

This instrument was drafted by
OTTER TAIL POWER COMPANY
215 South Cascade
Fergus Falls, Minnesota 56537
218-739-8200

Document # 218158 Seal
STATE OF SOUTH DAKOTA COUNTY OF GRANT^{ss}
Recorded this 8th day of July 2009
at 10:25 AM Book 249 Page 185
Robert South-Buckle
Register of Deeds \$ 14.00 pl

RIGHT OF WAY EASEMENT
BIG STONE TRANSMISSION PROJECT
Big Stone to Gary Transmission Line

Easement No. **108969**
W. O. No. 104060

KNOW ALL MEN BY THESE PRESENTS, That the undersigned **Donna J. Rabe, Trustee of the D & J Rabe Family Trust of Big Stone City, South Dakota, 57217, Record Title Holder (RTH) and Tim Rabe and Nikki Rabe, husband and wife, Contract Purchasers (CP) of 48450 145th Street, Big Stone City, South Dakota 57217**, (hereinafter called the Grantor), in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration, do(es) hereby grant and warrant unto the **Otter Tail Corporation**, a Minnesota corporation, of Fergus Falls, Minnesota, (hereinafter called Otter Tail), and its successors and assigns, a perpetual right of way and easement, for the construction, operation, maintenance, increase in capacity, repair, replacement, inspection, or removal of electric transmission line, or distribution lines both overhead or underground including the pole structures, crossarms, wires, guy wires, braces, anchors, and other fixtures and fiber optics communication apparatus in connection therewith, together with the right to permit the attachment of other wires to the poles or in a common trench for purposes of telecommunication or cable communication systems; to be located within a strip of land **250** feet wide, along, upon, under, over, and across the following described real property situated in the County of **Grant** and State of **South Dakota**, to wit:

The North Half of the Southwest Quarter (N 1/2 SW 1/4) of Section Thirteen (13), Township One Hundred Twenty-one (121) North, Range Forty-seven (47) West of the 5th P.M.

Which strip of land to be located more specifically as follows:

125 feet on each side of a centerline of a proposed electric transmission line commencing at the Southwest corner of Section 13, Township 121, Range 47; thence East along the South line of said Section 13 for a distance of 1612.59 feet; thence North 07 degrees 46 minutes 46 seconds East for a distance of 967.25 feet; thence North 16 degrees 42 minutes 15 seconds West for a distance of 376.21 feet to the point of beginning; thence continuing on aforementioned course for a distance of 1113.22 feet; thence North 12 degrees 19 minutes 30 seconds East for a distance of 261.77 feet to a point on the North line of the above described real property and there terminating.

