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**EXHIBIT C**

**TELEPHONE EASEMENTS, RESTRICTIONS,  
AND RIGHTS OF ACCESS**

In consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, and for the purpose of obtaining the installation of all telephone utility lines in the subdivision below ground for the beautification of the subdivision and benefit of each property owner therein, Capital Beach, Inc.

(hereinafter referred to as "Owner"),

owner and developer of the following property: Capital Beach Lakeshore Addition, an addition to Lancaster County, Nebraska, located within 900 feet of the easterly right of way line of Interstate Highway #80 over Lots 46, 48 and 49, irregular tracts and S1/2, NE1/4, Section 21, T-10-N, R-6-E of the 6th P.M., in Lancaster County, Nebraska, and Lots 48 and 50, irregular tracts and part of the SW1/4, SE1/4, of Section 16, T-10-N, R-6-E of the 6th P.M. in Lancaster County, Nebraska.

(all of such property being hereinafter referred to as the "premises"), does hereby grant and convey to THE LINCOLN TELEPHONE AND TELEGRAPH COMPANY (hereinafter referred to as "Telephone Company") easements and rights of access on, across and below the premises, such easements and rights of access being described as follows:

1. Easements (in addition to those easements previously dedicated to Telephone Company) for the purpose of installing, repairing, maintaining, removing and replacing above ground facilities and an underground telephone main distribution feeder cable, together with above ground service pedestals and other above ground and below ground facilities and appurtenances, used in connection with such main distribution feeder cable

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and above ground telephone facilities as follows:

An easement over, under and across the land lying within 900 feet of the easterly right of way line of Interstate Highway #80 over Lots 46, 48 and 49, irregular tracts and S1/2, NE1/4, Section 21, T-10-N, R-6-E, of the 6th P.M., in Lancaster County, Nebraska, and Lots 48 and 50, irregular tracts and part of the SW1/4, SE1/4, of Section 16, T-10-N, R-6-E of the 6th P.M., in Lancaster County, Nebraska.

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together with rights of reasonable access thereto and across all of the premises for the purpose of installing, repairing, maintaining, removing and replacing said underground telephone main distribution feeder cable and above ground telephone facilities. Owner further agrees that if it becomes necessary to repair, maintain, remove or replace said underground telephone main distribution feeder cable or any portion thereof, the damage to trees, shrubs or plants shall be borne by Owner.

2. Easements for the purpose of installing, repairing, maintaining, removing and replacing above-ground telephone service facilities and underground telephone service facilities, together with above-ground service pedestals and other above-ground and below-ground facilities and appurtenances used in connection with such underground telephone service facilities and above-ground telephone facilities, into all residence building constructed on the premises, such easements being five (5) feet in width and extending from the aforementioned underground telephone main distribution feeder cable and above-ground telephone facilities to such residence buildings along routes and lines designated by Telephone Company, together with rights of reasonable access thereto and across all of the premises for the purpose of installing, repairing, maintaining, removing and replacing said underground telephone service entrance facilities and above-

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ground telephone facilities. Owner further agrees that if it becomes necessary to repair, maintain, remove or replace said underground telephone service facilities, the damage to trees, shrubs or plants shall be borne by Owner except that Owner may have the right to designate and provide an alternative route across its property of the installation of a replacement facility, provided that said alternative route does not conflict with other underground facilities or reasonable utility practices and does not violate the National Electrical Safety Code or any applicable ordinances or laws,

and, in addition, Owner covenants and agrees prior to and as a prerequisite of Telephone Company furnishing telephone service to any building constructed on the premises, Owner shall do the following:

Owner will construct and provide, or cause to be constructed and provided, a trench for the installation of underground telephone service facilities connecting said main distribution feeder cable to the building which is to receive telephone service. Such underground service facility trench shall be at least two (2) inches wide and at least twenty-four (24) inches deep as measured from final grades, or less as may be directed by Telephone Company engineers. Such underground service facility trench shall be routed along lines and boundaries as may be directed by Telephone Company engineers. Owner agrees to construct and maintain such trench in a manner suitable for installation by Telephone Company of the underground service facility. All final grades, plus or minus one (1) foot, will be established by Owner along the route of the underground service facility trench prior to the installation of the telephone service facility. Owner agrees to backfill said trench and to finish and compact said backfill in a manner which protects cables

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and associated equipment from damage and to perform said backfilling immediately after the installation of such underground telephone service facility by Telephone Company.

Owner agrees to construct and provide, or cause to be constructed and provided, an entrance conduit into each residence building. Such entrance conduits shall be constructed at the juncture of each service facility trench and the residence building according to the drawing attached hereto and labeled Exhibit B. Owner agrees to complete each entrance conduit prior to Owner's construction of the underground service facility trench and prior to the installation of the underground service facility by Telephone Company, which is to utilize the entrance conduit.

Owner agrees to establish the schedule for the ditching and installation of the underground service facility. Owner agrees to give Telephone Company at least twenty-four (24) hours notice of the time and place of any ditching operations. Owner agrees to reimburse Telephone Company for the cost of extra labor, material or any other extra costs which Telephone Company may suffer because of the existence of paved streets, curbs, walks or other structures above or below ground along the route of the underground telephone service facility.

and Telephone Company shall not be obligated to furnish any telephone service to any building constructed on the premises until the Owner of the building fully performs the covenants and agreements set forth above as to such building.

Except where Telephone Company agrees to other standards as to particular individual facilities, Owner agrees to install all power facilities according to and in conformity with the following standards:

"Power facilities installed below ground must be installed at least 30 inches below final grades except that where main telephone distribution and power facilities are installed in a common trench, power cables shall be installed at a 54 inch depth and telephone cables at a 42 inch depth, both depths being from final grade, and the cables shall be separated in the common trench by a minimum of one foot of sand or gravel or separations of less than one foot such as at secondary power pedestals shall be maintained by a 3" x 24" x 24" lightweight aggregate concrete



Witness my hand and Notarial Seal at Lincoln, Nebraska  
in said County the day and year first above written.

David Cox  
Notary Public

My Commission expires: May 19, 1909.



6-657  
MAY 27 6:27  
GENERAL MAIL  
COMPANIES  
PMS

STATE OF NEBRASKA } ss.  
Lancaster County }  
Entered on numerical index and  
filed for record in the Register of  
Deeds Office of said County the  
4 day of FEBRUARY 1905  
at 3 o'clock and 15  
P. M. and recorded in  
Book of Miscel.  
By Smith L. Ferguson Deputy

4/10  
A. B. Wilson