

MISCELLANEOUS RECORD, No. 82

242066-OMAHA PRINTING CO., OMAHA

EXHIBIT "A"

The line is to be built of two pole structures, called "H" frames, to be spaced generally thirty rods (495 ft) apart, and not less than eighteen rods (297 ft) apart. The poles of the "H" frames are to be set on ten foot centers. On that part of the above described property lying West of the Old river bed and South of the drainage ditch the center line of the "H" frames shall be thirty eight (38) feet South of the North line of said Section four (4). On the balance of above described property lying East of old river bed the center line of "H" frames shall be the North line of said Section four, one pole being five (5) feet South of and the other pole being five (5) feet North of said center line.

State of Nebraska)
)SS.
County of Douglas)

Entered in Numerical Index and filed for Record in the Register of Deeds Office of said County, the 15th day of May, A. D. 1928, at 1:45 o'clock P. M.

Harry Pearce,

Register of Deeds.

Compared by W&R.

29. Contract. } This indenture made this 2nd day of May, 1928, by and between Nebraska Power Company } Nebraska Power Company, a corporation hereinafter called "The Company" and } and Albert Yort and Minnie Yort, Husband and Wife; also known as Albert Albert Yort & Wf. } Yort and Minnie Yort, of the County of Richardson, State of Nebraska, hereinafter called "Grantor".

WITNESSETH: That for and in consideration of \$100.00 receipt whereof is hereby acknowledged by the Grantor and mutual covenants and agreements herein contained the Grantor does hereby grant and convey unto the Company, its lessees, successors, and assigns for a term of Fifty (50) years from date hereof, the right, privilege, easement, authority and right of way to construct, operate and maintain its poles, electric transmission lines, necessary wires, supports, cross arms and other fixtures and appliances over, upon, along and above the following described property, situate in Douglas County, State of Nebraska, to-wit:

West Fifty five (55) acres of South one hundred and twenty (120) acres of Southwest one quarter (SW 1/4) Section 4, Township 15 North, Range 12 East of the 6th P. M.

THE ELECTRIC transmission lines shall be of double pole construction, commonly called "H" frame construction, with a spacing of approximately four hundred feet (400') between structures. The poles of each "H" frame shall be set on ten (10) foot centers, one pole being four (4) feet out in the road along the West side of the above described property and the other pole being Six (6) feet in from the West boundary line of said property.

THE GRANTOR does hereby further grant unto the Company, its lessees, successors and assigns, the right privilege and authority to enter upon and pass over property of the Grantor immediately under and within Fifty (50) feet east of the line for the purpose of constructing, repairing, operating and maintaining said lines and equipment upon the property above described. Company shall always as far as practical confine its operations within the said strip.

THE GRANTOR does hereby further grant unto the Company, its lessees, successors and assigns the right, privilege and authority to trim trees under or within twenty five (25) feet of the Company's lines, and to trim any trees or limbs of trees on either side thereof as would be a hazard to said lines in breaking off and falling over or against said lines.

DURING construction of line Company shall cut down all trees under line, cut main trunks and branches into lengths and distribute them in the ditch East of the line, together with all brush.

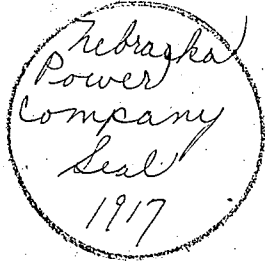
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THE COMPANY shall at all times exercise all due care and diligence to avoid any injury or damage to the crops, livestock and other property of the Grantor and the Company agrees to indemnify and save harmless the Grantor from any and all damage and loss arising or occurring to any person or property by reason of the Company's negligence in the construction, operation and maintenance of said transmission line.

IN WITNESS WHEREOF the parties hereunto have set their hands and seals on the 2nd day of May, 1928.

Attest:

S. E. Schweitzer,
Secretary.



NEBRASKA POWER COMPANY,

By Roy Page,
Ass't. General Manager.

Witnesses:

W. A. Chantry As to - - - Albert Yort

Nildred N. Mills As to - - - Minnie Yort

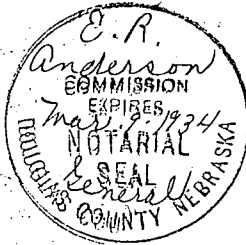
Grantor

State of Nebraska)
)SS.
County of Douglas)

On this 2nd day of May, 1928, before me the undersigned, a Notary Public in and for said County and State, personally appeared Albert York, personally to me known to be the identical persons who signed the foregoing instrument as Grantor and who acknowledged the execution thereof to be his voluntary act and deed for the purpose therein expressed.

WITNESS my hand and notarial seal the date above written.

E. R. Anderson,
Notary Public.



My Commission expires on the 9th day of March, 1934.

State of Nebraska)
)SS.
County of Nemaha)

On this 3rd day of May, 1928, before me the undersigned, a notary Public in and for said County and State, personally appeared Minnie Yort, personally to me known to be the identical person who signed the foregoing instrument as Grantor and who acknowledged the execution thereof to be her voluntary act and deed for the purpose therein expressed.

WITNESS my hand and notarial seal the date above written.

Nildred N. Mills,
Notary Public.



My Commission expires on the 2 day of Aug. 1928.

State of Nebraska)
)SS.
County of Douglas)

Entered in Numerical Index and filed for Record in the Register of Deeds Office of said County, the 15th day of May, A. D. 1928, at 1:45 o'clock P. M.

Harry Pearce,

Register of Deeds.

Compared by W&R.

