

28-484

Filed

PARTIAL RELEASE OF RIGHT OF WAY

KNOW ALL MEN BY THESE PRESENTS that GREAT LAKES PIPE LINE COMPANY, a Delaware Corporation with its principal place of business in Kansas City, Missouri, party of the first part, hereinafter called Grantor, for and in consideration of \$1.00 in hand paid by WALTER WITTRUSS and EUNICE WITTRUSS, husband and wife, HARRY C. BROCKMAN and HAZEL M. BROCKMAN, husband and wife, DON DECKER and Mildred DECKER, husband and wife, ALMA M. SAUTTER, a single person, and DECKER ENTERPRISES, INCORPORATED, a Nebraska Corporation, parties of the second part, hereinafter called Grantees, and the covenants hereinafter contained to be kept by Grantees, does hereby release, quit claim, and convey unto said Grantees, all of its right, title, and interest acquired by virtue of the Right of Way Agreement executed by William Fritsch on November 21, 1945 and filed for record in Book 12 of Miscellaneous at Page 597 in the office of the County Clerk of Saryy County, Nebraska and by virtue of the Right of Way Agreement executed by Harry C. Brockman and Hazel M. Brockman on April 8, 1946 and filed for record in Book 12 of Miscellaneous at Page 604 in the office of the County Clerk of Saryy County, Nebraska and by virtue of the Right of Way Agreement executed by Mary A. Sautter and Don Decker on December 21, 1945 and filed for record in Book 12 of Miscellaneous at Page 598 in the office of the County Clerk of Saryy County, Nebraska, in and to the following:

Section 14, Township 14N, Range 10W, County of Saryy, Nebraska

Witness my hand and seal of said County of Saryy, Nebraska, this 28th day of August, 1946.

County Clerk of Saryy County, Nebraska

27-475

Northerly a distance of 273.5 feet to a point 42.5 feet Easterly from said West line; thence continuing Northerly and on a line 42.5 feet Easterly from and parallel to said West line a distance of 400 feet to a point; thence Easterly 90° right a distance of 8 feet to a point 50.5 feet Easterly from said West line; thence Northerly 278.1 feet to a point 58.5 feet Easterly from said West line; thence continuing Northerly 200.6 feet to a point 42.5 feet Easterly from said West line; thence continuing Northerly on a line 42.5 feet Easterly from and parallel to said West line 265 feet to a point; thence Easterly 90° right 5 feet to a point 47.5 feet Easterly from said West line; thence Northerly 235.1 feet to a point 52.5 feet Easterly from said West line; thence continuing Northerly on a line 52.5 feet Easterly from and parallel to said West line 522 feet to a point; thence Northerly 240.4 feet to a point on the North line of said Northwest Quarter (SW<sub>1/4</sub>); thence Westerly on said North line a distance of 225 feet to the point of beginning, containing 1.42 acres, more or less,

excepting and reserving unto Grantor, his successors and assigns, all right, title, and interest acquired by virtue of the aforementioned Right of Way Agreements, in and to the following described tract of land:

A certain strip or parcel of land situated in the West Half of the Southeast Quarter (SW<sub>1/2</sub>) and the West Half of Section 14, Township 14 North, Range 12 East of the 6th P.M., Sully County, Nebraska, being more particularly described as follows:

Beginning at the Southeast corner of the Southwest Quarter of the Southeast Quarter (SW<sub>1/4</sub>) of Section 14, Township 14 North, Range 12 East of the 6th P.M., Sully County, Nebraska; thence North 89° 53' West along the South line of Section 14 a distance of 97.92 feet; thence North 41° 55' West, 50 feet Southeasterly of and parallel to the 12-inch pipe line a distance of 1,328.29 feet; thence North 41° 33' West a distance of 1,044.72 feet; thence North 43° 28.5' West a distance of 537.29 feet; thence North 67° 07.5' West a distance of 32.90 feet to a point 1,582.4 feet North of the West Quarter corner of Section 14; thence North 0° 11' East along the West line of said Section 14 a distance of 104.34 feet; thence South 67° 07.5' East a distance of 93.98 feet; thence South 49° 22.5' East a distance of 39.43 feet; thence South 41° 11' East a distance of 1,047.74 feet; thence South 41° 55' East a distance of 275.0 feet; thence South 41° 05' East a distance of 60 feet; thence South 41° 55' East, 50 feet Northeasterly of and parallel to the 12-inch pipe line a distance of 1,258 feet; thence North 41° 05' East a distance of 60 feet; thence South 41° 55' East, 50 feet Northeasterly of and parallel to the 12-inch pipe line a distance of 2,035.45 feet to the East line of the Southwest Quarter of the Southeast Quarter (SW<sub>1/4</sub> SE<sub>1/4</sub>) of Section 14. Thence South a distance of 43.05 feet to the point of beginning.

28-486.

and reserving to the Grantor the right of ingress and egress to and from its pipe lines on, over, and across the lands herein otherwise released.

TO HAVE AND TO HOLD unto the said Grantees, their heirs, administrators, executors, successors, and assigns, forever.

It is strictly understood that nothing herein contained shall in anywise diminish Grantor's right, title, and interest, in and to the tract of land above excepted unto Grantor.

It is further understood and agreed that the said Grantees, their heirs, successors, or assigns, will not erect, construct, or create any building, improvement, structure, or obstruction of any kind either above or below the surface of the ground on the strip or tract of land above excepted unto Grantor, or change the grade thereof, or cause these things to be done by others, without the express written permission of Grantor. The provisions of this paragraph contained shall constitute covenants running with the land and shall be binding upon Grantees, their heirs, administrators, executors, successors, and assigns.

IN WITNESS WHEREOF, we hereunto set our hands and seals

\_\_\_\_\_ 1961.

GRANTOR:

WISSE LAKE PIPE LINE COMPANY

R. J. [Signature]  
Administrative Vice President

GRANTEES:

[Signature]  
[Name]

[Signature]  
[Name]

[Signature]  
[Name]

28-487

Michael ...  
Harry C. ...  
Harry C. ...  
Alma M. ...  
Alma M. ...



ATTEST:  
John W. Delehant  
Secretary

STATE OF MISSOURI )  
COUNTY OF JACKSON ) ss:

On this 14th day of \_\_\_\_\_, 1942, before me appeared  
K. L. Hagan, to me personally known, who being by me  
duly sworn did say that he is the \_\_\_\_\_ president  
of Great Lakes Pipe Line Company, a corporation organized under  
the laws of the State of Missouri, and that the seal affixed to the foregoing instrument is the corporate  
seal of said corporation and that said instrument was signed and  
sealed in behalf of said corporation by authority of the Board of  
Directors, and said \_\_\_\_\_ authorized said instrument  
to be the free act and deed of said corporation.

In testimony whereof, I have hereunto set my hand and  
affixed my official seal at my office in said county and state  
this 14th day and year last above written.

Richard ...  
Notary Public

My Commission expires: September 1942

STATE OF Nebraska )  
COUNTY OF DeWelle ) ss:

On this 16 day of April, 1942, before me personally  
appeared Walter Wittmann and Eunice Wittmann, husband and wife,  
to me known to be the persons described in, and who executed the  
foregoing instrument, and acknowledged that they executed the  
same as their free act and deed.

J. J. ...  
Notary Public

My Commission expires: February 11, 1945



28-488

STATE OF Nebraska  
COUNTY OF Douglas ss:



On this 14 day of April, 1961, before me personally appeared Don Decker and M. Decker, husband and wife, to me known to be the persons described in, and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

L. F. Buss  
Notary Public

My Commission expires: February 11, 1965

STATE OF Nebraska  
COUNTY OF Douglas ss:



On this 14 day of April, 1961, before me personally appeared Harry U. Brockman and Hazel M. Brockman, husband and wife, to me known to be the persons described in, and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

L. F. Buss  
Notary Public

My Commission expires: February 11, 1965

STATE OF Nebraska  
COUNTY OF Douglas ss:



On this 14 day of April, 1961, before me appeared [Name], President of [Company Name], Incorporated, a Nebraska Corporation, and acknowledged that the foregoing instrument is the corporate act of said corporation, and that said instrument was signed and acknowledged by authority of its Board of Directors, and that said instrument was executed as the free act and deed of said corporation.

L. F. Buss  
Notary Public

My Commission expires: February 11, 1965

STATE OF Nebraska  
COUNTY OF Douglas ss:



On this 14 day of April, 1961, before me personally appeared [Name], to me known to be the person described in, and who executed the foregoing instrument, and acknowledged that she executed the same as her free act and deed.

L. F. Buss  
Notary Public

My Commission expires: February 11, 1965