

76- 005573

E A S E M E N T

Daniel W. Johnson and Viola M. Johnson, husband and wife, each in his and her own right and as spouse of the other, herein called the Grantors, in consideration of One Thousand Two Hundred Twenty-Two and 0/100 Dollars-----(\$1,222.00), receipt of which is hereby acknowledged, and of the further agreements herein stated, hereby grant and convey unto the

CITY OF GRAND ISLAND, NEBRASKA,

a municipal corporation in Hall County, Nebraska, herein called the Grantee, a permanent and perpetual easement and right-of-way to survey, construct, reconstruct, relocate, inspect, repair, replace, extend, remove, maintain, and operate thereon electrical transmission and distribution lines, consisting of poles, towers, tower foundations, down guys, anchors, crossarms, insulators, wires, supports, and other fixtures and equipment, and necessary surface markers and other appurtenances upon, over, along, above, across, underneath, and through the westerly twenty-seven (27) feet of the northerly eight hundred seventy-four (874) feet of Lot Four (4) of Wilson's Subdivision, an Addition in Section Three (3), Township Eleven (11) North, Range Nine (9) West of the 6th P.M., in Hall County, Nebraska, said tract containing 0.54 acres, more or less, as shown on the attached plat dated 9/19/75, marked Exhibit "A" attached hereto and incorporated herein by reference, together with the following rights:

1. Grantee shall have the right of ingress and egress across Grantors' property for any purpose necessary in connection with the survey, construction, reconstruction, relocation, inspection, repair, replacement, extension, addition to, maintenance, operation, and removal of said lines. Such ingress and egress shall be exercised in a reasonable manner.

2. Grantee shall have the right to trim or remove all trees and brush on said right-of-way as may be necessary to efficiently survey, construct, reconstruct, relocate, inspect, repair, replace, extend, add to, maintain, operate, and remove said transmission and distribution lines, together with the express provision that any and all trees which in falling, would come within eighteen feet of the nearest electric line conductor may be topped or removed. All refuse from such tree cutting or trimming shall be burned or removed by Grantee.

3. Grantee hereby agrees to pay the Grantors or Lessees, as their interest may appear, for any damage to real or personal property, fences, livestock, and to growing

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crops by reason of the survey, construction, reconstruction, relocation, inspection, repair, replacement, extension, addition to, maintenance, operation, and removal of said transmission and distribution lines.

4. Grantors or Lessees, as their interest may appear, may cultivate, use, and enjoy the land within the right-of-way, provided, that such use shall not, in the judgment of Grantee, endanger or be a hazard to or interfere with the survey, construction, reconstruction, relocation, inspection, repair, replacement, extension, addition to, maintenance, operation, and removal of said transmission and distribution lines, and provided further, that Grantors shall not allow any buildings, structures, combustible material or property to be placed upon the above described easement area.

5. Grantee shall have the right, at any time, to relocate or add additional electric transmission and distribution lines, consisting of poles, towers, tower foundations, down guys, anchors, crossarms, insulators, wires, supports, and other fixtures and equipment, with changed dimensions and different voltages, over, along, above, under, in, and across the above described real estate covered by this easement.

Dated Sept. 29, 1976

Daniel W. Johnson  
Daniel W. Johnson

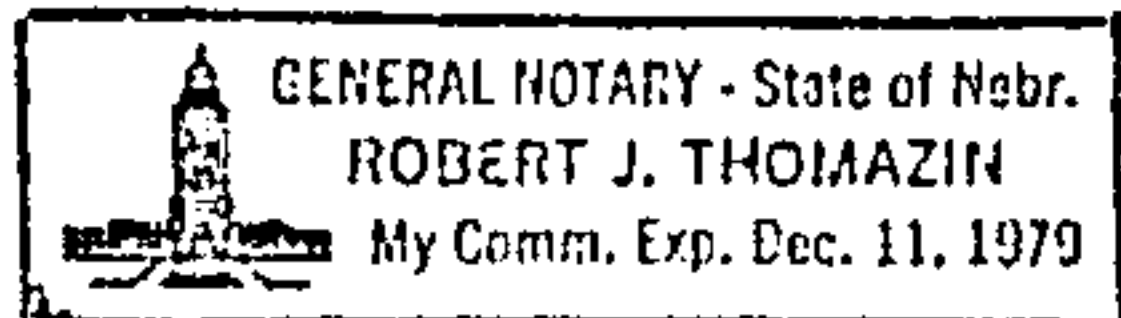
Viola M. Johnson  
Viola M. Johnson  
GRANTORS

STATE OF NEBRASKA )  
                          ) ss  
COUNTY OF HALL.   )

On this 29<sup>th</sup> day of September, 1976, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Daniel W. Johnson and Viola M. Johnson, husband and wife, to me known personally to be the identical persons who signed the foregoing instrument and who acknowledged the execution thereof to be their voluntary acts and deeds for the purpose therein expressed.

WITNESS my hand and Notarial Seal the date above written.

Robert J. Thomazin  
Notary Public



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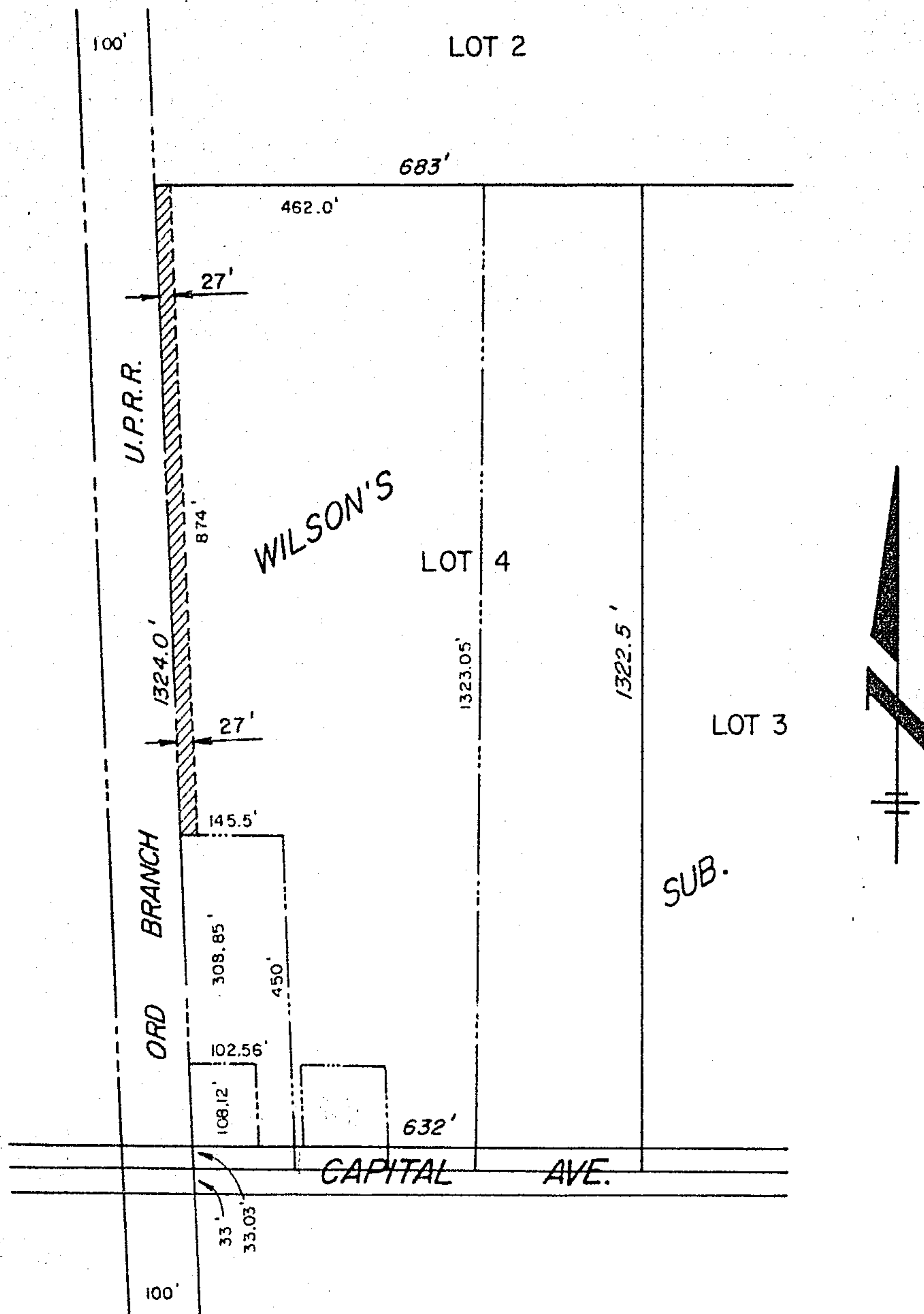


EXHIBIT " A "

CITY OF GRAND ISLAND, NEBR.  
UTILITIES DEPARTMENT  
T.W. BARNES 9/19/75  
SCALE: 1" = 200'

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9.21

Entered as Document No.

76-005573

Grantor *J*  
Grantee *Q*  
Numerical *234*

STATE OF NEBRASKA) SS  
COUNTY OF HALL )

1976 SEP 30 PM 1 38

*[Signature]*  
REG. OF DEEDS

CITY OF GRAND ISLAND,  
UTILITIES DEPARTMENT,  
POST OFFICE BOX 1968  
GRAND ISLAND, NEBRASKA  
68801

*at Clark's Annex*

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