

RIGHT-OF-WAY EASEMENT

DN # 68N-23E

W.O. No. 24467

\$20,540.00

In consideration of the sum of ~~One Dollar & 00/100~~ and other valuable considerations, the receipt of which is hereby acknowledged, the undersigned owner(s) of the real estate hereinafter described, his/her its/their heirs, executors, administrators, successors and assigns, hereinafter called "Grantor", hereby grant and convey to LINCOLN ELECTRIC SYSTEM, its successors and assigns, hereinafter called L.E.S., a permanent right-of-way easement to survey, construct, reconstruct, relocate, alter, inspect, repair, replace, add to, maintain and operate thereon, electric transmission lines consisting of poles, pole foundations, towers, tower foundations, down guys, anchors, insulators, wires, underground cables, supports and other necessary fixtures and equipment over, upon, above, along, under, in and across the following described real estate, to wit:

Lot Thirteen (13) an irregular tract located in the South One-half (S $\frac{1}{2}$) of Section Thirty-six (36), township Eleven (11) North, Range Six (6) East of the sixth principal meridian Lancaster County, Nebraska,

the area of the above described real estate to be covered by this easement shall be as follows:

A strip of land Fifty (50) feet wide the centerline of which is described as follows:

Commencing at the half-section point on the East section line of Section Thirty-six (36) thence west along said half-section line a distance of One Thousand One hundred thirty-eight (1,138) feet to the point of beginning, thence Southeasterly to a point One thousand two hundred forty and sixty-two one hundredths (1,240.62) feet North and fifty (50) feet West of the Southeast corner of Section thirty-six (36).

CONDITIONS:

- L.E.S. shall have the right of ingress and egress across the Grantor's property for any purpose hereinbefore granted. Such ingress and egress shall be exercised in a reasonable manner.
- L.E.S. shall also have the right to trim or remove all trees and brush on said right-of-way as may be necessary to efficiently exercise any of the hereinbefore granted rights, together with the express provision that any and all trees which, in falling would come within 15 feet of the nearest electric line conductor, may be topped or removed. All refuse from such tree cutting or trimming shall be disposed of by L.E.S. and L.E.S. shall have the further right to control and impede the growth of all weeds, trees, and brush along the described right-of-way if said right-of-way is not being utilized for cultivated crops.
- L.E.S. shall pay the Grantor or Lessee, as their interests may appear, for all damages to growing crops, fences and buildings on said land which may be caused by the exercise of the hereinbefore granted rights.
- Grantor may cultivate, use and enjoy the land within the right-of-way provided that such use shall not, in the judgement of L.E.S., endanger or be a hazard to or interfere with the hereinbefore granted rights and provided further that the Grantor shall not allow any buildings, structures, hay or straw stacks or other property to remain or be placed upon the above described easement area, or change or alter the grade of the right-of-way herein described without the prior written approval from L.E.S.
- It is further agreed that Grantor has lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/her its/their heirs, executors, administrators, successors and assigns shall warrant and defend the same and will indemnify and hold harmless L.E.S. forever against the claims of all persons whomsoever in any way asserting any right, title or interest prior to or contrary to this conveyance.

IN WITNESS WHEREOF, the parties hereto have signed their names and caused the execution of this instrument this.....day of....., 19.....

STATE OF Nebraska
COUNTY OF Lancaster

On this 29 day of November, 1978,
before me the undersigned, a Notary Public in and for said County,
personally came David C. Pierson,

President of Trustee
personally to me known to be the identical person(s) who signed the
foregoing instrument as grantor(s) and who acknowledged the execution
thereof to be his voluntary act and deed for the purpose
therein expressed.
Witness my hand and Notarial Seal of Lincoln, Nebraska in
said County Lancaster and year last above written.

GENERAL NOTARIAL
SEAL Sharon A. Turner
STATE OF NEBRASKA
COMMISSION EXPIRES
My Commission Expires 1981
NOTARY PUBLIC

Transmission Engineer..... Date..... and Rights and Services.....

INDEXED
Recorded INDEXED
GENERAL

STATE OF
COUNTY OF

On this.....day of....., 19.....,
before me the undersigned, a Notary Public in and for said County and
State,

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person.....
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edged
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LANCASTER COUNTY
REGISTER OF DEEDS
1978 DEC 19 PM 2:26

ENTRUSTED TO
NUMERICAL INDEX
FILED FOR RECORD AS:
INST. NO. 78- 33756

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