

AGREEMENT

This agreement is executed this 16th day of February, 1977, between Burt County Public Power District, Tekamah, Nebraska, a political subdivision of the State of Nebraska, hereinafter called the Power District, and Middle Missouri Tribes Natural Resources District, a political subdivision of the State of Nebraska, with its office at Walthill, Nebraska, hereinafter called the NRD, witnesseth:

WHEREAS, the Power District has a right of way easement presently used for an electric transmission line running generally East and West across the farm known as the Frank Ray farm in the Southeast Quarter of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section 13, Township 21, Range 10, Burt County, Nebraska, as shown on the attached map, and

Whereas, the NRD is considering the construction of a flood water detention structure known as Structure 22-A as part of the Tekamah-Mud Creek Watershed Project, which will to some extent flood some of the poles in the above described electric transmission line, and

Whereas, the parties have reached an agreement concerning the disposition of the electric transmission line;

NOW, THEREFORE, in consideration of the sum of Four Hundred and No/100 Dollars, which the NRD agrees to pay to the Power District, the Power District does hereby agree to relocate the above described electric transmission line prior to such time as the same may be flooded, with the understanding that relocation may be delayed by adverse weather or other considerations involving construction of the relocation line and in any event will relocate said line within a reasonable time. The consideration of \$400.00 shall be paid to the Power District upon the completion of relocation of said power line.

This agreement shall be binding upon the parties hereto, their successors and assigns.

In witness whereof the parties have executed this agreement in duplicate on the date first shown.

BURT COUNTY PUBLIC POWER DISTRICT

By *P. W. Breakenridge*  
President



Attest: *Harold A. Nelson*  
Secretary

MIDDLE MISSOURI TRIBES NATURAL RESOURCES DISTRICT

By *Vincent J. Kramer*  
Title:

Attest: *Carl F. Melby*

3000

BURT COUNTY, NEBRASKA  
FILED  
1977 APR 25 AM 8:38  
A. DALE FRENCH  
COUNTY CLERK

Registered at 8:38 A. M. in 7/10. Book 28 Page 413 & 444

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T.B.M. #26 E11143 96, head of tap spike in the north  
toe of C.R. power pole 861-80010-450 N.E. angle  
of T intersection in SW 4 on S. side of T2IN, RIDE

