

This Document prepared by:  
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**EASEMENT FOR TRAIL ACCESS**

IN CONSIDERATION of the construction of the Fuller Brothers Trail and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by grantor, Broken Boot Mine Inc., 767 Main Street, Deadwood, SD 57732 (“Grantor”), owner of the following real property:

August patented lode mining claim, M.S. 1562, located in Section 27, T5N, R3E, B.H.M., Deadwood, South Dakota EXCEPTING there from Lot H1, of M.S. 1940 and M.S. 1562, as shown on that certain plat recorded in the office of the Lawrence County, Register of Deeds in Plat Book 3 Page 26;

AND

The Gottland and Gottland Fraction, Mineral Survey 1562, located in Section 22 and 27, T5N, R3E, B.H.M., Lawrence County, South Dakota, comprising 15.62 acres, more or less, less any and all encumbrances and easements of record;

AND

The Bergen & Bergen Fraction, Mineral Survey 1940, located in Section 22 and 27, T5N, R3E, B.H.M., Lawrence County, South Dakota, comprising 19.02 acres more or less, less easements and encumbrances of record.

(“The Servient Tenement”), hereby GRANTS AN EASEMENT to the City of Deadwood (“Grantee”) over and upon the Servient Tenement, upon the following terms and conditions:

1. Purpose. Grantor grants a temporary easement in the Servient Tenement to Grantee, its Agents and employees, with necessary equipment, as follows:

1. For trail access only to a portion of the Fuller Brothers Trail.

2. Term. The term of the easement granted herein is temporary and for only so long as is necessary to complete the Firewise forest management services outlined herein.

3. Liability. Grantee does not, by this Easement, assume any responsibility or liability by granting free public access for outdoor recreational purposes, except as provided by SDCL 20-9.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2024

Broken Boot Mine Inc.

By \_\_\_\_\_  
\_\_\_\_\_ (name)

Its \_\_\_\_\_

STATE OF \_\_\_\_\_  
SS.  
COUNTY OF \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 2024, before me a Notary Public, duly commissioned and qualified in and for said county and state, personally came \_\_\_\_\_, satisfactorily proven to me to be the \_\_\_\_\_ of Broken Boot Mine, Inc.

WITNESS my hand and official seal.

(SEAL)

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

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