

580

PROJECT: F-91(13)

AFE:

TRACT: 42

KNOW ALL MEN BY THESE PRESENTS:

THAT G. C. Strobel DIRECTOR-STATE ENGINEER  
 in the name of the STATE OF NEBRASKA and for the DEPARTMENT OF ROADS of said State of Nebraska, under the  
 provisions of Section 39-1326 R.R.S. of Nebraska, 1943 and for and in consideration of the sum of  
 -----Twenty Five and no/100----- (\$25.00)-----  
 ----- DOLLARS  
 in hand paid, does hereby grant, bargain, sell, convey, remise, release and forever quitclaim unto  
Nu-Dwarf Farms, Inc.

hereinafter known as the Grantee, whether one or more, the following described real property situated in  
Washington County and State of Nebraska and subject to any and all existing restrictions and/or  
 easements:

A tract of land located in the Southwest Quarter of Section 35, Township 18 North, Range 12 East of the Sixth Principal Meridian, Washington County, Nebraska, described as follows:

Referring to the Southwest Corner of said Quarter Section; thence easterly a distance of 823.62 feet along the south line of said Quarter Section to the point of beginning; thence easterly deflecting 000 degrees, 00 minutes, 00 seconds a distance of 381.75 feet along said line to a point on the westerly Highway 75 right of way line; thence northwesterly deflecting 132 degrees, 19 minutes, 39 seconds left, a distance of 205.71 feet along said right of way line to a point on the southerly county road right of way line; thence southwesterly deflecting 079 degrees, 41 minutes, 21 seconds left, a distance of 286.87 feet along said county road right of way line to a point on the south line of said Quarter Section to the point of beginning, containing 0.67 acre, more or less.

There will be no ingress or egress over the following described controlled access line located in the Southwest Quarter of Section 35, Township 18 North, Range 12 East of the Sixth Principal Meridian, Washington County, Nebraska:

Referring to the Southwest Corner of said Quarter Section; thence easterly a distance of 1,204.37 feet along the south line of Said Quarter Section to a point on the westerly Highway 75 right of way line to the point of beginning; thence northerly deflecting 132 degrees, 19 minutes, 39 seconds left a distance of 205.71 feet along said Highway 75 right of way line to the point of termination.

In accordance with Article III, Section 20 of the Constitution of the State of Nebraska, the State of Nebraska, Department of Roads does hereby retain and reserve to itself all salt springs, coal, oil, gas, natural resources or other mineral rights it may have in or on the above described real property.

The grantees, for themselves, their heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby further covenant and agree "as a covenant running with the land" (1) that the land herein conveyed or any part hereof shall not be used for the erection or display of any advertising sign, device or display, which is not related to or connected with the use of the premises conveyed hereby; (2) that the land herein conveyed shall not be used for the storage, processing, sorting, transfer or any other use related to or connected with scrap material of any nature or kind; or any other use, which would create or cause an unsightly or obnoxious appearance upon the premises herein conveyed.

The State of Nebraska, Department of Roads, reserves an easement for the operation, maintenance and use of any and all existing utilities which are located over, under or upon the above described tract.

RECORDED  
 WASHINGTON COUNTY CLERK  
 PLAIN NEBR.  
 1989 OCT 26 AM 9:23

FILED

580

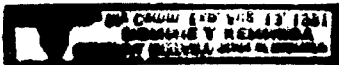
PROJECT: F-91(13)

581

TRACT: 42

The State reserves to itself a permanent easement over which the various impacts, including but not limited to, noise, air, light, and dust, associated with vehicular traffic on the highway may be disbursed.

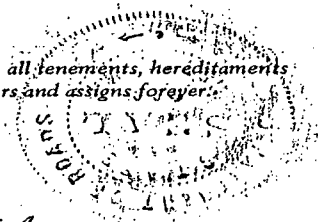
That to insure the observance of the above covenants, the State shall have the right to prevent the breach thereof by an injunction, mandatory or otherwise, and to recover whatever damages may have been suffered from any such breach, together with any attorney fees and expenses incurred thereby.



To have and to hold said real property, hereby known to include real estate together with all tenements, hereditaments and appurtenances thereunto belonging, unto said Grantee and to his, her or their heirs, successors and assigns forever.

Duly executed this 3<sup>rd</sup> day of October, 1988.

SEAL



*Jay Orr*  
Governor of the State of Nebraska

*J. Strobel*  
Director-State Engineer

581

(See Acknowledgment Over)

STATE OF Nebraska )  
 ) ss. Lancaster County )

On this 3<sup>rd</sup> day of October, A.D. 1988, before me, the undersigned Bonnie J. Kennedy a General Notary Public, duly commissioned and qualified, personally came G. C. Strobel

DIRECTOR-STATE ENGINEER

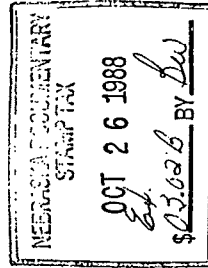
to me known to be the identical person whose name is affixed to the foregoing instrument as grantor and acknowledged the same to be a voluntary act and deed.



WITNESS my hand and notarial Seal the day and year last above written.

Bonnie J. Kennedy Notary Public.

My Commission expires the 13<sup>th</sup> day of August, 1991.



*Sheet 2*

Project F-91(13) Act 5091  
APR

Indexed General  
Compared Paged

QUITCLAIM DEED - STATE (2 Page)

THE STATE OF NEBRASKA  
DEPARTMENT OF ROADS

TO New South Terminal, Inc.

STATE OF NEBRASKA ) ss. 2606  
Washington County)

Entered in Numerical Index and filed for record in the office of the Register of Deeds

of said County, the 26<sup>th</sup> day of October, 1988.

at 9:00 clock and 35 minutes A.M., and duly recorded in Book 146 of Kennel Deeds on page 580-582.

Charles J. Peterson Register of Deeds.  
Brendy Warren Deputy.

Recorded  
General  
Index

54450