

E A S E M E N T

Earl Kutschkau, a single person; Carolyn K. Crosser, formerly Carolyn K. Kutschkau, and Leland D. Crosser, wife and husband, herein called the Grantors, in consideration of Two Hundred Thirty-Two and 10/100 Dollars (\$232.10), 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 a tract of land located in part of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Section Eleven (11), Township Eleven (11) North, Range Nine (9) West of the 6th P.M., Hall County, Nebraska, also known as the Resubdivision of Lot Ten (10) of Stehr's Subdivision, more particularly described as follows:

Beginning at the northeast corner of Lot E of the Resubdivision of Lot Ten (10) of Stehr's Subdivision; thence running 95° 19' southwesterly to a point lying nine (9) feet westerly and parallel to the easterly line of Lot E; thence running southerly on a line nine (9) feet westerly and parallel to the easterly line of Lots E, F, and L, to the southerly line of Lot L; thence running easterly along the southerly line of Lot L a distance of nine (9) feet to the southeast corner of Lot L; thence running northerly along the easterly line of the Resubdivision of Lot Ten (10), Stehr's Subdivision, a distance of two hundred twenty-one and five-tenths (221.5) feet to the northeast corner of Lot E, the said point of beginning, said tract containing 0.05 acres, more or less, as shown on the plat dated 10/9/74, 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 trees 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 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, above, along, under, in and across the above described real estate covered by this easement.

6. It is further agreed that Grantors have lawful possession of said real estate, good right, and lawful authority to make such conveyance, and that their heirs, executors, administrators, successors and assigns shall warrant and defend the same and will indemnify and hold harmless Grantee forever against the claims of all persons whomsoever in any way assert any right, title, or interest prior to or contrary to this conveyance.

Dated January 11, 1977.

Earl Kutschkau
Earl Kutschkau

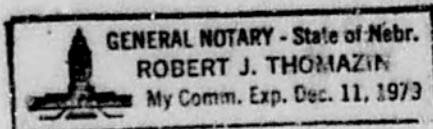
Carolyn K. Crosser
Carolyn K. Crosser

Leland D. Crosser
Leland D. Crosser
GRANTORS

STATE OF NEBRASKA)
COUNTY OF HALL) ss

On this 11 day of January, 1977, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Earl Kutschkau, a single person, to me known personally to be the identical person who signed the foregoing instrument and who acknowledged the execution thereof to be his voluntary act and deed for the purpose therein expressed.

WITNESS my hand and Notarial Seal the date above written.

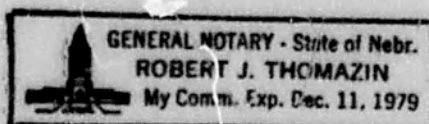


Robert J. Thomazin
Notary Public

STATE OF NEBRASKA)
COUNTY OF HALL) ss

On this 11 day of January, 1977, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Carolyn K. Crosser and Leland D. Crosser, wife and husband, to me known personally to be the identical persons who signed the foregoing Easement 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

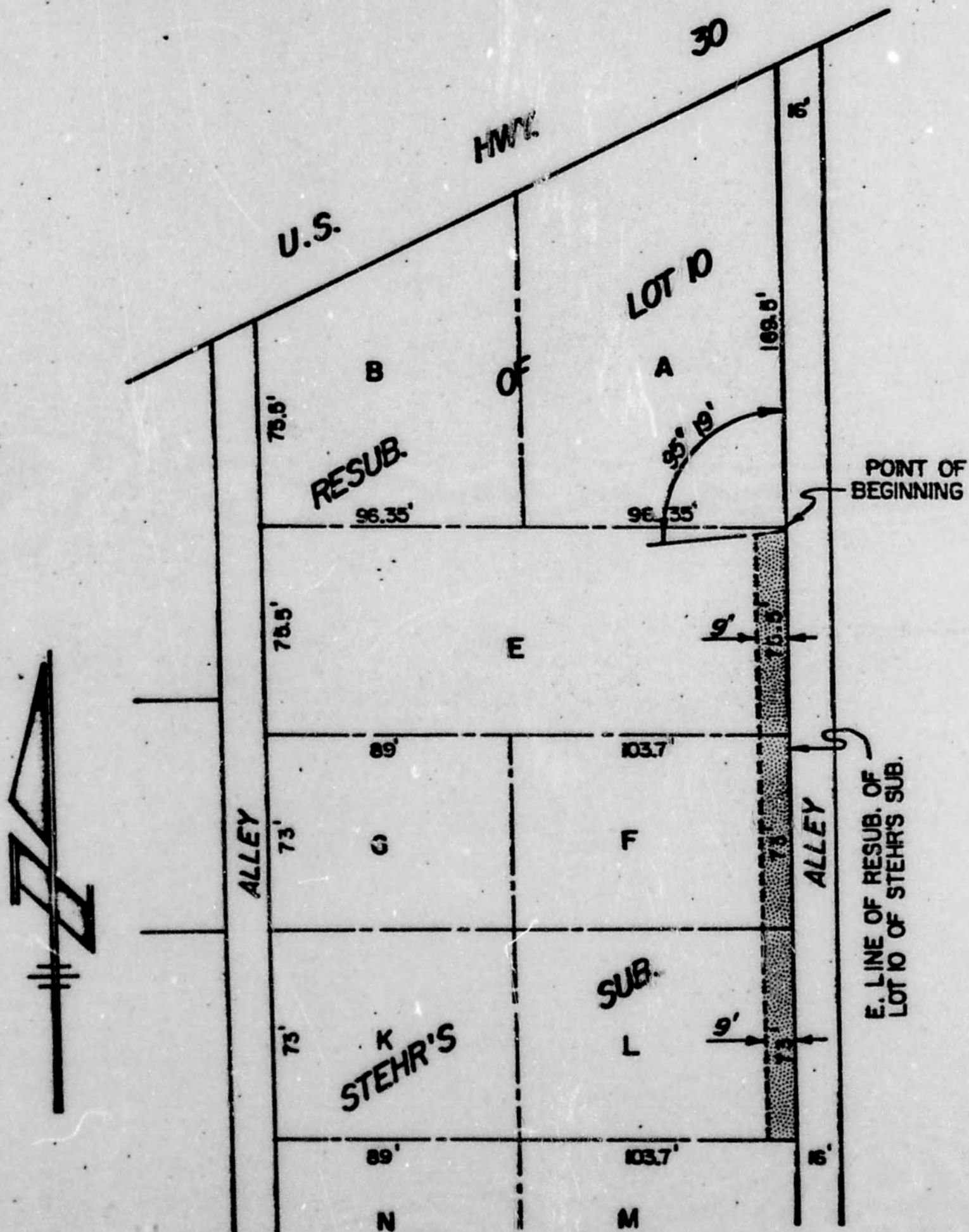


EXHIBIT "A"

CITY OF GRAND ISLAND
UTILITIES DEPARTMENT
T.W. BARNES 10/9/74
SCALE 1"=50'

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

*all checks
Hance*
CITY OF GRAND ISLAND
UTILITIES DEPARTMENT
POST OFFICE BOX 1968
GRAND ISLAND, NEBRASKA
68801

Entered as Document No.
77- 000261

*Grant
Grant
Reported*

STATE OF NEBRASKA) SS
COUNTY OF HALL)

77 JAN 14 PM 2 47

James H. Hance
REG. OF DEEDS

*Bot of G.I.
24 1968*

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