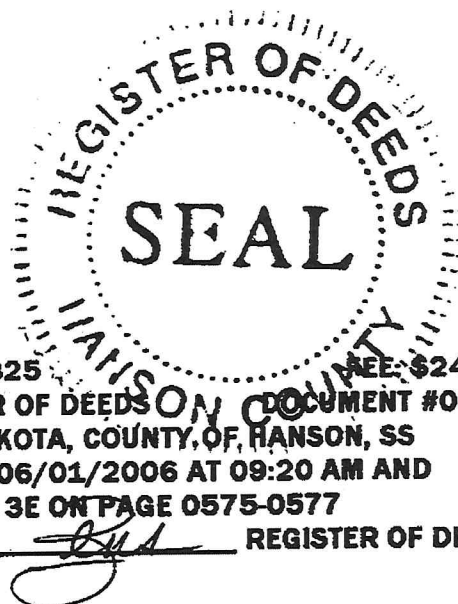


This Instrument Prepared By:
Wilkinson & Wilkinson Law Firm
103 Joliet Avenue S.E.
P.O. Box 29
De Smet, South Dakota 57231
(605) 854-3378



DOCUMENT: 20060325 FEE: \$24.00
OFFICE OF REGISTER OF DEEDS
STATE OF SOUTH DAKOTA, COUNTY OF, HANSON, SS
FILED FOR RECORD 06/01/2006 AT 09:20 AM AND
RECORDED IN BOOK 3E ON PAGE 0575-0577
REGISTER OF DEEDS

GRANT OF EASEMENT

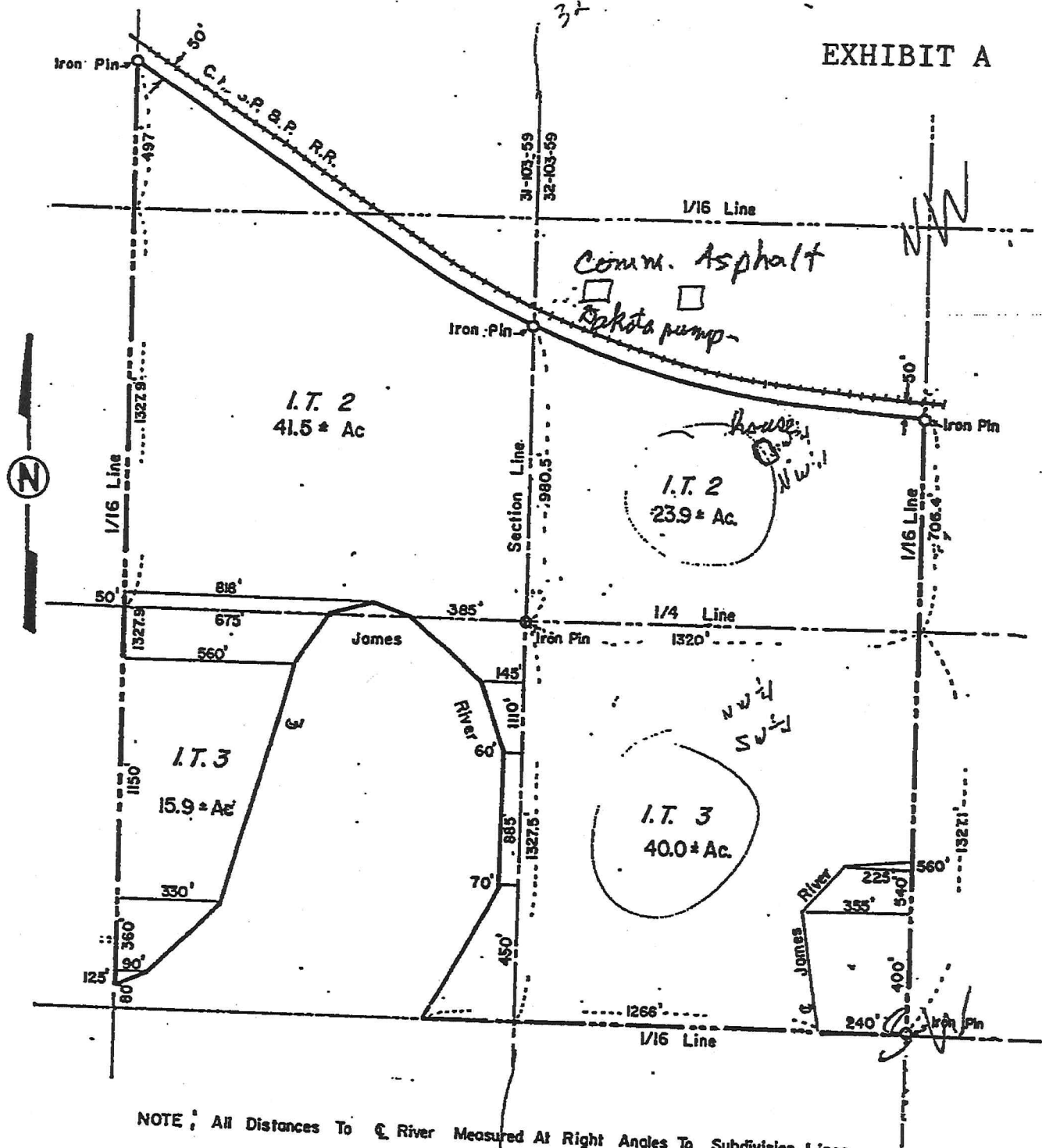
Brian W. Anderson, a single person, of 25550 413th Avenue, Mitchell, South Dakota 57301, **GRANTOR**, for and in consideration of the sum of One Dollar (\$1.00) in hand paid and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell, convey, and warrant unto the Howard Arbeiter Trust and the Hilda Arbeiter Trust, as joint tenants with right of survivorship, and not as tenants in common, as **GRANTEES**, and their heirs, lessees, successors, or assigns, an easement with the right to reconstruct, rebuild, repair, maintain, improve, and use a road through, over, and across the following described lands situated in the County of Hanson, in the State of South Dakota, to wit:

Irregular Tract 2 in the Southwest Quarter (SW 1/4) of the Northwest Quarter (NW 1/4) of Section 32, Township 103, Range 59, West of the 5th P.M., Hanson County, South Dakota;

subject to easements, reservations, and roadways of record. See Plat of said Irregular Tract 2 dated January 14, 1967, identified as Exhibit B and attached hereto.

The Howard Arbeiter Trust and the Hilda Arbeiter Trust own the above described land and are conveying the land to Brian W. Anderson. This Grant of easement is being executed contemporaneously with the related Warranty Deed identified as Exhibit A to allow the Howard Arbeiter Trust and the Hilda Arbeiter Trust continued access to an adjacent parcel of land. This Grant of Easement shall be liberally construed in favor of the Grantees to affect this purpose. However, the Grant of Easement is intended for benefit of the Grantees in the current use of the Grantees' land for farming and livestock purposes. Grantees may not alter the course or width of such Grant of Easement without consent of the Grantor. Grantees may not broaden the use of the Grant of Easement, such as the development of a gravel pit or other mining quarry without consent of the Grantor. The Grantor covenants for himself, his heirs, lessees, successors, or assigns that the Grantees, their heirs, lessees, successors, or assigns shall at all times have the right to perform all acts through, over, and across said lands above described, so far as may be reasonably necessary for the reconstruction, rebuilding, repair, maintenance,

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A PLAT SHOWING IRREGULAR TRACT 2 IN THE S.E. 1/2 OF THE N.E. 1/4 AND IRREGULAR TRACT 3 IN THE N.E. 1/4 OF THE S.E. 1/4 OF SEC. 31, T.103, R.59 W. OF THE 5th P.M., AND IRREGULAR TRACT 2 IN THE S.W. 1/4 OF THE N.W. 1/4, AND IRREGULAR TRACT 3 IN THE N.W. 1/4 OF THE S.W. 1/4 SEC. 32, T.103, R.59 W. OF THE 5th P.M.

SURVEYOR'S CERTIFICATE

I, Bernie E. Schmucker, a Registered Engineer and Land Surveyor of Mitchell, South Dakota, do hereby certify that at the request of Fred and Agnes Kemp, husband and wife, as owners, and under their direction for the purposes indicated therein, I did, on or prior to January 14, 1967, survey those parcels of land described as a portion of the E 1/2 of the NE 1/4 and a portion of the NE 1/4 of the SE 1/4 of Sec. 31, and a portion of the SW 1/4 of the NW 1/4 and a portion of the NW 1/4 of the SW 1/4 of Sec. 32, all of T.103N, R.59W of the 5th P.M.

I FURTHER CERTIFY that the within and foregoing plat is in all respects true and correct.
Dated this 14th day of January, 1967.

STATE OF SOUTH DAKOTA)
COUNTY OF DAVISON) SS

Bernie E. Schmucker
Registered Engineer and Land Surveyor

On this, the 14th day of January, 1967, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Bernie E. Schmucker, well known to me to be the person who is described in and who executed the foregoing and within instrument, and duly acknowledged to me that he executed the same in his official capacity as a Registered Engineer and Land Surveyor, and for the uses and purposes therein set forth.

Heidi Dowling
Notary Public, South Dakota

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