

149-127

KNOW ALL MEN BY THESE PRESENTS:

THAT I or We, **ELMER W. HELWIG and GLADYS I. HELWIG, husband and wife,**

herein called the grantor whether one or more,

in consideration of **Ten Dollars and other good and valuable consideration,**
received from grantee, do hereby grant, bargain sell, convey and confirm unto

CHARLES G. SMITH

herein called the grantee, whether one or more, the following described real property in

Sarpy County Nebraska

A tract of land in the South half of the Southwest Quarter of Section 9, Township 13 North, Range 13 East of the 6th P. M., Sarpy County, Nebraska, described as follows:
Commencing at the Southwest Corner of Section 9-13-13; thence S 89° 58' 39" E (assumed bearing) along the South line of Section 9, 241.42 feet the Southeast corner of Lot 6, Helwigs Acres, as surveyed, platted and recorded, Sarpy County, Nebraska, corner also being the point of beginning. Thence N 00° 00' 20" East along the East boundary of Helwigs Acres, 1110.61 feet to the Northeast corner of Lot 2, Helwigs Acres. Thence S 89° 56' 32" E on a line parallel to the North line of the South 1/2 of the Southwest 1/4 of Section 9-13-13, 2207.12 feet to a point on the East line of the South-west 1/4 of Section 9-13-13, thence S 00° 10' 18" E along the East line of the Southwest 1/4 of Section 9-13-13 1113.71 feet to the South Quarter corner of Section 9-13-13. Thence N 89° 58' 39" W along the South line of Section 9-13-13, 2420.12 feet to the point of beginning. Described tract contains 61.74 acres.

49-253

PARTIAL RELEASE OF RIGHT OF WAY

KNOW ALL MEN BY THESE PRESENTS that WILLIAMS PIPE LINE COMPANY, (formerly Williams Brothers Pipe Line Company), a Delaware Corporation with its principal place of business in Tulsa, Oklahoma, party of the first part, hereinafter called Grantor, for and in consideration of One Dollar (\$1.00) in hand paid by _____

Charles G. Smith and Nellie M. Smith, his wife

_____ of the second part, hereinafter called Grantee s _____, and the covenants hereinafter contained to be kept by Grantee s _____, does hereby release, quit claim, and convey unto the said _____

Charles G. Smith and Nellie M. Smith

with the intent to extinguish, all of its right, title and interest acquired by Mettilda Hebrig and Wm. Hebrig _____

on the 24th day of November, 1945, and filed for record in

the office of the _____ County Clerk _____ of _____

County, Nebraska, on the 14th day of February,

1945, in Book 17 of Miscellaneous at Page 619

This record is not a return of a deed. It is a deed. See page 16-25
FILED FOR RECORD AT THE OFFICE OF THE COUNTY CLERK, NEB.
W. C. Lamb

and assigned to Williams Brothers Pipe Line Company by Special Warranty Deed dated March 15, 1966, and filed for record in the office of the said _____ County Clerk _____, in Book 126 of Deeds _____ at Page 217.

47-2531

In and to the following and no other described land in the County of Sarpy and the State of Nebraska

A tract of land in the South Half of the Southwest Quarter of Section 9, Township 13 North, Range 13 East of the 6th P.M., Sarpy County, Nebraska, described as follows:

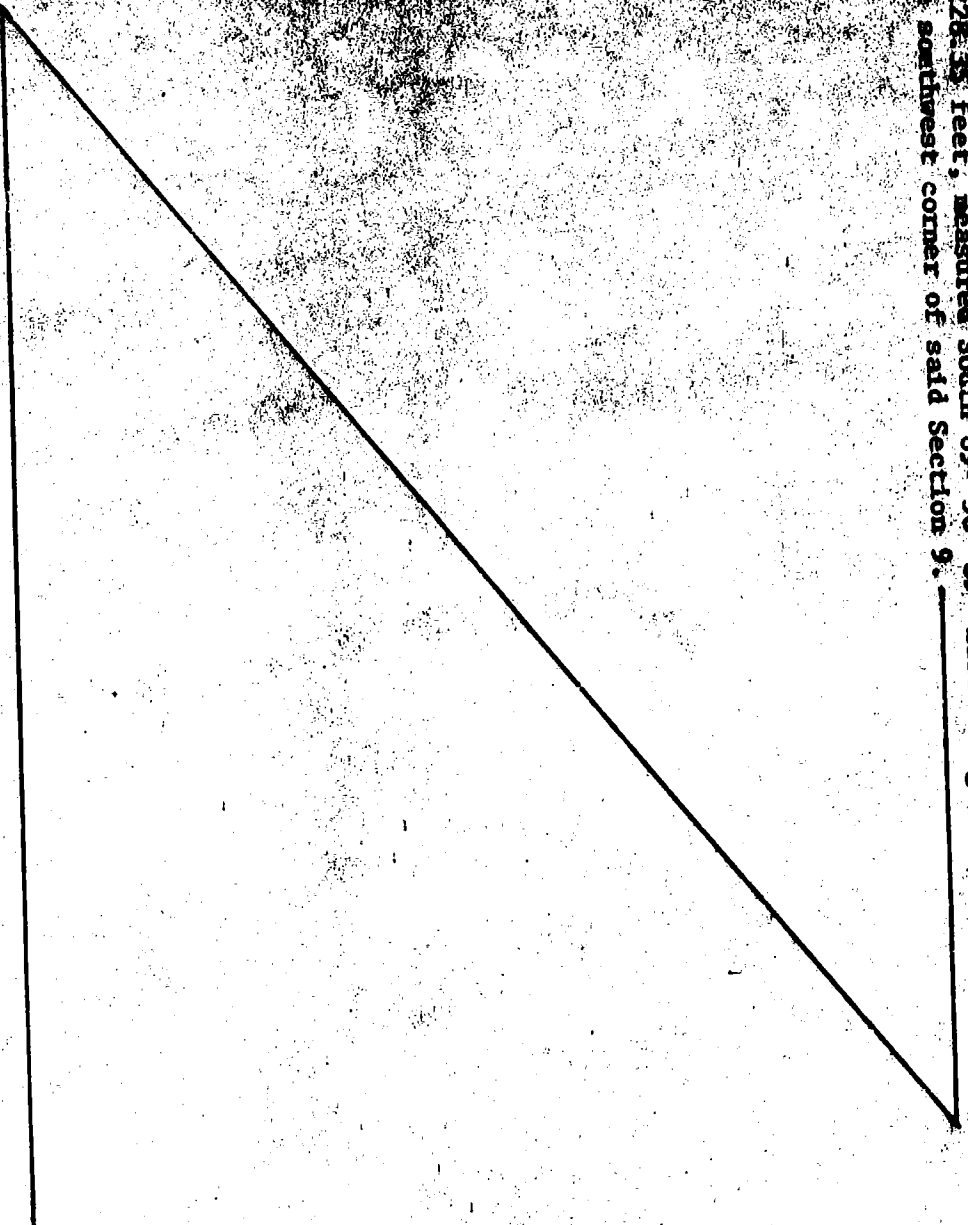
Commencing at the Southwest corner of Section 9-13-13; thence South 89° 58' 39" East (assumed bearing) along the South line of Section 9, 241.42 feet to the Southeast corner of Lot 6, Helwigs Acres, as surveyed, plattd and recorded, Sarpy County, Nebraska, said corner also being the point of beginning of the tract of land being described. Thence North 00° 00' 20" East, along the East boundary of Helwigs Acres, 1110.61 feet to the Northeast corner of Lot 2, Helwigs Acres. Thence North 89° 56' 32" East on a line parallel to the North line of the South 1/2 of the Southwest 1/4 of Section 9-13-13, to a point on the East line of the Southwest 1/4 of Section 9-13-13, thence South 00° 10' 18" East along the East line of the Southwest 1/4 of Section 9-13-13 1113.71 feet to the South Quarter corner of Section 9-13-13. Thence North 89° 58' 39" West along the South line of Section 9-13-13, 2425.3 feet to the point of beginning. Described tract contains 61.74 acres.

—excepting and reserving unto Grantor, its successors and assigns, all right, title and interest acquired by virtue of the aforementioned Right of Way Agreement in and to the following described parcel or strip of land:

44-25-3B

A strip of land 100 feet in width located in and extending across part of the SW 1/4 of Section 9, T13N, R13E, Sarpy County, Nebraska, said 100 foot wide strip being 50 feet on either side, measured at right angles, from the Grantor's existing 12-inch diameter pipe line, the center line route of said existing pipe line is described as follows:

Commencing at the Southwest corner of said Section 9; thence South 89° 56' 30" East, on the south line of said Section, a distance of 241.42 feet to the southeast corner of Lot 6 of Heisig's Acres, a subdivision of land according to the recorded plat thereof, filed on April 9, 1971 in Book 5 of Plans in the County Recorder's Office of Sarpy County, Nebraska; thence North 89° 00' 20" East on the east boundary of said sub division, a distance of 118.61 feet to the south line of Lot 1 of said sub division; thence North 89° 56' 32" East on the south line of said Lot 1, and along its east city parkway along a distance of 1554.56 feet to the point on the Grantor's existing 12-inch diameter pipe line and the point of beginning for the centerline of said 100 foot wide strip; thence South 21° 15' 16" East, a distance of 446 feet; thence South 21° 11' 35" East, a distance of 615 feet; thence South 21° 16' 46" East, a distance of 133 feet to the point of ending on the south line of said Section 9, which point of ending is 2,224.35 feet, measured South 89° 58' 39" East along said South line from the southwest corner of said Section 9.



47-253C

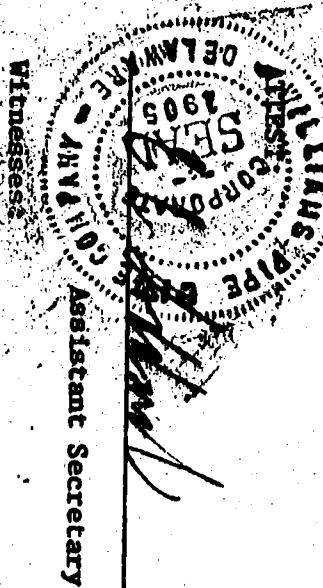
TO HAVE AND TO HOLD unto the said Grantees, their heirs and assigns forever.

It is strictly understood that nothing herein contained shall in anywise diminish Grantor's right, title, and interest, in and to the tract of land above excepted unto Grantor.

It is further understood and agreed that the said Grantees will not erect, construct, or create any building, improvement, structure, or obstruction of any kind either on, above, or below the surface of the ground or the strip or tract of land above excepted unto Grantor, or change the grade thereof, or cause or permit these things to be done by others, without the express written permission of Grantor. The Grantees shall assume, indemnify, and save harmless the Grantor, its successors and assigns, from all cost, loss, damage, expense, or claim of any nature arising from any acts of the Grantee so permitted by the Grantor or from the existence of any construction so permitted. The covenants in this paragraph contained shall constitute covenants running with the land and shall be binding upon and inure to the benefit of the parties hereto, their personal representatives, heirs, successors, and assigns.

It is further understood and agreed that Grantor is hereby released from the covenants contained in the aforesaid Right of Way Agreement as to the lands herein released from the burdens thereof.

IN WITNESS WHEREOF, we hereunto set our hands and seals on the day and year below our signatures indicated.



Assistant Secretary

Witnesses:

GRANTOR:

WILLIAMS PIPE LINE COMPANY

By [Signature]

Vice President

Date 5/3/74

GRANTEE

[Signature]
Charles G. Smith

[Signature]
Nelife M. Smith

Witnesses:

Date 4-24-74

47-253D

STATE OF Oklahoma)
COUNTY OF Tulsa) ss

On this 3rd day of May, 1974, before me appeared W. B. Elliott to me personally known, who being by me duly sworn did say that he is the Vice President of Williams Pipe Line Company, a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors and that W. B. Elliott acknowledged said instrument to be the true and valid deed of said corporation.

Paul F. Sherry
Notary Public

Commission Expires Feb. 19, 1978

STATE OF Okla)
COUNTY OF Sefy) ss

Before me, the undersigned, a Notary Public in and for the County

afforeaid on this 24 day of April, 1974, personally

appeared Donald C Smith & Nellie M Smith
Wife

do not know to be the identical person who executed the within and foregoing instrument and acknowledged to me that they executed the same as free and voluntary act and deed, for the use and purposes set forth.

Witness my hand and official seal.

[Signature]
Notary Public

[Signature]
Notary Public

My Commission Expires:
8/14/74