

EASEMENT AND AGREEMENT

THIS EASEMENT AND AGREEMENT, made and entered into this 27 day of October, 1967, by and between H & H LEASING CO., a Nebraska corporation, W. D. HOSFORD, JR., and MARY H. HOSFORD, Husband and Wife, KATHRYN H. HAMILTON and FRANK T. HAMILTON, Wife and Husband, all hereinafter jointly called "Grantors" and NORTHWESTERN BELL TELEPHONE COMPANY, a corporation, hereinafter called "Grantee"

W I T N E S S E T H :

WHEREAS, Grantee has installed an underground cable adjoining certain property owned by Grantors, said cable being located one foot South and Southwesterly of the following described line:

Beginning at a point located 327.12 feet North and 60.00 feet West of the Southeast corner of the Southwest Quarter of Section 16, Township 15 North, Range 12, East of the 6th P.M., which point of beginning is 60 feet West of the East line of said Southwest Quarter and is also the point of intersection of the West right-of-way line of 102nd Street and the Northeasterly right-of-way line of Interstate Highway No. 680; thence Northwesterly and Northerly along said right of way line of Interstate Highway No. 680 to a point 294 feet South of the North line of the Southwest Quarter of said Section 16, in Douglas County, Nebraska,

and

WHEREAS, Grantee desires to obtain an easement over and across property owned by Grantors for ingress and egress to and maintenance of said cable.

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

1. Grantors hereby grant and convey unto Grantee a permanent easement over and along the following described property:

A tract of land 10 feet in width and parallel with and adjoining on the Northeast and East of the above-described line,

it being understood that W. D. Hosford, Jr., and Mary H. Hosford, Husband and Wife, and Kathryn H. Hamilton and Frank T. Hamilton, Jr., wife and Husband, own all of said 10-foot strip, with the exception of the Southeast 1,248.07 feet of said 10-foot strip, which is owned by H & H Leasing Co.

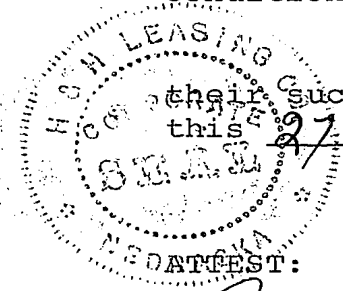
NE 1/4 SW 1/4

2. The purpose of the Easement shall be only for ingress and egress to the above described cable for maintenance, relocation or removal thereof and for no other purposes whatsoever. The rights of ingress and egress shall be subject to paragraph 3. hereof.

3. Grantee agrees that the use of the Easement granted herein shall not interfere with the lawful use of the above described property by Grantors or persons acting by, under or through Grantors and the right to ingress and egress granted herein shall be subject to reasonable regulations by Grantors.

4. Grantee agrees, at its sole cost and expense, to repair any damage to the above property resulting from Grantee's ingress or egress so that such property will be in substantially the same condition after such damage as before.

IN WITNESS WHEREOF, the parties hereto, for themselves, their successors and assigns, have signed this Easement and Agreement this 27 day of October, 1967.



H & H LEASING CO., a Nebraska corporation

By [Signature]
President

[Signature]
W. D. Hosford, Jr.

[Signature]
Mary H. Hosford
Husband and Wife
GRANTORS

KATHRYN H. HAMILTON and
FRANK T. HAMILTON, JR.,
Wife and Husband

By [Signature]
W. D. Hosford, Jr., Attorney
in Fact

ATTEST: [Signature]
~~Secretary~~ Assistant Secretary

NORTHWESTERN BELL TELEPHONE COMPANY,
a corporation

By [Signature]
Vice President and General Manager
GRANTEE

ACKNOWLEDGMENTS

STATE OF NEBRASKA]
] ss.
COUNTY OF DOUGLAS]

Before me, a Notary Public qualified for said County, personally came W D Hosford Jr, President of H & H Leasing Co., to me known to be the President and identical person who signed the foregoing Easement and Agreement and acknowledged the same to be his voluntary act and deed and the voluntary act and deed of said corporation and that the Corporate Seal of said corporation is affixed thereto by its authority.

Witness my hand and notarial seal on the 27 day of October, 1967.

Thomas R. Henshaw
Notary Public
[Notary Seal]

STATE OF NEBRASKA]
] ss.
COUNTY OF DOUGLAS]

Before me, a Notary Public, qualified for said County, personally came W. D. Hosford, Jr., Attorney in Fact for Kathryn H. Hamilton and Frank T. Hamilton, Jr., wife and husband, known to me to be the identical person who signed the foregoing instrument and acknowledged the same to be his voluntary act and deed and the voluntary act and deed of Kathryn H. and Frank T. Hamilton, Jr., wife and husband.

Witness my hand and notarial seal on the 27 day of October, 1967.

Thomas R. Henshaw
Notary Public
[Notary Seal]

STATE OF NEBRASKA]
] ss.
COUNTY OF DOUGLAS]

Before me, a Notary Public qualified for said County, personally came W. D. Hosford, Jr., and Mary H. Hosford, husband and wife, to me known to be the identical persons who signed the foregoing instrument and acknowledged the same to be their voluntary act and deed.

Witness my hand and notarial seal this 27 day of October, 1967.

Thomas R. Henshaw
Notary Public
[Notary Seal]

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Misc

RECEIVED

DEC 22 AM 10 05

THOMAS J O'CONNOR
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

457 Misc
5.75

M. E. LA BOUNTY
NORTHWESTERN BELL
TELEPHONE CO.

16-15-12 700