

STATE OF NEBRASKA, COUNTY OF WASHINGTON) SS 3283

ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD

THIS 27th DAY OF March A.D. 1979

AT 12:58 O'CLOCK 0 M. AND RECORDED IN

BOOK 122 AT PAGE 318-320

COUNTY CLERK: Charlotte A. Pate

COUNTY CLERK James M. Adams
DEPUTY Karen MacIsaac

MODIFICATION AND AMENDMENT OF EASEMENT GRANT

1975 MAR 27 12:58
ENT GRANT

~~Robert Gottsch and Lois Gottsch~~
This instrument made and entered into this 23 day of March,
1979, by and between NORTHERN NATURAL GAS COMPANY, a Delaware Corporation, (herein-
after referred to as "Northern") and Robert Gottsch and Lois Gottsch
,
(hereinafter referred to as "Owners").

WITNESSETH THAT:

WHEREAS, Northern is the holder of an Easement Grant covering the following described premises in Washington County, Nebraska :

East one-half Northwest Quarter (E²NW⁴) and West one-half West one-half of Northeast Quarter (W²W²NE⁴) Section Twelve (12) Township Seventeen (17) North, Range Nine (9) East.

which Easement Grant has been recorded in Book 51 of _____
at Page 688 in the Office of the Register of Deeds
for Washington County, Nebraska ; and

WHEREAS, pursuant to the authority contained in said Easement Grant, Northern has constructed and currently operates and maintains a _____ inch pipeline through and across the premises above-described; and

WHEREAS, of the premises described in said Easement Grant, Owners are present owners of the following described premises:

Gottsch addition to The Village of Arlington, Nebraska being part of the Southeast Quarter Northwest Quarter (SE⁴ NW⁴) and part of Southwest Quarter Northeast Quarter (SW⁴ NE⁴) Section Twelve (12) Township Seventeen (17) North, Range Nine (9) East, Washington County, Nebraska

WHEREAS, the parties hereto desire to more clearly define their rights under such Easement Grant and further desire to modify and amend said Easement Grant in certain respects.

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements hereinafter set forth, it is agreed by and between the parties hereto as follows:

1. That Northern shall, and by these presents does, hereby limit its right-of-way under the aforescribed Easement Grant, to a strip of land Thirty-five feet in width across the property of the Owners as last described above, ~~the center line of which strip shall be the present boundary of Northern's~~ the center line of which strip shall be the present boundary of Northern's ~~XXXXXXXXXX~~ XXXXXXXXXX A plat showing the location of said strip of land is attached hereto as Exhibit "A" and is, by this reference, made a part hereof. Said strip to be 10 feet Westerly and 25 feet Easterly of Northern's 2 inch pipeline, except lots 6, 7 and 8 Block C.*

2. That Northern shall, and by these presents does, hereby release from its said Easement Grant all of the above-described property of the owners except the strip of land described in Paragraph 1 above, upon which strip said Easement

* Lots 6, 7 and 8 Block C will be in accordance with Exhibit "A".

Recorded _____
General _____
Numerical _____
Photo stat _____

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Grant is retained as herein modified.

3. That Grantor shall not build, create, construct, nor allow to be built, created or constructed, *any hard surface road, building, or other structure, nor alter the grade or permit such alteration anywhere on the land upon which Grantee has reserved its Easement rights without the written consent of the Grantee. *except perpendicular

This instrument and the covenants and agreements herein contained shall extend to and be binding upon the heirs, executors, administrators, successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this instrument the day and year first above written.

"NORTHERN"
By R. L. Andsager
R. L. Andsager Area Manager

"OWNERS"
X [Signature]

Attest [Signature]

X [Signature]

STATE OF IOWA :
: SS.
COUNTY OF Polk :

On this 23 day of March, A.D., 1979, before me a Notary Public duly commissioned and qualified in and for said county and state, personally came R. L. Andsager, Des Moines Area Manager of NORTHERN NATURAL GAS COMPANY, who is personally known to me to be the identical person whose name is affixed to the above instrument as Des Moines Area Manager of said corporation, and that as Des Moines Area Manager being authorized to execute the foregoing instrument on behalf of NORTHERN NATURAL GAS COMPANY, he acknowledged the said instrument to be his free and voluntary act and deed and the free and voluntary act and deed of said corporation.

WITNESS my hand and official seal at Des Moines, Iowa, in said county and state, the date aforesaid.



[Signature]
Notary Public

STATE OF Nebraska :
COUNTY OF Washington : SS.

On this 5 day of June, A.D., 1978, before me, a Notary Public in and for said County in said State, personally appeared Robert Gottsch and Lois Gottsch to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that they have executed the same as their voluntary act and deed.



EDWARD E. BAKER
GENERAL NOTARY - State of Neb.
My Commission Expires

August 23, 1979

[Signature]

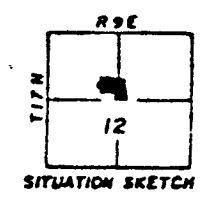
1" = 100'
12/12/77
RCS

LEGEND

● - Corner Found
○ - Set 1/4" = 30" I.B.

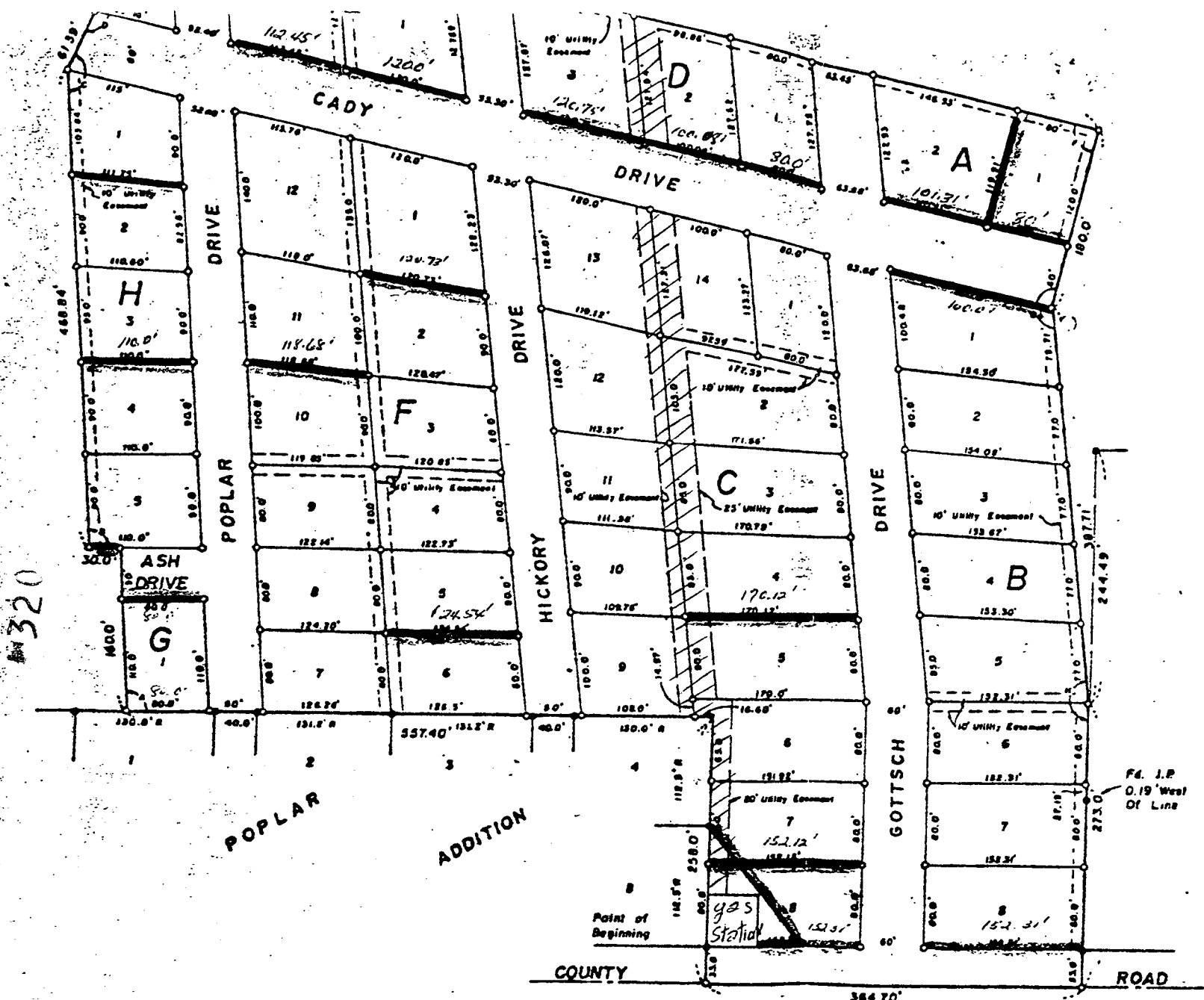
ANGLES

ZA = 94°04'45"
 ZB = 94°03'15"
 ZC = 130°19'15"
 ZD = 158°16'15"
 ZE = 80°37'45"
 ZF = 89°54'45"
 ZG = 160°24'
 ZH = 173°28'15"



EASEMENTS

— OPPD
 — ALAN SORLEYSON (GAS)
 — SANITARY SEWER



GOTTSCH ADDITION

TO THE VILLAGE OF ARLINGTON

