

Lakeside  
HillsMODIFICATION AND AMENDMENT OF EASEMENT GRANT

This instrument made and entered into this 9 day of October,  
1981, by and between NORTHERN NATURAL GAS COMPANY, a Delaware Corporation, (herein-  
after referred to as "Northern") and Sheldon Harris, Trustee  
\_\_\_\_\_  
(hereinafter referred to as "Owners").

WITNESSETH THAT:

WHEREAS, Northern is the holder of an Easement Grant covering the follow-  
ing described premises in Douglas County, Nebraska :  
East one-half Southwest Quarter (E-SW<sup>4</sup>) Section Twenty-eight (28)  
Township Fifteen (15) North, Range Eleven (11) East.

which Easement Grant has been recorded in Book 378 of Miscellaneous  
at Page 57 in the Office of the Register of Deeds  
for Douglas County, Nebraska ; and

WHEREAS, pursuant to the authority contained in said Easement Grant,  
Northern has constructed and currently operates and maintains a 10&16 inch pipelines  
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:

All the property described above.

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 coven-  
ants 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 ~~X~~ strips of land Fifty  
feet in width across the property of the Owners as last described above, the center-  
line of each strip shall be the present location of Northern's 10&16 inch pipelines.  
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.

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 strips of land described in Paragraph 1 above, upon which strips said Easement

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, <sup>except perpendicular</sup> 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.

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"

"OWNERS"

By E.D. Berdine

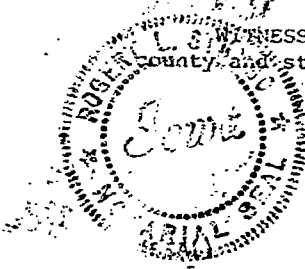
Sheldon J. Harris Trustee

Attest \_\_\_\_\_

STATE OF IOWA :  
: SS.  
COUNTY OF Polk :

On this 9 day of October, A.D., 1981, before me a Notary Public duly commissioned and qualified in and for said county and state, personally came E.D. Berdine, 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.

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

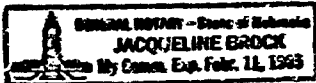


Robert A. Stumbo  
Notary Public

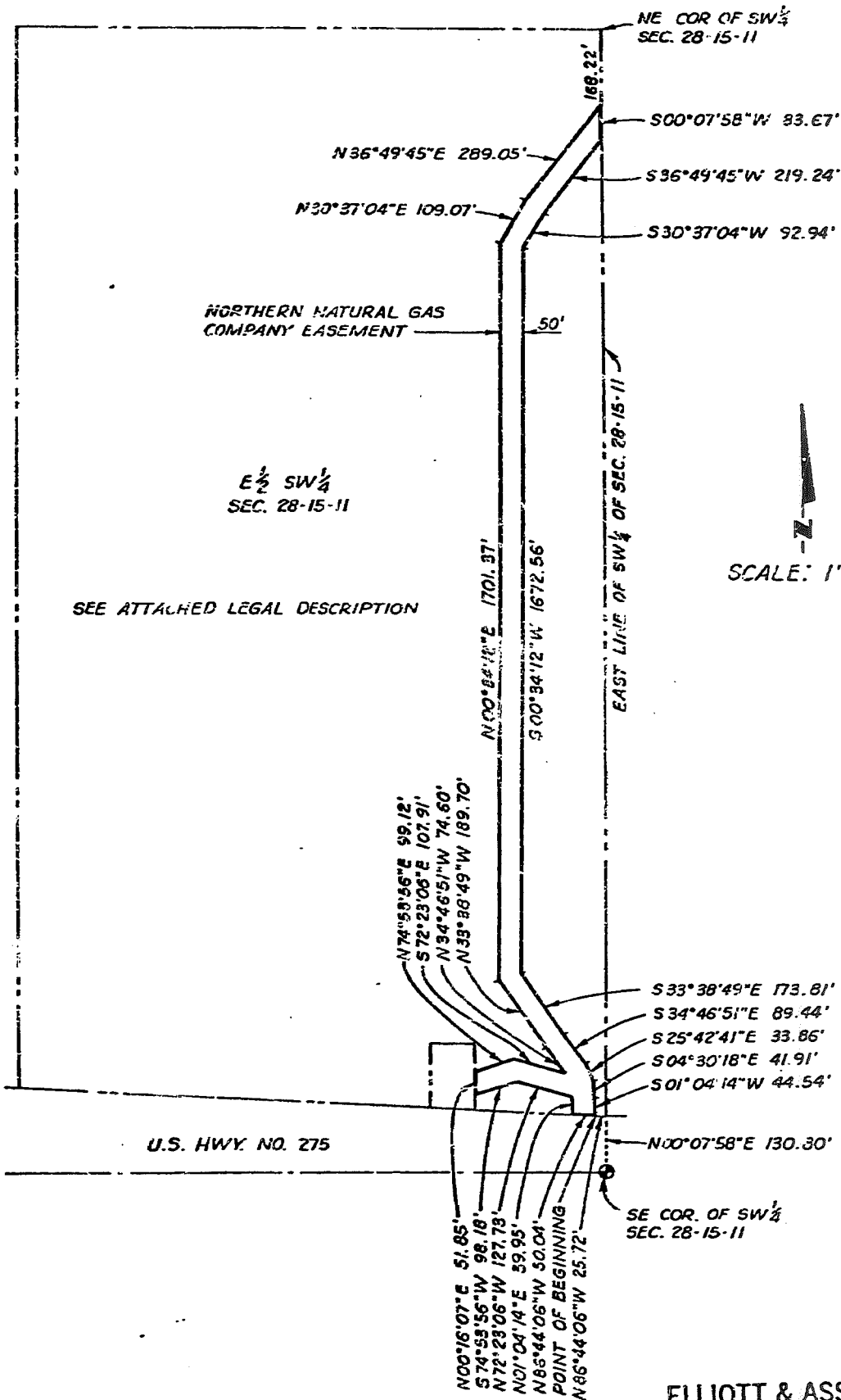
STATE OF NEBRASKA :  
COUNTY OF Douglas : SS.

On this 7th day of October, A.D., 1981, before me, a Notary Public in and for said County in said State, personally appeared Sheldon J. Harris to me known to be the identical person named in and who executed the foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

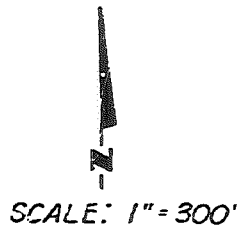
Jacqueline Brock



NORTHERN NATURAL GAS COMPANY EASEMENT



SEE ATTACHED LEGAL DESCRIPTION



ELLIOTT & ASSOCIATES  
 5316 SO. 132nd ST.  
 OMAHA, NE 68137

\*81667  
 11-11-81

Exhibit "A"

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LEGAL DESCRIPTION

NORTHERN NATURAL GAS COMPANY EASEMENT

A 50.00 foot wide Northern Natural Gas Company Easement located in the East 1/2 of the SW 1/4 of Section 28, Township 15 North, Range 11 East of the 6th P.M., Douglas County, Nebraska, more particularly described as follows:

Commencing at the Southeast corner of said SW 1/4 of Section 28; thence N09°07'58"E (assumed bearing) along the East line of said SW 1/4 of Section 28, a distance of 130.80 feet to a point on the North right-of-way line of U.S. Highway No. 275; thence N86°44'06"W, along said North right-of-way line of U.S. Highway 275, a distance of 25.72 feet to the Point of Beginning; thence continuing N86°44'06"W, along said North right-of-way line of U.S. Highway No. 275, a distance of 50.04 feet; thence N01°04'14"E, a distance of 39.95 feet; thence N72°23'06"W, a distance of 127.73 feet; thence S74°53'56"W, a distance of 98.18 feet; thence N00°16'07"E, a distance of 51.85 feet; thence N74°53'56"E, a distance of 99.12 feet; thence S72°23'06"E, a distance of 107.91 feet; thence N34°46'51"W, a distance of 74.60 feet; thence N33°38'49"W, a distance of 189.70 feet; thence N00°34'12"E, a distance of 1701.37 feet; thence N30°37'04"E, a distance of 109.07 feet; thence N36°49'45"E, a distance of 289.05 feet to a point on said East line of the SW 1/4 of Section 28; thence S00°07'58"W, along said East line of the SW 1/4 of Section 28, a distance of 83.67 feet; thence S36°49'45"W, a distance of 219.24 feet; thence S30°37'04"W, a distance of 92.94 feet; thence S00°34'12"W, a distance of 1672.56 feet; thence S33°38'49"E, a distance of 173.81 feet; thence S34°46'51"E, a distance of 89.44 feet; thence S25°42'41"E, a distance of 33.86 feet; thence S04°30'18"E, a distance of 41.91 feet; thence S01°04'14"W, a distance of 44.54 feet to the Point of Beginning.

#81667  
11-11-81

ELLIOTT & ASSOCIATES  
5316 SO. 132nd ST.  
OMAHA, NE 68137

4 Misc

RECEIVED  
1982 JAN -6 AM 8:42  
C. HAROLD OSTLER  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NEBR.

Book 665  
Page 175  
of Misc

Fee 12.25  
Index  
Comped.  
N 28-15-11  
11-51-82

N 34-3521A  
34-13

Exhibit "A"