

TITLE REPORT

We hereby report as of the 17th day of October, 2018 at 8:00 a.m., that we have searched the records in the Courthouse at Sisseton, in the County of Roberts, State of South Dakota, as to the following described property:

TOWNSHIP 123 NORTH, RANGE 49, WEST OF THE 5TH P.M.
Roberts County, South Dakota

Section 16: NE $\frac{1}{4}$

Section 17: NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$ except the South 405 feet of the East 675 feet

Title is vested as follows: **Rhoda Elizabeth Christensen Smith and Lucinda Jane Christensen Richard, as tenants in common.**

Real Estate Contracts: **NONE**

We also find the following outstanding mortgages and easements:

1. Perpetual easement granted to the United States of America, acting by and through the Secretary of the Interior or his authorized representative, as a waterfowl production area in perpetuity and includes the right of ingress and egress, as set forth in document recorded February 7, 1979 in Book M-44 of Miscellaneous Records, pages 848-850A. Refer to the document of record for details.

2. Vested Drainage Rights as set forth in documents recorded in Book M-57 of Miscellaneous Records, pages 81-86; and in Book M-57 of Miscellaneous Records, pages 618-619. Refer to the documents of record for details.

3. Perpetual easement granted to Otter Tail Power Company for the construction, operation and maintenance of an electric transmission line, as set forth in document recorded August 23, 1972 in Book M-37 of Miscellaneous Records, page 321. Refer to the document of record for details.

Assigned to Montana-Dakota Utilities Co., as set forth in document recorded March 17, 1975 in Book M-40 of Miscellaneous Records, pages 185-198. Refer to the document of record for details.

4. Right of Way Easement granted to Grant-Roberts Rural Water System, Inc., to erect, construct, maintain, etc., a rural water system, as set forth in document recorded in Book M-46 of Miscellaneous Records, pages 429 and 528. Refer to the document of record for details.

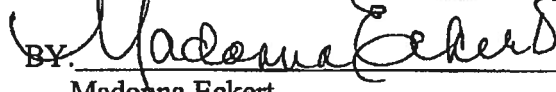
Taxes: 2017 Real Estate taxes in the amount of \$4,930.40, now due and payable. First half due April 30, 2018 in the amount of \$2,465.20 is paid in full. Second half due October 31, 2018 in the amount of \$2,465.20 unpaid. Tax ID #1488, #1489, #1490 and #1491.

Special Assessments: NONE

We have also searched the records for Judgments, State and Federal Tax liens, Mechanic's Liens and County Aid Liens levied against: Rhoda Elizabeth Christensen Smith and Lucinda Jane Christensen Richard

And find the following: NONE

ROBERTS COUNTY TITLE COMPANY, INC.

BY: 

Madonna Eckert

The charges for this service will not include supplemental reports, re-checks or other services. Our liability is limited to the cost of this report.

848

U. S. Fish and Wildlife Service
Form No. 1-54 (Rev. 1-25-54)

UNITED STATES DEPARTMENT OF THE INTERIOR

U. S. FISH AND WILDLIFE SERVICE

CONVEYANCE OF EASEMENT FOR WATERFOWL MANAGEMENT RIGHTS

THIS INDENTURE, by and between Melvin L. Christensen and Cleo E. Christensen,
his wife, of Wilmot, South Dakota,

parties of the first part, and the UNITED STATES OF AMERICA, acting by and through the Secretary of the Interior or his authorized representative, party of the second part.

WITNESSETH:

WHEREAS, section 4 of the Migratory Bird Hunting Stamp Act of March 16, 1934, as amended by section 3 of the Act of August 1, 1938 (72 Stat. 486, 16 U.S.C., sec. 718d (c)), authorizes the Secretary of the Interior to acquire small wetland or pothole areas suitable for use as waterfowl production areas:

WHEREAS, the lands described below contain or include small wetland or pothole areas suitable for use as waterfowl production areas:

NOW, THEREFORE, for and in consideration of the sum of (\$ 8400) Dollars, the parties of the first part do hereby convey to the United States, commencing with the acceptance of this indenture by the Secretary of the Interior or his authorized representative which acceptance must be made within 12 months of the execution of this indenture by the parties of the first part, or any subsequent date as may be mutually agreed upon during the term of this option, a permanent easement (in perpetuity) or right of use for the maintenance of the land described below as a waterfowl production area, including the right of access thereto by authorized representatives of the United States.

The lands covered by this conveyance are those wetland areas, including lakes, ponds, marshes, sloughs, swales, swamps, potholes, and other wholly or partially water-covered areas, now existing or subject to recurrence through natural or man-made causes, delineated on the map(s) attached hereto as Exhibit A and incorporated herein by this reference; provided, always, that the lands covered by this conveyance shall include any enlargements of said wetland areas resulting from normal or abnormal increased water. Said lands are located within, and the aforementioned right of access extends over all lands within the following described legal subdivision(s) in Roberts County, State of South Dakota, to wit:

T. 123 N., R. 49 W., 5th P.M.
Sec. 16 NE¹;
Sec. 17 NE².

Subject, however, to all existing rights-of-way for highways, roads, railroads, pipelines, canals, laterals, electrical transmission lines, telegraph and telephone lines, cable lines, and all mineral rights.

The parties of the first part, for themselves, their heirs, successors and assigns, covenant and agree that they will cooperate in the maintenance of the aforesaid lands as a waterfowl production area by not draining, causing or permitting the draining by construction of ditches, or by any means, direct or indirect, whether through the transfer of appurtenant water rights or otherwise, of any surface waters in or appurtenant to these wetland areas delineated on Exhibit A; by not filling in with earth or any other material or leveling any part or portion of said delineated wetland areas; and by not burning any marsh vegetation on any part or portion of said delineated wetland areas. It is understood and agreed that this indenture imposes no other obligations or restrictions upon the parties of the first part and that neither they nor their successors, assigns, lessees, or any other person or party claiming under them shall in any way be restricted from carrying on farming practices such as grazing at any time, hay cutting, plowing, working and cropping wetlands when the same are dry of natural causes, and that they may utilize all of the subject lands in the customary manner except for the draining, filling, leveling, and burning provisions mentioned above.

Copies of the above-referenced map(s), being Exhibit A, are on file in the Office of the Regional Director, U.S. Fish and Wildlife Service.

SPECIAL PROVISIONS

1. This indenture shall not be binding upon the UNITED STATES OF AMERICA until accepted on behalf of the United States by the Secretary of the Interior or his authorized representative, although this indenture is acknowledged by the parties of the first part to be presently binding upon the parties of the first part and to remain so until the expiration of said period for acceptance, as hereinabove described, by virtue of the payment to parties of the first part, by the UNITED STATES OF AMERICA, of the sum of One Dollar, the receipt of which is hereby expressly acknowledged by parties of the first part.

2. Notice of acceptance of this agreement shall be given the parties of the first part by certified mail addressed to
Mr. Melvin J. Christensen
at RR 2, Wilmot, South Dakota 57279
and such notice shall be binding upon all the parties of the first part without sending a separate notice to each.

3. It is further mutually agreed that no Member of or Delegate to Congress, or Resident Commissioner, shall be admitted to any share or part of this contract, or to any benefit to arise thereupon. Nothing, however, herela contained shall be construed to extend to any incorporated company, where such contract is made for the general benefit of such incorporation or company.

4. Payment of the consideration will be made by a United States Treasury check after acceptance of this indenture by the Secretary of the Interior or his authorized representative and after the Attorney General, or in appropriate cases, the Solicitor of the Department of the Interior shall have approved the easement interest thus vested in the United States.

IN WITNESS WHEREOF the parties of the first part have hereunto set their hands and seals this
23rd day of June, 1978.

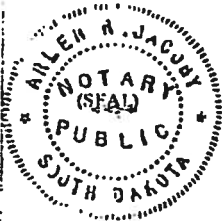
Melvin J. Christensen (L.S.) Cleo E. Christensen (L.S.)
Melvin J. Christensen Cleo E. Christensen
_____(L.S.) _____(L.S.)
_____(L.S.) _____(L.S.)
_____(L.S.) _____(L.S.)

ACKNOWLEDGMENT

STATE SOUTH DAKOTA }
COUNTY OF BONHOMME } ss

On this 23rd day of June, in the year 1978, before me personally appeared
Melvin J. Christensen and Cleo E. Christensen

his wife, known to me to be the persons described in and who executed the foregoing instrument and acknowledged to me that they (he) executed the same as their (his) free act and deed.



Arlen R. Jacoby
Notary Public
(Notary Public)

My commission expires 6/27/85

ACCEPTANCE

The Secretary of the Interior, acting by and through his authorized representative, has executed this agreement on behalf of the United States this day of

JAN 26 1979 19

STATE OF SOUTH DAKOTA }
BONHOMME COUNTY } ss
I, _____, Secretary of the Interior, acting by and through his authorized representative, have executed this agreement on behalf of the United States this day of _____, 1979.

Secretary of the Interior

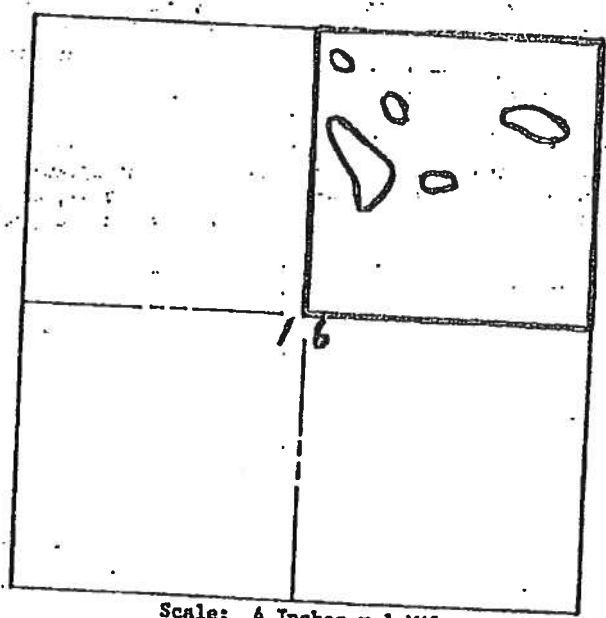
THE UNITED STATES OF AMERICA
By James C. Griffin
James C. Griffin
(Title) Acting Regional Director
U. S. Fish and Wildlife Service

850

UNITED STATES DEPARTMENT OF THE INTERIOR
U.S. FISH AND WILDLIFE SERVICE
EXHIBIT "A"

Map 1 of 2

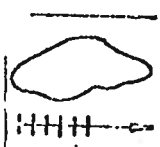
CHRISTENSEN, MELVIN L. TRACT (270X, 1)
WATERFOWL PRODUCTION AREA ROBERTS COUNTY, STATE OF SOUTH DAKOTA
EASEMENT AUTHORIZED BY MIGRATORY BIRD HUNTING STAMP ACT OF MARCH 16, 1934, AS AMENDED.
T. 123 N., R. 49 W., 5th PRINCIPAL MERIDIAN
Sec. 16, NE 1/4.



Scale: 4 Inches = 1 Mile

This map delineates wetlands referred to in the easement conveyance dated 6/23/78 which the parties of the first part agree to maintain as a waterfowl production area. The lands covered by this conveyance include any enlargement of the delineated wetland areas resulting from normal or abnormal increased water.

LEGEND



- Boundary of Easement Description
- Wetlands covered by provisions of the easement
- Nonfunctional drainage facilities which the landowner agrees NOT to repair or clean out

Melvin L. Christensen
Landowner Signature

Prepared by: A. Jacoby Date: 6/23/78

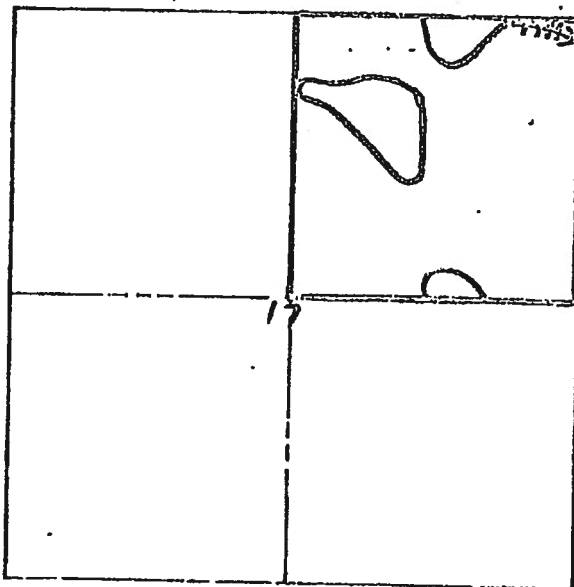
UNITED STATES DEPARTMENT OF THE INTERIOR
 U.S. FISH AND WILDLIFE SERVICE
 EXHIBIT "A"

Map 2 of 2

TRACT (270X, 1)

CHRISTENSEN, MELVIN L. WATERFOWL PRODUCTION AREA ROBERTS COUNTY, STATE OF SOUTH DAKOTA
 EASEMENT AUTHORIZED BY MIGRATORY BIRD-HUNTING STAMP ACT OF MARCH 16, 1934, AS AMENDED.
 T. 123 N., R. 49 W., 5th PRINCIPAL MERIDIAN

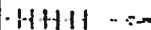
sec. 17, NE 1/4.



Scale: 4 Inches = 1 Mile

This map delineates wetlands referred to in the easement conveyance dated 6/23/18 which the parties of the first part agree to maintain as a waterfowl production area. The lands covered by this conveyance include any enlargement of the delineated wetland areas resulting from normal or abnormal increased water.

LEGEND



Boundary of Easement Description

Wetlands covered by provisions of the easement

Nonfunctional drainage facilities which the landowner agrees NOT to repair or clean out

[Handwritten Signature]
 Landowner Signature

Prepared by: A. Jacoby Date: 6/23/18

**APPENDIX B
VESTED DRAINAGE RIGHT
REGISTRATION FORM**

1. Claimant of Vested Drainage Right:

Name Christensen Melvin L.
(Last) (First) (Middle Initial)

Address Box 113
 City Wilmet State S. D. Zip Code 57279

Co-Owner or Other Interest Owner:

Name _____
 Address _____
 City _____ State _____ Zip Code _____

2. A. State the legal description of the land from which the water is drained (dominant estate):
1/2 of the SE 1/4 of Sec. 17, Twp. 24N, Rg. 1234, in the County of Roberts

B. State the legal description of the land onto which the water is drained (servient estate):
1/2 of the SE 1/4 of Sec. 17, Twp. 24N, Rg. 1234, in the County of Roberts

C. State the legal description of the land for which the drainage right is claimed, if different than A, above (prescriptive right):
 _____ 1/4 of the _____ 1/4 of Sec. _____, Twp. _____, Rg. _____, in the County of _____

3. The man made modifications consist of _____ (i.e. drain tile, ditch, levee, dike, etc.).
 Generally describe the modifications in terms of length, depth, width, etc. (i.e. a ditch 3 ft. deep and 80 ft. long):
ditch 2 ft deep 300 ft long

4. The claimed drainage right has existed since:
 A. _____ / _____ / _____; or
Month Day Year
 B. Unknown

5. State the general course and direction of the flow of water by means of the drainage right:

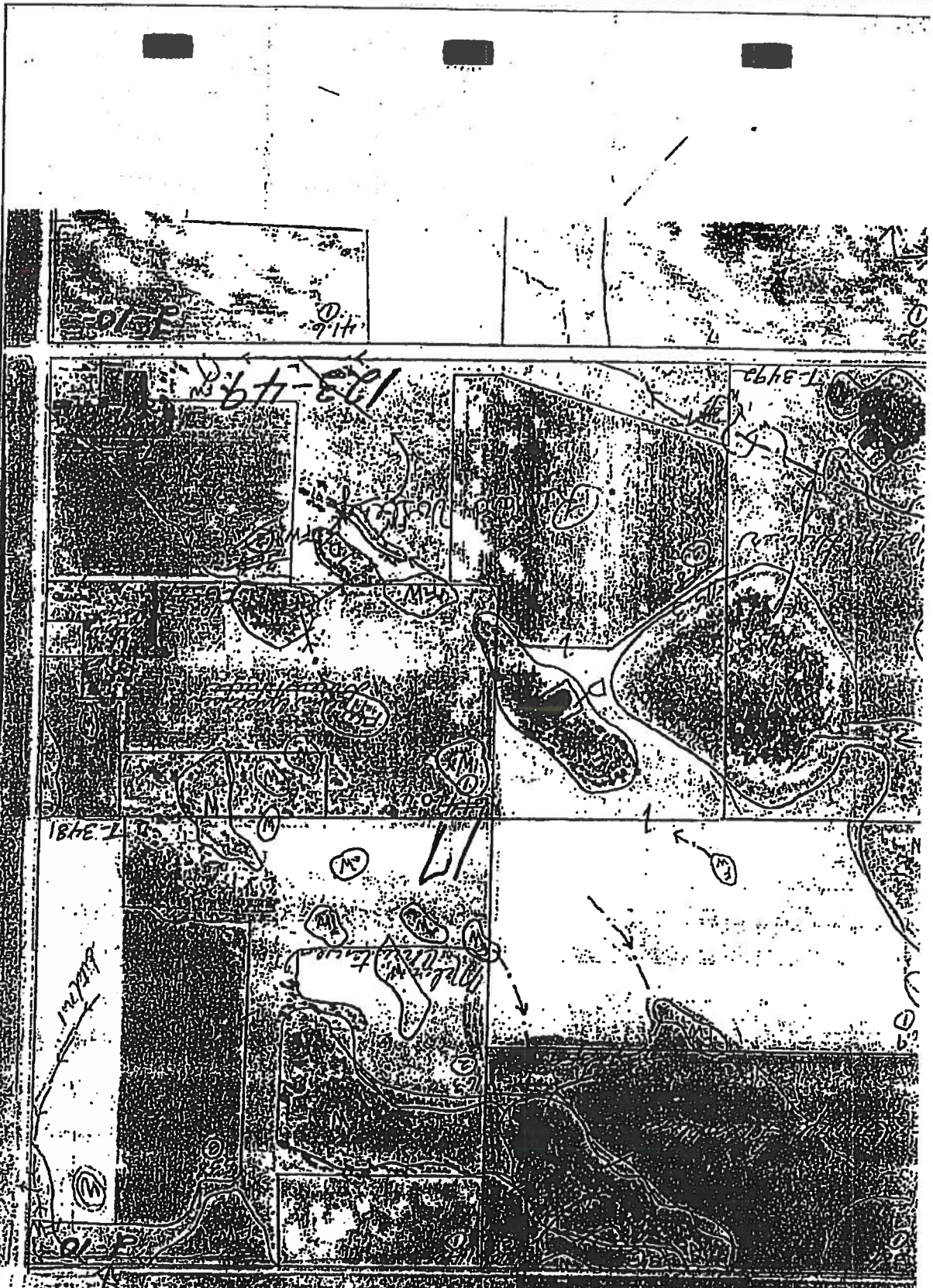
6. State the general course and direction of the natural flow:
 A. _____ Same as paragraph 5; or
 B. flows in a south east direction

7. State any facts you believe relevant to the vested drainage rights:
ditch has been there a long time

STATE OF SOUTH DAKOTA } ss. **76288**
 ROBERTS COUNTY
 Filed for record on the 9th day of April,
 1991, at 1:40 o'clock P.M. and recorded in Book
1057 page 81 of Maps
Carl Masterson
 Register of Deeds.

Dated this 25th day of March, 1991
Melvin L. Christensen

STATE OF SOUTH DAKOTA } SS
 COUNTY OF Roberts
 On this 25th day of March, before me, T. M. Barlund
 the undersigned officer, personally appeared Melvin L. Christensen, known to me or satisfactorily
 proven _____ person whose name is _____ subscribed to the within instrument
 and _____ he executed the same for the purposes therein contained,
 whereunto set my hand and official seal.
T. M. Barlund



(M) Wetland or tiled prior to 12-23-85 but still wetland
 (FM) Converted wetland prior to 12-23-85
 (CM) Converted wetland after 12-23-85
 () Ditched prior to 12-23-85
 () Tiled prior to 12-23-85

OFFICIAL WETLAND
 DETERMINATION FOR THIS
 TRACT ONLY

**APPENDIX B
VESTED DRAINAGE RIGHT
REGISTRATION FORM**

1. Claimant of Vested Drainage Right:

Name Christensen Melvin L.
(Last) (First) (Middle Initial)

Address Box 113
City Wilmet State S. Dak Zip Code 57279

Co-Owner or Other Interest Owner:

Name _____
Address _____
City _____ State _____ Zip Code _____

2. A. State the legal description of the land from which the water is drained (dominant estate):
_____ 1/4 of the NE 1/4 of Sec. 17, Twp. Tak, Rg. 25-47, in the County of Roberts

B. State the legal description of the land onto which the water is drained (servient estate):
_____ 1/4 of the NE 1/4 of Sec. 17, Twp. Tak, Rg. 25-47, in the County of Roberts

C. State the legal description of the land for which the drainage right is claimed, if different than A, above (prescriptive right):
_____ 1/4 of the _____ 1/4 of Sec. _____, Twp. _____, Rg. _____, in the County of _____

3. The man made modifications consist of ditch (i.e. drain tile, ditch, levee, dike, etc.).
Generally describe the modifications in terms of length, depth, width, etc. (i.e. a ditch 3 ft. deep and 80 ft. long):
ditch 1 1/2 ft deep, 500 ft long flows N.E., ditch 2 1/2 ft deep 400 ft long flows east-south-east

4. The claimed drainage right has existed since:
A. _____; or
B. Unknown

5. State the general course and direction of the flow of water by means of the drainage right:

6. State the general course and direction of the natural flow:
A. Same as paragraph 5; or
B. East by South East

7. State any facts you believe relevant to the vested drainage rights:
Ditches have been there for many years to remove

STATE OF SOUTH DAKOTA } ss. **76289**
ROBERTS COUNTY }
Filed for record on the 9th day of April
1991, at 1:45 o'clock P. and recorded in Book
1157 page 83-84 of Series
Carol Martenson
Register of Deeds
Fee: 5.00

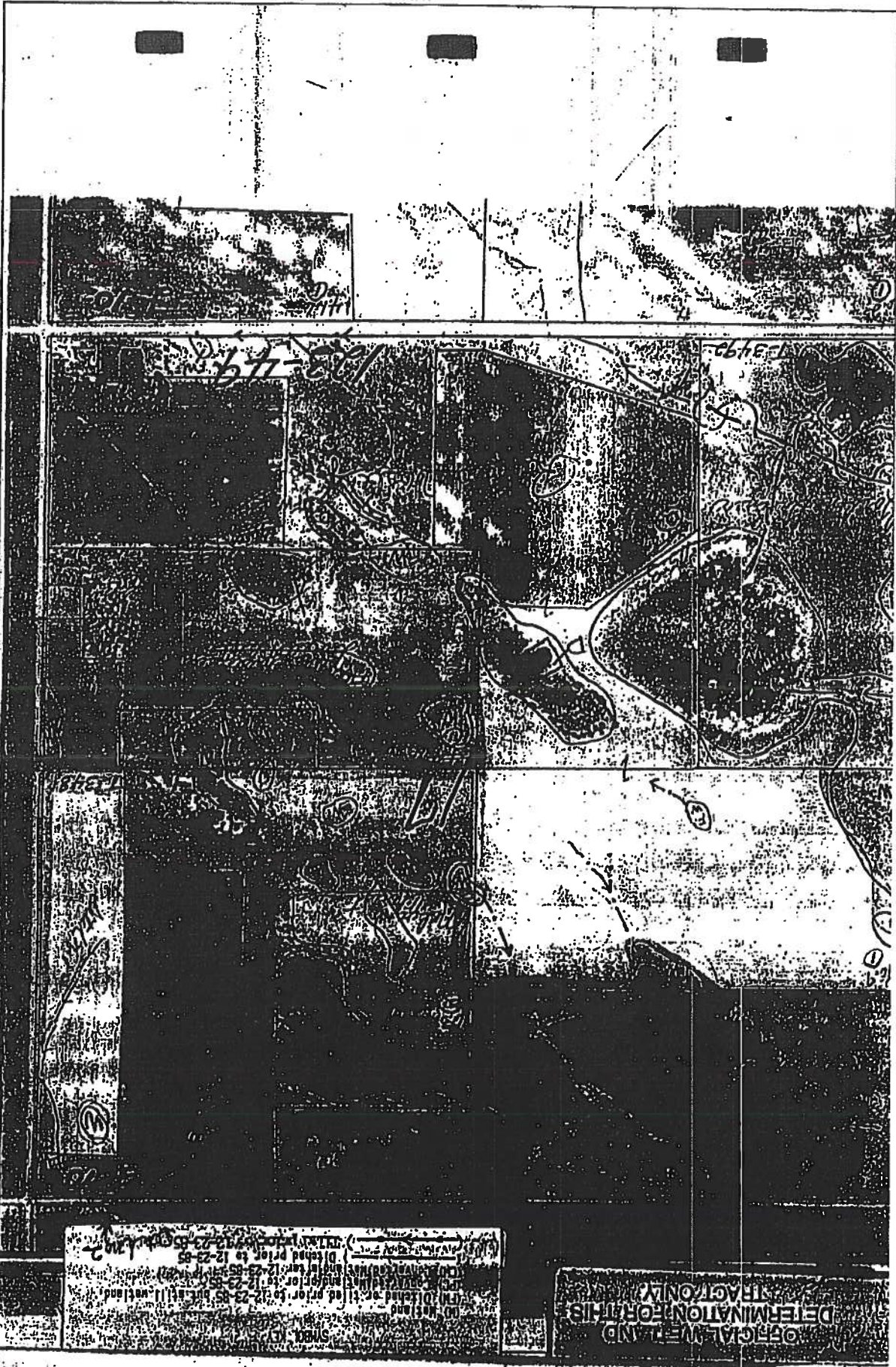
Dated this 25th day of March, 1991
Melvin L. Christensen

STATE OF SOUTH DAKOTA } SS
COUNTY OF Roberts }

On this 25th day of March, before me, T. M. Barlund
Melvin L. Christensen, known to me or satisfactory
is subscribed to the within instrument
The undersigned officer, personally appeared _____
is the person whose name is _____
and acknowledged that he executed the same for the purposes therein contained.
I hereunto set my hand and official seal.



T. M. Barlund
Notary Public



... 12-23-55 ...
... 12-23-55 ...
... 12-23-55 ...
... 12-23-55 ...
... 12-23-55 ...
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... 12-23-55 ...
... 12-23-55 ...
... 12-23-55 ...
... 12-23-55 ...

OFFICIAL METHOD
DETERMINATION FOR THIS
STRACTION

**APPENDIX B
VESTED DRAINAGE RIGHT
REGISTRATION FORM**

1. Claimant of Vested Drainage Right:

Name Christensen Melvin L.
(Last) (First) (Middle Initial)

Address Box 113
City Wilmet State S. Dak Zip Code 57279

Co-Owner or Other Interest Owner:

Name _____
Address _____
City _____ State _____ Zip Code _____

2. A. State the legal description of the land from which the water is drained (dominant estate):
_____ 1/4 of the NE 1/4 of Sec. 17, Twp. Tak, Rg. 25-42, in the County of Roberts

B. State the legal description of the land onto which the water is drained (servient estate):
_____ 1/4 of the NE 1/4 of Sec. 17, Twp. Tak, Rg. 25-42, in the County of Roberts

C. State the legal description of the land for which the drainage right is claimed, if different than A, above (prescriptive right):
_____ 1/4 of the _____ 1/4 of Sec. _____, Twp. _____, Rg. _____, in the County of _____

3. The man made modifications consist of ditch (i.e. drain tile, ditch, levee, dike, etc.).
Generally describe the modifications in terms of length, depth, width, etc. (i.e. a ditch 3 ft. deep and 80 ft. long):
ditch no. 1, 3 ft deep, 500 ft long flows N.E., ditch no. 2, 3 ft deep 400 ft long flows east-south east

4. The claimed drainage right has existed since:

A. _____ Month _____ Day _____ Year; or
B. Unknown

5. State the general course and direction of the flow of water by means of the drainage right:

6. State the general course and direction of the natural flow:

A. _____ Same as paragraph 5; or
B. East by South East

7. State any facts you believe relevant to the vested drainage rights:

Ditch has been there for many years to remove

STATE OF SOUTH DAKOTA } ss. **76289**
ROBERTS COUNTY

Dated this 25th day of March, 19 91

Filed for record on the 9th day of April,
1991 at 1:45 o'clock P.M. and recorded in Book
157 page 83 of Maps
Carol Martenson
Reg. of Deeds.

Melvin L. Christensen

STATE OF SOUTH DAKOTA }
COUNTY OF Roberts } SS

T. M. Barlund

On this 25th day of March, before me,
the undersigned officer, personally appeared Melvin L. Christensen, known to me or satisfactory
to me, as the person whose name is _____ subscribed to the within instrument,
and that he executed the same for the purposes therein contained.



T. M. Barlund
Notary Public

**APPENDIX B
VESTED DRAINAGE RIGHT
REGISTRATION FORM**

1. Claimant of Vested Drainage Right:

Name Christensen Melvin L.
(Last) (First) (Middle Initial)

Address Box 113
City Willmat State S. Dak Zip Code 57279

Co-Owner or Other Interest Owner:

Name _____
Address _____
City _____ State _____ Zip Code _____

2. A. State the legal description of the land from which the water is drained (dominant estate):
1/4 of the NE 1/4 of Sec. 16, Twp. 24N, Rg. 127-49 in the County of Roberts

B. State the legal description of the land onto which the water is drained (servient estate):
1/4 of the NE 1/4 of Sec. 16, Twp. 24N, Rg. 127-49, in the County of Roberts

C. State the legal description of the land for which the drainage right is claimed, if different than A, above (prescriptive right):
_____ of the _____ 1/4 of Sec. _____, Twp. _____, Rg. _____ in the County of _____

3. The man made modifications consist of ditch (i.e. drain tile, ditch, levee, dike, etc.).
Generally describe the modifications in terms of length, depth, width, etc. (i.e. a ditch 3 ft. deep and 80 ft. long):
ditch no 1 4 ft deep, 100 ft long flows north east, ditch no 2 + 3 1 ft deep and 1 ft deep 140 ft long, ditch no 4 4 ft deep 1 ft deep flows east by N.E.

4. The claimed drainage right has existed since:
A. _____ / _____ / _____; or
B. Unknown

5. State the general course and direction of the flow of water by means of the drainage right:

6. State the general course and direction of the natural flow:
A. Same as paragraph 5; or
B. East and North East

7. State any facts you believe relevant to the vested drainage rights:
Ditches have been there for many years 20 or more

STATE OF SOUTH DAKOTA } ss. 76290
ROBERTS COUNTY }
Filed for record on the 9th day of April,
1991 at 1:50 o'clock P.M. and recorded in Book
2257 page 85-86 of _____
Cassal, Madsen
Register of Deeds.
Fee: 5.00

Dated this 25 day of March, 1991
Melvin L. Christensen

STATE OF SOUTH DAKOTA } SS
COUNTY OF Roberts }
On this 25th day of March, before me, T. M. Barlund
the undersigned officer, personally appeared Melvin L. Christensen, known to me or satisfactorily
proved to be the person whose name is _____ subscribed to the within instrument
and acknowledged to me that he executed the same for the purposes therein contained.
GIVEN UNDER MY HAND AND OFFICIAL SEAL OF THE STATE OF SOUTH DAKOTA THIS _____ DAY OF _____ 1991.



T. M. Barlund
Notary Public

11-E

H 9 H 1



SYMBOL KEY

(M) Wetland or filled prior to 12-23-85 but still wetland
 (F) Ditched or filled prior to 12-23-85
 (C) Converted Wetland after 12-23-85
 (D) Ditched prior to 12-23-85
 (S) Filled prior to 12-23-85

OFFICIAL WETLAND DETERMINATION FOR THIS TRACT ONLY.

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APPENDIX D
VESTED DRAINAGE RIGHT
REGISTRATION FORM

1. Claimant of Vested Drainage Right:

Name Vosberg Richard P.
(Last) (First) (Middle Initial)

RICHARD VOSBERG
 R. R. 2 - BOX 115
 WILMOT, SD 57279

Public or Corporation Name (if applicable)

Address RR2 Box 115
 City Wilmot State SD Zip Code 57279

Co-Owner or Other Interest Owner:
 Name _____
 Address _____
 City _____ State _____ Zip Code _____

2. A. State the legal description of the land from which the water is drained (dominant estate):
5/8 SE 1/4, 3/4 NW 1/4, 3/4 SW 1/4 1/4 of the _____ 1/4 of Sec. 17, Twp. 123, Rg. 49, in the County of Roberts

B. State the legal description of the land onto which the water is drained (servient estate):
1/4 NE 1/4, 1/4 SE 1/4, 1/4 SW 1/4 1/4 of Sec. _____, Twp. 123, Rg. 49, in the County of Roberts

C. State the legal description of the land for which the drainage right is claimed, if different than A, above (prescriptive right):
 _____ 1/4 of the _____ 1/4 of Sec. _____, Twp. _____, Rg. _____, in the County of _____

3. The man made modifications consist of Ditch (i.e. drain tile, ditch, levee, dike, etc.).
 Generally describe the modifications in terms of length, depth, width, etc. (i.e. a ditch 3 ft. deep and 80 ft. long):

4. The claimed drainage right has existed since:
 A. _____ / _____ / _____ or
Month Day Year
 B. _____ Unknown

5. State the general course and direction of the flow of water by means of the drainage right:
#1 NW #2 NE #3 SE

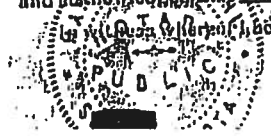
6. State the general course and direction of the natural flow:
 A. X Same as paragraph 5; or
 B. _____

7. State any facts you believe relevant to the vested drainage rights:

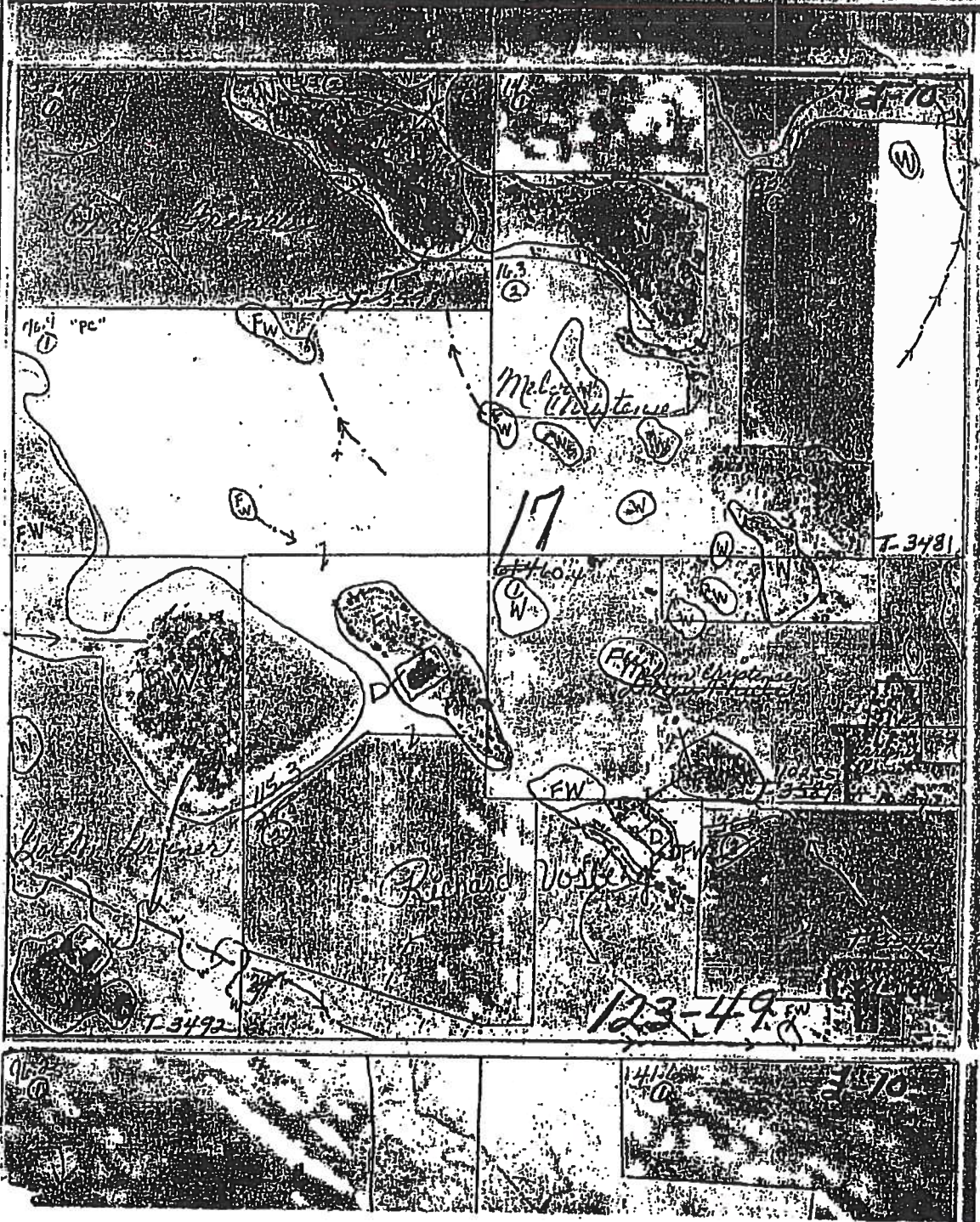
STATE OF SOUTH DAKOTA } 76968
 ROBERTS COUNTY }
 Filed for record on the 6th day of September,
 1991, at 2:25 o'clock P.M., and recorded in Book
1057, page 617, of Map
Chad Martigan
Sec. 5
 Register of Deeds.

Dated this 6th day of SEPTEMBER, 1991
Richard Vosberg

STATE OF SOUTH DAKOTA } SS
 COUNTY OF ROBERTS }
 On this 6th day of SEPT, 1991, before me, MARLYN LINDALL
 the undersigned officer, personally appeared RICHARD D. VOSBERG known to me or satisfactory
 proven to me by affidavit whose name IS subscribed to the within instrument
 and acknowledged that he executed the same for the purposes therein contained.
 My Comm. Expires _____
 at _____ hereunto set my hand and official seal.
Marilyn Lindall
 NOTARY PUBLIC



NOT TO SCALE



321

RIGHT OF WAY EASEMENT

Easement No. 61301
Work Order No. D2502 R/W

KNOW ALL MEN BY THESE PRESENTS, That the undersigned MARGARET MCKERCHER, A SINGLEWOMAN

RT-1, Wilmot, South Dakota, 57279

(hereinafter called the Grantor), in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration to him in hand paid, the receipt whereof is hereby acknowledged, does hereby grant unto the Otter Tail Power Company, a Minnesota corporation, whose post office address is Fergus Falls, Minnesota, (hereinafter called "Otter Tail"), and its successors and assigns, the perpetual right of way and easement for the construction, operation, maintenance and repair or removal of an electric transmission line, including the necessary pole structures, crossarms, wires, guy wires, braces, anchors and other fixtures and apparatus in connection therewith, along, upon and across the following described real property situated in the County of Roberts, State of South Dakota, to-wit:

N 1/2 of SE 1/4

Section 17, Township 123, Range 49

The approximate location of the center line of the electric transmission line upon the above described real property is to be as follows: Beginning at a point on the East Section line, 2522 ft. North of South Section line; thence West to a point on the West property line, 2524 ft. North of the South Section line.

The approximate location of the center point of the pole structures, measured along the said center line, is to be as follows:

No.	poles	structure	feet	West	of	East	Sec. line.
No. 1	2	"	528	West	"	Structure #1	XXXXXXXX
No. 2	2	"	690	West	"	Structure #2	XXXXXXXX
No. 3	2	"	680	West	"	Structure #3	XXXXXXXX
No. 4	2	"	630	West	"	Structure #4	XXXXXXXX
No. 5	"	"	"	"	"	"	"

The Grantor also hereby grants to "Otter Tail," its successors and assigns, the perpetual right and authority to cut down, top, trim or by mechanical or chemical methods, eliminate any trees or shrubbery within sixty feet of the center line of the said electric transmission line; and also the right of ingress and egress for the purpose of this grant of easement.

The Grantor covenants and agrees that he is well seized in fee of the lands described herein, and has good right to grant and convey the rights of easement herein granted, free and clear of all encumbrances, except NONE.

IN WITNESS WHEREOF, The Grantor has signed this grant of easement this 25 day of July, 1972

IN PRESENCE OF:
Robert J. Posley Margaret Mckercher

STATE OF SOUTH DAKOTA }
ROBERTS COUNTY } ss
Filed for record on the 23 day of August, 1972, at 2:50 o'clock P.M., and registered in Book 37 page 32 of 1972 in the office of the Register of Deeds.
STATE OF South Dakota)
COUNTY OF Roberts)

On this 25 day of July, 1972, before me a Notary Public personally appeared Margaret Mckercher

to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

F. C. CLINE, Notary Public
Hyde County
My Commission expires Jan. 25, 1974

F. C. Cline Notary Public
County, _____
My Commission Expires _____

ASSIGNMENT OF RIGHTS-OF-WAY.

COMES NOW Otter Tail Power Company, a Minnesota corporation of Fergus Falls, Minnesota, and does herewith, for good and valuable consideration, assign to Montana-Dakota Utilities Co., a corporation, 400 North Fourth Street, Bismarck, North Dakota, all of its rights and interests, as such may exist of record, in and to certain rights-of-way situated in Grant and Roberts Counties, South Dakota, and in the easements granting same, which easements are described as follows:

In Roberts County, South Dakota

1. Grantor: Frank O. Siebel and Emma E. Siebel, his wife
Dated: September 9, 1972
Lands Covered: SW 1/4 of Section 34, Township 122, Range 48.
Recorded: 1st day of November, 1972, at 11:55 o'clock A.M. and recorded in Book 37, page 482 of Misc.
2. Grantor: Milton A. Hill (Record Owner) and Gerald D. Peters and Ann M. Peters, his wife; and Watertown Production Credit Association, a South Dakota Corporation (Contract Purchasers)
Dated: September 14, 1972
Lands Covered: SE 1/4 AND S 1/2 of NE 1/4 of Section 33, Township 122, Range 48.
Recorded: 5th day of April, 1973, at 10:20 o'clock A.M. and recorded in Book 38, page 94-95 of Misc.
3. Grantor: Swanetta Sprung, a widow
Dated: August 24, 1972
Lands Covered: S 1/2 of SE 1/4 of Section 28 AND N 1/2 of NE 1/4, Section 33, ALL IN Township 122, Range 48.
Recorded: 22nd day of September, 1972, at 10:35 o'clock A.M. and recorded in Book 37, page 394 of Misc.
4. Grantor: Bernholdt R. Bohn and Gladys R. Bohn, AKA Gladys Block Bohn, his wife
Dated: April 6, 1973
Lands Covered: S 1/2 of NE 1/4 and N 1/2 of SE 1/4 of Section 28, Township 122, Range 48.
Recorded: 23rd day of April, 1973, at 10:50 o'clock A.M. and recorded in Book 38, page 147 of Misc.
5. Grantor: Anna J. Frisinger, a widow; Francis D. Weber and Dolores Weber, his wife; and Henry VanSambeek and Janet VanSambeek, his wife
Dated: August 30, 1972
Lands Covered: N 1/2 of NE 1/4 of Section 28, Township 122, Range 48.
Recorded: 1st day of November, 1972, at 1:00 o'clock P.M. and recorded in Book 37, page 497 of Misc.

6. Grantor: Harvey E. Harms and Phyllis Harms, his wife
 Dated: September 12, 1972
 Lands Covered: SE 1/4 of Section 21, Township 122, Range 48.
 Recorded: 1st day of November, 1972, at 12:05 o'clock P.M. and recorded in Book 37, page 483-484 of Misc.
7. Grantor: Gladys Block Bohn a/k/a Gladys R. Bohn and Gladys R. Bohn as Guardian for Norman B. Bohn (one easement) Recorded at page 144; Elmer D. Bohn and Elaine N. Bohn, his wife (one easement) Recorded at page 145; and Norman B. Bohn, Carol Bohn Wellnitz, Lavon F. Bohn (one easement) Recorded at page 146.
 Dated: April 6, 1973
 Dated: April 6, 1973
 Dated: April 4, 1973
 Lands Covered: W 1/2 of NE 1/4 of Section 21, Township 122, Range 48.
 Recorded: 23rd day of April, 1973, at 10:45 o'clock A.M. and recorded in Book 38, page 144-146 of Misc.
8. Grantor: James R. Remund and Evelyn I. Remund, his wife
 Dated: August 24, 1972
 Lands Covered: SE 1/4 of Section 16, Township 122, Range 48.
 Recorded: 22nd day of September, 1972, at 10:40 o'clock A.M. and recorded in Book 37, page 395 of Misc.
9. Grantor: Myron Ammann and Annie Ammann, his wife
 Dated: September 11, 1972
 Lands Covered: NE 1/4 of Section 16, Township 122, Range 48.
 Recorded: 1st day of November, 1972, at 12:10 o'clock P.M. and recorded in Book 37, page 485 of Misc.
10. Grantor: Duane C. Johnsen and Barbara A. Johnsen, his wife
 Dated: September 29, 1972
 Lands Covered: W 1/2 of SE 1/4 of Section 9, Township 122, Range 48.
 Recorded: 24th day of November, 1972, at 10:50 o'clock A.M. and recorded in Book 37, page 580 of Misc.
11. Grantor: James E. Thyne and Elizabeth J. Thyne, his wife; Robert C. Thyne and Donna M. Thyne, his wife; Mary Catherine O'Brien and Phillip R. O'Brien, her husband; and Patricia R. Karals and Charles M. Karals, her husband (one easement) Recorded at pages 575 and 576.
 Grantor: Arloene L. Hamilton; and Alfred C. Green and LaVerne A. Green, his wife (one easement) Recorded at Page 574
 Dated: September 13, 1972
 Dated: October 27, 1972
 Lands Covered: NE 1/4, excepting highway right of way of Section 9, Township 122, Range 48.
 Recorded: 24th day of November, 1972, at 10:35 o'clock A.M. and recorded in Book 37, page 574-576 of Misc.

12. Grantor: Roland E. Reil and Caroline M. Reil, his wife; William Reil and Lydia H. Reil, his wife; and Walter Herman Reil and Lena A. Reil, his wife
- Dated: August 29, 1972
- Lands Covered: Gov't. Lot 2 AND S 1/2 of SE 1/4 of Section 4, Township 122, Range 48,
- Recorded: 1st day of November, 1972, at 12:15 o'clock P.M. and recorded in Book 37, page 486 of Misc.
13. Grantor: Loren H. Reil and Mary Lou Reil, his wife
- Dated: August 30, 1972
- Lands Covered: E 1/2 of SE 1/4, Section 5 AND NW 1/4 of SW 1/4 and S 1/2 of SW 1/4 of Section 4, ALL IN Township 122, Range 48.
- Recorded: 1st day of November, 1972, at 12:20 o'clock P.M. and recorded in Book 37, page 487 of Misc.
14. Grantor: Sherman Jurgens and Arlene Jurgens, his wife
- Dated: August 24, 1972
- Lands Covered: That part of SE 1/4 of NE 1/4, lying NE of Bry. #15 of Section 5, Township 122, Range 48.
- Recorded: 22nd day of September, 1972, at 10:45 o'clock A.M. and recorded in Book 37, page 396 of Misc.
15. Grantor: William F. Quade and Johanne M. Quade, his wife
- Dated: August 23, 1972
- Lands Covered: Gov't. Lots 2 & 3 and SW 1/4 of NE 1/4 of Section 5, Township 122, Range 48.
- Recorded: 22nd day of September, 1972, at 10:50 o'clock A.M. and recorded in Book 37, page 397 of Misc.
16. Grantor: John Frahman and Martha Frahman, his wife
- Dated: October 4, 1972
- Lands Covered: E 1/2 of SW 1/4 AND W 1/2 of SE 1/4 of Section 32, Township 123, Range 48.
- Recorded: 24th day of November, 1972, at 11:15 o'clock A.M. and recorded in Book 37, page 585 of Misc.
17. Grantor: Hazel D. Plant, a single woman and Frank Edwards and Marvel L. Edwards, his wife
- Dated: August 3, 1972
- Lands Covered: SW 1/4 of SW 1/4 of Section 32 AND NE 1/4 of SE 1/4 and E 1/2 of NE 1/4 of Section 31 ALL IN Township 123, Range 48.
- Recorded: 1st day of November, 1972, at 12:50 o'clock P.M. and recorded in Book 37, pages 494-495 of Misc.

18. Grantor: John Heinje and Martha Marie Heinje, his wife
 Dated: August 29, 1972
 Lands Covered: Gov't. Lots 1 and 2 and E 1/2 of NW 1/4 of Section 31, Township 123, Range 48.
 Recorded: 1st day of November, 1972, at 12:55 o'clock P.M. and recorded in Book 37, page 496 of Misc.
19. Grantor: Elroy J. Heinje and Vivian L. Heinje, his wife
 Dated: August 24, 1972
 Lands Covered: SE 1/4 of SW 1/4 of Section 30 AND W 1/2 of NE 1/4 and NW 1/4 of SE 1/4 of Section 31 ALL IN Township 123, Range 48.
 Recorded: 22nd day of September, 1972, at 10:55 o'clock A.M. and recorded in Book 37, page 398 of Misc.
20. Grantor: Robert L. Smith and Leona P. Smith, his wife
 Dated: September 13, 1972
 Lands Covered: Gov't. Lots 4 & 5 AND NE 1/4 of SW 1/4 of Section 30 AND NW 1/4 of SW 1/4 of Section 32 ALL IN Township 123, Range 48.
 Recorded: 1st day of November, 1972, at 11:50 o'clock A.M. and recorded in Book 37, page 481 of Misc.
21. Grantor: Ludwig F. Osterloh and Minnie A. Osterloh, his wife; Jean Osterloh, a single woman; Dennis Ammann and Blanche Ammann, his wife; and Dennis P. Lubbers and Beverly Lubbers, his wife
 Dated: August 23, 1972
 Lands Covered: SE 1/4 of Section 25, Township 123, Range 49
 Recorded: 1st day of November, 1972, at 12:45 o'clock P.M. and recorded in Book 37, page 492-493 of Misc.
22. Grantor: Charles A. Cameron and Jessie M. Cameron, his wife
 Dated: August 8, 1972
 Lands Covered: N 1/2 of NW 1/4 AND NE 1/4 of Section 25, Township 123, Range 49.
 Recorded: 1st day of November, 1972, at 12:25 o'clock P.M., and recorded in Book 37, page 488 of Misc.
23. Grantor: George Cameron, a single man
 Dated: September 18, 1972
 Lands Covered: E 1/2 of SW 1/4 of Section 24, Township 123, Range 49.
 Recorded: 24th day of November, 1972, at 10:45 o'clock A.M. and recorded in Book 37, page 579 of Misc.
24. Grantor: Calvin E. Cameron and Wylah Cameron, his wife
 Dated: August 23, 1972
 Lands Covered: W 1/2 of NE 1/4 of Section 23 AND W 1/2 of SW 1/4 of Section 24, ALL IN Township 123, Range 49.

- Recorded: 22nd day of September, 1972, at 11:10 o'clock A.M. and recorded in Book 37, page 401 of Misc.
25. Grantor: Kenneth C. Cameron and Doris M. Cameron, his wife
Dated: August 7, 1972
Lands Covered: E 1/2 of SE 1/4 of Section 23, Township 123, Range 49
Recorded: 22nd day of September, 1972, at 11:00 o'clock A.M. and recorded in Book 37, page 399 of Misc.
26. Grantor: Leo Cameron, a single man and Milton Cameron and Shirley Cameron, his wife
Dated: August 23, 1972
Lands Covered: E 1/2 of NE 1/4 of Section 23 AND S 1/2 of NW 1/4 of Section 24, ALL IN Township 123, Range 49.
Recorded: 22nd day of September, 1972, at 11:05 o'clock A.M. and recorded in Book 37, page 400 of Misc.
27. Grantor: Lawrence E. Greiner and Margaret V. Greiner, his wife
Dated: September 1, 1972
Lands Covered: S 1/2 of SW 1/4 AND S 2/3 of N 1/2 of SW 1/4 AND SW 1/4 of SE 1/4 ALL IN Section 14, Township 123, Range 49.
Recorded: 1st day of November, 1972, at 12:30 o'clock P.M. and recorded in Book 37, page 489 of Misc.
28. Grantor: Leigh R. McDonald, a single man
Dated: October 11, 1972
Lands Covered: N 1/3 of N 1/2 of SW 1/4 of Section 14, Township 123, Range 49.
Recorded: 24th day of November, 1972, at 10:30 o'clock A.M. and recorded in Book 37, page 573 of Misc.
29. Grantor: William B. Cameron, Eleanor M. Cameron and Allen Cameron, Defendants
Dated: May 3, 1974
Lands Covered: North 660 ft. of S 1/2 of Section 15, Township 123, Range 49.
Recorded: 8th day of May, 1974, at 1:25 o'clock P.M. and recorded in Book M39, page 270-271 of Misc.
30. Grantor: Jens A. Backman and Miriam M. Backman, his wife
Dated: July 24, 1972
Lands Covered: S 1/2 of Section 16, Township 123, Range 49.
Recorded: 23rd day of August, 1972, at 1:40 o'clock P.M. and recorded in Book 37, page 316 of Misc.

31. Grantor: Margaret McKercher, a single woman
 Dated: July 25, 1972
 Lands Covered: N 1/2 of SE 1/4 of Section 17, Township 123, Range 49.
 Recorded: 23rd day of August, 1972, at 2:05 o'clock P.M. and recorded in Book 37, page 321 of Misc.
32. Grantor: Grace Vosberg, a widow (Record Owner) and Richard D. Vosberg and Joyce Vosberg, his wife, (Contract Purchasers)
 Dated: July 25, 1972
 Lands Covered: E 1/2 of SW 1/4 of Section 17, Township 123, Range 49.
 Recorded: 23rd day of August, 1972, at 2:00 o'clock P.M., and recorded in Book 37, page 320 of Misc.
33. Grantor: Gordon Greiner, Contract Purchaser (one easement) Recorded page 586.
 Grantor: Udo H. Schamber, Record Owner (one easement) Recorded page 587.
 Dated: September 11, 1972
 Dated: October 12, 1972
 Lands Covered: W 1/2 of SW 1/4 of Section 17, Township 123, Range 49
 Recorded: 24th day of November, 1972, at 11:20 o'clock A.M. and recorded in Book 37, page 586-87 of Misc.
34. Grantor: Chris W. Christensen and Gladys E. Christensen, his wife
 Dated: July 24, 1972
 Lands Covered: N 1/2 of SE 1/4 of Section 18, Township 123, Range 49
 Recorded: 23rd day of August, 1972, at 1:55 o'clock P.M. and recorded in Book 37, page 319 of Misc.
35. Grantor: Dewalle Whempner and Edna Whempner, his wife
 Dated: July 26, 1972
 Lands Covered: NE 1/4 and NE 1/4 of NW 1/4 of Section 18, Township 123, Range 49.
 Recorded: 23rd day of August, 1972, at 2:15 o'clock P.M. and recorded in Book 37, page 323 of Misc.
36. Grantor: Orvyl Franklin and Anna E. Franklin, his wife
 Dated: July 25, 1972
 Lands Covered: SE 1/4 of Section 7, Township 123, Range 49.
 Recorded: 23rd day of August, 1972, at 1:50 o'clock P.M. and recorded in Book 37, page 318 of Misc.
37. Grantor: Bennie I. Greiner and Grace Greiner, his wife
 Dated: July 24, 1972

Lands Covered: NE 1/4 of Section 7, Township 123, Range 49

Recorded: 22nd day of September, 1972, at 10:10 o'clock A.M. and recorded in Book 37, page 389 of Misc.

38. Grantor: James E. Hutchins and Carroll E. Hutchins, his wife

Dated: July 26, 1972

Lands Covered: Gov't. Lots 6 & 7 and E 1/2 of SW 1/4 and SE 1/4, ALL IN Section 6, Township 123, Range 49.

Recorded: 23rd day of August, 1972, at 1:20 o'clock P.M. and recorded in Book 37, page 311 of Misc.

39. Grantor: William Egan (Record Owner) and Louis Vosberg and Dorothy Vosberg, his wife (Contract Purchasers)

Dated: July 26, 1972

Lands Covered: Gov't. Lots 3, 4 & 5 AND SE 1/4 of NW 1/4 of Section 6, Township 123, Range 49.

Recorded: 22nd day of September, 1972, at 11:15 o'clock A.M. and recorded in Book 37, page 402 of Misc.

40. Grantor: Jeanette I. Frahman, a widow

Dated: July 31, 1972

Lands Covered: Gov't. Lots 3 & 4 AND E 1/2 of SW 1/4 of Section 31, Township 124, Range 49.

Recorded: 22nd day of September, 1972, at 10:30 o'clock A.M. and recorded in Book 37, page 393 of Misc.

41. Grantor: Wm. E. Fitzsimons and Enid I. Fitzsimons, his wife

Dated: August 29, 1972

Lands Covered: Gov't. Lots 1 & 2 AND E 1/2 of NW 1/4, Section 31, Township 124, Range 49.

Recorded: 22nd day of September, 1972, at 11:20 o'clock A.M. and recorded in Book 37, page 403 of Misc.

42. Grantor: Ellsworth Ironside and Marie E. Ironside, his wife; and Keith L. Ironside and Martha E. Ironside, his wife

Dated: August 3, 1972

Lands Covered: SW 1/4 of Section 30, Township 124, Range 49.

Recorded: 22nd day of September, 1972, at 11:25 o'clock A.M. and recorded in Book 37, page 404-405 of Misc.

43. Grantor: George H. Appel and Amie Appel, his wife

Dated: July 25, 1972

Lands Covered: SW 1/4 of Section 19 AND Gov't. Lot 1 and E 1/2 of NW 1/4, Section 30 ALL IN Township 124, Range 49.

Recorded: 23rd day of August, 1972, at 1:45 o'clock P.M. and recorded in Book 37, page 317 of Misc.

- 44. Grantor: Anton Nigg, a single man
 Dated: July 20, 1972
 Lands Covered: NW 1/4 of Section 19, Township 124, Range 49.
 Recorded: 23rd day of August, 1972, at 1:35 o'clock P.M. and recorded in Book 37, page 315 of Misc.
- 45. Grantor: Lawrence Sykora and Amanda Sykora, his wife and Lavern Sykora and Winifred L. Sykora, his wife
 Dated: September 21, 1972
 Lands Covered: Gov't. Lots 3 & 4 AND E 1/2 of SW 1/4 of Section 18, Township 124, Range 49.
 Recorded: 24th day of November, 1972, at 10:40 o'clock A.M. and recorded in Book 37, page 577-78 of Misc.
- 46. Grantor: Ida M. Ryan, a widow, and Merville E. Ryan and Helen I. Ryan, his wife
 Dated: August 31, 1972
 Lands Covered: Gov't. Lots 1 & 2 AND E 1/2 of NW 1/4 of Section 18, Township 124, Range 49.
 Recorded: 1st day of November, 1972, at 1:05 o'clock P.M. and recorded in Book 37, page 498 of Misc.
- 47. Grantor: Ida M. Ryan, a widow
 Dated: August 31, 1972
 Lands Covered: E 1/2 of SW 1/4 of Section 7, Township 124, Range 49.
 Recorded: 1st day of November, 1972, at 1:10 o'clock P.M. and recorded in Book 37, page 499 of Misc.
- 48. Grantor: Paul J. Serocki and Joan Frances Serocki, his wife
 Dated: September 19, 1972
 Lands Covered: Gov't. Lots 1 & 2 AND E 1/2 of NW 1/4 of Section 7, Township 124, Range 49.
 Recorded: 24th day of November, 1972, at 11:10 o'clock A.M. and recorded in Book 37, page 584 of Misc.
- 49. Grantor: Merrill G. Dittes & Marion M. Dittes, his wife (Record Owners); and Roger Haanen and Janet Haanen, his wife; and James Haanen and Phyllis Haanen, his wife, (Contract Purchasers)
 Dated: August 22, 1972
 Lands Covered: Gov't. Lots 6 & 7 AND E 1/2 of SW 1/4 of Section 6, Township 124, Range 49.
 Recorded: 22nd day of September, 1972, at 11:30 o'clock A.M. and recorded in Book 37, page 406-407 of Misc.
- 50. Grantor: Wendell Madbery and Miriam Madbery, his wife
 Dated: September 14, 1972

Lands Covered: Gov't. Lot 3 AND SE 1/4 of NW 1/4, Section 6, Township 124, Range 49.

Recorded: 24th day of November, 1972, at 11:05 o'clock A.M., and recorded in Book 37, page 583 of Misc.

51. Grantor: Roger Haanen and Janet Haanen, his wife; James Haanen and Phyllis Haanen, his wife

Dated: August 22, 1972

Lands Covered: SE 1/4 of SE 1/4 and W 1/2 of SE 1/4 and E 1/2 of SW 1/4, excepting parcel otherwise deeded of Section 31, Township 125, Range 49.

Recorded: 22nd day of September, 1972, at 11:35 o'clock A.M. and recorded in Book 37, page 408 of Misc.

52. Grantor: Francis E. Smith and Mary Smith, his wife (Record Owners); and Roger Haanen and Janet Haanen, his wife; James Haanen and Phyllis Haanen, his wife (Contract Purchasers)

Dated: August 22, 1972

Lands Covered: Gov't. Lot 1 lying North of River; Gov't. Lots 2 & 3; AND that part of Gov't. Lot 4 as described in Book 21, page 150, Register of Deeds Office, Roberts County, South Dakota, Section 31, Township 125, Range 49.

Recorded: 22nd day of September, 1972, at 11:40 o'clock A.M. and recorded in Book 37, page 409 of Misc.

53. Grantor: Albert Despiegler and Rosa Despiegler, his wife

Dated: July 20, 1972

Lands Covered: Gov't. Lots 1 & 2 AND NE 1/4 of NW 1/4 of Section 24, Township 125, Range 50.

Recorded: 23rd day of August, 1972, at 1:30 o'clock P.M. and recorded in Book 37, page 314 of Misc.

54. Grantor: David Paickart, defendant

Dated: May 3, 1974

Lands Covered: East 200 ft. of the SE 1/4 of the SW 1/4 and the West 200 ft. of Gov't. Lots 3 & 4 of Section 13, Township 125, Range 50.

Recorded: 8th day of May, 1974, at 1:20 o'clock P.M. and recorded in Book M39, page 268-269 of Misc.

55. Grantor: Donald A. Sauby and Mae M. Sauby, his wife

Dated: July 15, 1972

Lands Covered: That part of Gov't. Lot 2, lying West of County Highway #2 (formerly County Highway #7) Section 13, Township 125, Range 50.

Recorded: 1st day of November, 1972, at 12:35 o'clock P.M. and recorded in Book 37, page 490 of Misc.

56. Grantor: George J. Stanislawski, Acting Superintendent, Bureau of Indian Affairs

Dated: May 18, 1973

Lands Covered: Allotment 291, N 1/2 of NE 1/4, Sec. 36-126-50
 Allotment 279, SW 1/4 of NE 1/4, Sec. 36-126-50
 Allotment 629, NW 1/4 of SE 1/4, Sec. 36-125-50
 Allotment 316, SW 1/4 of SE 1/4, Sec. 1-125-50
 Allotment 384, NW 1/4 of NE 1/4, Sec. 12-125-50
 Allotment 364, Gov. Lot 4, Sec. 12-125-50
 Allotment 367, Gov. Lot 1, Sec. 13-125-50

Recorded: 4th day of June, 1973, at 10:57 A.M. 347, 11107 Aberdeen Area Office Realty

57. Grantor: Edna L. Medbery, a single woman

Dated: August 4, 1972

Lands Covered: SW 1/4 of NE 1/4 AND NW 1/4 of SE 1/4 of Section 12, Township 125, Range 50.

Recorded: 22nd day of September, 1972, at 11:45 o'clock A.M. and recorded in Book 37, page 410 of Misc.

58. Grantor: James E. Zacharias, a single man

Dated: July 13, 1972

Lands Covered: Gov't. Lots 1 & 2 AND S 1/2 of NE 1/4 AND NW 1/4 of SE 1/4 of Section 1, Township 125, Range 50.

Recorded: 18th day of August, 1972, at 1:30 o'clock P.M. and recorded in Book M37, page 285 of Misc.

59. Grantor: Ernest Zacharias and Evelyn Zacharias, his wife

Dated: July 13, 1972

Lands Covered: S 1/2 of SE 1/4 of Section 36, Township 126, Range 50.

Recorded: 18th day of August, 1972, at 1:25 o'clock P.M. and recorded in Book M37, page 284 of Misc.

60. Grantor: Bessie B. Kuschel, Edwin Kuschel and Orval Kuschel, defendants

Dated: May 3, 1974

Lands Covered: West 250 ft. of E 1/2 of Section 25, Township 126, Range 50.

Recorded: 8th day of May, 1974, at 1:15 o'clock P.M. and recorded in Book M39, page 266-267 of Misc.

61. Grantor: James E. Zacharias, a single man, Yvonne H. Zacharias, a single woman, and Ralph M. Sandman, a single man

Dated: July 27, 1972

Lands Covered: SE 1/4 of Section 24, Township 126, Range 50.

Recorded: 23rd day of August, 1972, at 1:10 o'clock P.M. and recorded in Book 37, page 309 of Misc.

62. Grantor: Ralph C. Sheldon and Beverly L. Sheldon, his wife
Dated: May 22, 1973
Lands Covered: Parcel #8--South 800 ft. of the SW 1/4 of NW 1/4, Section 13, Township 126, Range 50.
Parcel #10--West 250 ft. of the NE 1/4 of Section 24, Township 126, Range 50.
Recorded: 23rd day of May, 1973, at 2:05 o'clock P.M. and recorded in Book 38, page 217-220 of Misc.
In Grant County, South Dakota
1. Grantor: Barry Russman and Grace H. Russman, his wife
Dated: September 12, 1972
Lands Covered: SW 1/4 and S 1/2 of NW 1/4 of Section 11, Township 121, Range 47
Recorded: 1st day of November, 1972, at 8:35 A.M. and recorded in Book 156, page 535 with State of South Dakota, County of Grant.
2. Grantor: Andrew P. Korstjens and Selma M. Korstjens, his wife
Dated: September 12, 1972
Lands Covered: S 1/2 of NE 1/4 of Section 10, Township 121, Range 47.
Recorded: 1st day of November, 1972, at 8:40 A.M. and recorded in Book 156, page 536 with State of South Dakota, County of Grant
3. Grantor: Shirley G. Heinen, a widow
Dated: September 15, 1972
Lands Covered: W 1/2 of NW 1/4 of Section 10, Township 121, Range 47.
Recorded: 24th day of November, 1972, at 9:35 A.M. and recorded in Book 156, page 596 with State of South Dakota, County of Grant
4. Grantor: Pete J. Heinen and Alice M. Heinen, his wife
Dated: September 12, 1972
Lands Covered: SW 1/4 and SE 1/4 of NW 1/4 of Section 10, Township 121, Range 47.
Recorded: 1st day of November, 1972, at 8:50 A.M. and recorded in Book 156, page 538 with State of South Dakota, County of Grant
5. Grantor: Derald D. Hay and Margaret E. Hay, his wife
Dated: September 20, 1972
Lands Covered: NE 1/4 and East 20 rods of NW 1/4 of Section 9, Township 121, Range 47.
Recorded: 24th day of November, 1972, at 9:45 A.M. and recorded in Book 156, page 598 with State of South Dakota, County of Grant

- 6. Grantor: Dorothy L. Lundborg and Wilfred D. Lundborg, her husband
 Dated: September 18, 1972
 Lands Covered: W 1/2 of NW 1/4 and West 60 rods of E 1/2 of NW 1/4 of Section 9, Township 121, Range 47
 Recorded: 24th day of November, 1972, at 9:40 A.M. and recorded in Book 156, page 597 with State of South Dakota, County of Grant
- 7. Grantor: Mildred E. Fredrichsen, a widow
 Dated: September 7, 1972
 Lands Covered: NE 1/4 of Section 8, Township 121, Range 47
 Recorded: 1st day of November, 1972, at 8:25 A.M. and recorded in Book 156, page 533 with State of South Dakota
- 8. Grantor: Bobbie L. Thorne, a widow
 Dated: September 13, 1972
 Lands Covered: NW 1/4, excepting therefrom, Amberg Outlot, Section 8, Township 121, Range 47.
 Recorded: 1st day of November, 1972, at 8:45 A.M. and recorded in Book 156, page 537 with State of South Dakota, County of Grant
- 9. Grantor: Elmer R. Amberg and Bertha C. Amberg, his wife
 Dated: September 7, 1972
 Lands Covered: Amberg Outlot in NW 1/4 of Section 8, Township 121, Range 47.
 Recorded: 1st day of November, 1972, at 8:20 A.M. and recorded in Book 156, page 532 with State of South Dakota, County of Grant
- 10. Grantor: George W. Hoeke and Elnora E. Hoeke, his wife (Record Owners) and Catherine E. Fonder, a widow, (Contract Purchaser)
 Dated: September 20, 1972
 Lands Covered: NE 1/4 of Section 7, Township 121, Range 47.
 Recorded: 24th day of November, 1972, at 9:50 A.M. and recorded in Book 156, page 599 with State of South Dakota, County of Grant
- 11. Grantor: Elizabeth A. Grams, a widow (Record Owner) and Dennis Fonder and Arlene Fonder, his wife, (Contract Purchasers)
 Dated: October 4, 1972
 Lands Covered: Gov't. Lot 2 and SE 1/4 of NW 1/4 of Section 7, Township 121, Range 47.
 Recorded: 24th day of November, 1972 at 10:05 A.M. and recorded in Book 156, page 602 with State of South Dakota, County of Grant
- 12. Grantor: Dennis Fonder and Arlene Fonder, his wife.
 Dated: October 4, 1972
 Lands Covered: NE 1/4 of Section 12, Township 121, Range 48.

Recorded: 24th day of November, 1972, at 10:00 A.M. and recorded in Book 156, page 601, with State of South Dakota, County of Grant

13. Grantor: Phillip H. Mueller and Lois E. Mueller, his wife

Dated: September 8, 1972

Lands Covered: SW 1/4 and S 1/2 of NW 1/4 of Section 12, Township 121, Range 48.

Recorded: 1st day of November, 1972, at 8:15 A.M. and recorded in Book 156, page 531 with State of South Dakota, County of Grant

14. Grantor: John Hermans Jr., a single man and Getrude Hermans, a single woman and Nellie Hermans, a single woman

Dated: September 13, 1972

Lands Covered: NW 1/4 and S 1/2 of NE 1/4 of Section 11, Township 121, Range 48.

Recorded: 24th day of November, 1972, at 9:30 A.M. and recorded in Book 156, page 595 with State of South Dakota, County of Grant.

15. Grantor: George J. Veen and Esther F. Veen, his wife

Dated: September 6, 1972

Lands Covered: NE 1/4 of Section 10, Township 121, Range 48.

Recorded: 1st day of November, 1972, at 8:30 A.M. and recorded in Book 156, page 534 with State of South Dakota, County of Grant

16. Grantor: Edward J. Hublou and Etta V. Hublou, his wife; Ralph W. Hublou and Lucille Hublou, his wife; and Edward P. Hublou, a single man

Dated: September 18, 1972

Lands Covered: SW 1/4 and S 1/2 of SE 1/4 of Section 3, Township 121, Range 48.

Recorded: 24th day of November, 1972, at 9:55 A.M. and recorded in Book 156, page 600 with State of South Dakota, County of Grant

17. Grantor: Lilly R. Staltz, a widow

Dated: September 13, 1972

Lands Covered: Gov't. Lots 3 & 4 AND S 1/2 of NW 1/4 AND S 1/2 of NE 1/4 AND N 1/2 of SE 1/4, ALL IN Section 3, Township 121, Range 48.

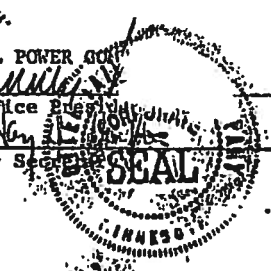
Recorded: 1st day of November, 1972, at 8:55 A.M. and recorded in Book 156, page 539 with State of South Dakota, County of Grant

In Witness Whereof the Assignor has signed this Assignment of Rights of Way this 20th day of January, 1975.

In the Presence of: Earl E. Bombardier

Irene Lindstrom

By [Signature] OTTER TAIL POWER GOV'T.
Its Vice President
And [Signature] Its Secretary



STATE OF MINNESOTA)
) SS
COUNTY OF OTTER TAIL)

On this 20th day of January 1975 before me, a notary public, personally appeared Warren Nye and Jay D. Myser to me personally known did say that they are respectively the Vice President and
Page 13 of 14

Secretary of the Corporation named in the foregoing instrument and that the seal affixed to said instrument is the corporate seal of said corporation and that said instrument is signed and sealed in behalf of said corporation by authority of its Board of Directors and said Vice President and Secretary acknowledge said instrument to be the free act and deed of said corporation.

Harold R. Davis



HAROLD R. DAVIS
Notary Public, OTTER TAIL CO., MINN.
My Commission Expires MAY 6, 1976

STATE OF SOUTH DAKOTA }
ROBERTS COUNTY } - 49765

Filed for record on the...17...day of *March*...
19...75...at...11:55...of clock *A.M.* and recorded in Book

1140 page *185-187* of *1140*
Maude Hallock Deputy
Blair A. Crisley Register of Deeds
Fee: \$ 15.00

429

STATE OF SOUTH DAKOTA } 59906
ROBERTS COUNTY }
RIGHT-OF-WAY EASEMENT

Filed for record on the 24 day of October
1978 at 12:30 o'clock P.M. and recorded in Book
111-49 page 429 of Misc.
Rene Halberg, Minn. Secretary
Deputy Reg. #200
Register of Deeds.

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of One (\$1.00) Dollar and other good and valuable consideration paid to
Melvin L. Christensen and Cleo Christensen
hereinafter referred to as GRANTOR, by GRANT-ROBERTS RURAL WATER SYSTEM, INC., hereinafter referred to as GRANTEE,
the receipt of which is hereby acknowledged, the GRANTOR does hereby grant, bargain, sell, transfer and convey unto the GRANTEE,
its successors and assigns, a perpetual easement with the right to erect, construct, install and lay, and thereafter use, operate,
inspect, repair, maintain, replace, and remove the water pipes, connections, valves, and all other devices used in connection
with the operation of a rural water system, over, under, across and through the land of the GRANTOR, situated in

Roberts County,
State of South Dakota, said land being described as follows:

NE 1/4-17-123-49

together with the right of ingress and egress over the adjacent lands of the GRANTOR, his successors and assigns for the purposes of this easement.

The easement shall be thirty (30) feet in width, the center line of which is described as follows: Fifteen (15) feet on either side of the center line of the pipeline as constructed, and insofar as possible the center line shall be Fifteen (15) feet inside of the fence line which fence line is the boundary of the property of the GRANTORS.

The consideration hereinabove recited shall constitute payment in full for any damages to the land of the GRANTOR, his successors and assigns, by reason of the installation, operation, and maintenance of the structures or improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTOR, his successors and assigns.

GRANTEES agree that they will, following any excavation for pipeline, return the premises to their former condition as is reasonably possible at no expense to GRANTORS.

The grant and other provisions of this agreement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 22 day of June, 1978
Melvin L. Christensen (SEAL)
Cleo Christensen (SEAL)

STATE OF SOUTH DAKOTA)
County of Grant)ss

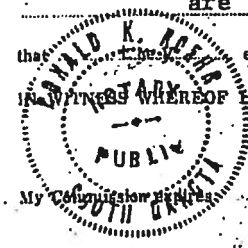
On this the 22nd day of June, 1978, before me, Ronald K. Roehr

the undersigned officer, personally appeared Melvin L. Christensen and Cleo Christensen known to me or satisfactorily proven to be the person whose names are subscribed to the within instrument and acknowledged

that they executed the same for the purposes therein contained.

IN WITNESS WHEREOF hereunto set my hand and official seal.

Ronald K. Roehr
Notary Public, State of South Dakota



June 3, 1982.

60063

RIGHT-OF-WAY EASEMENT

STATE OF SOUTH DAKOTA
ROBERTS COUNTY

KNOW ALL MEN BY THESE PRESENTS:

Filed for record on the 21st day of November 1984 at 11:00 clock A.M. and recorded in Book 1114 page 258 of Volume 1114 of the Register of Deeds.

That in consideration of One (\$1.00) Dollar and other good and valuable consideration

Doris Thiele hereinafter referred to as GRANTOR, by GRANT-ROBERTS RURAL WATER SYSTEM, INC., hereinafter referred to as GRANTEE, the receipt of which is hereby acknowledged, the GRANTOR does hereby grant, bargain, sell, transfer and convey unto the GRANTEE, its successors and assigns, a perpetual easement with the right to erect, construct, install and lay, and therefor use, operate, inspect, repair, maintain, replace, and remove the water pipes, connections, valves, and all other devices used in connection with the operation of a rural water system, over, under, across and through the land of the GRANTOR, situated in

Roberts County, State of South Dakota, said land being described as follows:

NE 1/4 SEC. 17-123-49

together with the right of ingress and egress over the adjacent lands of the GRANTOR, his successors and assigns for the purposes of this easement.

The easement shall be thirty (30) feet in width, the center line of which is described as follows: Fifteen (15) feet on either side of the center line of the pipeline as constructed, and insofar as possible the center line shall be Fifteen (15) feet inside of the fence line which fence line is the boundary of the property of the GRANTORS.

The consideration hereinafore recited shall constitute payment in full for any damages to the land of the GRANTOR, his successors and assigns, by reason of the installation, operation, and maintenance of the structures or improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTOR, his successors and assigns.

GRANTEES agree that they will, following any excavation for pipeline, return the premises to their former condition as is reasonably possible at no expense to GRANTORS.

The grant and other provisions of this agreement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 13 day of Nov 1984.

Doris Thiele (SEAL)

STATE OF SOUTH DAKOTA

County of Grant

On this the 13 day of Nov

1984, before me,

Paul E. Howard

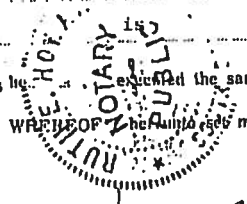
the undersigned officer, personally appeared Doris Thiele

known to me or satisfactorily proven to be the person whose name

subscribed to the within instrument and acknowledged

that he executed the same for the purposes therein contained.

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



Paul E. Howard
Notary Public, State of South Dakota

My Commission expires

July 10, 1984