

**Temporary Construction Easement
City of Gillette, Wyoming and
Shirley A. Study Revocable Trust**

Shirley A. Study, Trustee of the Shirley A. Study Revocable Trust dated July 17, 2013, 482 Force Road, Gillette, WY 82716 ("Grantor"), for and in consideration of three hundred fifty dollars (\$350.00) and other good and valuable consideration, the receipt and sufficiency of which is acknowledged, hereby grants and conveys to the City of Gillette, Wyoming, a municipal corporation and city of the first class ("Grantee"), their heirs, administrators, successors, executors, legal representatives, and assigns for use, in the following described tract(s) of land, a Temporary Construction Easement, more particularly described as follows:

A 5 FOOT WIDE TEMPORARY CONSTRUCTION EASEMENT
COINCIDENT WITH THE WEST SIDE OF THE PERMANENT
EASEMENT LOCATED IN LOT 3 OF SECTION 8, TOWNSHIP
49 NORTH, RANGE 73 WEST OF THE 6TH PRINCIPAL
MERIDIAN, CAMPBELL COUNTY, WYOMING.

SIDELINES OF SAID EASEMENTS TO BE EXTENDED OR
SHORTENED TO MEET AT THE ANGLE POINTS AND
TERMINATE ON THE NORTH AND SOUTH LINES OF SAID
PROPERTY.

See Exhibit A – 20' Wide Permanent Utility and 5' Wide Temporary Construction Easement.

TO HAVE AND TO HOLD this Temporary Construction Easement across upon and within the above-described land for the purpose of installation of an 8" water transmission line ("Project"). Grantee, their heirs, administrators, successors, executors, legal representatives, and assigns, shall have the right of ingress and egress, and the right to temporarily operate, and park machinery upon the tract(s) of land described above during the Project. The easement includes an immediate right to use the tract(s) of land described above to survey, lay-out, prepare, construct, and complete the entire Project, subject to the following conditions:

1. The rights granted herein shall forever be subject to the rights of the Grantor, its assigns or lessees to explore for, develop, and extract any and all minerals or other subsurface resources beneath this easement. If required for mineral exploration, development or extraction, the Grantee shall, upon written notice from the Grantor, remove or relocate at its own expense the above-described easement.
2. Upon completion of the Project, all of Grantee's rights under this grant of Temporary Construction Easement shall revert to the Grantor or its assigns, the same as if this grant had never been made. Grantee shall restore the surface and any improvements damaged and any adjacent areas disturbed during the Project to a condition substantially equal to the condition of the disrobbed or damaged areas before the Project.
3. Any contractor or subcontractor performing public utility work on behalf of the City within any temporary or permanent easement is required to provide the City with a Certificate of Insurance with limits acceptable to the City.
4. For record keeping purposes only, any transfer in ownership of the benefited property, or any change of name or mailing address of the owner of this easement, shall be reported to the City of Gillette, Wyoming within thirty days (30) of the transfer or change.

The City of Gillette does not waive its governmental immunity by entering into this agreement and specifically retains immunity and all defenses available to it pursuant to WYO. STAT. §§ 1-39-101-121 and all other applicable law(s).

Grantor:

Shirley A. Study, Trustee

STATE OF WYOMING)
) ss.
County of Campbell)

Witness my hand and official seal.

Annette Hauschka
Notary Public



(SEAL)
ATTEST:

STATE OF WYOMING)
) ss.
County of Campbell)

Witness my hand and official seal.

City Attorney's Office Approval as to Form:

Temporary Construction Easement City of Gillette, Wyoming and
Shirley A. Study Revocable Trust
Page 2 of 2

EXHIBIT A

20' WIDE PERMANENT UTILITY AND 5' WIDE TEMPORARY CONSTRUCTION EASEMENT

A PERMANENT UTILITY EASEMENT TWENTY FOOT WIDE LOCATED IN LOT 3 OF SECTION 8, TOWNSHIP 49 NORTH, RANGE 73 WEST OF THE 6TH PRINCIPAL MERIDIAN, CAMPBELL COUNTY, WYOMING, MORE PARTICULARLY DESCRIBED AS THE FOLLOWING CENTERLINE:

COMMENCING AT A CAPPED IRON PIN STAMPED LS2333 BEING THE NORTHEAST CORNER OF A PROPERTY, DESCRIBED IN BOOK 2829 PAGES 493-494 IN THE CAMPBELL COUNTY CLERKS OFFICE, THENCE S89°39'16"W A DISTANCE OF 39.37 FEET ALONG THE NORTH LINE OF SAID PROPERTY TO THE POINT OF BEGINNING.

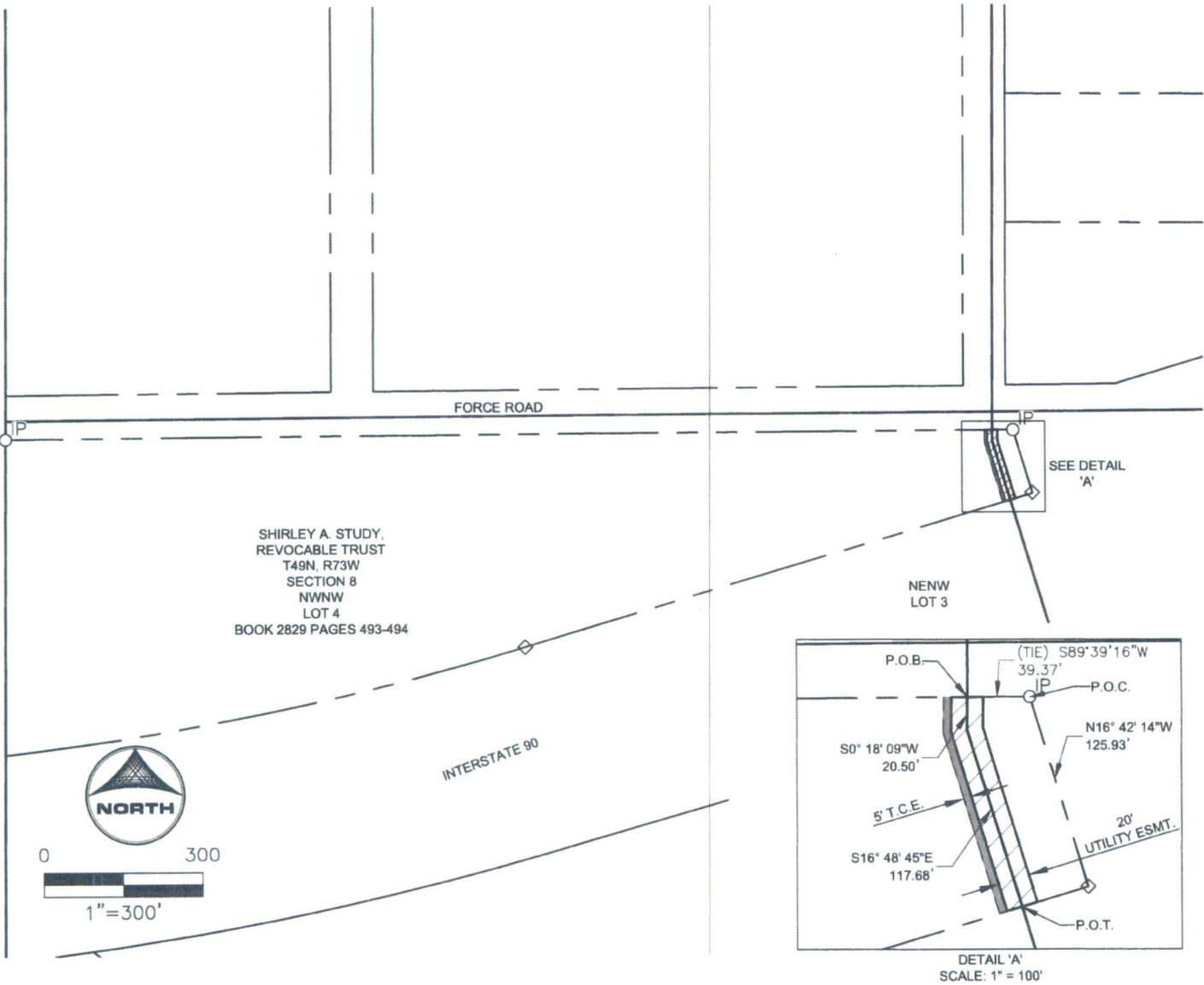
THENCE S0°18'09"W A DISTANCE OF 20.50 FEET;

THENCE S16°48'45"E A DISTANCE OF 117.68 FEET TO THE POINT OF TERMINATION ON THE SOUTH LINE OF SAID PROPERTY.

SAID EASEMENT CONTAINS 0.06 ACRES, MORE OR LESS

ALONG WITH A 5 FOOT WIDE TEMPORARY CONSTRUCTION EASEMENT COINCIDENT WITH THE WEST SIDE OF THE PERMANENT EASEMENT.

SIDELINES OF SAID EASEMENTS TO BE EXTENDED OR SHORTENED TO MEET AT THE ANGLE POINTS AND TERMINATE ON THE NORTH AND SOUTH LINES OF SAID PROPERTY AND LYING 10 FEET ON EACH SIDE OF THE CENTERLINE.



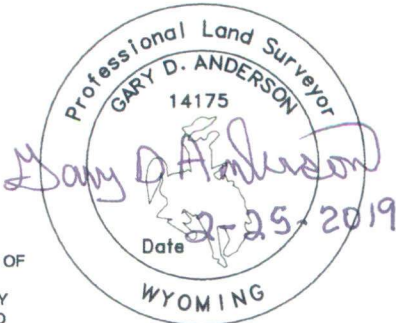
LEGEND

---	EXISTING PROPERTY LINE	IP	FOUND CAP IRON PIN
- - -	RIGHT OF WAY LINE (R.O.W.)	R	REFERENCE MARKER
---	QUARTER SECTION	◇	HIGHWAY MONUMENT
---	SECTION LINE		
---	SIXTEENTH SECTION LINE		
---	TEMP. CONST. EASEMENT LINE		
			TEMPORARY CONSTRUCTION EASEMENT (T.C.E.)
			PERMANENT EASEMENT

AREA DATA
20' PERMANENT UTILITY EASEMENT 2758.80 SQ.FT OR 0.06 AC MORE OR LESS
5' TEMPORARY CONSTRUCTION EASEMENT (T.C.E.) 707.72 SQ.FT OR 0.02 AC MORE OR LESS

CERTIFICATE OF SURVEYOR

I, GARY D. ANDERSON, A REGISTERED LAND SURVEYOR IN THE STATE OF WYOMING, HEREBY CERTIFY THAT THE EASEMENT AND LEGAL DESCRIPTION SHOWN HEREON WERE PREPARED BY ME OR UNDER MY DIRECT SUPERVISION FROM A SURVEY COMPLETED IN JUNE 2014, AND ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.



20' WIDE PERMANENT UTILITY AND 5' WIDE TEMPORARY CONSTRUCTION EASEMENT EXHIBIT

PROJECT # 10065862	DATE 2/25/2019
DRAWN BY JEO	FIGURE EXHIBIT A
CHECKED BY GDA	