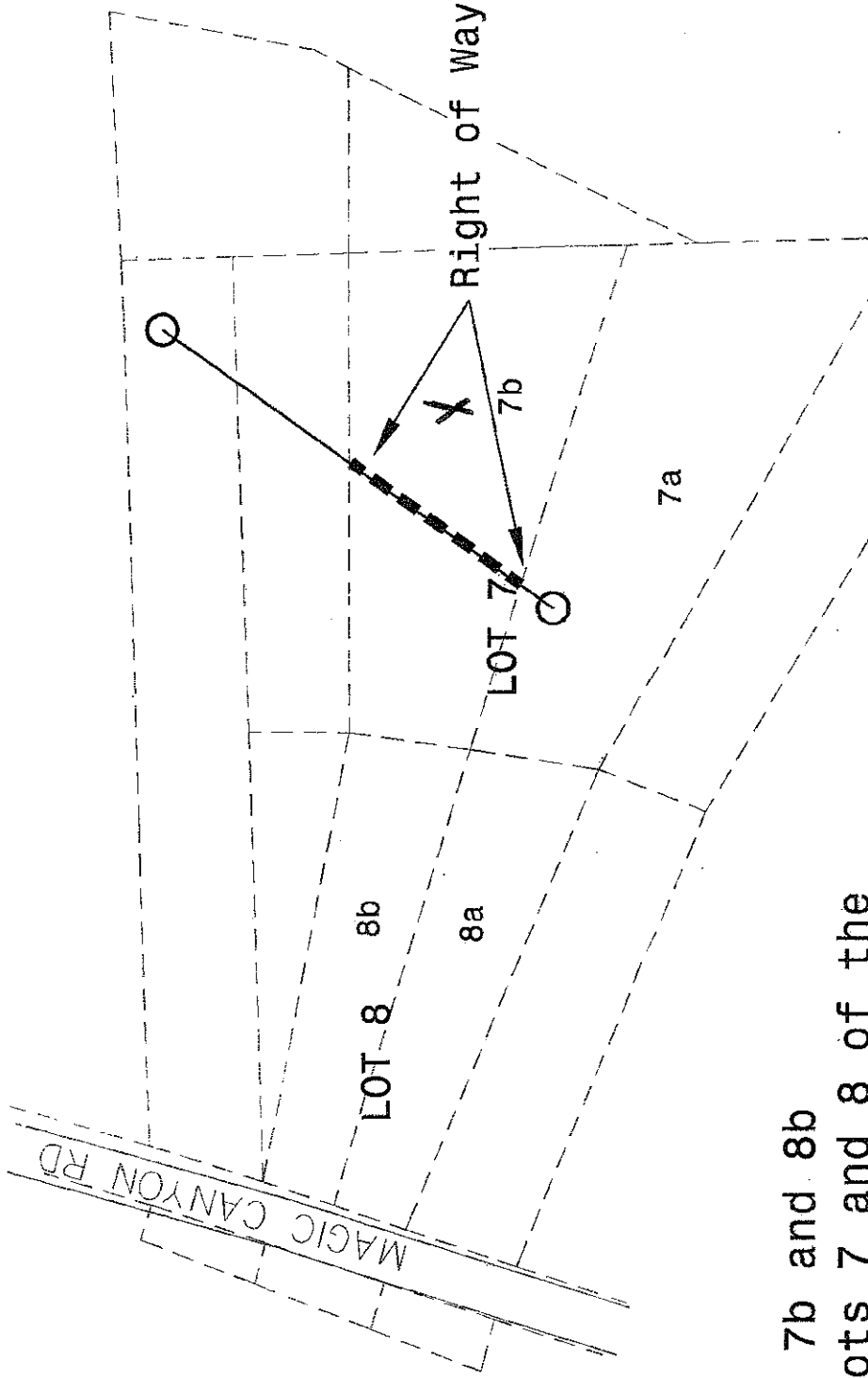
STATE OF: South Dakota COUNTY OF: Pennington

On this 24 day of August, 2010, before me, the undersigned officer, personally appeared Clark Duchene and Tina Duchene, known to me to be the party or parties mentioned in the above grant and who executed the same and they did acknowledge that they executed it as their own free act and deed, and as the free act and deed of each of them.

**DEBORAH A. SCHÖRTZMANN**  
NOTARY PUBLIC  
State of South Dakota  
My Commission Expires 07-27-11  
(Do not write below this line)

My Commission Expires July 27, 2011

# EXHIBIT A



Lots 7b and 8b of Lots 7 and 8 of the revised plat of Camp Dakota in the City of Rapid City, Pennington County, South Dakota, as shown on the plat filed June 25, 1946, in the Steel File of the office of the Register of Deeds of said county.

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WO# \_\_\_\_\_ **RIGHT-OF-WAY PERMIT - UG CORPORATION**

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The real estate above referred to is specifically described as follows: **SEE EXHIBIT "A"**

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Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ [Corporate Seal]

Signed: \_\_\_\_\_

Signed: \_\_\_\_\_

STATE OF: \_\_\_\_\_ COUNTY OF: \_\_\_\_\_

On this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the undersigned officer, personally appeared \_\_\_\_\_ who acknowledged himself to be the \_\_\_\_\_ of \_\_\_\_\_, a Corporation, and at that he as such officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the Corporation by himself as such officer.

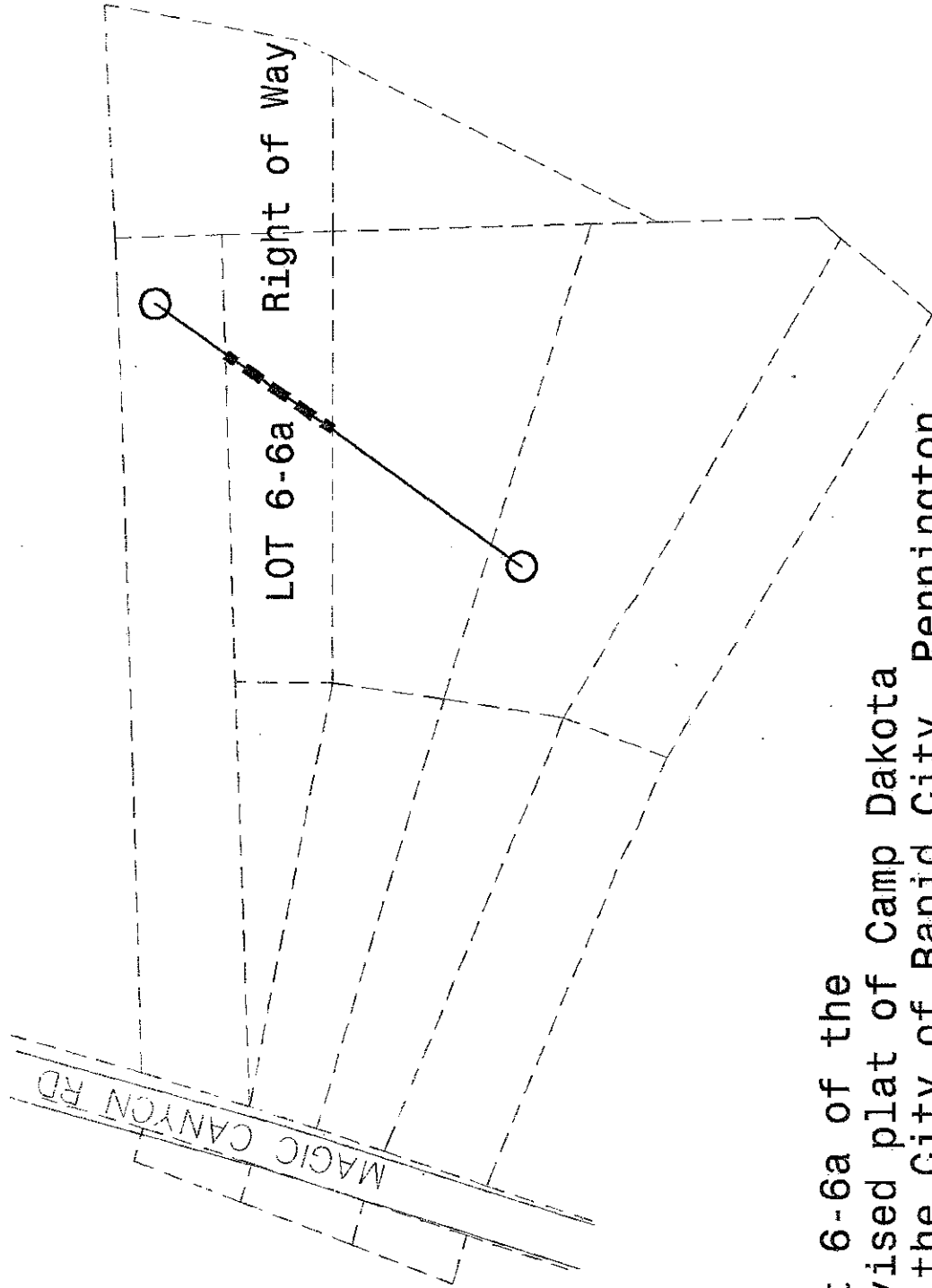
IN WITNESS WHEREOF, I hereunto set my hand and official seal.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
My Commission Expires

(Seal)

# EXHIBIT A



Lot 6-6a of the revised plat of Camp Dakota in the City of Rapid City, Pennington County, South Dakota, as shown on the plat filed June 25, 1946, in the Steel File of the office of the Register of Deeds of said county.

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Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. [Corporate Seal]

Signed: \_\_\_\_\_

Signed: \_\_\_\_\_

STATE OF: \_\_\_\_\_ COUNTY OF: \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the undersigned officer, personally appeared \_\_\_\_\_ who acknowledged himself to be the \_\_\_\_\_ of \_\_\_\_\_, a Corporation, and at that he as such officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the Corporation by himself as such officer.

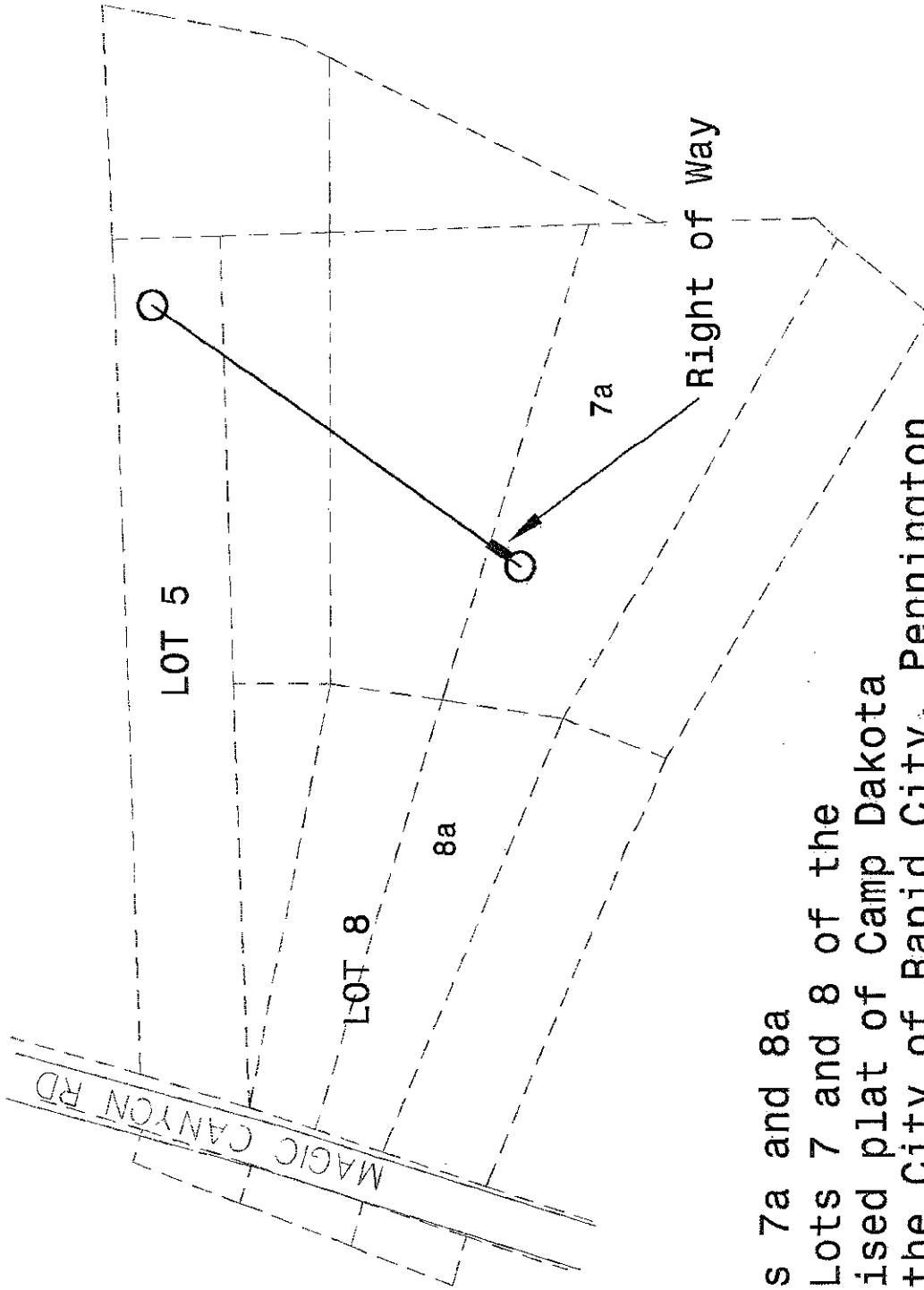
IN WITNESS WHEREOF, I hereunto set my hand and official seal.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
My Commission Expires

(Seal)

# EXHIBIT A



Lots 7a and 8a of Lots 7 and 8 of the revised plat of Camp Dakota in the City of Rapid City, Pennington County, South Dakota, as shown on the plat filed June 25, 1946, in the Steel File of the office of the Register of Deeds of said county.

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Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. [Corporate Seal]

Signed: \_\_\_\_\_

Signed: \_\_\_\_\_

STATE OF: \_\_\_\_\_ COUNTY OF: \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the undersigned officer, personally appeared \_\_\_\_\_ who acknowledged himself to be the \_\_\_\_\_ of \_\_\_\_\_, a Corporation, and at that he as such officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the Corporation by himself as such officer.

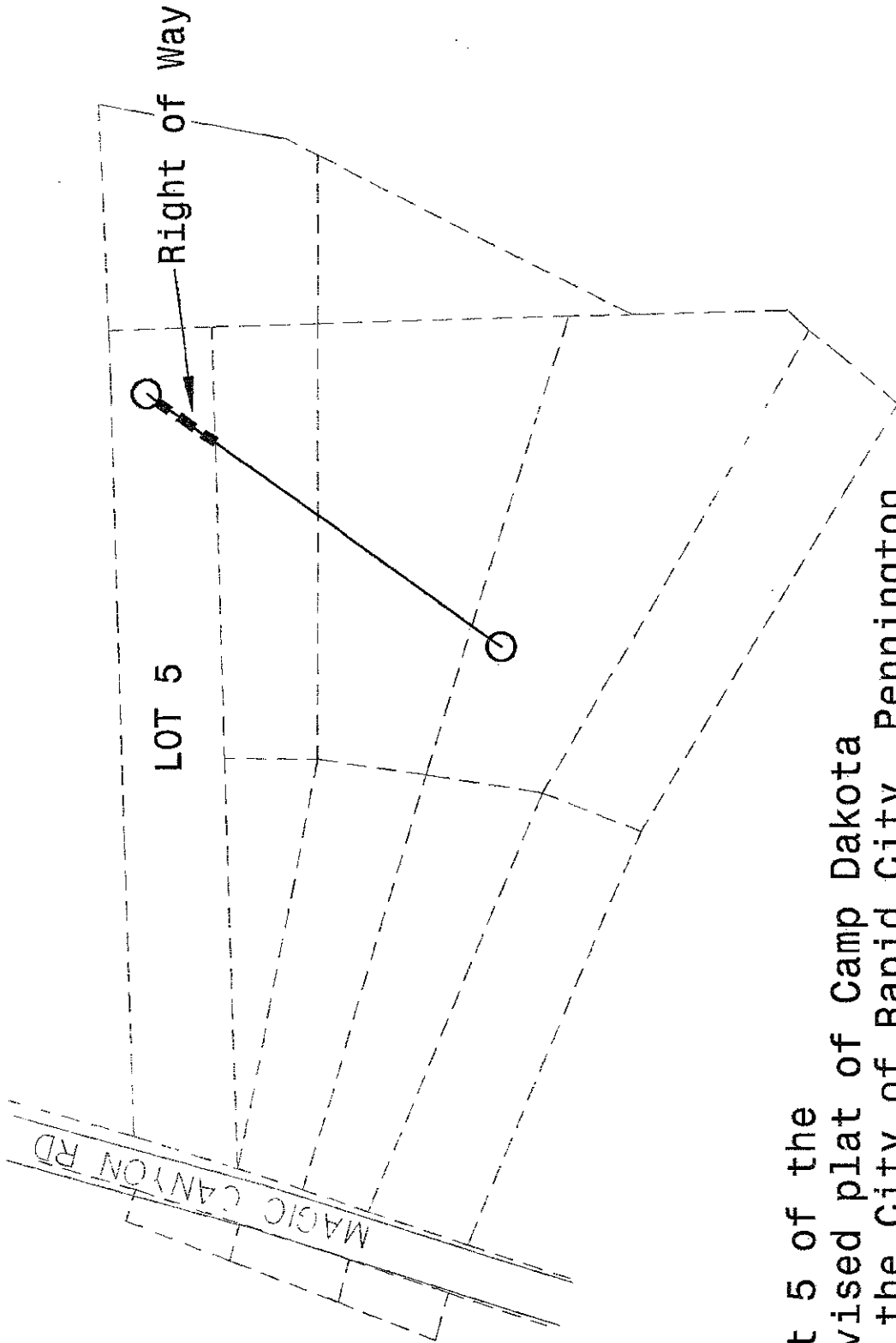
IN WITNESS WHEREOF, I hereunto set my hand and official seal.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
My Commission Expires

(Seal)

# EXHIBIT A



Lot 5 of the revised plat of Camp Dakota in the City of Rapid City, Pennington County, South Dakota, as shown on the plat filed June 25, 1946, in the Steel File of the office of the Register of Deeds of said county.





P 3110-25

MAGIC CANYON RD

TROUT CT

5740

3741

5685

760

56